

STATE OF NORTH DAKOTA

Journal of the Senate

OF THE

Forty-Sixth Session

OF THE

Legislative Assembly

Begun and held at the Capitol Building at Bismarck
December 5, 6, 7, 1978 and
January 3 to March 29, 1979

WAYNE SANSTEAD
Minot, North Dakota
President of the Senate

LEO LEIDHOLM
Underwood, North Dakota
Secretary of the Senate

MEMBERS OF THE SENATE, 1979

Dist.	County	Name	Address	Business or Occupation	Marital Status	Member During Session of
1	Pt. Williams	Frank Wenstrom	Williston	Banker	Married	1957-59-67-69-71-73-75-77-79
2	Divide, Pt. Burke	George Rait	Noonan	Farmer	Married	1965-67-69-71-73-75-77-79
3	Renville, Pt. Ward	Marvin E. Sorum	Kenmare	Farmer, teacher	Married	1979
4	Mountrail, Pt. Burke	Stanley Wright	Stanley	Owner, Manager of Insurance Agency	Married	1973-75-77-79
5	Pt. Ward	Harold Christensen	Minot	Manager KHRT Radio	Married	1975-77-79
7	Bottineau, Pt. McHenry	Walter C. Erdman	Bottineau	Farmer	Married	1971-73-75-77-79
7	Pierce, Pt. McHenry	Ernest M. Sands	Velva	Dept. Store Owner, Funeral Director	Married	1967-69-73-75-77-79
8	McLean, Pt. Ward	Shirley W. Lee	Turtle Lake	Housewife	Married	1973-75-77-79
9	Rolette, Pt. Towner	Phillip Berube	Rolla	Farmer	Married	1953-55-57-59-61-63-65-67-69-71-73-75-77-79
10	Cavalier, Pt. Towner	Frank Shablow	Langdon	Farmer	Married	1973-75-77-79
11	Pembina, Pt. Walsh	F. Kent Vosper	Neché	Farmer	Married	1975-77-79
12	Benson, Eddy	S.F. "Buckshot" Hoffner	Esmond	Farmer	Married	1973-75-77-79
13	Pt. Cass	Clayton A. Lodoen	West Fargo	Realtor	Married	1977-79
14	Foster, Wells	Steve Farrington	Harvey	Newspaper Publisher	Married	1977-79
15	Pt. Ramsey	Kent Jones	Webster	Farmer	Married	1971-73-75-77-79
16	Pt. Walsh	Harvey D. Tallackson	Grafton	Farm Owner, Insurance Underwriter	Married	1977-79
17	Pt. Grand Forks	Raymon E. Holmberg	Grand Forks	Teacher	Married	1977-79
18	Pt. Grand Forks	Chuck Goodman	Grand Forks	Businessman, Farm Management	Married	1973-75-77-79
19	Pt. Grand Forks, Pt. Nelson, Pt. Walsh	Duane Mutch	Larimore	Bulk Oil Distributor	Married	1959-61-63-65-67-69-71-73-75-79
20	Traill, Pt. Cass, Pt. Grand Forks	Gilman A. Strand	Portland	Farmer	Married	1973-75-77-79
21	Pt. Cass	Herschel Lashkowitz	Fargo	Attorney	Single	1965-75-77-79
22	Pt. Barnes, Pt. Cass	Gary J. Nelson	Cassellton	Farmer	Married	1977-79

23	Griggs, Steele, Pt. Nelson, Pt. Ramsey	James M. Cussons	Cooperstown	Manager Grain Co.	Single	1979
24	Pt. Barnes	Theron L. Strinden	Litchville	Businessman	Married	1967-69-71-73-75-77-79
25	Pt. Richland	Russell T. Thane	Wahpeton	Farmer	Married	1971-73-75-77-79
26	Sargent, Pt. Dickey	James Smykowski	Cayuga	Farmer, Auctioneer	Married	1973-75-77-79
27	Ransom, Pt. Richland	James A. Dotzenod	Wynndmere	Farmer	Single	1979
28	LaMoure, Logan, Pt. Dickey	Claire A. Sandness	LaMoure	Farmer	Married	1973-75-77-79
29	Pt. Stutsman	Robert B. Melland	Jamestown	Businessman	Married	1967-69-71-73-75-77-79
30	Emmons, McIntosh	L.L. "Pete" Naaden	Braddock	Farmer-rancher	Married	1973-75-77-79
31	Kidder, Sheridan, Pt. Burleigh	Harry Iszler	Streeter	Rancher	Married	1973-75-77-79
33	Pt. Burleigh	Bonnie Miller Heinrich	Bismarck	Teacher	Married	1977-79
33	Oliver, Pt. Mercer, Pt. Morton	Robert E. Albers	Hazen	Farmer	Married	1977-79
34	Pt. Morton	Lester J. Schirado	Mandan	Lawyer	Married	1977-79
35	Grant, Sioux, Pt. Morton	Francis Barth	Solen	Farmer-rancher	Married	1971-73-75-77-79
36	Dunn, McKenzie, Pt. Mercer	J. Garvin Jacobson	Alexander	Farmer-rancher	Married	1967-69-71-73-75-77-79
37	Pt. Stark	Jack Olin	Dickinson	Businessman	Married	1979
38	Adams, Hettfenger, Pt. Stark	Adam Krauter	Regent	Farmer	Married	1977-79
39	Billings, Bowman, Golden Valley, Slope, Pt. Stark	Leland H. Roen	Bowman	Farmer-rancher	Married	1957-59-61-63-65-67-69-71-73-79
40 & 50	Pt. Ward	Rolland Redlin	Minot	Banker	Married	1959-61-63-65-73-75-77-79
40 & 50	Pt. Ward	Chester Reiten	Minot	Mayor-Businessman	Married	1973-75-77-79
41	Pt. Ward	Jerome L. Walsh	Minot	Farmer & Businessman	Married	1973-75-77-79
42	Pt. Grand Forks	Charles E. "Chuck" Orange	Grand Forks	Electronic Technician	Single	1977-79
43	Pt. Grand Forks	Stella Fritzell	Grand Forks	Retired Stockbroker	Widowed	1973-75-77-79
44	Pt. Cass	Curtis N. Peterson	Fargo	Project Engineer	Married	1973-77-79
45	Pt. Cass	Donald W. Hanson	Fargo	Businessman	Married	1977-79
46	Pt. Cass	Jens J. Tennesfos	Fargo	Businessman	Married	1977-79
47	Pt. Burleigh	Evan E. Lips	Bismarck	Insurance	Married	1961 to present
48	Pt. Barnes, Pt. Stutsman	David E. Nething	Jamestown	Attorney	Married	1967-69-71-73-75-77-79
49	Pt. Burleigh	I.E. "Esky" Solberg	Bismarck	Consultant	Married	1973-75-77-79

**OFFICERS AND EMPLOYEES
OF THE
SENATE OF NORTH DAKOTA
OF THE
FORTY-SIXTH LEGISLATIVE ASSEMBLY**

NAME	POSITION	ADDRESS
Leo Leidholm	Secretary of the Senate	Underwood
Doris McMahon	Desk Reporter	Bismarck
Olger Sandven	Sergeant-at-Arms	York
J. Vernon Asheim	Assistant Secretary of the Senate	Mohall
Sandra Boehler	Bill Clerk	Bismarck
Mary Alice Simonson	Chief Stenographer & Payroll Clerk	Bismarck
Lyla Flagg	Chief Committee Clerk	Bismarck
Kari Schultz	Appropriations Committee Clerk	McLeod
Debbie Akovenko	Assistant Appropriations Committee Clerk	Bismarck
Mary Kay Eckroth	Committee Clerk	Mandan
Charlotte Kamins	Committee Clerk	Bismarck
Arlene Reich	Committee Clerk	Bismarck
Christine Hill	Committee Clerk	Bismarck
Lorraine Moos	Committee Clerk	Mandan
Adeline Montague	Committee Clerk	Bismarck
Barbara Klein	Committee Clerk	McKenzie
Alice Mehrer	Committee Clerk	Bismarck
Pearl Berget	Committee Clerk	Watford City
Sharon Giese	Assistant to Committee Clerks	Bismarck
Stephen Lee	Calendar Clerk	Arvilla
Ruby Stadick	Chief Page & Bill Book Clerk	Underwood
Gina Smith	Chief Desk Page	Bismarck
Eileen Gerl	Secretary to the President	Mandan
Lois Scherr	Secretary to Majority Floor Leader	Bismarck
Kathy L. Richau	Secretary to Minority Floor Leader	Bismarck
Carl Bjerke	Deputy Sergeant-at-Arms	Lisbon
Sewall Peterson	Assistant Sergeant-at-Arms	Minot
O. Jay Fuglie	Assistant Sergeant-at-Arms	Hettinger
Bradley P. Edin	Assistant Sergeant-at-Arms	Jamestown
Stan Schultz	Assistant Sergeant-at-Arms	McLeod
J. L. Raile	Assistant Sergeant-at-Arms	Wishek
Leatrice Miller	Bill Room Clerk	St. Anthony
Ledores Robey	Bill Room Clerk	Bismarck
Karla Stanley	Journal Room Clerk	Bismarck
Skip Sjothun	Journal Room Clerk	Rutland
Michelle Igoe	Stenographer	Bismarck

Offices and Employees (Continued)

NAME	POSITION	ADDRESS
Melinda Wold	Stenographer	Bismarck
Mary Schmidt	Stenographer	Bismarck
Erma Hauglie	Stenographer	Bismarck
Cheryl Skjeret	Stenographer	Bismarck
Esther Davis	Information Desk	Mandan
Willa Carlson	Chief Telephone Attendant	Bismarck
Gayle Skaaden	Telephone Page	Bismarck
Jeri Kurle	Telephone Attendant	Mandan
Mary Ann Brown	Telephone Attendant	Bismarck
Kelly Whalen	Assistant Desk Page	York
John TeBeest	Parking Lot Attendant	Menoken
Laurie Leingang	Page	Solen
Rosie Anderson	Page	Bismarck
Beth Erickson	Page	Cooperstown
Tom Brigl	Page	Mandan
Klara Huesers	Page	Minot
Roy Paton	Bill Book Clerk	Neche
Robert Evanenko	Bill Book Clerk	Butte
Barry Striegel	Bill Book Clerk	Leith
Jill Schwede	Journal Proofreader	Mandan
Kris Neumann	Journal Proofreader	Cando

SENATE MEMBERS

Dist. County	Name	Address
1 Pt. Williams	Frank Wenstrom	Williston
2 Divide, Pt., Burke, Pt. Williams	George Rait	Noonan
3 Renville, Pt. Ward	Marvin E. Sorum	Kenmare
4 Mountrail, Pt. Burke	Stanley Wright	Stanley
5 Pt. Ward	Harold Christensen	Minot
6 Bottineau, Pt. McHenry	Walter C. Erdman	Bottineau
7 Pierce, Pt. McHenry	Ernest M. Sands	Velva
8 McLean, Pt. Ward	Shirley W. Lee	Turtle Lake
9 Rolette, Pt. Towner	Phillip Berube	Rolla
10 Cavalier, Pt. Towner	Frank Shablow	Langdon
11 Pembina, Pt. Walsh	F. Kent Vosper	Neche
12 Benson, Eddy	S. F. "Buckshot" Hoffner	Esmond
13 Pt. Cass	Clayton A. Lodoen	West Fargo
14 Foster, Wells	Steve Farrington	Harvey
15 Pt. Ramsey	Kent Jones	Webster
16 Pt. Walsh	Harvey D. Tallackson	Grafton
17 Pt. Grand Forks	Raymon E. Holmberg	Grand Forks
18 Pt. Grand Forks	Chuck Goodman	Grand Forks
19 Pt. Grand Forks, Pt. Nelson, Pt. Walsh	Duane Mutch	Larimore
20 Traill, Pt. Cass, Pt. Grand Forks	Gilman A. Strand	Portland
21 Pt. Cass	Herschel Lashkowitz	Fargo
22 Pt. Barnes, Pt. Cass	Gary J. Nelson	Cassellton
23 Griggs, Steele, Pt. Nelson, Pt. Ramsey	James M. Cussons	Cooperstown
24 Pt. Barnes	Theron L. Strinden	Litchville
25 Pt. Richland	Russell T. Thane	Wahpeton
26 Sargent, Pt. Dickey	James Smykowski	Cayuga
27 Ransom, Pt. Richland	James A. Dotzenrod	Wyndmere
28 LaMoure, Logan, Pt. Dickey	Claire A. Sandness	LaMoure
29 Pt. Stutsman	Robert B. Melland	Jamestown
30 Emmons, McIntosh	L. L. "Pete" Naaden	Braddock
31 Kidder, Sheridan, Pt. Burleigh	Harry Iszler	Streeter
32 Pt. Burleigh	Bonnie Miller-Heinrich	Bismarck
33 Oliver, Pt. Mercer, Pt. Morton	Robert E. Albers	Hazen
34 Pt. Morton	Lester J. Schirado	Mandan
35 Grant, Sioux, Pt. Morton	Francis Barth	Solen
36 Dunn, McKenzie, Pt. Mercer	J. Garvin Jacobson	Alexander
37 Pt. Stark	Jack Olin	Dickinson
38 Adams, Hettinger, Pt. Stark	Adam Krauter	Regent
39 Billings, Bowman, Golden Valley, Slope, Pt. Stark	Leland H. Roen	Bowman
40&50 Pt. Ward	Rolland Redlin	Minot
40&50 Pt. Ward	Chester Reiten	Minot
41 Pt. Ward	Jerome L. Walsh	Minot
42 Pt. Grand Forks	Charles E. "Chuck" Orange	Grand Forks
43 Pt. Grand Forks	Stella Fritzell	Grand Forks
44 Pt. Cass	Curtis N. Peterson	Fargo
45 Pt. Cass	Donald W. Hanson	Fargo
46 Pt. Cass	Jens J. Tennefos	Fargo
47 Pt. Burleigh	Evan E. Lips	Bismarck
48 Pt. Barnes, Pt. Stutsman	David E. Nething	Jamestown
49 Pt. Burleigh	I. E. "Eskey" Solberg	Bismarck

House of Representatives

Dist.	County	Name	Address
1	Pt. Williams	Charles Scofield	Williston
1	Pt. Williams	Dean Winkjer	Williston
2	Divide, Pt. Burke, Pt. Williams	Irven Jacobson	Alamo
2	Divide, Pt. Burke, Pt. Williams	Olaf Opedahl	Tioga
3	Renville, Pt. Ward	Richard J. Backes	Glenburn
3	Renville, Pt. Ward	Pauline M. Benedict	Berthold
4	Mountrail, Pt. Burke	Ruth Meiers	Ross
4	Mountrail, Pt. Burke	Larry E. Tinjum	Powers Lake
5	Pt. Ward	Marjorie Kermott	Minot
5	Pt. Ward	Mike Timm	Minot
6	Bottineau, Pt. McHenry	Carlyn Houmann	Westhope
6	Bottineau, Pt. McHenry	Lawrence D. Marsden	Bottineau
7	Pierce, Pt. McHenry	Herman Larson	Rugby
7	Pierce, Pt. McHenry	Fern Lee	Towner
8	McLean, Pt. Ward	Layton Freborg	Underwood
8	McLean, Pt. Ward	Gordon Matheny	Emmet
9	Rolette, Pt. Towner	Allen Richard	Dunseith
9	Rolette, Pt. Towner	Oscar Solberg	Rolla
10	Cavalier, Pt. Towner	Howard Hove	Fairdale
10	Cavalier, Pt. Towner	Eugene Nicholas	Cando
11	Pembina, Pt. Walsh	Charles F. Fleming	Hamilton
11	Pembina, Pt. Walsh	Alice Olson	Cavalier
12	Benson, Eddy	Byron Langley	Warwick
12	Benson, Eddy	Joe B. Leibhan	Esmond
13	Pt. Cass	L.E. Berger	West Fargo
13	Pt. Cass	Florenz Bjornson	West Fargo
14	Foster, Wells	Kelly P. Boyum	Carrington
14	Foster, Wells	Arthur Melby	Harvey
15	Pt. Ramsey	Gordon Berg	Devils Lake
15	Pt. Ramsey	Charles F. Mertens	Devils Lake
16	Pt. Walsh	William E. Gorder	Grafton
16	Pt. Walsh	Harley R. Kingsbury	Grafton
17	Pt. Grand Forks	Burness J. Reed	Grand Forks
17	Pt. Grand Forks	Elaine Vig	Grand Forks
18	Pt. Grand Forks	Tom Kuchera	Grand Forks
18	Pt. Grand Forks	Earl Strinden	Grand Forks
19	Pt. Grand Forks, Pt. Nelson, Pt. Walsh	Oben Gunderson	McCanna
19	Pt. Grand Forks, Pt. Nelson, Pt. Walsh	Enoch Thorsgard	Northwood
20	Traill, Pt. Cass, Pt. Grand Forks	Peter Lipsiea	Mayville
20	Traill, Pt. Cass, Pt. Grand Forks	Malcolm S. Tweten	Buxton
21	Pt. Cass	Paul L. DuBord	Fargo
21	Pt. Cass	Tish Kelly	Fargo
22	Pt. Barnes, Pt. Cass	Joe Peltier	Arthur
22	Pt. Barnes, Pt. Cass	Francis E. "Hank" Weber	Casselton
23	Griggs, Steele, Pt. Nelson, Pt. Ramsey	Arvid E. Hedstrom	Tolna

House of Representatives (Continued)

Dist.	County	Name	Address
23	Griggs, Steele, Pt. Nelson, Pt. Ramsey	Robert Jacobsen	Luverne
24	Pt. Barnes	Don Berge	Litchville
24	Pt. Barnes	Frank Larson	Valley City
25	Pt. Richland	Dayle Dietz	Wahpeton
25	Pt. Richland	Roy Hausauer	Wahpeton
26	Sargent, Pt. Dickey	John D. Crabtree	Ellendale
26	Sargent, Pt. Dickey	LeRoy Erickson	DeLamere
27	Ransom, Pt. Richland	Lawrence Dick	Englevale
27	Ransom, Pt. Richland	Ralph C. Dotzenrod	Wyndmere
28	LaMoure, Logan, Pt. Dickey	Jim Brokaw	Forbes
28	LaMoure, Logan, Pt. Dickey	William Gackle	Kulm
29	Pt. Stutsman	Gordon Larson	Valley City
29	Pt. Stutsman	Elmer Retzer	Cleveland
30	Emmons, McIntosh	William E. Kretschmar	Venturia
30	Emmons, McIntosh	Wilbur VanderVorst	Hague
31	Kidder, Sheridan, Pt. Burleigh	Theodore A. Lang	Sterling
31	Kidder, Sheridan, Pt. Burleigh	Orville Schindler	McClusky
32	Pt. Burleigh	Serenus Hoffner	Bismarck
32	Pt. Burleigh	Roger Koski	Bismarck
33	Oliver, Pt. Mercer, Pt. Morton	Ronald E. Gunsch	Zap
33	Oliver, Pt. Mercer, Pt. Morton	Ralph Hickle	Center
34	Pt. Morton	James Gerl	Mandan
34	Pt. Morton	Corliss Mushik	Mandan
35	Grant, Sioux, Pt. Morton	Walter A. Meyer	Flasher
35	Grant, Sioux, Pt. Morton	Emil J. Riehl	Raleigh
36	Dunn, McKenzie, Pt. Mercer	Ralph M. Christensen	Watford City
36	Dunn, McKenzie, Pt. Mercer	Jack Murphy	Killdeer
37	Pt. Stark	William J. Lardy	Dickinson
37	Pt. Stark	Francis J. Wald	Dickinson
38	Adams, Hettinger, Pt. Stark	Kenneth Knudson	Taylor
38	Adams, Hettinger, Pt. Stark	Clarence Martin	Lefor
39	Billings, Bowman, Golden Valley, Slope, Pt. Stark	Rick Maixner	New England
39	Billings, Bowman, Golden Valley, Slope Pt. Stark	Kenneth N. Thompson	Beach
40&50	Pt. Ward	Brynhild Haugland	Minot
40&50	Pt. Ward	Douglas Mattson	Minot
40&50	Pt. Ward	Jim Peterson	Minot
40&50	Pt. Ward	Royden D. Rued	Minot
41	Pt. Ward	Mikel J. Walsh	Minot
41	Pt. Ward	Janet Wentz	Minot
42	Pt. Grand Forks	Glenn Pomeroy	Grand Forks
42	Pt. Grand Forks	Wayne K. Stenehjem	Grand Forks
43	Pt. Grand Forks	Rosie Black	Grand Forks
43	Pt. Grand Forks	Henry C. "Bud" Wessman	Grand Forks
44	Pt. Cass	Jean E. Herman	Fargo

House of Representatives (Continued)

Dist.	County	Name	Address
44	Pt. Cass	Craig M. Richie	Fargo
45	Pt. Cass	James W. Kennelly	Fargo
45	Pt. Cass	Steven J. Swiontek	Fargo
46	Pt. Cass	Aloha Eagles	Fargo
46	Pt. Cass	Richard Kloubec	Fargo
47	Pt. Burleigh	Pat Conmy	Bismarck
47	Pt. Burleigh	Vernon E. Wagner	Bismarck
48	Pt. Barnes, Pt. Stutsman	Lyle L. Hanson	Jamestown
48	Pt. Barnes, Pt. Stutsman	Michael Unhjem	Jamestown
49	Pt. Burleigh	Alvin Hausauer	Bismarck
49	Pt. Burleigh	Robert W. Martinson	Bismarck

Organizational and Orientation Session December 5, 6, 7, 1978

Journal of the Senate

Forty-sixth Legislative Assembly

FIRST DAY

Bismarck, December 5, 1978

At the hour of nine o'clock A.M., on the fifth day of December, 1978, according to the Constitution and Statutes of the State of North Dakota, the holdover members and members elected to the Senate of the Forty-Sixth Legislative Assembly of the State of North Dakota, assembled in the North Dakota State Capitol Building at Bismarck, North Dakota, and were called to order by the Honorable Wayne G. Sanstead, Lieutenant Governor of the State of North Dakota.

COMMUNICATIONS

The list of the qualified members as certified by the Secretary of State was read by the 1977 Secretary of the Senate, Leo Leidholm, as follows:

Secretary of the Senate
Forty-Sixth Legislative Assembly
Bismarck, North Dakota 58505
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 Sixth Legislative Assembly of the State of North Dakota:

Dist. County	Name	Address
1. Pt. Williams	Frank A. Wenstrom	Williston
3. Renville, Pt. Ward	Marvin E. Sorum	Kenmare
5. Pt. Ward	Hal Christensen	Minot
7. Pierce & Pt. McHenry	Ernest M. Sands	Velva
9. Rolette & Pt. Towner	Phillip Berube	Rolla
11. Pembina & Pt. Walsh	Kent Vosper	Neché
13. Pt. Cass	Clayton A. Lodoen	W. Fargo
15. Pt. Ramsey	Kent Jones	Webster
17. Pt. Grand Forks	Raymon E. Holmberg	Grand Forks
19. Pt. Grand Forks, Pt. Nelson, Pt. Walsh	Duane Mutch	Larimore
21. Pt. Cass	Herschel Lashkowitz	Fargo

Dist.	County	Name	Address
23.	Griggs, Steele, Pt. Nelson, Pt. Ramsey	James M. Cussons	Cooperstown
25.	Pt. Richland	Russell Thane	Wahpeton
27.	Ransom, Pt. Richland	James A. Dotzenrod	Wyndmere
29.	Pt. Stutsman	Robert B. Melland	Jamestown
31.	Kidder, Sheridan, Pt. Burleigh	Harry Iszler	Streeter
33.	Pt. Mercer, Oliver, Pt. Morton	Robert Albers	Hazen
35.	Grant, Sioux, Pt. Morton	Francis Barth	Solen
37.	Pt. Stark	Jack Olin	Dickinson
39.	Billings, Bowman, Golden Valley, Slope, Pt. Stark	Leland Roen	Bowman
41.	Pt. Ward	Jerome Walsh	Minot
43.	Pt. Grand Forks	Stella Fritzell	Grand Forks
45.	Pt. Cass	Donald W. Hanson	Fargo
47.	Pt. Burleigh	Evan E. Lips	Bismarck
49.	Pt. Burleigh	I. E. "Eskey" Solberg	Bismarck

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 1st day of December, 1978.

GREAT SEAL

BEN MEIER
Secretary of State
State of North Dakota

Secretary of the Senate
Forty-Sixth Legislative Assembly
Bismarck, North Dakota 58505

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 the hold-over Senators, elected at the general election in 1976, and duly qualified by the forty-fifth Legislative Assembly.

Dist.	County	Name	Address
2.	Divide, Pt. Williams, Pt. Burke	George Rait	Noonan
4.	Pt. Burke, Mountrail	Stanley Wright	Stanley
6.	Bottineau & Pt. McHenry	Walter Erdman	Bottineau
8.	McLean & Pt. Ward	Shirley W. Lee	Turtle Lake
10.	Cavalier & Pt. Towner	Frank Shablow	Langdon
12.	Benson, Eddy	S.F. (Buckshot) Hoffner	Esmond
14.	Foster, Wells	Stephen H. Farrington	Harvey
16.	Pt. Walsh	Harvey D. Tallackson	Grafton
18.	Pt. Grand Forks	C.W. "Chuck" Goodman	Grand Forks
20.	Trail, Pt. Cass Pt. Grand Forks	Gilman Strand	Portland
22.	Pt. Cass, Pt. Barnes	Gary J. Nelson	Casselton
24.	Pt. Barnes	Theron L. Strinden	Litchville
26.	Dickey, Sargent	James Smykowski	Cayuga
28.	LaMoure, Logan, Pt. Dickey	Claire A. Sandness	LaMoure
30.	Emmons, McIntosh	L.L. (Pete) Naaden	Braddock

Dist. County	Name	Address
32. Pt. Burleigh	Bonnie Miller	Bismarck
34. Pt. Morton	Lester J. Schirado	Mandan
36. Dunn, McKenzie, Pt. Mercer	J. Garvin Jacobson	Alexander
38. Adams, Hettinger, Pt. Stark	Adam Krauter	Regent
40. & 50. Combined, Pt. Ward	Chet Reiten	Minot
	Rolland Redlin	Minot
42. Pt. Grand Forks	Charles "Chuck" Orange	Grand Forks
44. Pt. Cass	Curtis N. Peterson	Fargo
46. Cass, Pt.	Jens J. Tennefos	Fargo
48. Pt. Stutsman, Pt. Barnes	David E. Nething	Jamestown
50 & 40 Combined		

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 1st day of December, 1978.

BEN MEIER
 Secretary of State
 State of North Dakota

GREAT SEAL

ROLL CALL

Roll call revealed all members present except Senator Peterson.
 Those present were:

Albers	Iszler	Nelson	Smykowski
Barth	Jacobson	Nething	Solberg
Berube	Jones	Olin	Sorum
Christensen	Krauter	Orange	Strand
Cussons	Lashkowitz	Rait	Strinden
Dotzenrod	Lee	Redlin	Tallackson
Erdman	Lips	Reiten	Tennefos
Farrington	Lodoen	Roen	Thane
Fritzell	Melland	Sandness	Vosper
Goodman	Miller	Sands	Walsh
Hanson	Mutch	Schirado	Wenstrom
Hoffner	Naaden	Shablow	Wright
Holmberg			

Absent:
 Peterson

A quorum was declared by the President:

NOTICE OF PETITION

Senator Nething announced that a Petition had been received from the Office of the Secretary of State and requested that such Petition be read into the record, which request was granted.

State of North Dakota
 DEPARTMENT OF STATE
 Bismarck

December 5, 1978

Lt. Gov. Wayne Sanstead
 President of the Senate
 Capitol Building
 Bismarck, ND 58505
 Dear Sir:

This is to certify that the Secretary of State received the contest of Senate seat petition from Kenneth Morgan on December 4, 1978 and herewith forward the same to the State Senate.

This 5th day of December, 1978.

Sincerely yours,
 BEN MEIER
 Secretary of State
 ROBERT R. SCHAIBLE
 Deputy

IN THE MATTER OF THE CONTEST FOR THE)
 SENATE SEAT FOR THE 27TH DISTRICT,)
 RICHLAND-RANSOM COUNTIES, 46TH NORTH) PETITION OF SENATOR
 DAKOTA LEGISLATIVE ASSEMBLY, STATE OF) KEN MORGAN
 NORTH DAKOTA.)

TO: THE NORTH DAKOTA STATE SENATE, 46TH LEGISLATIVE
 ASSEMBLY, SECRETARY OF STATE BEN MEIER, THE ATTORNEY
 GENERAL ALLEN I. OLSON, AND JAMES DOTZENROD

STATE OF NORTH DAKOTA)
) ss.
 COUNTY OF CASS)

KEN MORGAN, being first duly sworn under oath deposes and states that he has personal knowledge of the following:

1. This is an Application or Petition to the North Dakota Senate contesting the seating of James Dotzenrod as Senator from the 27th District and the Petitioner hereby contest the right of said James Dotzenrod to hold the Senate seat and the Senate has jurisdiction over the subject matter and parties pursuant to Section 47 of the North Dakota Constitution and Section 54-03-07, N.D.C.C. See, also **State ex rel. Olson v. Thompson**, 248 N.W. 2d 347 (N.D.1976), **State v. District Court of Sixth Judicial District**, 271 N.W. 137 (N.D.1937); and **Kuhn v. Beede**, 249 N.W.2d 230 (N.D.1976).

2. James Dotzenrod applied for a recount over the applicant's 1 vote majority in the General Election pursuant to 16-13-47.1, N.D.C.C. which recount was conducted by Judge Larry M. Hatch of the Third Judicial District in Wahpeton on Monday, November 27, 1978, with the following results:

Richland County		Ransom County	
Morgan	1137	Morgan	1311
Dotzenrod	1114	Dotzenrod	1340

This recount gave Dotzenrod a 6 vote majority.

3. In Richland County, Liberty Grove Township, the canvassing board counted 53 votes, 22 for the applicant and 31 for Dotzenrod. In the recount applicant challenged 21 votes for Dotzenrod on the grounds that the election official had not used the "official stamp", which ballots were stamped with the primary stamp and the date on the stamp was September 5, 1978, which was the Primary. In the recount these 21 votes were marked as Liberty Grove Township Morgan Exhibit 4. In addition, Exhibit 5 was marked indicating that the County Auditor had sent the election supplies including the General Election November 7, 1978 stamp to the election officials of Liberty Grove Township after the September 5, 1978 Primary Election, and pursuant to law. Judge Hatch ruled that these

ballots should be counted and it is Petitioner's contention that this was a serious legal error. In addition, Dotzenrod contested 14 Morgan ballots, denominated by Exhibit 9, on the same grounds and for the same reason. It is Petitioner's contention that all of these ballots ought to have been ruled invalid which would have meant 7 additional votes for the Petitioner or 1 in excess of a majority making him the State Senator. Three North Dakota Statutes require the invalidation of these ballots: 16-11-11, 16-12-04, and 16-13-01, N.D.C.C. The first statute requires that the ballot be stamped as an "official ballot" and the stamp contain "the date of the election." The second statute makes it mandatory that before delivering ballots to electors in Liberty Grove Township the inspector is required to stamp the ballot with the designation "official ballot" and the other words provided in the first statute which requires the date of the election, November 7, 1978, not September 5, 1978. The third statute, 16-13-01, N.D.C.C., provides in clear language that if a ballot is not endorsed with the official stamp the "ballot shall be void and should not be counted." Three North Dakota Supreme Court cases sustain the proposition that these ballots should not have been counted: **Weber v. O'Connell**, 215 N.W. 539 (1927), **Torkelson v. Byrne**, 276 N.W. 134 (1937), and **Kuhn v. Beede**, 249 N.W. 2d 230 (1976).

4. In Richland County in the precincts of Homestead, Brightwood Township and Lidgerwood City, Precinct No. 2, 3 absentee voter ballots were counted for Dotzenrod though they had neither official stamps nor initials in plain violation of Section 16-13-01 (1), N.D.C.C. and contrary to **Kuhn v. Beede** cited above in which the Supreme Court clearly held that the mandatory endorsement requirements of an official stamps and initials set out in Section 16-13-01 (1) applies to absent voter ballots. 2 absentee voter ballots in Richland County in Danton and Grant precincts were counted for Morgan but there would be a net of 1 in favor of Morgan.

5. There were other errors in the counting of the ballots and the accepting or rejection of same.

6. The applicant therefore clearly is the winner in the Legislative race by a minimum of majority of 2 votes, and if the absentee voter ballots are disregarded with a clear majority of 1 vote.

WHEREFORE, Petitioner respectfully requests that said contest be determined by the Senate of the State of North Dakota, 46th Legislative Assembly.

Dated this 1st day of December, 1978.

Ken Morgan

SUBSCRIBED AND SWORN to before me this 1st day of December, 1978.

Norma Anderson, Notary Public
Cass County, North Dakota
My commission expires: 1 /7/80

(SEAL)

MOTION

Senator Nething moved that Senator Dotzenrod be seated provisionally subject to the outcome of the contest that is now before the Senate, which motion prevailed on a voice vote.

OATH OF OFFICE

Senator Nething moved that a committee of two be appointed to escort Associate Justice Paul Sand 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, which motion prevailed. The President ap-

pointed as such committee, Senators Sands and Rait. Associate Justice Sand was escorted to the rostrum and administered the Oath of Office to the newly elected Senators.

Prayer was offered by Rev. DeVern Schwenn, Pastor, First United Methodist Church.

O Lord, Bless, We Pray, the leaders of this great state of ours. Strengthen the men and women in this legislature. Place within them the spirit to want to do right, the wisdom to know what is right and the courage to stand for right. Save them, O God, from themselves, from friends and those who give poor advice. Help them to place the welfare of others above personal ambition. In the midst of issues that are complex give them common sense; in ideological struggles give them moral and spiritual fortitude.

Forgive us all for our mistakes and blunders of the past. Take away the pride that prevents us from admitting them. Make us strong enough to learn from our past errors and the criticisms of other. Amen.

Legislative packets and other materials were distributed and explained to the Senate members.

Senator Nething moved that the Senate stand in recess until 1:30 P.M., which motion prevailed.

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

MOTIONS

Senator Nething moved that the name of Leo Leidholm of McLean County be placed in nomination for the office of Secretary of the Senate. Senator Thane 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, 48; nays, 0; absent and not voting, 2.

Those voting for Leo Leidholm were:

Albers	Holmberg	Naaden	Smykowski
Barth	Iszler	Nelson	Solberg
Berube	Jacobson	Nething	Sorum
Christensen	Jones	Olin	Strand
Cussions	Krauter	Orange	Strinden
Dotzenrod	Lashkowitz	Rait	Tallackson
Erdman	Lee	Redlin	Tennefos
Farrington	Lips	Reiten	Thane
Fritzell	Lodoen	Roen	Vosper
Goodman	Melland	Sandness	Walsh
Hanson	Miller	Schirado	Wenstrom
Hoffner	Mutch	Shablow	Wright

Absent and not voting:

Peterson Sands

Leo Leidholm was declared elected Secretary of the Senate.

President Sanstead then administered the Oath of Office to the Secretary of the Senate.

Senator Nething moved that the name of Doris McMahon of Burleigh County be placed in nomination for the office of Desk Reporter of the Senate. Senator Thane moved that nominations cease, which motion prevailed.

ROLL CALL

The question being on the selection of Doris McMahon as Desk Reporter of the Senate, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

Those voting for Doris McMahon were:

Albers	Iszler	Nelson	Smykowski
Barth	Jacobson	Nething	Solberg
Berube	Jones	Olin	Sorum
Christensen	Krauter	Orange	Strand
Cussons	Lashkowitz	Rait	Strinden
Dotzenrod	Lee	Redlin	Tallackson
Erdman	Lips	Reiten	Tennefos
Farrington	Lodoen	Roen	Thane
Fritzell	Melland	Sandness	Vosper
Goodman	Miller	Sands	Walsh
Hanson	Mutch	Schirado	Wenstrom
Hoffner	Naaden	Shablow	Wright
Holmberg			

Those absent and not voting:

Peterson

Doris McMahon was declared elected Desk Reporter of the Senate.

President Sanstead then administered the Oath of Office to the Desk Reporter.

Senator Nething moved that the name of Olger Sandven, Benson County be placed in nomination for the office of Sergeant-at-Arms of the Senate. Senator Thane moved that nominations cease, which motion prevailed.

ROLL CALL

The question being on the selection of Olger Sandven as Sergeant-at-Arms of the Senate, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

Those voting for Olger Sandven were:

Albers	Iszler	Nelson	Smykowski
Barth	Jacobson	Nething	Solberg
Berube	Jones	Olin	Sorum
Christensen	Krauter	Orange	Strand
Cussons	Lashkowitz	Rait	Strinden
Dotzenrod	Lee	Redlin	Tallackson
Erdman	Lips	Reiten	Tennefos
Farrington	Lodoen	Roen	Thane
Fritzell	Melland	Sandness	Vosper
Goodman	Miller	Sands	Walsh
Hanson	Mutch	Schirado	Wenstrom
Hoffner	Naaden	Shablow	Wright
Holmberg			

Absent and not voting:

Peterson

Olger Sandven was declared elected Sergeant-at-Arms of the Senate.

President Sanstead then administered the Oath of Office to the Sergeant-at-Arms.

ELECTION OF PRESIDENT PRO-TEM

Senator Lodoen: Mr. President, members of the Senate, I would like to place in nomination the name of my distinguished colleague from the 24th

District, Senator Theron Strinden.

Senator Orange: Mr. President, members of this body, I have the honor and privilege of placing in nomination a man that we all know and respect, the Senator from District 10, Frank Shablow.

ROLL CALL

The question being on the selection of President Pro Tem, the roll was called and there were 34 votes for Strinden, 15 votes for Shablow, absent and not voting 1.

Those voting for Strinden were:

Albers	Jacobson	Nothing	Solberg
Christensen	Jones	Olin	Sorum
Cussons	Lee	Reiten	Strand
Farrington	Lips	Roen	Tennefos
Fritzell	Lodoen	Sandness	Thane
Goodman	Melland	Sands	Vosper
Hanson	Mutch	Shablow	Wenstrom
Holmberg	Naaden	Smykowski	Wright
Iszler	Nelson		

Those voting for Shablow were:

Barth	Hoffner	Orange	Strinden
Berube	Krauter	Rait	Tallackson
Dotzenrod	Lashkowitz	Redlin	Walsh
Erdman	Miller	Schirado	

Absent and not voting:

Peterson

Senator Strinden was elected President Pro-Tem.

Senator Shablow: Ladies and gentlemen of the Senate, first of all I would like to thank the Senator from the 42nd district for nominating me and all the nice things he said about me, and I would like to thank those who voted for me. Secondly I would like to compliment the Senator from the 24th District on his election to this very important position. I am sure he has the qualifications and the ability to do an excellent job when he is called upon to serve as President of the Senate. I would move that a unanimous ballot be cast for the Senator from the 24th district as President Pro Tem, which motion prevailed.

MOTION

Senator Nothing: Mr. President, I move that a committee of two be appointed to escort the newly elected President Pro-Tem to the rostrum. The motion prevailed and the President appointed as such committee, Senators Lodoen and Shablow. President Pro Tem Strinden was escorted to the rostrum and President Sanstead then administered the Oath of Office.

Senator Strinden: Mr. President, ladies and gentlemen of the Senate, I certainly appreciate the remarks of my worthy opponent, Senator Shablow, we have been associated in this body for a good number of years. I appreciate the support of the members of this Senate and I certainly pledge to you that should the occasion arise where I will preside over this body that I will do so in the most fair and equitable way that I know. Thank you very much.

MOTION

Senator Nothing moved that the Rules of the Forty-fifth Legislative Assembly, with amendments, be adopted as the temporary rules of this body, which motion prevailed.

SELECTION OF SENATE SEATS

President Sanstead announced that Senate seats will be selected by the seniority table as follows:

Majority Leader David Nething
 Assistant Majority Leader Russell Thane
 Minority Leader E.F. "Buckshot" Hoffner
 Assistant Minority Leader Rolland Redlin

1979

MEMBERS OF SENATE
(1979 Session not included)

Senate Seniority Table:

Name	Sessions Served	Total Senate Sessions	Total Legislative Sessions
Berube, Phillip	1953-55-57-59-61-63-65-67-69-71-73-75-77	13	
Roen, Leland	(House 1951-53-55)-57-59-61-63-65-67-69-71-73	9	12
Lips, Evan	1961-63-65-67-69-71-73-75-77	9	
Mutch, Duane	1959-61-63-65-67-69-71-73-75	9	
Wenstrom, Frank	1957-59-67-69-71-73-75-77	8	
Rait, George	1965-67-69-71-73-75-77	7	
Strinden, Theron	1963-65-69-71-73-75-77	7	
Jacobson, J. Garvin	(1963 House)-67-69-71-73-75-77	6	7
Melland, Robert	1967-69-71-73-75-77	6	
Nething, David	1967-69-71-73-75-77	6	
Redlin, Rolland	1959-61-63-73-75-77	6	
Sands, Ernest	1967-69-73-75-77	5	
Barth, Francis	1971-73-75-77	4	
Erdman, Walter	1971-73-75-77	4	
Jones, H. Kent	(House 1967-69)-71-73-75-77	4	6
Thane, Russell	1971-73-75-77	4	
Fritzell, Stella	1973-75-77	3	
Goodman, Charles	1973-75-77	3	
Hoffner, S.F.	(House 1963-65-69-71)-73-75-77	3	7
Iszler, Harry	1973-75-77	3	
Lashkowitz, Herschel	1965-75-77	3	
Lee, Shirley	1973-75-77	3	
Naaden, Lawrence	1973-75-77	3	
Reiten, Chester	1973-75-77	3	
Sandness, Claire	(House 1967-69-71)-73-75-77	3	6
Shablow, Frank	(House 1961-63-65-71)-73-75-77	3	7
Smykowski, James	1973-75-77	3	
Solberg, I.E.	1973-75-77	3	
Strand, Gilman	1973-75-77	3	
Wright, Stanley	1973-75-77	3	
Christensen, Harold	(House 1973)-75-77	2	3
Olin, Jack	(House 1973-75)		2
Peterson, Curtis	1973-77	2	
Vosper, Kent	1975-77	2	
Walsh, Jerome	(House 1971)-75-77	2	3

1979
MEMBERS OF SENATE
(1979 Session not included)

Name	Sessions Served	Total Senate Sessions	Total Legis- lative Sessions
Albers, Robert	1977	1	
Farrington, Stephen	(House 1975)-77	1	2
Hanson, Donald	1977	1	
Holmberg, Raymon	1977	1	
Krauter, Adam	1977	1	
Lodoen, Clayton	(House 1973)-77	1	2
Miller Heinrich, Bonnie	1977	1	
Nelson, Gary	1977	1	
Orange, Charles "Chuck"	(House 1973-75)-77	1	3
Schirado, Lester	1977	1	
Tallackson, Harvey	1977	1	
Tennefos, Jens	(House 1975)-77	1	2
Cussons, James		0	
Dotzenrod, James		0	
Sorum, Marvin		0	

PROCEDURAL COMMITTEES

Senator Nething 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 appointed as such committee, Senators Jacobson, Fritzell and Rait.

Senator Nething moved that a committee of seven be appointed to form, with the Majority Floor Leader, the Committee on Committees, which motion prevailed. The President appointed as such committee, Senators Nething, chairman, Thane, Smykowski, Farrington, Jacobson, Jones, Hoffner and Walsh.

Senator Nething moved that a committee of eight be appointed to act as a Committee on Employment, which motion prevailed. The President appointed as such committee, Senators Thane chairman, Smykowski, Strinden, Solberg, Iszler, Barth, Krauter and Orange.

FIRST READING OF A SENATE RESOLUTION

Senator Nething introduced:

Senate Resolution No. 1. A resolution relating to the election contest in the Twenty-seventh Legislative District.

MOTION

Senator Nething moved that the rules be suspended, that Senate Resolution No. 1 not be printed as a bill, but placed in the Journal, and that a copy of the resolution be distributed to each Senator. Further that said resolution not be referred to a standing committee, but referred to the Select Committee as called for within this body.

Senator Hoffner moved that the Senate do not adopt the Select Committee.

ROLL CALL

The question being on the motion to adopt Senate Resolution No. 1, the roll was called and there were ayes, 35; nays, 14; absent and not voting, 1.

Those voting aye were:

Albers	Jacobson	Nothing	Sorum
Christensen	Jones	Olin	Strand
Cussons	Lee	Redlin	Strinden
Farrington	Lips	Reiten	Tennefos
Fritzell	Lodoen	Roen	Thane
Goodman	Melland	Sandness	Vosper
Hanson	Mutch	Sands	Wenstrom
Holmberg	Naaden	Smykowski	Wright
Iszler	Nelson	Solberg	

Those voting nay were:

Barth	Hoffner	Orange	Shablow
Berube	Krauter	Rait	Tallackson
Dotzenrod	Lashkowitz	Schirado	Walsh
Erdman	Miller		

Absent and not voting:

Peterson

Senate Resolution No. 1 was adopted.

SELECT COMMITTEE ON ELECTIONS

President Sanstead appointed to the Select Committee on Elections Senators Lips, Wenstrom, Lee, Tennefos, Redlin and Schirado.

SENATE RESOLUTION NO. 1

Introduced by Senator Nothing.

1 A resolution relating to the election contest in the Twenty-

2 seventh Legislative District.

3 WHEREAS, Kenneth Morgan of Walcott in Richland County,

4 Twenty-seventh Legislative District, has filed with the

5 Secretary of State a contest challenging and contesting the

6 election of James Dotzenrod of Wyndmere in the Twenty-seventh

7 Legislative District; and

8 WHEREAS, such Notice of Contest has been served upon

9 James Dotzenrod and other appropriate parties; and

10 WHEREAS, James Dotzenrod should have until December 11,

11 1978, to answer said notice; and

12 WHEREAS, such Notice of Contest has been brought to the

13 attention of the Senate and a committee should be appointed to

14 investigate the contested election; and

15 WHEREAS, the charges contained in said Notice of Contest

16 should also be investigated by the Senate;

17 NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF

17a THE STATE

18 OF NORTH DAKOTA:

19 That a committee of six be appointed which shall have all

20 power and authority necessary to investigate the charges

21 contained in such Notice of Contest, which shall specifically

22 include the following powers and authority:

23 1. Authority to subpoena witnesses;

Page 2

1 2. Subpoena public and private records;

2 3. To administer oaths or affirmations to all witnesses;

3 4. To apply to the Senate for the punishment of any

4 witnesses for contempt or for any disobedience of a

- 5 subpoena, refusal to be sworn or to make an
6 affirmation, or fail to answer as a witness;
7 5. To reduce the testimony to writing as the committee
8 deems it advisable and to employ the necessary
9 personnel to accomplish this;
10 6. To conduct hearings at such places, dates, or hours
11 as the committee may deem necessary;
12 7. To employ such personnel or other assistants as the
13 committee may deem necessary;
14 8. To institute the necessary proceedings to make
15 available to the committee election records, ballots,
16 and other related material; and
17 9. To report to the Senate its recommendations for
18 resolution of the contest by January 4, 1979.
19 BE IT FURTHER RESOLVED, that the expenses of such
20 investigation as may be incurred by the committee to carry on
21 this investigation be paid from the legislative appropriation,
22 including subpoena fees and mileage and that the fees of the
23 witnesses and mileage be at the rates provided for witnesses
24 appearing in district court.

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

The committee from the House of Representatives was received and informed the Senate that the House has organized and is prepared to carry out its constitutional functions.

Senator Nething announced that there will be a joint session with the House immediately and that the Senate will recess until 9:00 A.M., Wednesday, December 6, 1978, which motion prevailed.

LEO LEIDHOLM, Secretary

**Second Day of
Legislative Organizational Session
Journal of the Senate
Forty-sixth Legislative Assembly**

Bismarck, December 6, 1978

The Senate convened at 9:00 A.M., pursuant to recess taken, with President Sanstead presiding.

The roll was called and all members were present except Senator Peterson.

A quorum was declared by the President.

Senator Nething announced that there will be a Joint Session in the House and that the Senate will recess until 9:00 A.M., Thursday, December 7, 1978, which motion prevailed.

LEO LEIDHOLM, Secretary

**Third Day of
Legislative Organizational Session**

Journal of the Senate

Forty-sixth Legislative Assembly

Bismarck, December 7, 1978

The Senate convened at 9:00 A.M., pursuant to recess taken, with President Sanstead presiding.

The roll was called and all members were present except Senators Jones, Naaden and Peterson.

A quorum was declared by the President.

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

PROCEDURAL COMMITTEES

Senator Nething moved that a committee of six be appointed to act as the Committee on Delayed Bills, which motion prevailed. The President appointed as such committee, Senators Naaden, Nelson, Mutch, Albers, Redlin and Erdman.

Senator Nething moved that a committee of three be appointed to act as the Committee on Arrangements for Senate Committee Rooms, which motion prevailed. The President appointed as such committee, Senators Hanson, Melland, Rait.

Senator Nething moved that a committee of three be appointed to act as the Committee on Correction and Revision of the Journal, which motion prevailed. The President appointed as such committee Senators Tenefos, Cussons and Shablow.

Senator Nething moved that a committee of five be appointed to act as the Committee on Enrolling and Engrossing, which motion prevailed. The President appointed as such committee, Senators Peterson, Olin, Fritzell, Dotzenrod and Schirado.

Senator Nething moved that a committee of nine be appointed to act as the Committee on Senate and Joint Rules, which motion prevailed. The President appointed as such committee, Senators Thane, Nething, Strinden, Sands, Melland, Smykowski, Hoffner, Lashkowitz and Barth.

Senator Nething moved that a committee of three be appointed to act as a committee on Photography, which motion prevailed. The President appointed as such committee, Senators Vosper, Albers and Tallackson.

Senator Nething moved that a committee of three be appointed to act with a like committee from the House, as the State Officials' Reception Committee, which motion prevailed. The President appointed as such committee, Senators Lee, Roen and Berube.

Senator Nething announced that there will be a Joint Session with the House, and that the Senate will recess until 1:30 P.M. this afternoon, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

COMMUNICATION

December 7, 1978

Honorable Wayne Sanstead
 President
 North Dakota State Senate
 Dear President Sanstead:

Upon further consideration of my position and taking into account advice of counsel, I hereby request that you withdraw my notice of contest filed with the Senate on Tuesday, December 5, 1978.

I am taking this action with the principal aim of reserving to myself the clear opportunity to continue with the judicial action which commenced with the recount proceeding in Legislative District No. 27.

Mr. President, I would appreciate your prompt attention to this withdrawal request.

Sincerely,
 Kenneth L. Morgan

MOTIONS

Senator Nething moved that the Senate accept Mr. Kenneth L. Morgan's request that his notice of contest filed on Tuesday, December 5, 1978, be withdrawn, reserving to Mr. Morgan the opportunity to pursue his rights under Section 47 of the North Dakota Constitution, which motion prevailed on a voice vote.

Senator Nething moved that the select committee appointed pursuant to Senate Resolution No. 1, finding the question before it moot be discharged. There being no objection, it was so ordered by the President.

REPORT OF PROCEDURAL COMMITTEE

Mr. President: Your Committee on Rules, appointed to recommend legislative rules, has had the same under consideration and recommends that the Senate and Joint Rules of the Forty-fifth Legislative Assembly, with the following amendments, be adopted as the permanent rules of the Senate during the Forty-sixth Legislative Assembly, and that the reading of this report be dispensed with:

SECTION 1. AMENDMENT.) Senate Rules 1, 22, 26, 28, 29, 31, 34, 36, 38, 41, 55, 65, and 76 are hereby amended to read as follows:

1. CALL TO ORDER

The regular session of the Senate shall begin at the hour to which it shall have adjourned at its last sitting, but if no hour were fixed at such sitting, then at 2:00 p.m., when the President shall take the Chair and call the Senate to order. After prayer by the Chaplain, the roll of members shall be called and the names of the absentees entered upon the

Journal of the Senate. If a quorum be present, the President shall then proceed with the regular order of business.

22. DIVISION OF QUESTION

If a question before the Senate contains more than one proposition, any member may have the same divided, and on bills containing appropriations, the division may be either by section or by line item.

26. VOTE BY PRESIDENT

The President ~~shall vote only in case of a tie with respect to a procedural question--The President shall not vote on final disposition of any measure-(See Rule-55)~~ may, when the Senate is equally divided, vote on procedural matters, and on substantive matters if his vote would be decisive.

28. WHO MAY INTRODUCE - JOINT SPONSORSHIP - PREFILING

- a. 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 Council, by filing the same with the Secretary of the Senate, who shall number or letter consecutively each bill or resolution ~~7-er-prior.~~
- b. Any bill, memorial, or resolution may have, following and separate from the names of the Senate sponsor or sponsors, the names of one or more cosponsors from the House of Representatives.
- c. Any bill, memorial, or resolution, may, prior to the convening of the regular session, be introduced by prefiling in the office of the Legislative Council. Such prefiled 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 prefiled bills, memorials, or resolutions to the committees

and may arrange, prior to the convening of the regular session, for the posting of notice of hearing. Prefiled 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.

29. WHEN INTRODUCED

- a. No bill shall be introduced after the fifteenth legislative day and no member shall introduce more than three bills as prime sponsor after the tenth legislative day, nor shall any resolution, except those resolutions hereinafter provided for, be introduced after the eighteenth legislative day, except upon the approval of a majority of the Committee on Delayed Bills or upon two-thirds vote of the Senate.
- b. No bill introduced at the request of an executive agency shall be introduced after the fifth legislative day, except upon approval of a majority of the Committee on Delayed Bills.
- c. Resolutions which propose amendments to the United States Constitution or the Constitution of North Dakota, and resolutions directing the Legislative Council to carry out a study, shall not be introduced after the thirty-third legislative day, and shall be reported back from the standing committee, if referred, no later than the forty-fourth legislative day in the case of resolutions proposing constitutional amendments, and no later than the thirty-seventh legislative day in the case of resolutions directing a Legislative Council study. A resolution proposing a constitutional amendment or

directing a Legislative Council study which is not reported back as provided in this rule shall automatically be placed on the calendar without recommendation ~~or, in the case of Legislative Council study resolutions, shall be re-referred in accordance with Senate Rule No. 36.~~

31. FORM OF BILLS, NUMBER OF COPIES

- a. Every bill, memorial, or resolution shall be in typewritten form and ~~nine~~ eleven copies thereof shall be filed with the Secretary of the Senate.
- b. Each bill, memorial, or resolution shall have endorsed thereon its title and the name of the member, or members, but no more than five from the Senate, nor more than three from each house on jointly sponsored bills, or committee introducing the same.
- c. The enacting clause of a bill shall be as follows:
"BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA".
- d. No bill shall embrace more than one subject, which shall be expressed in its title.
- e. If a bill amends a present statute, the portion thereof constituting the amendment or amendments shall be underscored. In all bills which contain both sections amending existing statutes and sections which will be new law, the portion containing the amendment to the existing statute and all of each section containing new law shall be underscored. Any matter contained in the present statute, but deleted in the proposed amended statutes shall be contained in the typewritten bill, but shall be set off from the remainder of the text by ~~placing three~~ parentheses at the beginning and end of each typing

line through the deleted matter. Where bills, sponsored by the Legislative Council do not use the above devices ~~of parentheses and underlining~~, such bills must be accompanied by appropriate explanatory notations outlining the changes to be effected. All bills and resolutions to be introduced in the Senate shall be in such form and style as the Legislative Council shall prescribe.

- f. The Secretary of the Senate, upon receiving eleven copies of a bill or resolution as provided by this rule, shall proceed as follows: ~~(a)~~ (1) If the original copy of the bill or resolution has attached to it a notation that the bill or resolution was drafted, retyped, or approved as to form and style by the Legislative Council staff, the Secretary shall number the bill or resolution as provided in Senate Rule 28 and, after first reading and referral, shall distribute the copies as provided in this rule; or ~~(b)~~ (2) If the original copy of the bill does not have a notation of drafting, retyping, or approval as to form and style by the Legislative Council staff attached, the Secretary shall proceed as provided in Senate Rule 32.
- g. The Secretary shall, after compliance with this rule and after first reading, distribute the eleven copies of a bill or resolution received as follows: The original shall be delivered to the chairman of the committee to which the measure is referred, one copy to the President of the Senate, one copy shall be delivered to the Legislative Council, one copy shall remain in the custody of the Secretary until otherwise directed by the Senate, one copy shall, except in the case of bills or resolutions printed

upon order of the Legislative Council pursuant to Senate Rule 35, be delivered to the printer having the contract for the printing of bills, one copy shall be delivered to the printer having the contract for printing the Senate Journal for use in setting of the bill title, three copies shall be available for representatives of news media, one copy shall be available to the Greater North Dakota Association, and one copy shall be given to the prime sponsor.

- h. The original of each bill or resolution filed with the Secretary shall be typed on preprinted bill paper, which paper shall be in the form prescribed by the Legislative Council.

34. CONSIDERATION OF OTHER RESOLUTIONS

No resolution which commends, lauds, congratulates, or otherwise honors any person or group, other than memorial resolutions extending condolences, shall be introduced or further considered unless the person or group is being recognized for an achievement which has brought national attention or recognition. Every resolution other than those referred to in the previous sentence or the preceding rule shall be read once and referred by the President to an appropriate standing committee or upon motion to a select committee, unless otherwise ordered by vote of the Senate.

36. BILLS AND RESOLUTIONS REFERRED

Upon the first reading of a bill or concurrent resolution, the President shall refer it to an appropriate committee, unless the Senate, upon motion, decides to refer the same to a select or other standing committee. ~~All bills or resolutions calling for a study of any matter by the Legislative Council shall be re-referred to the Legislative Council Resolutions Committee, which shall retain them until action is taken as provided in Joint Rule 20, prior to final~~

~~action thereon by the Senate.~~

38. BILLS TO COMMITTEE ON APPROPRIATIONS

All bills or resolutions carrying an appropriation of five thousand dollars or more shall be referred or rereferred to and acted upon by the Committee on Appropriations, and all bills or resolutions affecting a change in the audit or fiscal procedures of a state agency or institution shall be originally referred to and acted upon by that committee, before final action by the Senate thereon, unless otherwise ordered by a majority vote of the members present. All Senate bills required to be rereferred to the Committee on Appropriations, except bills introduced after the deadline for introduction of bills by the Committee on Delayed Bills or upon two-thirds vote of the Senate, shall be rereferred not later than the twenty-third legislative day. If an appropriation bill is not reported to the floor and rereferred as required herein, the bill shall be deemed rereferred and shall be under the jurisdiction of the Committee on Appropriations at the end of the twenty-third legislative day. The Committee on Appropriations shall not change the intent of any measure rereferred to it after a hearing in another standing committee of the Senate, unless necessitated by consideration of the appropriation contained in the measure.

41. MEETING OF COMMITTEES

The Committee on Appropriations shall meet on Monday, Tuesday, Wednesday, Thursday, and Friday of each week ~~from 9+00 a.m. to 12+00 noon~~. The Committees on Finance and Taxation; Judiciary; Industry, Business, and Labor; Education; and State and Federal Government shall meet on Monday, Tuesday, and Wednesday of each week ~~from 9+00 a.m. to 12+00 noon~~. The Committees on Political Subdivisions; Social Welfare and Veterans Affairs; Transportation; Agriculture; and Natural Resources shall meet on Thursday and Friday of each week ~~from~~

~~9:00-a.m.-to-12:02-noon--Any-committee-may-schedule-Saturday morning-meetings.~~ Any committees scheduled to meet on Wednesdays may adjust their schedules to allow time for the joint Constitutional Revision Committee and committees without regularly scheduled meeting times to meet. The chairman of any committee, or a majority of that committee, may call meetings at times and on other days as deemed necessary.

55. FINAL PASSAGE

No bill shall become a law except by a vote of the majority of the senators-elect and of the members-elect of the House of Representatives, however the Lieutenant Governor may vote as provided in Senate Rule 26 in the event the Senate is equally divided, nor unless on ~~its~~ the bill's final passage, the vote taken by ayes and nays and the names of those voting be entered in the journal, ~~provided, however, that.~~ However, no measure enacted or approved by a vote of the electors shall be repealed or amended by the ~~legislature~~ legislative assembly for seven years from its effective date, except by a two-thirds vote upon roll call of all members elected to each house. Ratification of amendments to the Constitution of the United States shall be by concurrent resolution approved by a majority, upon roll call vote, of the members elected to each house, except as provided in Senate Rule 26.

65. ENROLLMENT

The Committee on Enrollment shall examine all Senate bills and ~~memorials~~ resolutions which have passed ~~the two~~ both houses, and when reported correctly enrolled, ~~with matter within brackets as provided by Chapter 266, Session Laws of 1945, deleted,~~ and such report is adopted, they shall be presented to the presiding officers of the House and Senate for signatures, and when so signed, bills shall be presented to the Governor for his approval. ~~Said~~ The committee may report at any time.

76. LEGISLATIVE DAY

No Each legislative day shall begin at 7:00 a.m., but the sessions of the Senate shall begin as provided in Senate Rule 1. No legislative day shall be shorter than the natural day.

SECTION 2. AMENDMENT.) Joint Rules 6, 8, 24 and 25 are hereby amended to read as follows:

6. CONFERENCE COMMITTEES

- a. In every case of a difference between the two houses arising from a refusal by one house to concur in amendments made by the other house, if either house shall request a conference on the difference which has arisen and shall appoint a committee for that purpose, the other house shall also appoint such a committee.
- b. The committees so appointed shall meet at such hour and place as shall be agreed on by the chairmen; and the chairmen shall have the time and place of the meeting posted on the bulletin board prior to the meeting, or the chairmen shall announce the time and place of the meeting to their respective houses.
- c. The committees so appointed shall state to each other, verbally, or in writing, as either may choose, the reasons of their respective houses, and confer thereon; and they shall be authorized to report, in the manner set out below, to their respective houses regarding the manner in which they recommend that the difference between the two houses should be resolved.
- d. The chairman of the conference committee representing the house of origin of the bill or resolution under consideration shall ensure that minutes of the meetings of the conference committee be kept in the same manner as other standing committee minutes.

- e. Conference committees appointed pursuant to this rule shall confine their conferences and recommendations to consideration of the stated difference which gave rise to the appointment of the committees.
- f. The conference committee report shall first be submitted to the house having possession of the bill over which the difference has arisen where it shall be acted upon and notice of such action transmitted to the other house.
- g. When the other house shall have also acted upon the report, it shall notify the house having possession of the bill, which house shall, if appropriate, proceed to take action on the bill and transmit it to the other house for appropriate action.

8. LIMITATION ON MESSAGING OF BILLS

No bill that shall have passed one house shall be sent to the other house for concurrence after the thirty-third legislative day of the session, except bills introduced after the first fifteen legislative days of the session by ~~the~~ a committee on delayed bills or introduced with the concurrence of two-thirds or more of the members of the house of introduction. No resolution directing the Legislative Council to carry out a study that shall have passed one house shall be sent to the other house for concurrence after the thirty-eighth legislative day of the session, except study resolutions introduced after the thirty-third legislative day by a committee on delayed bills or introduced with the concurrence of two-thirds or more of the members of the house of introduction.

24. JOINT CONSTITUTIONAL REVISION COMMITTEE

The joint Constitutional Revision Committee shall consist of ~~eight~~ ten members, ~~four~~ five from each house, appointed in the same manner as the members of other standing

committees are appointed. The first-named member from each house shall act as co-chairperson of the committee. The committee shall meet on Wednesday of each week from 8:00 a.m. to 9:30 a.m. or at the call of the chairpersons at such other times and places as they may determine. All resolutions proposing amendments, additions, or repeals to the Constitution of the State of North Dakota shall be referred to the committee. The committee will report on those resolutions in the same manner and in accordance with the same time schedules as do other standing committees. A resolution shall be first reported back to its house of origin.

25. PRINTING AND DISTRIBUTION OF BILLS.

Seven hundred copies of each bill, and five hundred copies of each resolution shall be printed, unless the house of introduction shall order a greater or lesser number to be printed. Bill room employees, under the supervision of the Chief Clerk or the Secretary of the Senate, as the case may be, may, as time and physical space allow, set aside not more than five copies of each bill or resolution, or specified bills and resolutions, to be delivered to certain specified persons. Persons on an approved list to receive bills as of ~~January 4,~~ 1977, the first day of the regular session shall have priority for receiving bills and resolutions pursuant to this rule. This rule shall not apply to the staff of the Legislative Council which may have such number of bills set aside as are necessary to aid it in carrying on legislative business. Bill room employees shall not distribute more than five bills to any one person, except to legislators, legislative employees, and members of the Legislative Council staff.

SECTION 3. REPEAL.) Subsection 17 of Senate Rule 39 and Joint Rule 20 are hereby repealed.

Senator Russell Thane
Chairman

Senator Thane moves that the report be adopted.

REPORT OF PROCEDURAL COMMITTEES

Mr. President: Your Procedural Committee on Senate Committee Rooms has met and examined potential meeting rooms and other space, has heard certain witnesses, and makes the following recommendations:

SENATE COMMITTEE ROOM ASSIGNMENTS

1979 Session

Committee	Meeting Days	Suggested Room Assignment
Appropriations.....	MTWTHF	Gold Room
Finance and Taxation.....	MTW	Senate Conference Room
Judiciary.....	MTW	Atty. General's Licensing Office
Industry, Business & Labor.....	MTW	Room 207
Education.....	MTW	Trail Room
State & Federal Government.....	MTW	Room 205
Political Subdivisions.....	Th, F	Trail Room
Social Welfare and Veterans Affairs..	Th, F	Room 205
Transportation.....	Th, F	Atty. General's Licensing Office
Agriculture.....	Th, F	Room 207
Natural Resources.....	Th, F	Senate Conf. Room

Senate committee clerks to be located in room adjacent to the Lieutenant Governor's office and in their committee rooms.

Further, it is recommended that the Senate Conference Room be carpeted prior to January 3, 1979.

Senator Hanson, Chairman

Senator Melland

Senator Rait

Senator Hanson moved that the report be adopted.

ROLL CALL

The question being on adopting the procedural committee report on Senate Committee Rooms, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 4.

Those voting aye were:

Albers	Iszler	Olin	Solberg
Barth	Jacobson	Orange	Sorum
Berube	Krauter	Rait	Strand
Christensen	Lashkowitz	Redlin	Strinden
Cussons	Lee	Reiten	Tallackson
Dotzenrod	Lips	Roen	Tennefos
Erdman	Lodoen	Sandness	Thane
Farrington	Melland	Sands	Vosper
Goodman	Miller	Schirado	Walsh
Hanson	Naaden	Shablow	Wenstrom
Hoffner	Nelson	Smykowski	Wright
Holmberg	Nething		

Absent and not voting:

Fritzell	Jones	Mutch	Peterson
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The procedural report on Senate Committee Rooms was adopted.

REPORT OF PROCEDURAL COMMITTEES

Mr. President: Your Procedural Committee entitled Committee on Committees submits the following report as to proposed Chairmen, Vice Chairmen, and members of Standing Committees and Procedural Committees.

SENATE COMMITTEE ASSIGNMENTS
SENATE STANDING COMMITTEES

APPROPRIATIONS COMMITTEE (11-3)

Lips, Chairman
Melland, V. Chrm.
Hanson
Naaden
Smykowski
Strinden
Thane
Wenstrom
Fritzell
Olin
Vosper
Erdman
Walsh
Tallackson

INDUSTRY, BUSINESS AND LABOR COMMITTEE (4-3)

Reiten, Chairman
Tennefos, V. Chrm.
Lodoen
Mutch
Krauter
Miller Heinrich
Orange

EDUCATION COMMITTEE (5-2)

Sandness, Chairman
Strand, V. Chrm.
Nelson
Peterson
Solberg
Berube
Dotzenrod

JUDICIARY COMMITTEE (5-2)

Sands, Chairman
Holmberg, V. Chrm.
Iszler
Christensen
Sorum
Lashkowitz
Schirado

STATE AND FEDERAL GOVERNMENT (4-2)

Jones, Chairman
Roen, Vice Chairman
Albers
Cussons
Rait
Hoffner

FINANCE AND TAXATION COMMITTEE (5-3)

Goodman, Chairman
Wright, V. Chrm.
Farrington
Jacobson
Lee
Barth

Redlin
Shablow
AGRICULTURE COMMITTEE (5-2)

Iszler, Chairman
Albers, V. Chrm.
Jones
Sorum
Wright
Barth
Dotzenrod

NATURAL RESOURCES COMMITTEE (5-2)

Jacobson, Chairman
Lee, V. Chrm.
Goodman
Nelson
Roen
Krauter
Redlin

TRANSPORTATION COMMITTEE (4-2)

Solberg, Chairman
Mutch, V. Chrm.
Tennefos
Strand
Lashkowitz
Schirado

POLITICAL SUBDIVISIONS COMMITTEE (5-2)

Lodoen, Chairman
Farrington, V. Chrm.
Holmberg
Reiten
Sands
Berube
Shablow

SOCIAL WELFARE AND VETERANS AFFAIRS COMMITTEE (4-3)

Christensen, Chairman
Peterson, V. Chrm.
Cussions
Sandness
Miller Heinrich
Orange
Rait

JOINT CONSTITUTIONAL REVISION COMMITTEE (3-2)

Wenstrom, Chairman
Holmberg
Sorum
Schirado
Rait

Senator David E. Nething, Chairman

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

PROCEDURAL COMMITTEES

COMMITTEE ON COMMITTEES

Nething, Chairman (6-2)
Thane
Smykowski

Farrington
 Jacobson
 Jones
 Hoffner
 Walsh

COMMITTEE ON EMPLOYMENT (5-3)

Thane, Chairman
 Smykowski
 Strinden
 Solberg
 Iszler
 Barth
 Krauter
 Orange

COMMITTEE ON DELAYED BILLS (4-2)

Naaden, Chairman
 Nelson
 Mutch
 Albers
 Redlin
 Erdman

COMMITTEE FOR SENATE COMMITTEE ROOMS (2-1)

Hanson, Chairman
 Melland
 Rait

COMMITTEE ON CORRECTION AND REVISION
 OF THE JOURNAL (2-1)

Tenefos, Chairman
 Cussons
 Shablow

COMMITTEE ON ENROLLING AND ENGROSSING (3-2)

Peterson, Chairman
 Olin
 Fritzell
 Dotzenrod
 Schirado

COMMITTEE ON SENATE AND JOINT RULES (6-3)

Thane, Chairman
 Nething
 Strinden
 Sands
 Melland
 Smykowski
 Hoffner
 Lashkowitz
 Barth

COMMITTEE ON PHOTOGRAPHY (2-1)

Vosper, Chairman
 Albers
 Tallackson

COMMITTEE ON STATE OFFICIALS RECEPTION COMMITTEE (2-1)

Lee, Chairman
 Roen
 Berube

Senator Nething moved that the Senate adjourn until 12:00 Noon,
 Wednesday, January 3, 1979, which motion prevailed.

Journal of the Senate

Forty-sixth Legislative Session

FIRST DAY

Bismarck, January 3, 1979

At the hour of twelve o'clock noon on the third day of January, 1979, according to the Constitution of North Dakota, the North Dakota Senate convened in its regular session, President Wayne Sanstead presiding.

The prayer was offered by Lt. Richard Hartman of the Salvation Army, Bismarck.

Dear Father in Heaven,

We lift our voices and our hearts to You in praise and thanksgiving for the start of this new legislative session. May Your Holy Spirit rest upon and direct each of our legislators as they consider the many important matters that will come before them, this day.

Bestow Your blessing upon this land of ours and teach us how to live pleasingly in Thy sight.

Grant peace and prosperity throughout this year.

And now may all praise, glory and honor be given unto God our Father, Jesus Christ our Lord and Savior, and the Holy Spirit, our Guide and Comforter.

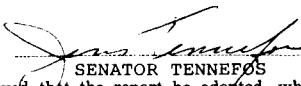
AMEN.

The roll was called and revealed all members present except Senators Goodman, Melland, Mutch, Rait, Sands and Walsh.

A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

Mr. _____ President _____ Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Organizational and Orientation Session and finds the same to be correct.

Senator Cussons _____  Chairman SENATOR TENNEFOS moved that the report be adopted, which motion prevailed.

COMMUNICATION
STATE OF NORTH DAKOTA
ALLEN I. OLSON
Attorney General
State Capitol
Bismarck, North Dakota 58505

FROM: Allen I. Olson, Attorney General, State of North Dakota
Gentlemen:

The purpose of this memo is to remind you of the policy we initiated

in 1973, pursuant to Subsection 8 of Section 54-12-01 of the North Dakota Century Code, regarding opinions when the Legislative Assembly is in session.

Subsection 8 of Section 54-12-01 reads as follows:

"8. Give written opinions, when requested by either branch of the legislative assembly, upon legal questions;"

To further clarify our policy, Subsection 6 of the same section reads as follows:

"6. Consult with the advise the governor and all other state officers, and when requested give written opinions on all legal or constitutional questions relating to the duties of such officers respectively;"

Our policy is to comply with Subsection 8 when the Legislative Assembly is in session and when not in session to consider all legislators as state officials so that when the Legislative Assembly is not meeting as a body, legislators are still entitled to receive opinions from this office. Pursuant to Subsection 8, individual legislators' questions must be presented as a question from either of the Houses through the respective presiding officers.

I recognize that this procedure is somewhat cumbersome, but it does comply with what we believe to be the intent of the statute and it does tend to provide for continuity and quality of opinions from this office.

Thank you for your cooperation and best wishes for a productive session. I assure you of our total cooperation toward that goal.

CHAPLAINCY SCHEDULE

Senate Sessions

JANUARY

3	Richard Hartman, Salvation Army	223-1889
4	Dave Knecht, McCabe Methodist Church	255-1160
5	Jay Stratton, Lord of Life Lutheran Church	223-2986
8	Merlin Starr, Seventh Day Adventist Church	223-6830
9	Ted Kalkwarf, Faith Lutheran Church	223-2236
10	Ed Jarvis, Salvation Army	223-1889
11	Sister Burnie Kunz, First Lutheran Church	223-4340
12	Stan Knudson, American Luthern Church	223-5312
15	Don Klingensmith, United Methodist Church	663-8264
16	John Nicolai, Trinity Lutheran Church	223-3560
17	George Walker, First Evangelical Free Church	223-6271
18	John Miller, Baptist Temple Church	663-5020
19	Dan Wissman, Good Shepherd Lutheran Church	255-1001
22	James L. Norlie, Trinity Lutheran Church	223-3560
23	Harold May, Evangel Temple	255-0500
24	Ed Jarvis, Salvation Army	223-1889
25	Bob Fisher, Wesleyan Church	223-7238
26	Bob Lynne, Good Shepherd Lutheran Church	255-1001
29	Norman E. Winkelman, Calvary United Methodist	255-4281
30	Hensel E. Hendrickson, Trinity Lutheran Church	223-3560
31	George Walker, First Evangelical Free Church	223-6271

FEBRUARY

1	Myron Snider, Evangel Temple	255-0500
2	Don DeKok, Bismarck Reformed Church	223-3304
5	Norman E. Winkelman, Calvary Unit. Methodist	255-4281
6	Jim Butler, First Presbyterian Church	223-6091
7	Ed Jarvis, Salvation Army	223-1889
8	Dave Knecht, McCabe United Methodist	255-1160
9	Ron Mayforth	
12	Luke Koller, St. Alexius Hospital	223-5000

13 Charles Ostlie, Christian Miss. Alliance.....	258-7320
14 Stanley Malmgren, First Baptist Church	223-8614
15 LaRue Goetz, Director, STEER, Inc.	258-4911
16 Don Klingensmith, United Methodist	663-8264
19 Harold May, Evagel Temple	255-0500
20 Ralph H. Fischer, Church of the Nazarene.....	223-0332
21 George Walker, 1st Evangelical Free Church	223-6271
22 Josh Nelson, Lutheran Church of the Cross	223-1001
23 Don Bentz, Faith Lutheran Church	223-2236
26 Dennis Tippett, St. George's Episcopal Church	223-1942
27 Joe Agee, Jr., Washington Heights Com. Church.....	223-0793
28 Doug Diehl, First United Methodist Church	223-4401

MARCH

1 Tom Sullivan, St. Anne's Catholic Church.....	223-1549
2 Duane Danielson, House of Prayer Lutheran	223-2202
5 Harold May, Evagel Temple	255-0500
6 Tom Kramer, Cathedral of the Holy Spirit	223-1033
7 Ira Herzberg, Calvary United Methodist Church	255-4281
8 Bob Fisher, Wesleyan Church	223-7238
9 Gerald Ruelle, St. Alexius Hospital	223-5000
12 Grael Gannon, Supt. of Shiloh School	223-5244
13 Dick Hegestuen, First Lutheran Church, Mandan.....	663-3594
14 Ed Jarvis, Salvation Army	223-1889
15 Chuck Hill, United Church of Christ	223-7266
16 DaVern Schwen, First United Methodist Church	223-4401
19 Eve Hook, McCabe Methodist Church	255-1160
20 Joe Agee, Jr., Washington Heights Com. Church.....	223-0793
21 Harold Rambo, United Church of Christ	223-2915
22 Ron Norman, Bismarck Baptist Church	223-4445
23 Dennis Tippett, St. George's Episcopal Church	223-1942
26 Alwin Reimnitz, Zion Lutheran Church	223-8286
27 Charles Ostlie, Bismarck Alliance Church	258-7320
28 John MacMullen	663-8339
29 Chuck Hill, United Church of Christ	223-7266
30 Stanley Malmgren, First Baptist Church	223-8614

FIRST READING OF SENATE BILLS

Committee on Appropriations introduced:

Senate Bill No. 2001. Elected State Officials — A Bill for an Act making an appropriation for defraying the expenses of various elected officials of the state of North Dakota; and declaring an emergency.

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

Committee on Appropriations introduced:

Senate Bill No. 2002. Superintendent of Public Instruction — A Bill for an Act making an appropriation for defraying the expenses of the department of public instruction of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2003. Director of Accounts and Purchases — A Bill for an Act making an appropriation for defraying the expenses of the various divisions under the supervision of the director of accounts and purchases of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2004. Homestead Tax Credit — A Bill for an Act making an appropriation for the homestead tax credit, and providing for the distribution of such funds.

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

Committee on Appropriations introduced:

Senate Bill No. 2005. Personal Property Tax Replacement — A Bill for an Act making an appropriation for the distribution of funds for the replacement of personal property taxes.

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

Committee on Appropriations introduced:

Senate Bill No. 2006. Director of Institutions — A Bill for an Act making an appropriation for defraying the expenses of various divisions under the supervision of the director of institutions of the State of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2007. Industrial School — A Bill for an Act making an appropriation for defraying the expenses of the state industrial school of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2008. School for the Deaf and School for the Blind — A Bill for an Act making an appropriation for defraying the expenses of the school for the deaf and the school for the blind of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2009. Grafton State School and San Haven State Hospital — A Bill for an Act making an appropriation for defraying the expenses of the Grafton state school and the San Haven state hospital of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2010. State Radio Communications — A Bill for an Act making an appropriation for defraying the expenses of the radio communications department of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2011. State Penitentiary — A Bill for an Act making an appropriation for defraying the expenses of the state penitentiary and various divisions thereof of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2012. State Library Commission — A Bill for an Act making an appropriation for defraying the expenses of the state library commission of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2013. State Hospital — Jamestown — A Bill for an Act making an appropriation for defraying the expenses of the state hospital of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2014. North Dakota Soldiers' Home — A Bill for an Act making an appropriation for defraying the expenses of the soldiers' home of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2015. Miscellaneous Funds and Organizations — A Bill for an Act making an appropriation for defraying expenses of various commissions, departments, and divisions thereof of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2016. Educational Broadcasting Council — A Bill for an Act making an appropriation for defraying the expenses of the educational broadcasting council of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2017. Unemployment Insurance — A Bill for an Act making an appropriation for defraying the expenses of unemployment insurance for the various departments and institutions of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2018. State Contingent Fund — A Bill for an Act making an appropriation for defraying the unforeseen expenses of the various agencies and institutions of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2019. Division of Surplus Property — A Bill for an Act making an appropriation for defraying the expenses of the division of surplus property of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2020. State Planning Division — A Bill for an Act making an appropriation for defraying the expenses of the state planning division of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2021. Pardon Board and Parole Office — A Bill for an Act making an appropriation for defraying the expenses of the pardon board and the parol and probation office of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2022. Office of Energy Management — A Bill for an Act making an appropriation for defraying the expenses of the office of energy management of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2023. Adjutant General — A Bill for an Act making an appropriation for defraying the expenses of the adjutant general of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2024. Disaster Emergency Services — A Bill for an Act making an appropriation for defraying the expenses of the division of disaster emergency services of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2025. Civil Air Patrol — A Bill for an Act making an appropriation for defraying the expenses of the civil air patrol of the State of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2026. Insurance Tax to Fire Departments — A Bill for an Act making an appropriation for the payment of insurance premium taxes to fire departments.

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

Committee on Appropriations introduced:

Senate Bill No. 2027. State Historical Board, International Peace Garden and Heritage Commission — A Bill for an Act making an appropriation for defraying the expenses of the state historical board and international peace garden of the State of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2028. Council on Arts and Humanities — A Bill for an Act making an appropriation for defraying the expenses of the council on arts and humanities of the State of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2029. Soil Conservation Committee and Districts — A Bill for an Act making an appropriation for defraying the expenses of the soil conservation committee and soil conservation districts of the State of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2030. Geological Survey — A Bill for an Act making an appropriation for defraying the expenses of the geological survey of the State of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2031. Water Commission — A Bill for an Act making an appropriation for defraying the expenses of the water commission of the State of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2032. Natural Resources Council — A Bill for an Act making an appropriation for defraying the expenses of the natural resources council of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2033. Parks and Recreation Department — A Bill for an Act making an appropriation for defraying the expenses of the parks and recreation department of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2034. Bonding Fund and Fire and Tornado Fund — A Bill for an Act making an appropriation for defraying the expenses of the bonding fund and the fire and tornado fund of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2035. Unsatisfied Judgment — A Bill for an Act making an appropriation for defraying the administrative expenses of the unsatisfied judgment fund of the State of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2036. Agricultural Councils and Commissions — A Bill for an Act making an appropriation for defraying the expenses of various agricultural councils and commissions of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2037. State Revenue Sharing — A Bill for an Act making an appropriation for the distribution of state general fund revenue to local political subdivisions of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2038. Judicial Branch — A Bill for an Act making an appropriation for defraying the expenses of the judicial branch of the government of the State of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2039. Coal Development Impact Office — A Bill for an Act making an appropriation for defraying the expenses of the coal development impact office of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2040. Game and Fish Department — A Bill for an Act making an appropriation for defraying the expenses of the game and fish department of the state of North Dakota.

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

Committee on Appropriations introduced:

Senate Bill No. 2041. Transfer of Motor Vehicle Fuel Tax — A Bill for an Act to transfer a portion of the motor vehicle fuel tax revenues to the general fund to cover the cost of administering the motor vehicle fuel tax laws.

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

Committee on Appropriations introduced:

Senate Bill No. 2042. Deficiency Appropriations — A Bill for an Act making an appropriation for defraying the expenses of various departments and institutions of the state of North Dakota; and declaring an emergency.

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

Legislative Council Agriculture Committee introduced:

Senate Bill No. 2043. — A Bill for an Act to create and enact two new sections to chapter 2-07 of the North Dakota Century Code, relating to the establishment of a program of weather modification research and development under the coordination and supervision of the weather modification board, and reports by the weather modification board to the governor; and to provide an appropriation.

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

Legislative Council Budget Section Committee introduced:

Senate Bill No. 2044. — A Bill for an Act to require state agencies, departments, and institutions to obtain the approval of the budget section of the legislative council prior to employing persons through programs provided under the Federal Comprehensive Employment and Training Act of 1973.

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

Legislative Council Budget Section Committee introduced:

Senate Bill No. 2045. — A Bill for an Act to amend and reenact section 6-09-15.1 of the North Dakota Century Code, relating to Bank of North Dakota loans to the general fund.

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

Legislative Council Budget Section Committee introduced:

Senate Bill No. 2046. — A Bill for an Act to amend and reenact section 15-40.1-05 of the North Dakota Century Code, relating to due dates of payments to county equalization funds.

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

Legislative Council Budget Section Committee introduced:

Senate Bill No. 2047. — A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to due dates of payments for the personal property tax replacement.

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

Legislative Council Budget "B" Committee introduced:

Senate Bill No. 2048. — A Bill for an Act to authorize the department of accounts and purchases to make purchases for state agencies and institutions, to provide for the promulgation of purchasing rules and regulations by the department of accounts and purchases, to provide for competitive bidding procedures, to provide for use of the purchasing services of the department of accounts and purchases by political subdivisions; to create and enact a new subsection to section 15-10-17 of the North Dakota Century Code, relating to the powers and duties of the board of higher education; to amend and reenact sections 54-21-19 and 54-42-06 and subsection 21 of section 54-44-04 of the North Dakota Century Code, relating to the director of institutions furnishing supplies for the capitol, state offices, and the executive mansion; merit system coverage for purchasing division personnel; and the operation of a central purchasing service; and to repeal sections 25-01.1-23, 25-01.1-25, 25-01.1-27, 54-23-31, 54-23-34, 54-23-35, and 54-23-37 of the North Dakota Century Code, relating to purchases by the department of accounts and purchases for the state hospital and the institutions under the control of the director of institutions.

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

Legislative Council — Constitutional Revision Committee introduced:

Senate Bill No. 2049. — A Bill for an Act to create and enact a new section to chapter 46-03 of the North Dakota Century Code, relating to the numbering and arrangement of the state constitution for publication.

Was read the first time and referred to the committee on Constitutional Revision.

Legislative Council — Constitutional Revision Committee introduced:

Senate Bill No. 2050. — A Bill for an Act to amend and reenact section 16-11-07 of the North Dakota Century Code, relating to the ballot order of proposed constitutional amendments.

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

Legislative Council Corrections and Penology Committee introduced:

Senate Bill No. 2051. — A Bill for an Act to amend and reenact sections 12-46-04, 12-47-05, 12-47-06, 12-47-15, 12-47-34, 12-48-03, 12-48-14, and 12-51-09 of the North Dakota Century Code, relating to the appointment and removal of state industrial school officers, the penitentiary officers, the appointment and term of penitentiary officers, the absence of the penitentiary warden and deputy wardens, escapes from the penitentiary, the manner of employing penitentiary inmates, compensation of penitentiary inmates, and the transfer of inmates between the state farm and the penitentiary; and to repeal chapter 12-49 of the North Dakota Century Code, relating to the penitentiary twine and cordage plant.

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

Legislative Council Criminal Justice System Committee introduced:

Senate Bill No. 2052. — A Bill for an Act to create and enact a new subsection to section 19-03.1-01 of the North Dakota Century Code, relating to the definition of hashish; and to amend and reenact subsection 14 of section 19-03.1-01, subdivisions k through u of

subsection 4 of section 19-03.1-05, and section 19-03.1-23 of the North Dakota Century Code, relating to the definition of marijuana, to the inclusion of hashish as a schedule I controlled substance, and providing penalties for possession of marijuana and hashish.

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

Legislative Council Criminal Justice System Committee introduced:

Senate Bill No. 2053. — A Bill for an Act to amend and reenact section 11-16-15 of the North Dakota Century Code, relating to state's attorney inquiry into violations or criminal acts causing deaths and allowing such inquiry into all felonies.

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

Legislative Council Criminal Justice System Committee introduced:

Senate Bill No. 2054. — A Bill for an Act to amend and reenact sections 12.1-16-01 and 12.1-32-01 of the North Dakota Century Code, relating to murder and the classification of criminal offenses, and making murder a class AA felony with a maximum penalty of life imprisonment.

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

Legislative Council Criminal Justice System Committee introduced:

Senate Bill No. 2055. — A Bill for an Act to amend and reenact subsection 1 of section 27-20-02, and sections 27-20-34 and 27-20-35 of the North Dakota Century Code, relating to the definition of child; the transfer of a child to adult court; and to the disposition of a mentally ill or mentally retarded child.

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

Legislative Council Education Committee introduced:

Senate Bill No. 2056. — A Bill for an Act to provide for the creation of multidistrict special education boards; to amend and reenact section 15-40.1-16.1, subsection 1 of section 15-59-01, sections 15-59-05.1, 15-59-06, 15-59-07, and 15-59-08 of the North Dakota Century Code, relating to transportation costs, special education of exceptional children, financing and mill levies for special education; and to repeal section 15-59-09 and chapter 15-59.1 of the North Dakota Century Code, relating to county special education programs and the election to discontinue the mill levy for special education.

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

Legislative Council Education Committee introduced:

Senate Bill No. 2057. — A Bill for an Act to create and enact a new section to chapter 25-05 of the North Dakota Century Code, relating to transportation costs to and from the San Haven state hospital; and to amend and reenact subsection 3 of section 25-04-05 of the North Dakota Century Code, relating to transportation costs to and from the Grafton state school.

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

Legislative Council Education Committee introduced:

Senate Bill No. 2058. — A Bill for an Act to amend and reenact sections 25-06-04 and 25-07-04 of the North Dakota Century Code, relating to transportation of pupils of the school for the blind and the school for the deaf; and to repeal sections 25-06-06 and 25-07-07 of the North Dakota Century Code, relating to transportation of indigent persons to the school for the blind and the school for the deaf.

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

Legislative Council Education Committee introduced:

Senate Bill No. 2059. — A Bill for an Act to create and enact a new section to chapter 25-01.1 of the North Dakota Century Code, relating to

the duty of the heads of the state institutions to provide for surrogate parents where necessary; and to amend and reenact section 25-09-02 of the North Dakota Century Code, relating to the expenses chargeable against a patient of the state hospital or his estate.

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

Legislative Council Education Committee introduced:

Senate Bill No. 2060. — A Bill for an Act to amend and reenact sections 15-59-03, 15-59-04, and 15-59-05 of the North Dakota Century Code, relating to the advisory council on special education; and to repeal section 15-59-02 of the North Dakota Century Code, relating to the advisory council on special education.

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

Legislative Council Finance and Taxation Committee introduced:

Senate Bill No. 2061. — A Bill for an Act to provide for the taxation of all property at true and full value, the public policy therein, the reduction of increased or excess tax levies, and minimum and maximum levy limitations for certain years; to amend and reenact section 2-06-15, subsection 3 of section 2-07-06.1, sections 2-07-06.3, 2-07-07, 4-02-26, 4-02-27, 4-02-27.1, 4-02-27.2, 4-02-32, 4-02-37, 4-08-02, 4-08-04, 4-08-15, 4-08-15.1, 4-16-02, 4-33-11, 11-11-24, 11-11-46, subsection 2 of section 11-11-53, sections 11-28-06, 11-28-17, 11-28.3-03, 11-28.3-04, 11-28.3-09, 15-18-03, 15-18-04.2, 15-18-05, 15-18-07, 15-20.1-08, 15-34.2-06, 15-39.1-28, 15-40.1-04, subsection 3 of section 15-40.1-06, sections 15-40.1-07, 15-40.1-08, subsection 2 of section 15-40.1-10, subsection 1 of section 15-40.2-03, sections 15-47-21, 15-48-01, 15-48-04, 15-48-05, 15-51-13, 15-52-09, 15-59-08, 15-59-09, 15-59.1-02, 15-59.1-03, 15-59.1-08, subsection 2 of section 15-60-03, sections 18-06-10, 18-07-01, 18-10-07, 18-10-14, 21-03-04, subsections 1, 5, and 6 of section 21-03-06, subsection 1 of section 23-14-11, sections 23-18-01, 23-18.2-12, subsection 10 of section 23-24-08, sections 23-24-09 23-30-07, 24-05-01, subsection 4 of section 25-12-02, sections 27-20-05.1, subsection 1 of section 32-12.1-08, sections 32-12.1-11, 40-05-09.1, 40-05-09.2, 40-37-03, 40-38-02, 40-43-01, 40-45-01, 40-45-02, 40-45-16, 40-46-02, 40-46-02.1, 40-48-07, 40-49-14, 40-55-08, 40-55-09, 40-57.2-04, 40-59-01, 40-59-02, 40-59-03, subsection C of section 52-09-08, subsections 20, 22, and 26 of section 57-02-08, subsection 1 of section 57-02-08.1, sections 57-15-02, 57-15-03, 57-15-06, 57-15-06.3, 57-15-06.4, 57-15-06.5, 57-15-08, subsection 4 of section 57-15-10, sections 57-15-10.1, 57-15-12, 57-15-14, 57-15-15, subsection 1 of section 57-15-16, sections 57-15-18.1, 57-15-19.4, 57-15-20, 57-15-22, 57-15-22.1, 57-15-24, 57-15-27.1, 57-15-27.2, 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, 57-15-50, 57-15-51, 57-15-51.1, 57-15-52, 57-15-52.1, 57-15-53, 57-15-54, 57-15-55, subsection 1 of section 57-15-56, sections 57-15-57, 57-19-04, 57-20-02, 57-47-04, subsection 20 of section 58-03-07, section 58-17-02, subsection 9 of section 61-16-11, subsection 2 of section 61-16-11.1, sections 61-16-12, 61-21-09, subsection 9 of section 61-24-08, section 61-24-09, and subsection 2 of section 63-01.1-06 of the North Dakota Century Code, providing for the reduction of mill levy limitations for the taxing districts of this state, including counties, cities, townships, school districts, vector control districts, irrigation districts, water management districts, rural fire protection districts, park districts, and the Garrison diversion conservancy district, relating to the state medical center levy, relating to property tax exemptions and the homestead credit, and to provide for the reduction in statutory limitations on the indebtedness of the political subdivisions of this state; and providing an effective date.

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

Legislative Council Finance and Taxation Committee introduced:

Senate Bill No. 2062. — A Bill for an Act to provide minimum and maximum levy limitations for 1979 and 1980; to amend and reenact sections 57-02-27 and 57-02-28 of the North Dakota Century Code, relating to the assessment of property at a certain percentage of true and full value for 1979 and 1980; providing an effective date; and declaring an emergency.

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

Legislative Council Finance and Taxation Committee introduced:

Senate Bill No. 2063. — A Bill for an Act to amend and reenact subsection 4 of section 57-02-01 and sections 57-02-27 and 57-02-28 of the North Dakota Century Code, relating to property tax assessments and the definition of "true and full value" and providing a formula for the assessment of agricultural property based on cash rent.

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

Legislative Council Garrison Diversion Overview Committee introduced:

Senate Bill No. 2064. — A Bill for an Act relating to "best management practices", for farming land to be irrigated by water from the Garrison Diversion Unit of the Pick-Sloan Missouri River basin project.

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

Legislative Council Higher Education Committee introduced:

Senate Bill No. 2065. — A Bill for an Act to amend and reenact section 15-20.2-08 of the North Dakota Century Code, relating to assessment of participating districts for expenses of multidistrict vocational education centers using mobile units.

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

Legislative Council Higher Education Committee introduced:

Senate Bill No. 2066. — A Bill for an Act to provide for a midwestern education compact to plan and establish regional educational services; and to provide an effective date.

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

Legislative Council Industry, Business and Labor Committee introduced:

Senate Bill No. 2067. — A Bill for an Act to amend and reenact section 40-57-05 of the North Dakota Century Code, relating to notification to the state securities commissioner of the issuance of bonds under the Municipal Industrial Development Act of 1955 and ensuring that the consent of any governmental body or public officer of the state is not required to authorize the issuance or sale of bonds.

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

Legislative Council Industry, Business and Labor Committee introduced:

Senate Bill No. 2068. — A Bill for an Act to amend and reenact section 40-57-04 of the North Dakota Century Code, relating to project authorization and bond issuance under the Municipal Industrial Development Act of 1955 and requiring a public notice and hearing prior to project authorization and bond issuance.

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

Legislative Council Industry, Business and Labor Committee introduced:

Senate Bill No. 2069. — A Bill for an Act to create and enact a new section to chapter 40-57 of the North Dakota Century Code, relating to limitations on a municipality's authority to issue bonds under the Municipal Industrial Development Act of 1955 if the proposed project would receive an unfair competitive advantage to the substantial detriment of existing enterprises.

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

Legislative Council Industry, Business and Labor Committee introduced:

Senate Bill No. 2070. — A Bill for an Act to amend and reenact section 40-57-02 of the North Dakota Century Code, relating to the definitions of projects and municipalities under the Municipal Industrial Development Act of 1955.

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

Legislative Council Industry, Business and Labor Committee introduced:

Senate Bill No. 2071. — A Bill for an Act to create and enact a new section to chapter 6-08 of the North Dakota Century Code, relating to requirements governing the sale or purchase of banking institutions.

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

Legislative Council Judicial System introduced:

Senate Bill No. 2072. — A Bill for an Act to create and enact chapter 27-26 of the North Dakota Century Code, relating to the appointment of temporary judges.

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

Legislative Council-Legislative Audit and Fiscal Review Committee introduced:

Senate Bill No. 2073. — A Bill for an Act to amend and reenact section 39-17-02 of the North Dakota Century Code, relating to unsatisfied judgment fund administrative expenses.

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

Legislative Council-Legislative Procedure and Arrangements Committee introduced:

Senate Bill No. 2074. — A Bill for an Act to amend and reenact sections 54-03-02 and 54-03-02.1 of the North Dakota Century Code, relating to the date of convening of the legislative assembly.

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

Legislative Council-Legislative Procedure and Arrangements Committee introduced:

Senate Bill No. 2075. — A Bill for an Act to amend and reenact section 54-35-02 of the North Dakota Century Code, relating to the powers and duties of the legislative council and to provide authority to screen and prioritize study resolutions; and declaring an emergency.

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

Legislative Council Natural Resources Committee introduced:

Senate Bill No. 2076. — A Bill for an Act to provide for a state building code, with enforcement by cities, townships, and counties, and exemptions; and to amend sections 11-33-01, 40-47-01, and 58-03-11 of the North Dakota Century Code, relating to the zoning authority of counties, cities, and townships.

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

Legislative Council Retirement Committee introduced:

Senate Bill No. 2077. — A Bill for an Act to amend and reenact section 54-52-02.1 of the North Dakota Century Code, relating to membership of county, city, and noncertified school district employees in the public employees retirement system; and to repeal subsection 10 of section 54-52-17 of the North Dakota Century Code, relating to the opportunity for certain members of the public employees retirement system to withdraw from that system.

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

Legislative Council State and Federal Government Committee introduced:

Senate Bill No. 2078. — A Bill for an Act to amend and reenact section 54-34-03 of the North Dakota Century Code, relating to the appointment of the business and industrial development commission.

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

Legislative Council State and Federal Government Committee introduced:

Senate Bill No. 2079. — A Bill for an Act to amend and reenact section 15-21-17 of the North Dakota Century Code, relating to the composition of the state board of public school education.

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

Legislative Council State and Federal Government Committee introduced:

Senate Bill No. 2080. — A Bill for an Act to amend and reenact sections 20.1-02-23, 20.1-02-24, and 20.1-02-25 of the North Dakota Century Code, relating to the membership, compensation, meetings, and duties of the state game and fish advisory board.

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

Legislative Council State and Federal Government Committee introduced:

Senate Bill No. 2081. — A Bill for an Act to create and enact a new subsection to section 15-65-03, a new subsection to section 54-24-03, a new subsection to section 54-54-05, a new subsection to section 55-02-01.2, and a new subsection to section 55-09-02 of the North Dakota Century Code, relating to the duties of the North Dakota educational broadcasting council, state library commission, North Dakota council on the arts and humanities, superintendent of the state historical board, and North Dakota heritage commission.

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

Legislative Council State and Federal Government Committee introduced:

Senate Bill No. 2082. — A Bill for an Act to create and enact a new subsection to section 23-25-02 and section 44-08-03.1 of the North Dakota Century Code, relating to compensation and expenses for members of the air pollution control advisory council and general compensation for members of commissions, committees, councils, or boards; and to amend and reenact sections 2-05-01, 2-07-02.4, 4-02-1-05, and 4-02.1-09, subsection 3 of section 4-09-03, sections 4-10.1-06, 4-10.2-05, 4-10.3-05, 4-13.2-04, 4-18.1-04, 4-18.1-22, and 4-22-04, subsection 3 of section 4-27-05, sections 4-28-05 and 4-34-07, subsection 1 of section 6-01-03, sections 6-

09.1-02, 12-55-02, 12-59-02, 12-61-02, 15-10-08, 15-20.3-01, 15-21-17, 15-38-17, 15-38.1-04, 15-39.1-08, 15-52-03, 15-62.2-03, 15-63-01, 15-65-02, 16-13-33, 16-16-16, 20.1-02-24, 23-01-02, 24-17-08, 25-04.1-05, 25-12-03, 25-15-03, 27-11-11, and 27-15-10, subsection 8 of section 27-23-03, sections 36-01-04, 37-18.1-04, 48-10-01, 50-06-04, and 50-26-03, subsection 1 of section 51-10-06, sections 52-02-07, 54-03-20.3, 54-34-03, 54-36-01, and 54-44.3-04, subsection 4 of section 54-52-03, sections 54-53-02, 54-54-03, 55-01-03, 55-01-09, 55-06-01, 55-06-02, 55-09-05, 57-23.1-01, 61-02-12, 61-24-04, 61-28-03, and 61-29-04 of the North Dakota Century Code, relating to the compensation and expense reimbursement of members of various boards, councils, committees, and commissions appointed or selected pursuant to law.

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

Legislative Council State and Federal Government Committee introduced:

Senate Bill No. 2083. — A Bill for an Act to provide for the referral of proposed and existing administrative rules to an interim committee of the legislative council.

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

Legislative Council State and Federal Government Committee introduced:

Senate Bill No. 2084. — A Bill for an Act to create and enact four new sections to the North Dakota Century Code, relating to senate confirmation of gubernatorial appointments; and to amend and reenact sections 15-65-01, 15-65-02, 15-65-03, and 15-65-04 of the North Dakota Century Code, relating to the creation, membership, and duties of the public broadcasting council.

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

Legislative Council Transportation Committee introduced:

Senate Bill No. 2085. — A Bill for an Act to provide state assistance for airports served by commercial air carriers and to provide procedures for the distribution of funds to such airports; to amend sections 57-56-01.1 and 57-56-03 of the North Dakota Century Code, relating to a tax on sales of jet aviation motor fuel and the distribution of proceeds; and to provide an appropriation.

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

Legislative Council Transportation Committee introduced:

Senate Bill No. 2086. — A Bill for an Act to amend and reenact the second table of subdivision b of subsection 2 of section 39-04-19, subsection 3 of section 39-12-04, subsection 2 of section 39-12-05, and subsection 2 of section 39-12-05.1 of the North Dakota Century Code, relating to motor vehicle registration fees, length limitations on vehicles and combinations of vehicles, weight limitations for vehicles on the interstate system, and gross weight limitations on designated highways.

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

Senator Lodoen introduced:

Senate Bill No. 2087. — A Bill for an Act to amend and reenact section 40-48-05 of the North Dakota Century Code, relating to compensation for members of the planning commission.

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

Senator Lodoen introduced:

Senate Bill No. 2088. — A Bill for an Act to amend and reenact sections 53-02-05 and 53-02-08 of the North Dakota Century Code, relating to permits to hold public dances or music festivals and the presence of law officers at public dances or music festivals.

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

Senator Lips introduced:

Senate Bill No. 2089. — A Bill for an Act to amend and reenact section 16-13-16 of the North Dakota Century Code, relating to the compensation of members of county canvassing boards.

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

Senator Melland introduced:

Senate Bill No. 2090. — A Bill for an Act to create and enact a new section to chapter 54-03 of the North Dakota Century Code, relating to distribution of codes to legislators; and to amend and reenact section 46-04-01 of the North Dakota Century Code, relating to official distribution of state laws.

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

Senator Redlin introduced:

Senate Bill No. 2091. — A Bill for an Act to amend and reenact subsection 4 of section 63-01.1-02, subsection 2 of section 63-01.1-03, and section 63-01.1-04 of the North Dakota Century Code, relating to definition of noxious weed, determination of which weeds are noxious, and the powers and duties of county control authorities.

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

Senator Melland introduced:

Senate Bill No. 2092. — A Bill for an Act to allow creditors to charge a service charge in the amount of one and one-half percent on accounts receivable from thirty days after the obligation is incurred, and to require creditors to supply debtors with a periodic statement.

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

Senator Jones introduced:

Senate Bill No. 2093. — A Bill for an Act to amend and reenact subsection 3 of section 39-21-40 of the North Dakota Century Code, relating to restrictions on tire equipment.

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

Senator Jones introduced:

Senate Bill No. 2094. — A Bill for an Act to amend and reenact sections 15-63-02, 15-63-03, 15-63-04, and 15-63-05, all of the North Dakota Century Code, relating to scholarships for Indian students.

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

Senator Jones introduced:

Senate Bill No. 2095. — A Bill for an Act to create and enact a new section to chapter 44-02 of the North Dakota Century Code, relating to the ineligibility of the governor and lieutenant governor for appointment as United States senator or to elective state office, an appointee's eligibility for election to one full term in the appointed office, and to the ineligibility of an improper appointee to receive compensation.

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

Senator Albers introduced:

Senate Bill No. 2096. — A Bill for an Act to create and enact nine new sections to chapter 4-30 of the North Dakota Century Code, relating to applicants for a dairy industries license satisfying the dairy department as to financial condition or otherwise providing security for payments to dairy producers; to amend and reenact sections 4-30-04, 4-30-07, and 4-30-08 of the North Dakota Century Code, relating to the dairy department becoming trustee upon default of the licensee, remedies of claimants upon default of the licensee, and dairy department appeals or compromises of actions; and to repeal section 4-30-03 of the North Dakota Century Code, relating to bonding of purchasers of dairy products.

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

Senator Solberg introduced:

Senate Bill No. 2097. — A Bill for an Act to create and enact two new subsections to section 12.1-30-02 of the North Dakota Century Code, relating to personal property sales allowable on Sunday.

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

Senator Barth introduced:

Senate Bill No. 2098. — A Bill for an Act to amend and reenact sections 54-52.1-06 and 54-52.1-07 of the North Dakota Century Code, relating to the state contribution to the uniform group insurance program and optional coverage for employee's family.

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

Senator Redlin introduced:

Senate Bill No. 2099. — A Bill for an Act to amend and reenact section 18-04-04 and section 18-04-05 of the North Dakota Century Code, relating to distribution of insurance premium tax to cities and rural fire protection districts.

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

Senator Lodoen introduced:

Senate Bill No. 2100. — A Bill for an Act to amend and reenact section 12.1-27.1-12 of the North Dakota Century Code, relating to local control of entertainment in liquor establishments.

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

Senator Melland introduced:

Senate Bill No. 2101. — A Bill for an Act to amend and reenact sections 35-13-01, 35-13-02, 35-13-03, and 35-13-04 of the North Dakota Century Code, relating to authorization for a repairman's lien, contents of a lien statement and requirement of filing, inclusion of separate articles in one statement, and priority of liens.

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

Senator Thane introduced:

Senate Bill No. 2102. — A Bill for an Act to authorize the state board of higher education to issue revenue bonds for the construction of student housing at the state school of science at Wahpeton; to provide an appropriation; and to declare an emergency.

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

Senator Thane introduced:

Senate Bill No. 2103. — A Bill for an Act to provide an appropriation for construction of a classroom-auditorium building at the state school of science; and to declare an emergency.

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

Senators Melland, Nething introduced:

Senate Bill No. 2104. — A Bill for an Act to create and enact a new subsection to section 40-57-02 of the North Dakota Century Code, to include postal facilities within the definition of projects under the Municipal Industrial Development Act of 1955; and to amend and reenact section 40-57-03, relating to the powers of a municipality under the Municipal Industrial Development Act.

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

Senator Miller Heinrich introduced:

Senate Bill No. 2105. — A Bill for an Act to require a thirty-day notice prior to evicting a mobile home owner from a mobile home park, and to amend sections 47-17-04 and 47-17-05 of the North Dakota Century Code, relating to the right of a grantor or lessor to reenter.

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

Senator Sandness introduced:

Senate Bill No. 2106. — A Bill for an Act to amend and reenact subsections 17.1 and 22 of section 39-01-01 of the North Dakota Century Code, relating to the definitions of farm trailer and implement of husbandry.

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

Bank of North Dakota introduced:

Senate Bill No. 2107. — A Bill for an Act to create and enact a new section to chapter 6-09 of the North Dakota Century Code, relating to the appointment, size, officers, terms, duties and compensation of the Bank of North Dakota advisory board of directors; to amend and reenact section 54-07-01.2 of the North Dakota Century Code, relating to appointment of a majority of members to boards by the governor; and to repeal chapter 6-09.1 relating to the creation of a one hundred million dollar capital pool for long term first mortgage industrial development loans and creation of the advisory board of directors of the Bank of North Dakota.

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

Bank of North Dakota introduced:

Senate Bill No. 2108. — A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota to make loans to savings and loan associations, credit unions, and federally chartered credit sources.

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

Bank of North Dakota introduced:

Senate Bill No. 2109. — A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota to increase maximum loan value of farmland from one-half to sixty-five percent.

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

Bank of North Dakota introduced:

Senate Bill No. 2110. — A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the

authority of the Bank of North Dakota to purchase short term commercial and finance company paper.

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

Bank of North Dakota introduced:

Senate Bill No. 2111. — A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota to participate in loans made by federally chartered credit sources.

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

Health Department introduced:

Senate Bill No. 2112. — A Bill for an Act to provide for licensing and regulation of nursing homes and other care facilities by the state department of health and to provide for consultation and cooperation with the state social service board and other state and local agencies; to amend and reenact section 23-16-01 of the North Dakota Century Code, relating to licensure of medical hospitals and state hospitals; and to repeal chapter 50-18 of the North Dakota Century Code, relating to licensing and regulation of boarding homes for the aged and infirm.

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

Health Department introduced:

Senate Bill No. 2113. — A Bill for an Act to provide for responsibility of inpatient and outpatient care to persons afflicted or suspected of being afflicted with tuberculosis; to create and enact a new section to chapter 25-04 of the North Dakota Century Code, relating to biennial reports and assistant superintendent at the San Haven state hospital; to amend and reenact subsection 5 of section 25-01-01 of the North Dakota Century Code, relating to definitions of the Grafton state school; to amend and reenact sections 25-04-01 and 25-04-03 of the North Dakota Century Code, relating to the San Haven state hospital and assistant superintendent; to repeal subsection 6 of section 25-01-01 of the North Dakota Century Code, relating to State sanatorium; and to repeal chapter 25-05 of the North Dakota Century Code relating to care of tubercular persons.

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

Bank of North Dakota introduced:

Senate Bill No. 2114. — A Bill for an Act to amend and reenact section 6-09-15.3 of the North Dakota Century Code, eliminating the residency requirement, permitting loans secured by stock in bank holding companies, eliminating prohibition of loans in excess of North Dakota correspondent balances, and extending the disposal period of bank stock acquired by Bank of North Dakota in foreclosure from one year to five years.

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

Senator Lips introduced:

Senate Bill No. 2115. — A Bill for an Act to amend and reenact section 26-03-49 of the North Dakota Century Code, relating to the inception and expiration dates for insurance policies; and declaring an emergency.

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

Senator Melland introduced:

Senate Bill No. 2116. — A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 57-38-01.2 and subdivision c of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for individuals, fiduciaries, and corporations.

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

Senator Goodman, Rep. Strinden introduced:

Senate Bill No. 2117. — A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries and for corporations; and to repeal section 57-38-66 of the North Dakota Century Code, relating to the business and corporation privilege tax; and providing an effective date.

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

Senator Goodman, Rep. Strinden introduced:

Senate Bill No. 2118. — A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the adjustments to corporate and individual income tax for the business privilege tax; to repeal section 57-38-66 of the North Dakota Century Code, relating to the business privilege tax; and to provide an effective date.

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

Senator Goodman introduced:

Senate Bill No. 2119. — A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries; to repeal subsection 1 of section 57-38-66 of the North Dakota Century Code, relating to the business and corporation privilege tax on individuals, estates, and trusts; and providing an effective date.

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

Livestock Sanitary Board introduced:

Senate Bill No. 2120. — A Bill for an Act to amend and reenact section 36-01-04 of the North Dakota Century Code, relating to the compensation and expenses of members of the board.

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

Senator Strand introduced:

Senate Bill No. 2121. — A Bill for an Act to amend and reenact section 39-10.2-06 of the North Dakota Century Code, relating to requiring anyone operating or riding on a motorcycle to wear protective headgear.

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

Dept. of Public Instruction introduced:

Senate Bill No. 2122. — A Bill for an Act to amend and reenact section 40-21-09 of the North Dakota Century Code, relating to election districts.

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

Dept. of Public Instruction introduced:

Senate Bill No. 2123. — A Bill for an Act to amend and reenact section 15-34.2-14 of the North Dakota Century Code, relating to school bus drivers.

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

Senator Melland introduced:

Senate Bill No. 2124. — A Bill for an Act to amend and reenact subsection 2 of section 28-26-01 of the North Dakota Century Code, relating to assessment of costs for frivolous actions.

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

Senator Strinden introduced:

Senate Bill No. 2125. — A Bill for an Act to amend and reenact section 39-16-03 of the North Dakota Century Code, relating to the highway commissioner releasing abstracts of operating records on court order only, and to repeal section 39-16-03.1 of the North Dakota Century Code, relating to confidentiality of driver record abstracts more than three years old.

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

Senator Thane introduced:

Senate Bill No. 2126. — A Bill for an Act to create and enact a new section to chapter 49-22 of the North Dakota Century Code, relating to a public hearing and notice to individual landowners prior to a utility acquiring easements for transmission facilities.

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

Dept. of Public Instruction introduced:

Senate Bill No. 2127. — A Bill for an Act to amend and reenact subsection 2 of section 15-40.1-10 of the North Dakota Century Code, relating to county equalization funds.

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

Dept. of Public Instruction introduced:

Senate Bill No. 2128. — A Bill for an Act to amend and reenact subsection 2 of section 15-60-03 of the North Dakota Century Code, relating to the state school construction fund.

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

Dept. of Public Instruction introduced:

Senate Bill No. 2129. — A Bill for an Act to amend and reenact section 15-37-01 of the North Dakota Century Code, relating to teachers' oath.

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

Dept. of Public Instruction introduced:

Senate Bill No. 2130. — A Bill for an Act to amend and reenact section 15-47-01 of the North Dakota Century Code, relating to starting age for kindergarten pupils.

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

Dept. of Public Instruction introduced:

Senate Bill No. 2131. — A Bill for an Act to amend and reenact subsections 1 and 2 of section 15-40.2-05 of the North Dakota Century Code, relating to payment of tuition by school district.

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

Game and Fish Department introduced:

Senate Bill No. 2132. — A Bill for an Act to amend and reenact subsection 1 of section 20.1-03-11 of the North Dakota Century Code, relating to the age a person must be before he may apply for a big game hunting license.

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

Senator Tallackson introduced:

Senate Bill No. 2133. — A Bill for an Act to provide for supplementary benefits to persons receiving workmen's compensation benefits under previous benefit allowances; and to provide an appropriation.

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

Senator Hanson introduced:

Senate Bill No. 2134. — A Bill for an Act to establish a North Dakota building codes council and to provide for the membership, organization, powers and duties, and funding of the council; and to provide an appropriation.

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

Director of Instruction introduced:

Senate Bill No. 2135. — A Bill for an Act to amend section 54-21-25 of the North Dakota Century Code, relating to contracting of services if suitable facilities or services are not available for adult inmates.

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

Director of Instruction introduced:

Senate Bill No. 2136. — A Bill for an Act to amend section 54-23-12 and 54-23-18 of the North Dakota Century Code, relating to required inspections of the director of institutions within his institutions, and meetings with heads of institutions and the director of institutions.

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

Senator Miller Heinrich introduced:

Senate Bill No. 2137. — A Bill for an Act to amend and reenact section 54-52-17 of the North Dakota Century Code, relating to prior service credit and withdrawal from the public employees retirement system; and to provide for retroactivity.

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

Senator Fritzell introduced:

Senate Bill No. 2138. — A Bill for an Act to create and enact a new section to chapter 47-10 of the North Dakota Century Code, relating to reimbursement for governmental interference in the sale of real property.

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

Senator Fritzell introduced:

Senate Bill No. 2139. — A Bill for an Act to amend and reenact section 15-47-37 of the North Dakota Century Code, relating to instructing school students concerning the United States and state constitutions and the pledge of allegiance, and providing for instruction concerning the national anthem.

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

Senators Naaden, Mutch introduced:

Senate Bill No. 2140. — A Bill for an Act to provide for the state board of equalization to review the amount of funds in the general fund and to make rate adjustments to the sales and use tax law.

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

Senator Fritzell introduced:

Senate Bill No. 2141. — A Bill for an Act to amend and reenact sections 20.1-02-17 and 20.1-02-18 of the North Dakota Century Code, relating to assent to federal aid projects for wildlife and fish restoration, and consent to United States' acquisition of areas for migratory bird reservations; and to repeal sections 20.1-02-17.1, 20.1-02-18.1, and 20.1-02-18.2 of the North Dakota Century Code, relating to procedures and conditions for land acquisitions for wildlife and fish restoration, submission of federal wildlife area proposed acquisitions to county commissioners, and negotiation of leases, easements, and servitudes for wildlife production purposes.

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

Wheat Commission introduced:

Senate Bill No. 2142. — A Bill for an Act to amend and reenact section 4-28-07 of the North Dakota Century Code, relating to the wheat tax levy.

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

Senator Solberg, Rep. A. Hausauer introduced:

Senate Bill No. 2143. — A Bill for an Act to amend and reenact subsections 1 and 2 of section 57-02-08.1 of the North Dakota Century Code, relating to property tax credits for persons sixty-five years of age or older.

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

Dept. of Accounts and Purchases introduced:

Senate Bill No. 2144. — A Bill for an Act to amend and reenact sections 54-44.3-01, 54-44.3-03, 54-44.3-05, 54-44.3-15, and 54-44.3-22 and subsection 3 of section 54-44.3-07, and subsection 1 and 6 of section 54-44.3-12 of the North Dakota Century Code, relating to the central personnel system.

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

Senator Miller Heinrich, Reps. Hoffner and Koski introduced:

Senate Bill No. 2145. — A Bill for an Act to create and enact a new section to chapter 23-10 of the North Dakota Century Code, relating to determination of reasonableness of mobile home park rules.

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

Senator Wright introduced:

Senate Bill No. 2146. — A Bill for an Act to create and enact a new section to chapter 20.1-03 and three new subsections to section 20.1-03-12 of the North Dakota Century Code, relating to frog licenses and frog license fees; and to amend subsection 31 of section 20.1-03-12 and section 20.1-06-17 of the North Dakota Century Code, relating to resident frog license fees and regulations governing commercial frogging.

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

Dept. of Accounts and Purchases introduced:

Senate Bill No. 2147. — A Bill for an Act to create and enact section 54-16-13 of the North Dakota Century Code, relating to Emergency Commission action on requests to increase appropriation authority for intergovernmental service fund agencies.

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

Dept. of Accounts and Purchases introduced:

Senate Bill No. 2148. — A Bill for an Act to amend and reenact section 54-44.1-11 of the North Dakota Century Code, relating to the time during which appropriations remain available.

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

Health Department introduced:

Senate Bill No. 2149. — A Bill for an Act to provide for the creation of a board of medical investigations; to amend and reenact subsections 6, 7, and 8 of section 11-08-06; subsection 1 of section 11-08-08; sections 11-08-13 and 11-10-02; subsection 3 of section 11-10-06; sections 11-15-06; 11-15-22; 11-16-15; 12-45-01; 12-45-03; 14-02.1-10; subsection 2 of section 19-04-03; subsections 3, 4, and 5 of section 23-02.1-19; subsections 3, 4, and 5 of section 23-02.1-20; section 23-06-02; subsection 2 of section 23-06-13; subsection 2 of section 26-41-18; section 27-09.1-14; subsection 1 of section 27-10-03; subsection 1 of section 28-01-17; section 28-21-06; sections 28-21-18; 29-05-10; subsection 4 of section 29-17-36; section 32-22-10; 32-22-29; 32-22-39; 36-14-20; subsection 1 of section 39-08-13; sections 39-20-13; 44-11-01; and subsection 1 of section 50-25.1-03, removing references to county coroner; to repeal section 11-09-27 and chapters 11-19 and 11-19.1, relating to county and city coroners; providing a penalty, and providing an appropriation.

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

Senator Sands introduced:

Senate Bill No. 2150. — A Bill for an Act to provide for the refund of the coal severance tax to any purchaser who uses the coal for direct heating purposes; administration of the refund provisions by the state tax commissioner; and to provide a penalty.

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

Senator Melland introduced:

Senate Bill No. 2151. — A Bill for an Act to establish a legislative committee on administrative rules with authority to review proposed and existing administrative rules.

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

Senators Wenstrom, Goodman, Tallackson, Reps. Mertens, Opedahl, Wessman introduced:

Senate Bill No. 2152. — A Bill for an Act to amend and reenact sections 43-26-01, 43-26-04, 43-26-05, 43-26-06, 43-26-07, 43-26-08, 43-26-09, 43-26-10, 43-26-11, 43-26-12, and 43-26-13 of the North Dakota Century Code, relating to the examination, registration, and practice of physical therapy and physical therapist assistants; and to repeal sections 43-26-02 and 43-26-03 of the North Dakota Century Code, relating to the duties of the state board of medical examiners and the state physical therapy examining committee.

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

Real Estate Commission introduced:

Senate Bill No. 2153. — A Bill for an Act to amend and reenact subsection 2 of section 43-23-08 and subsection 1 of section 43-23-11.1 of the North Dakota Century Code, relating to license standards and grounds for suspension or revocation of licenses of real estate brokers

and salesmen, and to repeal section 43-23-08.1 of the North Dakota Century Code, relating to disqualifications from licensure.

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

Disaster Emergency Services introduced:

Senate Bill No. 2154. — A Bill for an Act to authorize the reimbursement of the federal government for the state's twenty-five percent share of the Individual and Family Grant Program that was conducted in North Dakota following the spring flood of 1978; and provide for an appropriation.

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

Agriculture Dept. introduced:

Senate Bill No. 2155. — A Bill for an Act to amend and reenact section 4-35-21 of the North Dakota Century Code, relating to reports of pesticide accidents, incidents, or loss.

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

Committee on Natural Resources introduced:

Senate Bill No. 2156. — A Bill for an Act to provide for the making of natural gas well status determinations by the state geologist and the industrial commission pursuant to the Natural Gas Policy Act of 1978; and declaring an emergency.

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

Committee on Judiciary introduced:

Senate Bill No. 2157. — A Bill for an Act relating to the right of access to reports of property presumed abandoned.

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

Committee on Social Welfare & Veterans Affairs introduced:

Senate Bill No. 2158. — A Bill for an Act to amend and reenact section 50-09-07 of the North Dakota Century Code, relating to county social service board investigations of applicants for aid to dependent children.

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

Committee on Judiciary introduced:

Senate Bill No. 2159. — A Bill for an Act to amend and reenact subsection 1 of section 27-20-10 of the North Dakota Century Code, relating to informal adjustment of minors; to amend and reenact subsection 1 of section 27-20-13 of the North Dakota Century Code, relating to the taking into custody of minors; to amend and reenact subsection 2 of section 27-20-37 of the North Dakota Century Code, relating to the modification or vacation of orders of the juvenile court; and to amend and reenact section 50-25.1-08 of the North Dakota Century Code, relating to the appointment of guardians ad litem.

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

FIRST READING OF SENATE RESOLUTIONS

Legislative Council Budget "B" Committee introduced:

Senate Concurrent Resolution No. 4001. — A concurrent resolution directing a Legislative Council study of the feasibility and benefits of reorganizing the executive branch of state government.

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

Legislative Council Constitutional Revision Committee introduced:

Senate Concurrent Resolution No. 4002. — A concurrent resolution to repeal article 14 of the amendments to the Constitution of the State of North Dakota, relating to state operation of terminal grain elevators in Minnesota or Wisconsin.

Was read the first time and referred to the committee on Constitutional Revision.

Legislative Council Constitutional Revision Committee introduced:

Senate Concurrent Resolution No. 4003. — A concurrent resolution to repeal section 177 of the Constitution of North Dakota and article 24 of the amendments to the Constitution of the State of North Dakota, relating to an acreage tax and a mill levy to create a hail insurance fund.

Was read the first time and referred to the committee on Constitutional Revision.

Legislative Council Constitutional Revision Committee introduced:

Senate Concurrent Resolution No. 4004. — A concurrent resolution to amend section 182 of the Constitution of the State of North Dakota, relating to the security of bonds issued or guaranteed by the state.

Was read the first time and referred to the committee on Constitutional Revision.

Legislative Council Garrison Diversion Overview Committee introduced:

Senate Concurrent Resolution No. 4005. — A concurrent resolution to recreate a special Garrison Diversion Legislative Overview Committee to review matters concerning Garrison diversion through the upcoming interim and the next legislative session and to represent legislative interests in the Garrison Diversion Project.

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

Legislative Council Judicial System introduced:

Senate Concurrent Resolution No. 4006. — A concurrent resolution for the amendment of section 173 of the Constitution of the State of North Dakota, relating to the election of certain county officials; for the repeal of subsection 6 of section 69 of the Constitution of the State of North Dakota, relating to the jurisdiction of police magistrates, constables, and justices of the peace; and providing an effective date.

Was read the first time and referred to the committee on Constitutional Revision.

Legislative Council - Legislative Procedure and Arrangements Committee introduced:

Senate Concurrent Resolution No. 4007. — A concurrent resolution directing the Legislative Council to conduct a study of legislative retirement programs.

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

Senator Redlin introduced:

Senate Concurrent Resolution No. 4008. — A concurrent resolution for the ratification of a proposed amendment to the Constitution of the United States, to provide for District of Columbia representation in Congress.

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

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

Senator Nething moved that at the conclusion of the Ninth Order of Business, the Senate adjourn for the joint meeting in the House and will convene at 1:30 P.M. on Thursday, January 4, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

SECOND DAY

Bismarck, January 4, 1979

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

The prayer was offered by Rev. Dave Knecht, McCabe Methodist Church, Bismarck.

God, our Eternal Father, we thank You for Your mercies, new every morning. As we turn our concerns toward the needs and labors of the people entrusted to our care, may we be constantly aware that unless You build the house they labor in vain that build it. May we seek first Your will — only so can all other things be given unto us.

Give us to build above our deep intent the deed; to put muscles in our ideas, and feet under our thoughts. May all that we do be done with integrity, committed to being honest with ourselves, with each other, and above all with You. Enable us to be faithful even in little things, knowing that so often You have chosen the small, the quiet, the weak through which to accomplish Your great purposes. So would we offer ourselves in service and give glory to Your Name.

AMEN.

The roll was called and all members were present except Senator Roen. A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

Mr. _____ President _____ Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the First Day and finds the same to be correct.

_____ Chairman
 SENATOR TENNEFOS
 moved that the report be adopted, which motion prevailed.

COMMUNICATION
 STATE OF NORTH DAKOTA
 OFFICE OF THE STATE TREASURER
 BISMARCK, N.D. 58505

January 3, 1979

The Honorable Wayne G. Sanstead
 President — North Dakota Senate
 State Capitol
 Bismarck, ND 58505

Dear President Sanstead:

The State Treasurer's Office will again offer limited check cashing services to the elected members of the State Legislature.

Before we will cash any checks for any member of the Legislature, we will require a copy of their signature. In an attempt to accomplish this in the most efficient manner, we are asking that you have the members of your body sign their signature above their printed signature on the attached listing.

As soon as the list is completed, please forward it to my attention in the State Treasurer's Office.

I sincerely appreciate your cooperation in this matter.

Sincerely,
ROBERT E. HANSON
Deputy State Treasurer

REPORTS OF STANDING COMMITTEES

Mr. President: Your Committee on Appropriations.

to whom was referred Senate Bill No. 2015

~~XXXXXX~~

Has had the same under consideration and ~~XXXXXXXXXXXXXXXXXXXX~~

recommends that the same be amended as follows:

On Page 1, line 21 delete the amount "\$32,400" and insert in lieu thereof the amount "\$31,800"

On page 1, line 22 delete the amount "\$32,400" and insert in lieu thereof the amount "\$31,800"

On page 2, delete all of lines 4,5, and 6

On page 3, delete all of lines 3,4, and 5

On page 3, line 7 delete the amount "\$383,285" and insert in lieu thereof the amount "\$364,085"

And renumber the lines, subdivisions, and pages accordingly

And when so amended recommends the same do pass.

The purpose of the amendments is Statement of the Purpose of the Amendment: to allow expenditures for Boys and Girls Clubwork in compliance with Section 4-08-10.1 NDCC which provides up to \$300.00 per county per year for achievement days resulting in over appropriation of \$600.00 in the Executive Recommendation The appropriation for the Commission on uniform State Laws is deleted because the information is otherwise available without the cost of the appropriation. The appropriation for delegates to the National Convention was deleted and a bill requested to remove the statutory requirement for such payment because the amount provided by law is inadequate for expense reimbursement. The committee feels delegates should bear their own expense or be reimbursed by the respective political parties.

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

Robert E. Hanson Chairman
Senator Lips

Senate Bill No. 2015 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Political Subdivisions

to whom was referred Senate Bill No. 2077

Has had the same under consideration and recommends that the same

do pass

Robert E. Lodoen Chairman
Senator Lodoen

Senate Bill No. 2077 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES

to whom was referred Senate Bill No. 2132

Has had the same under consideration and recommends that the same

do pass

..... Senator Jacobson Chairman
Senate Bill No. 2132 was placed on the Eleventh

order of business on the calendar for the succeeding legislative day

REPORT OF PROCEDURAL COMMITTEE

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

- J. Vernon Asheim. Assistant Secretary of the Senate
- Sandra Boehler. Bill Clerk
- Mary Alice Simonson Chief Stenographer and Payroll Clerk
- Lyla Flagg. Chief Committee Clerk
- Kari Schultz. Appropriations Committee Clerk
- Debbie Akovenko Assistant Appropriations Committee Clerk
- Mary Kay Eckroth. Committee Clerk
- Charlotte Kamins. Committee Clerk
- Arlene Reich. Committee Clerk
- Christine Hill. Committee Clerk
- Lorraine Moos Committee Clerk
- Adeline Montague. Committee Clerk
- Barbara Klein Committee Clerk
- Alice Mehrer. Committee Clerk
- Pearl Berget. Committee Clerk
- Sharon Giese. Assistant Committee Clerk
- Stephen Lee Calendar Clerk
- Ruby Stadick. Chief Page and Bill Book Clerk
- Gina Smith. Chief Desk Page
- Eileen Gerl Secretary to the President
- Lois J. Scherr. Secretary to the Majority Floor Leader
- Kathy L. Richau Secretary to the Minority Floor Leader
- Carl Bjerke Deputy Sergeant-at-Arms
- Sewall Peterson Assistant Sergeant-at-Arms
- O. Jay Fuglie Assistant Sergeant-at-Arms
- Bradley P. Edin Assistant Sergeant-at-Arms
- Stanley Schultz Assistant Sergeant-at-Arms
- J. L. Raile Assistant Sergeant-at-Arms

Leatrice Miller . . . . .	.Bill Room Clerk
Ledores Robey . . . . .	.Bill Room Clerk
Karla Stanley	Journal Room Clerk
Skip Sjothun.	Journal Room Clerk
Michelle Igoe	Stenographer
Melinda Wold.	Stenographer
Mary Schmidt.	Stenographer
Erma Hauglie.	Stenographer
Cheryl Skjeret. . . . .	.Stenographer-Typist
Esther Davis.	Information Desk
Willa Carlson . . . . .	.Chief Telephone Attendant
Gayle Skaaden	Telephone Page
Jeri Kurlle. . . . .	.Telephone Attendant
Mary Ann Brown. . . . .	.Telephone Attendant
Elaine Stern. . . . .	.Telephone Attendant
Kelly Whalen. . . . .	.Assistant Desk Page
John TeBeest. . . . .	.Parking Lot Attendant
Laurie Leingang	Page
Rosie Anderson.	Page
Beth Erickson	Page
Tom Brigl	Page
Clara Huesers	Page
Roy Paton . . . . .	.Bill Book Clerk
Robert Evanenko . . . . .	.Bill Book Clerk
Barry Streigl . . . . .	.Bill Book Clerk
Jill Schwede. . . . .	.Journal Proofreader
Kris Neumann. . . . .	.Journal Proofreader
Lucas Giesinger . . . . .	.Janitor
George Heid . . . . .	.Janitor
Steve Larson. . . . .	.Janitor
Edwin Keller. . . . .	.Janitor

Robert J. Thane
 Senator Thane, Chairman

Senator Thane moved the report be adopted.

ROLL CALL

The question being on the motion to adopt the procedural report on Employment, the roll was called and there were ayes, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE							
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE	
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V
● ALBERS			● ISZLER			● NETHING	
● BARTH			● JACOBSON			● OLW	● SOLBERG
● BERUBE			● JONES			● ORANGE	● SCRUM
● CHRISTENSEN			● KRAUTER			● PETERSON	● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT	● STRINDEN
● DOTZENROD			● LEE			● REDLIN	● TALLACKSON
● ERDMAN			● LIPS			● REITEN	● TENNEFOS
● FARRINGTON			● LODOEN			● ROEN	● VOSPER
● FRITZELL			● MELLAND			● SANDNESS	● WALSH
● GOODMAN			● MILLER			● SANDS	● WENSTROM
● HANSON			● MUTCH			● SCHIRADO	● WRIGHT
● HOFFNER			● NAADEN			● SHARLOW	● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI	

The report was adopted and President Sanstead then administered the Oath of Office to the Senate employees.

FIRST READING OF SENATE BILLS

Senators Olin, Strinden introduced:

Senate Bill No. 2160. — A Bill for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to an adjustment to taxable income for individuals and fiduciaries with respect to unemployment compensation benefits.

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

Senators Tallackson, Nelson introduced:

Senate Bill No. 2161. — A Bill for an Act to repeal subsection 12 of section 57-39.2-04 of the North Dakota Century Code, relating to the exemption from sales tax for certain sales made to out-of-state buyers.

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

Committee on State and Federal Government introduced:

Senate Bill No. 2162. — A Bill for an Act to amend and reenact section 18-04-05 of the 1977 Supplement to the North Dakota Century Code, relating to the appropriation limit of distributions of fire insurance premiums to city and rural fire departments.

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

Committee on State and Federal Government introduced:

Senate Bill No. 2163. — A Bill for an Act to amend and reenact subsection 3 of section 54-44.2-02 of the North Dakota Century Code, relating to the powers and duties of the office of central data processing.

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

Committee on State and Federal Government introduced:

Senate Bill No. 2164. — A Bill for an Act to amend and reenact section 15-61-05 of the North Dakota Century Code, relating to disposition of surplus property.

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

Committee on State and Federal Government introduced:

Senate Bill No. 2165. — A Bill for an Act to amend and reenact subsections 8 and 9 of section 54-44-04, and to repeal subsection 10 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 Solberg, Wenstrom, Sorum introduced:

Senate Bill No. 2166. — A Bill for an Act to amend and reenact section 19-02.1-14.1 of the North Dakota Century Code, relating to brand and generic name drug definitions and the labeling of prescription drugs; and providing that a physician may direct a pharmacist to prescribe a generic name drug and pass along the savings to the purchaser.

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

Senator Miller Heinrich introduced:

Senate Bill No. 2167. — A Bill for an Act to allow mobile home owners to locate storm shelters on the lots on which their mobile homes are located in mobile home parks, and to provide for the location and ownership of mobile home storm shelters and access to the shelters.

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

Senators Orange, Vosper, Rep. Dotzenrod introduced:

Senate Bill No. 2168. — A Bill for an Act to limit the establishment of radioactive waste material repositories in North Dakota.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Committee on Constitutional Revision introduced:

Senate Concurrent Resolution No. 4009. — A concurrent resolution for the amendment of section 161 of the Constitution of the State of North Dakota, relating to the leasing of lands granted to the state for educational and charitable purposes.

Was read the first time and referred to the committee on Constitutional Revision.

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

Senator Nething announced that there will be a Joint Session in the House for the purpose of receiving the State of the Judiciary message.

Senator Nething then moved that after the reading of Senate Bills 2077 and 2132, the Senate adjourn until 12:30 P.M., Friday, January 5, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRD DAY

Bismarck, January 5, 1979

The Senate convened at 12:30 P.M., with President Sanstead presiding. The prayer was offered by Rev. Jay Stratton, Lord of Life Lutheran Church, Bismarck.

Mighty Lord, we ask for your guidance and direction for legislators. What they do here greatly effects the lives of the several hundred thousand people that call North Dakota their home. Enable this body to correctly read not only the desires of North Dakota people, but also their needs — for they are not always the same. This is an age when many of the citizens of our land hold leaders in government suspect. Consequently, empower these Senators with a fearless pursuit of truth and a strong desire to legislate with justice.

In Christ's name, Amen.

The roll was called and all members were present.

A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

Mr. _____ President _____ Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the _____ Second _____

_____ day and recommends that the same be corrected as follows: Below line 22, insert Klara Huesers Page _____

And when so corrected recommends that the same be approved.

_____ Senator Cussons _____ moved that the report be adopted, which motion prevailed. _____ Chairman Senator Tennefos

Report of Standing Committee S

Mr. _____ President _____ Your Committee on _____ Appropriations _____ to whom was referred _____ Senate _____ Bill No. _____ 2018 _____

Has had the same under consideration and recommends that the same

be amended as follows:

On page 1, line 11 delete the amount "\$1,090,349" and insert in lieu thereof "\$590,349"

On page 1, line 16 delete the amount "\$1,090,349" and insert in lieu thereof "\$590,349"

JOURNAL OF THE SENATE

On page 1, line 17 delete the amount "\$1,090,349" and insert in lieu thereof "\$590,349"

On page 1, line 19 delete the amount "\$1,000,000" and insert in lieu thereof "\$500,000"

And renumber the lines and pages accordingly

PURPOSE OF INTENT: to reduce by \$500,000 the money available to the Emergency Commission for the 1979-81 Biennium.

And when so amended recommends the same do pass.

 Chairman
Senator Lips

Senate Bill No. 2018 was placed on the 6th


order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred Senate Bill No. 2025

Has had the same under consideration and recommends that the same

do pass

 Chairman
Senator Lips

Senate Bill No. 2025 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs

to whom was referred Senate Bill No. 2055

Has had the same under consideration and recommends that the same

be amended as follows:

On page 1, line 2, delete the words "and sections" and insert in lieu thereof "subsection 1 of section"; after the numerals "27-20-34", insert a comma; after the second "and", insert the word "sections"; and after the numerals "27-20-35", insert "and 27-20-36"

On page 1, line 4, delete the word "and"

On page 1, line 5, after the word "child", insert a semicolon and the words "and to time limitations on orders of disposition"

On page 1, line 12, delete the strike-through over the word "is" and delete the words "meets any two of"

- On page 1, line 13, delete the words "the following conditions"
- On page 1, line 14, delete the strike-through over the word "~~Under~~" and delete the words "Is under"
- On page 1, line 16, delete the strike-through over the semicolon and the word "~~or~~", and delete the underscored period
- On page 1, line 17, delete the strike-through over the word "~~Under~~" and delete the words "Is under"
- On page 1, delete lines 20 through 22
- .
- On page 2, delete lines 1 through 3
- On page 2, delete lines 18 through 24
- On page 2, line 25, delete "c.", the strike-through over the word "~~sixteen~~", and the word "fourteen"
- On page 3, line 5, strike the words "amenable to treatment"
- On page 3, line 6, strike the words "or rehabilitation as a juvenile through"
- On page 3, line 7, strike the words "available facilities"; after the word "facilities", insert the words "treatable in an institution for the mentally retarded or mentally ill"; and after the semicolon, insert the word "and"
- On page 3, line 8, strike the words "treatable in an"
- On page 3, line 9, strike the words "institution for the mentally retarded"
- On page 3, line 10, strike "or mentally ill; and"
- On page 3, line 11, strike "(d) The"; and after the word "The", insert the words "amenable to treatment or rehabilitation as a

juvenile through available facilities or the"

On page 3, line 24, after "illness", insert the words "or that the child is an alcoholic or a drug addict"

On page 4, after line 6, insert the following new section:

"SECTION 4. AMENDMENT.) Section 27-20-36 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

27-20-36. LIMITATIONS OF TIME ON ORDERS OF DISPOSITION.)

1. An order terminating parental rights is without limit as to duration.
2. An order of disposition committing a delinquent child, except as provided in subsection 7, or an unruly child to the state industrial school continues in force for two years, excluding any period of time the child is on parole from the institution, or until the child is sooner discharged by the institution. The court which made the order may extend its duration for additional two-year periods subject to like discharge, if:
 - a. A hearing is held upon motion of the institution, or on the court's own motion, prior to the expiration of the order;
 - b. Reasonable notice of the hearing and an opportunity to be heard are given to the child and the parent, guardian, or other custodian; and
 - c. The court finds that the extension is necessary for the treatment or rehabilitation of the child.
3. Any other order of disposition continues in force for not more than two years. The court may sooner terminate its order or extend its duration for further periods. An order of extension may be made if:

- a. A hearing is held prior to the expiration of the order upon motion of a party or on the court's own motion;
 - b. Reasonable notice of the hearing and opportunity to be heard are given to the parties affected;
 - c. The court finds that the extension is necessary to accomplish the purposes of the order extended; and
 - d. The extension does not exceed two years from the expiration of the prior order.
4. Except as provided in subsection 2, the court may terminate an order of disposition or extension prior to its expiration, on or without an application of a party, if it appears to the court that the purposes of the order have been accomplished. If a party may be adversely affected by the order of termination the order may be made only after reasonable notice and opportunity to be heard have been given to him.
 5. Except as provided in subsection 1, when the child attains the age of twenty years, all orders affecting him then in force terminate and he is discharged from further obligation or control.
 6. If an order of disposition is made with respect to a child under the age of ten years pursuant to which the child is removed from the care, custody, and control of his parent, guardian, or other custodian without terminating parental rights and the parent and child relationship, the court, before extending the duration of the order, shall determine upon the extension hearing whether the child is adoptable and whether termination of those rights and that relationship is warranted under section 27-20-44 and is in the best interest of the child. In that case the notice of the extension hearing must also inform the parties affected that the court will determine whether the child is adoptable and whether

JOURNAL OF THE SENATE

termination of their parental rights and the parent and child relationship is warranted and in the best interest of the child and that a further order of disposition may be made by the court placing said child with a view to adoption. If the court determines that the child is adoptable and that termination of parental rights and the parent and child relationship is warranted and is in the best interest of the child, the court shall make a further order of disposition terminating those rights and that relationship and committing the child under section 27-20-47.

7. An order of disposition committing a delinquent child found to have committed an act which constitutes a class A felony may continue in force until the child reaches the age of twenty years or until the child is sooner discharged by the institution. Imposition of an order of disposition pursuant to this subsection requires the committing court to review its order every two years."

And renumber the pages, sections, and lines accordingly

And when so amended recommends the same do pass

Harold Christensen Chairman
Senator Christensen

Senate Bill No. 2055 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION to whom was referred SENATE Bill No. 2093

Has had the same under consideration and recommends that the same

do pass

I. E. Solberg Chairman
SENATOR I. E. SOLBERG

SENATE Bill No. 2093 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2100

Has had the same under consideration and recommends that the same

do pass

Clinton Lodoen Chairman
Senator Lodoen

Senate Bill No. 2100 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Social Welfare & Veterans Affairs to whom was referred Senate Bill No. 2158

Has had the same under consideration and recommends that the same

do pass

Hal Christensen Chairman
 Senator Christensen

Senate Bill No. 2158 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

FIRST READING OF SENATE BILLS

Senator Strinden introduced:

Senate Bill No. 2169. — A Bill for an Act to create and enact a new section to chapter 12.1-32 of the North Dakota Century Code, relating to a sentence of death or life imprisonment for murder and providing a proceeding separate from the trial to determine the sentence; to create and enact chapter 12.1-32.1 of the North Dakota Century Code, relating to the trial court setting a time for execution and issuing a warrant of execution; the delivery of a murderer to the prison warden; the delivery of a statement of conviction, sentence, and evidence to the governor; the governor's power to reprieve a death sentence; infliction of the death penalty by lethal injection; time of execution; the warden or deputy warden serving as executioner; a return concerning the execution; who is allowed at an execution; a jury to witness the execution; disposition of the body; proceedings in case of escape; the procedure when a condemned convict appears mentally ill; a sentence suspension when a condemned female prisoner is pregnant; and fees and mileage incurred under the Act; to amend and reenact sections 12.1-16-01 and 12.1-32.01 of the North Dakota Century Code, relating to murder and the penalty for murder, making murder a capital felony punishable by death or life imprisonment; and providing an appropriation.

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

Senator Tallackson, Rep. Kingsbury introduced:

Senate Bill No. 2170. — A Bill for an Act to provide for a severance tax upon all coal mines; to provide procedures for the imposition, collection, and administration of such tax; to provide for the allocation of moneys collected; to provide an impact program for impacted school districts, cities, counties, and other taxing districts; to provide for the establishment of a coal impact commission; to provide for impact loans to be administered by the board of university and school lands; and to provide a penalty.

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

Senator Hanson introduced:

Senate Bill No. 2171. — A Bill for an Act to amend and reenact section 15-40.1-16 of the North Dakota Century Code, relating to aid to school districts for providing school bus transportation.

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

Committee on State and Federal Government introduced:

Senate Bill No. 2172. — A Bill for an Act to amend and reenact subsection 2 of section 6-01-03 of the North Dakota Century Code, relating to the makeup of the state credit union board.

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

Committee on State and Federal Government introduced:

Senate Bill No. 2173. — A Bill for an Act to amend and reenact sections 54-45-02 and 54-45-03 of the North Dakota Century Code, relating to the duties of the department of civil air patrol and to the expenditure of funds by the civil air patrol for secretarial or administrative personnel.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2174. — A Bill for an Act to amend and reenact section 6-06-08 of the North Dakota Century Code, relating to the supervision of credit unions by the state credit union board, examinations, and fees.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2175. — A Bill for an Act to provide for fees for applications presented to the state banking board; and to amend and reenact sections 6-02-06 and 6-03-15 of the North Dakota Century Code, relating to fees for applications presented to the state banking board.

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

Committee on Industry, Business and Labor introduced;

Senate Bill No. 2176. — A Bill for an Act to amend and reenact section 6-06-11 of the North Dakota Century Code, relating to annual meetings, election of directors and committees of credit unions.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2177. — A Bill for an Act to amend and reenact section 6-05-28 of the North Dakota Century Code, relating to the examination of annuity, deposit, surety, and trust companies.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2178. — A Bill for an Act to create and enact a new section to chapter 7-02 of the North Dakota Century Code, relating to savings and loan association account insurance; to amend and reenact section 7-01-07 of the North Dakota Century Code, relating to insurance requirement and certificates of authority of state savings and loan associations; and providing a penalty.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2179. — A Bill for an Act to amend and reenact section 7-01-04 of the North Dakota Century Code, relating to capital of savings and loan associations.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2180. — A Bill for an Act to amend and reenact sections 13-05-04 and 13-05-06 of the North Dakota Century Code, relating to annual license fee and provide for an examination fee of collection agencies.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2181. — A Bill for an Act to amend and reenact section 6-03-70 of the North Dakota Century Code, relating to submission of reports to the commissioner.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2182. — A Bill for an Act to amend and reenact section 6-03-59 of the North Dakota Century Code, relating to loan limitation.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2183. — A Bill for an Act to amend and reenact section 6-03-27 of the North Dakota Century Code, relating to list of shareholders.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2184. — A Bill for an Act to create and enact a new section to chapter 13-05 of the North Dakota Century Code, relating to biennial report of collection agencies; and to amend and reenact sections 6-01-10, 7-05-03, 13-03-10, and 13-03.1-10 of the North Dakota Century Code, relating to the biennial reports of the state banking board, state credit union board, and department of banking and financial institutions.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2185. — A Bill for an Act to amend and reenact section 6-01-18 of the North Dakota Century Code, relating to reports and examinations of institutions insured in federal deposit insurance corporation.

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

Committee on Judiciary introduced:

Senate Bill No. 2186. — A Bill for an Act to create the political subdivision liability fund, to provide for limitations on payments from such fund, providing an appropriation and declaring an emergency.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2187. — A Bill for an Act to amend and reenact section 6-01-09 of the North Dakota Century Code, relating to the supervision and examination of banks.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2188. — A Bill for an Act to amend and reenact subsection 8 of section 6-03-02 of the North Dakota Century Code, relating to powers of banks.

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

Senator Lee introduced:

Senate Bill No. 2189. — A Bill for an Act to create a new section to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program, combining the funds of the trusts created by the forty-fourth and forty-fifth legislative assemblies under the coal severance tax legislation and administered by the state land department.

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

Senator Lee, Rep. Freborg introduced:

Senate Bill No. 2190. — A Bill for an Act to provide that fifty percent of oil and gas bonus payments received by the board of university and school lands be apportioned and distributed to the public schools for their support and maintenance, and that the remaining fifty percent be placed in a permanent fund with the interest from the fund distributed to the schools.

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

Senators Hanson, Olin introduced:

Senate Bill No. 2191. — A Bill for an Act to amend and reenact section 43-07-10 of the North Dakota Century Code, relating to the renewal of licenses for contractors.

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

Senators Tallackson, Strinden introduced:

Senate Bill No. 2192. — A Bill for an Act to create and enact a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to the exemption from the motor vehicle excise tax of casual sales of motor vehicles between individuals.

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

FIRST READING OF

SENATE CONCURRENT RESOLUTIONS

Senators Strinden, Naaden, Tallackson introduced:

Senate Concurrent Resolution No. 4010. — A concurrent resolution urging the United States Congress not to pass any legislation mandating conversion to the metric system in the United States.

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

CONSIDERATION OF AMENDMENTS

Senator Melland moved that the reading of the amendments to Senate Bill 2015 be dispensed with, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2015 as recommended by the Committee on Appropriations as printed on page 58 of the Senate Journal be adopted, which motion prevailed.

MOTION

Senator Lips moved that Senate Bill No. 2102 be returned to the Senate floor from the Committee on Education, which motion prevailed.

Senator Lips moved that Senate Bill No. 2102 be re-referred to the Committee on Appropriations, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2077. — A Bill for an Act to amend and reenact section 54-52-02.1 of the North Dakota Century Code, relating to membership of county, city, and noncertified school district employees in the public employees retirement system; and to repeal subsection 10 of section 54-52-17 of the North Dakota Century Code, relating to the opportunity for certain members of the public employees retirement system to withdraw from that 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, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN			● WILLER			● SANDS			● WENSTROM		
● HANSON			● WITCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTIONS

Senator Nothing moved that Senate Bill No. 2132 be laid over one legislative day, which motion prevailed.

Senator Nothing moved that the following remarks of Senator Solberg be printed in the Journal, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Senator Solberg: Mr. President, I rise on a point of personal privilege. Mr. President, members of the Senate, I promise not to take too long and I will not do it extemporaneously so that I will disturb anyone's mental attitudes too much, so I have prepared a script which I would like to share with the Senate at the end of the first week. We have talked a lot about taxes and so on and this is going to deal with western North Dakota. I spent a great deal of time this summer working in the statistical areas, in the analysis in the weighted factors and indices that are available to us if we look at the economic potential that might be here in North Dakota and that we might miss unless we are very careful, so I am not going to keep anyone from getting out on the highways in cold weather very long, but I would like to share this with you, if I may.

For a whole generation, there has been an uninterrupted exodus in America, from countryside communities to the big cities. Country towns and small cities have lost and continue to lose their people. North Dakota has been a big loser in this drama.

Since 1930, the state's population has been steadily declining while in many states the population has doubled and trebled, and the end is not yet in sight. There will be 12 percent fewer people in the state by 1990, using historic factors of 1972 according to a recent government study on future growth for the United States.

This is the largest indicated loss for any state. The warning should concern the whole country and North Dakota in particular. It need not happen.

The shift in population and industry has reached such proportion that two-thirds of all people in the country now live within less than 2 percent of the area of the United States. And only one-third are left in the other 98 percent.

Some idea of the concentration that now exists in some metropolitan areas may be gained from statistics. In Illinois there is one county that has 5.5 million people and countless industries squeezed into it. This is Cook County in which Chicago is situated. In size it is about the same as Mercer County.

North Dakota is not alone to suffer population losses. South Dakota, Montana, Wyoming, and Idaho, are also expected to have fewer people by 1990.

The total present population of this five-state area of nearly 500,000 square miles is only one-half that of Cook County previously referred to.

Here is a great empire, larger than all of France, West Germany, The Netherlands and Great Britain combined. It has enormous wealth in mineral resources, some of the richest soil in the world, great forests, lakes, rivers, scenic beauty and healthful climate. While Cook County continues to get more crowded, the five states continue to diminish in population.

This disproportionate distribution of people is not due to any super-natural forces. They are man-made. Ever since man invented the wheel, man's inventions have been changing the character of his communities and his relationship with the earth.

It was the invention of machines and technology that wiped out millions of jobs in country communities. The man-hours moved to the big cities to make machines and to process the products from the land. Larger operating units in agriculture grew. There are now 3 million fewer farms than in 1930.

When farms became fewer the bottom began to fall out of the fragile economy in thousands of country towns. Income from other sources did not fill the gap. Local jobs were lost and stores closed up. People left to find work and to seek a brighter future elsewhere.

The American people have always been highly inventive and enterprising. By the turn of the century, the American farmer had developed the most efficient agriculture in the world. This changed the nation's balance of trade and made this country the bread basket for the world. It also made possible a new industrial economy which has grown and multiplied ever since.

Inventiveness created new industries and these industries became so efficient that America attained world leadership and great wealth.

We own enough automobiles to take every man, woman and child in the United States, Canada, and Mexico out for a ride — all at the same time. The total horsepower in the country has increased from 2.773 billion in 1940 to 26 billion in 1977; electric energy has increased from 180 billion kilowatt hours to nearly 1,800. Today farmers in the United States produce seven times as much per man hour as in 1930.

This dynamic growth of industry and services became the economic life blood of big cities. Meanwhile, relative underdevelopment and underpopulation deepened in the country communities that depended primarily on the production of raw materials. The value of these commodities in relation to the total economy continued to shrink.

(The above paragraphs from a presentation at Valley City State College.)

There are those among us who know that our state needs a new revitalization and that individuals need new options. We realize a new redistribution of population into areas now sparse is important. There is no other way to fully capture the total economic value of all resources available to the state. We have given too much thought to human resources without developing the natural resources to put human resources to full use instead of living off the economic processes at a second or third level finance structure. We need to constantly do what can be done to cause natural resources to be refined to a point of no further development and thus keep the rent, interest, capitol, and wages within the state's economy instead of shipping it to other parts of the nation.

We need to recognize that country towns are a part of their own vast economic framework quite separate from that of the larger cities in the state. The two are co-interdependent and co-essential, but the former must never be regarded as a part of the backyard or a province of the bigger cities.

This framework is a part of North Dakota and the nation as well. It is a whole world in itself. At the beginning of our thoughts this afternoon, we

referred to the 98 percent of land surface providing living space for only two percent of the population nationally. This is true in North Dakota if we take the land surface as a whole. We are a small part of the 98 percent of the total, but we have vast productive areas capable of producing for the thousands outside our boundaries. We have a large percent of the natural resources spoken of as part of the 98 percent land surface in the United States with but two percent of the population.

Agriculture is constantly reviewing its role in the American economy. We now must evaluate other resources in the same manner. Oil production has been well assimilated into the national markets as well as the state. We not only produce the crude, we also do much refining and processing for various markets. We have done this without too much confusion due to a regulated national policy in regard to petroleum products. This is now a bit of history. Much could have been different had we developed a state policy regarding it some twenty years ago.

Now we have lignite coal as a resource of quantity. We have waged political battles concerning its production and taxation, but have left much to be desired in state policy concerning its total production and concentrated economic use. We have been concerned more about taxes for revenue rather than production for economic gain for the state and its employable people. We have heard much about the fact that we are subsidizing large corporations by levying a tax against a resource supplying power to be used throughout the region. Let us be aware of the fact that large corporations do not pay the tax on power produced in North Dakota. They pay it in the first instance and then it is passed on to the consumer of goods produced from power generated by the use of lignite coal. This applies to farm machinery manufactured in Minnesota and sold to consumers in North Dakota as well as electric power companies supplying power for REC lines in North Dakota or in other states. We do not subsidize large industry with a proper tax on our raw product. Everytime we tax the corporations more, the consumer costs go up accordingly. A severance tax on lignite must be a true severance tax and not a compromise between political factions. A severance tax is technically a tax applied to the raw product in its natural state when severed from its natural location in the earth. The tax is applied to the measurement used to determine its quantity which with lignite coal is the metric ton. (2000 lbs.)

Thus the tax is applied to the measured ton rather than to the price per ton which may be changed by inflation and not supply and demand. Anytime we add an escalator to the base severance tax, we add to the inflationary force on the price of a ton of coal. Therefore, a severance tax must be a tax levied against a ton of coal, and with the BTU content of North Dakota lignite. This tax should be set at about fifty cents per ton on a permanent basis. A fixed base tax is not a cause for inflation in itself. But a tax moving with the inflation cycle merely increases the force of inflation whenever used in the productive economy. I believe this is a must for the forty-sixth legislative assembly and needs our real attention and unprejudiced appraisal.

In my estimation we must legislate as follows:

1. Set a fixed tax on a ton of lignite on a permanent basis.
2. Define impact in economic terms and develop criteria to be used in the statutory definition.
3. Continue the Office of Lignite Impact and establish a five member commission to administer its programs. Only secretarial help should be on the payroll.
4. A continued formula for allocating funds to the communities qualify-

ing under the provisions of the impact definition.

North Dakota is losing population in the western part of the state. It is the greatest resource we have ever had outside of agriculture available to us and constantly there for us to utilize. We do not destroy the land by taking the coal out from under, because we have one of the best rehabilitation laws for rehabilitating land in the nation. You study them as I have done and you will come up with the same answer. Therefore it is expedient for us now to take a good look at the thing that we may be doing to cause us to not utilize the resource within the time period that is going to be of value to us rather than to wait and cause others to divert into other sources of power simply because of the tax that is applied to it or because of the lack of ability to produce those things that are essential to the productive economy outside of North Dakota. Therefore I urge in this moment that has been given to me by you, Mr. President, that you look at some of the things that I have suggested. You might not agree, and I know you won't agree, which is a wonderful thing to have, because then we can sit down and talk about it and disagree more. Thank you very much.

Senator Nething moved that after the reading of Senate Bills 2015, 2025, 2093, 2100, 2132 and 2158, the Senate stand adjourned until 1:30 P.M., Monday, January 8, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FOURTH DAY

Bismarck, January 8, 1979

The Senate convened at 1:30 P.M., with President Sanstead presiding. Prayer was offered by Rev. Merlin Starr, Seventh Day Adventist Church, Bismarck.

Our Father Who art in Heaven, Creator of heaven and earth, we thank You for allowing us to approach You at the beginning of this session. Thank You for each of these dedicated individuals who give of themselves to serve our state. We ask for Your guidance in the decisions of this day. Work Your sovereign will here today to advance goodness and peace.

We ask also the same guidance for our colleagues in the House, for our Governor, and for all who are in authority. Give us each the ability to respect one another and to work together for the good of all.

We ask also for Your guidance in our homes, and our businesses, and the other institutions in our towns and cities.

We thank You for hearing our prayer in Jesus' name, Amen.

The roll was called and all members were present except Senator Iszler.

A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

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

On page 74, below line 39, insert: (The above paragraphs from a presentation at Valley City State College.)

On page 68, after line 3, insert:

interest of the child and that a further order of disposition may be made by the court placing said child with a view to adoption. If the court determines that the child is adoptable and that termination of parental rights and the parent and child relationship is warranted and is in the best interest of the child, the court shall make a further order of disposition terminating those

JOURNAL OF THE SENATE

rights and that relationship and committing the child under section 27-20-47.

And when so corrected recommends that the same be approved.

Senator Shablow moved that the report be adopted, which motion prevailed. Chairman Senator Tennessee

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT:

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

SB 2015

and find the same correctly Engrossed

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

Reports of Standing Committees

Mr. President: Your Committee on STATE AND FEDERAL GOVERNMENT to whom was referred Senate Bill No. 2051

Has had the same under consideration and recommends that the same

do pass

Senator Jones was placed on the 11th. Chairman Senator Jones

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 2053

Has had the same under consideration and recommends that the same

be indefinitely postponed

Ernest M. Sands was placed on the 11th. Chairman Ernest M. Sands

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2067

Has had the same under consideration and recommends that the same

do pass

Senator Reiten was placed on the eleventh. Chairman Senator Reiten

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2068

Has had the same under consideration and recommends that the same

do pass

Senator Reiten Chairman
Senator Reiten
Senate Bill No. 2068 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State and Federal Government
to whom was referred Senate Bill No. 2074

Has had the same under consideration and recommends that the same

do pass

Senator Jones Chairman
Senator Jones
Senate Bill No. 2074 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Political Subdivisions
to whom was referred Senate Bill No. 2087

Has had the same under consideration and recommends that the same

be amended as follows:

On page 1, line 11, delete the words "Each member of the planning commission, or"

On page 1, delete all of lines 12, 13, 14, and 15

On page 1, line 16, delete the words and period "of the city."

And renumber the lines accordingly

And when so amended recommends the same do pass.

Senator Lodoen Chairman
Senator Lodoen
Senate Bill No. 2087 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Judiciary
to whom was referred Senate Bill No. 2089

Has had the same under consideration and recommends that the same

do pass


Ernest M. Sands Chairman

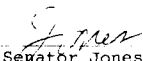
Senate Bill No. 2089 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on STATE AND FEDERAL GOVERNMENT
to whom was referred Senate Bill No. 2090

Has had the same under consideration and recommends that the same

do pass

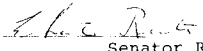

Senator Jones Chairman
Senate Bill No. 2090 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2114

Has had the same under consideration and recommends that the same

do pass


Senator Reiten Chairman
Senate Bill No. 2114 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2018 as recommended by the Committee on Appropriations as printed on pages 63 and 64 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to Senate Bill No. 2055 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on pages 64-68 of the Senate Journal be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senator Lips introduced:

SENATE BILL NO. 2193. - A BILL for an Act to create and enact a new subsection to section 43-23-08 of the North Dakota Century Code, relating to continuing education requirements for real estate brokers and salesmen.

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

Senator Lips introduced:

SENATE BILL NO. 2194. - A BILL for an Act to create and enact a new section to chapter 26-03 of the North Dakota Century Code, relating to the coordination of benefits by insurance companies, hospital service corporations, or medical service corporations.

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

Committee on Industry, Business and Labor introduced:

SENATE BILL NO. 2195. - A BILL for an Act to amend and reenact sections 6-10-01, 6-10-03, and 6-10-04 of the North Dakota Century Code, relating to agents for deposits.

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

Senator Redlin introduced:

SENATE BILL NO. 2196. - A BILL for an Act to create and enact a new subdivision to subsection 26 of section 57-39.2-04 and a new subdivision to subsection 12 of section 57-40.2-04 of the North Dakota Century Code, relating to exemptions from sales and use tax for sales of equipment used to modify motor vehicles for use by physically disabled individuals; and to create and enact a new subsection to 57-40.3-04 of the North Dakota Century Code, relating to an exemption from the motor vehicle excise tax for certain sales to handicapped individuals.

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

Committee on Industry, Business and Labor introduced:

SENATE BILL NO. 2197. - A BILL for an Act to amend and reenact section 6-03-69 of the North Dakota Century Code, relating to report of examining committee.

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

Committee on Industry, Business and Labor introduced:

SENATE BILL NO. 2198. - A BILL for an Act to amend and reenact section 6-01-17 of the North Dakota Century Code, relating to fees for the examination of banks.

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

Committee on Industry, Business and Labor introduced:

SENATE BILL NO. 2199. - A BILL for an Act to amend and reenact subsection 1 of section 6-01-03 of the North Dakota Century Code, relating to the makeup of the banking board and regular meetings thereof.

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

Committee on Industry, Business and Labor introduced:

SENATE BILL NO. 2200. - A BILL for an Act to amend and reenact sections 6-09-29, 6-10-06, and 7-05-01 of the North Dakota Century Code, relating to fees for the examination of the Bank of North Dakota, agents for deposits, and savings and loan associations.

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

Committee on Industry, Business and Labor introduced:

SENATE BILL NO. 2201. - A BILL for an Act to amend and reenact section 52-09-03 of the North Dakota Century Code, relating to the administration of the old-age and survivors insurance system and to amend and reenact subsection D of section 52-09-20 of the North Dakota Century Code, relating to the determination of the primary insurance benefit under the North Dakota old-age and survivor insurance system.

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

Committee on Industry, Business and Labor introduced:

SENATE BILL NO. 2202. - A BILL for an Act to create and enact a new subsection to section 52-04-06 of the North Dakota Century Code, relating to variations in unemployment compensation rates.

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

Senator Shallow introduced:

SENATE BILL NO. 2203. - A BILL for an Act to place a two-year freeze on the assessed valuation of real property; providing for an effective date; and declaring an emergency.

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

Committee on Industry, Business and Labor introduced:

SENATE BILL NO. 2204. - A BILL for an Act to amend and reenact subsection 3 of section 52-06-01 of the North Dakota Century Code, relating to eligibility for unemployment compensation benefits.

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

Committee on Industry, Business and Labor introduced:

SENATE BILL NO. 2205. - A BILL for an Act to amend and reenact subsection 9 of section 52-01-01 of the North Dakota Century Code, relating to unemployment compensation definitions, and to amend and reenact subsections 1 and 2 of section 52-04-19.1 of the North Dakota Century Code and to create and enact a new subsection to section 52-04-19.1 of the North Dakota Century Code, relating to financial unemployment compensation benefits.

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

Committee on Industry, Business and Labor introduced:

SENATE BILL NO. 2206. - A BILL for an Act to provide for the licensure and regulation of those persons engaged in the business of finding lenders for persons or businesses desirous of obtaining funds and to provide a penalty.

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

Committee on Transportation introduced:

SENATE BILL NO. 2207. - A BILL for an Act to provide for the removal of harvested hay on the rights of way of the state highway system and providing for the forfeiture of the hay upon failure to remove.

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

Committee on State and Federal Government introduced:

SENATE BILL NO. 2208. - A BILL for an Act to amend and reenact subsection 1 of section 54-44.1-06 of the North Dakota Century Code, relating to the preparation of budget data.

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

Committee on Industry, Business and Labor introduced:

SENATE BILL NO. 2209. - A BILL for an Act to provide for regulation of repair of motor vehicles, appliances, and dwelling places; and providing a penalty.

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

Senators Redlin, Farrington introduced:

SENATE BILL NO. 2210. - A BILL for an Act to amend and reenact sections 54-03-02 and 54-03-02.1 of the North Dakota Century Code, to provide for regularly scheduled special sessions of the legislative assembly in even-numbered years.

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

Senator Hanson introduced:

SENATE BILL NO. 2211. - A BILL for an Act to amend and reenact section 43-09-14 of the North Dakota Century Code, relating to the surety bond of a master and class B electrician.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Constitutional Revision Committee introduced:

SENATE CONCURRENT RESOLUTION NO. 4011. - A concurrent resolution for the amendment of section 45 of the Constitution of the State of North Dakota, relating to the 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 Constitutional Revision.

RECOGNITION

Senator Nething moved that a committee of two be appointed to escort Dr. James Mahoney to the rostrum for the purpose of receiving the Legislative Compensation Commission report. The motion prevailed and the President appointed as such committee, Senators Lee and Miller Heinrich. Dr. Mahoney was escorted to the rostrum and addressed the Senate.

Senator Nething moved that the report of the Legislative Compensation Commission be printed in the Journal, which motion prevailed.

REPORT

of the

LEGISLATIVE COMPENSATION COMMISSION

to the

46TH LEGISLATIVE ASSEMBLY

The Legislative Compensation Commission was created by the Legislative Assembly in 1969. Its statutory authority is codified in Sections 54-03-20.2 and 54-03-20.3 of the North Dakota Century Code.

The commission consists of five members appointed by the Governor, none of whom may hold state office or serve in any capacity in state government, at the time of appointment, or during service on the commission. The members are appointed for four-year terms. The current membership of the commission is Mr. Gorman King, Chairman; Mr. Lloyd Bjella; Mrs. Mavis Couchigian; Mrs. Carol Johnson; and Dr. James Mahoney.

The commission held one meeting in Bismarck at which there was not a quorum, and then held another meeting by telephone conference call. During the conference call meeting, the commission considered the results of a questionnaire which had been distributed to the 46th Legislative Assembly during its Organizational Session on December 5-7, 1978.

Responses to the questionnaire indicated that the present constitutional compensation limitation is unrealistic; that the \$45 per diem received for interim committee work is inadequate; that the \$60 daily unvouchered expense allowance paid during each calendar day of a legislative session is inadequate; and that the \$150 monthly unvouchered expense allowance is adequate. A collation of the questionnaire is attached to this report.

The commission believed, in general, that it would be appropriate to hold any recommended compensation increases to the national inflation control guidelines of seven percent. Commissioner Mahoney dissented from this commission consensus. He believes no step should be taken at this time which would increase state expenditures.

The commission then questioned whether the seven percent increase should be spread among each item of compensation over which it had jurisdiction to make recommendations, or whether it should all be lumped in one item. The commission voted to total up a seven percent increase of each item over the biennium, divide that amount by 24, and add the result to the monthly unvouchered expense allowance. Therefore, the commission is recommending that the monthly unvouchered expense

allowance contained in Section 54-03-20 of the Century Code be increased from \$150 to \$180 per month. Commissioner Mahoney also voted in the negative on this recommendation.

The commission also discussed whether it would be appropriate to recommend a change in the current constitutional provision (Section 45) dealing with legislative compensation. The commission unanimously believed that the Constitution should be changed to more realistically provide for legislative compensation. All of the commissioners, with the exception of Commissioner Mahoney, believe that constitutional provision for a Legislative Compensation Commission with authority to set legislative compensation and expense reimbursement levels was most appropriate. Commissioner Mahoney believes that the Constitution should provide that compensation be set by law.

Therefore, the commission is recommending that the Constitution be amended by changing Section 45 from a provision for a daily compensation (\$5) to provision for a Legislative Compensation Commission. The commission is submitting a bill and a resolution to accomplish its two major recommendations.

Finally, the commission discussed legislative space needs and the need for more adequate staffing for the entire Legislative Assembly. The commission recognized that the proposed new Judicial Wing and State Office Building will relieve some of the pressure for physical space placed on state government. However, the commission believes that there is particular need for more adequate legislative space. Therefore, the commission recommends that the Legislative Assembly take steps to provide itself with more adequate space and additional staffing whenever, in its judgment, funds for that action become available.

COLLATION OF LEGISLATIVE COMPENSATION QUESTIONNAIRE

On December 5, 1978, a questionnaire concerning legislative compensation (copy attached) was distributed to each member of the 1979 Legislative Assembly. Eighty-five of the 150 (56.7%) members of the Legislative Assembly responded by the end of the Organizational Session on Thursday, December 7, 1978. The following is a collation of the results. Not all respondents answered every question, and some respondents who answered a particular question negatively ventured an opinion as to an appropriate solution.

QUESTION 1

The first of the six questions asked whether the monthly allowance for uncompensated expenses (\$150 per month payable semiannually) is adequate. The majority of respondents (52 or 61.2%) think the amount is adequate. Thirty-three (38.8%) think the amount is inadequate. When asked for a suggested amount, the majority of those who responded in the negative (18 or 58%) think the monthly reimbursement should be set at \$200. Other answers are: \$170 (2 or 6.5%); \$175 (2 or 6.5%); \$177.50 (1 or 3.2%); \$180 (2 or 6.5%); \$250 (2 or 6.5%); \$300 (3 or 9.6%); and \$400 (1 or 3.2%).

Comments on this question included suggestions that the monthly allowance be paid quarterly, instead of semiannually; and that the allowance should be high enough so a wage earner can serve.

QUESTION 2

Question 2 asked whether the present constitutional limitation on daily salary (\$5 per day of session) is realistic. Six legislators (7.1%) responding think that it is. The great majority of the respondents (79 or 92.9%) believe the present provision inadequate. Seventy-four of the 79 picked one of the suggested solutions. Most of the 74 (38 or 51.3%) chose the compensation commission solution. Twenty-two (29.7%)

chosed the method which would have allowed legislative compensation to be set by statute. Nine respondents (12.2%) think the Constitution should set a more realistic per diem; and five (6.8%) think the Constitution should set a realistic salary figure.

QUESTION 3

Question 3 asked whether interim committee per diem payments (\$45) are adequate. Only 84 of the respondents answered this question, and 34 or 40.5%, think the interim committee per diem is adequate. Forty-nine respondents (58.3%) think the per diem is inadequate and recommend per diem ranging from \$50 to \$100. The plurality (20 legislators or 44.4%) believe the per diem should be set at \$60, the same as the per diem received during the legislative session. The next largest number (9 or 20%) recommended a \$50 per diem.

QUESTION 4

Question 4 concerned the adequacy of the daily unvouchered expense allowance (\$60) paid during each calendar day of a legislative session. Thirty-three respondents (38.8% of those responding) think the daily legislative unvouchered expense allowance is adequate. Fifty-two (61.2%) think it is not. Fifty-one of the latter recommend a new rate, and 36 of the 51 suggest \$65 to \$75. Eight (15.7%) suggest a \$100-per-day figure; and six (11.7%) suggest an \$80-per-day amount.

QUESTION 5

Question 5 asked whether levels of legislative compensation have a "significant effect" on attracting persons to run for the Legislative Assembly. Eighty-two legislators answered this question, and 45 (52.9%) believe compensation has a significant effect. Comments were primarily to the effect that wage earners and those on fixed incomes are almost prohibited from running. Thirty-seven respondents (43.5%) think compensation does not have an effect on the decision to run.

QUESTION 6

Question 6 attempted to determine legislative opinion on whether compensation levels influence legislators' decisions to remain in the legislature. Fifty-two (61.2%) of the 85 respondents said that it does. Thirty-three (38.8%) said that it does not.

MOTION

Senator Redlin moved that Senate Bill No. 2015 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2025. Civil Air Patrol — A Bill for an Act making an appropriation for defraying the expenses of the civil air patrol 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, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2093. — A Bill for an Act to amend and reenact subsection 3 of section 39-21-40 of the North Dakota Century Code, relating to restrictions on tire equipment.

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, 4; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE	●	● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLN	●	● TENNEFOS
● ERDMAN			● LIPS			● RETTEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● VOSPER
● FRITZELL	●		● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER	●		● NAADEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2100. — A Bill for an Act to amend and reenact section 12.1-27.1-12 of the North Dakota Century Code, relating to local control of entertainment in liquor establishments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLN		● TENNEFOS
● ERDMAN			● LIPS			● RETTEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2132. — A Bill for an Act to amend and reenact subsection 1 of section 20.1-03-11 of the North Dakota Century Code, relating to the age a person must be before he may apply for a big game hunting 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, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLN		● TENNEFOS

• ERDMAN	• LIPS	• RETEN	• THANE
• FARRINGTON	• LODOEN	• ROEN	• VOSPER
• FRITZELL	• MELLAND	• SANDNESS	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WINKMT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that Senate Bill No. 2158 be laid over one legislative day, which motion prevailed.

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

Senator Nething moved that after the reading of Senate Bills Nos. 2018, 2051, 2053, 2055, 2067, 2068, 2074, 2089, 2090 and 2114, the Senate adjourn until 1:30 P.M., Tuesday, January 9, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTH DAY

Bismarck, January 9, 1979

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

The prayer was offered by Rev. Ted Kalkwarf, Pastor, Faith Lutheran Church, Bismarck.

Father God of mankind, we stand before You on this day which You have given to us. Assist us to remember that on this stage of life, all the drama we play here, we play before You. Remind us in these few moments that You are the only audience we must please.

Help us to see that without Your wisdom and Your guidance, we tend to build walls between our neighbor and ourselves. Guide us in the effort to remove whatever barriers separate us from one another.

Guide us in the effort to build bridges of understanding and cooperation between one another. Strengthen us in the missions of binding up the brokenness of our society, bless us that what we do with this time You've given us, we do for the good of all people.

Lay Your claim heavy upon us, O Lord, use us for the good of others. Amen.

The roll was called and all members were present except Senator Wenstrom.

President Sanstead requested the record to show that Senator Wenstrom was absent from session today as he is attending a funeral.

A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

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

On page 80, line 31, correct the spelling of introduced

And when so corrected recommends that the same be approved.

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

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT:

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


- SB NO. 2018
SB NO. 2055

On page 2, line 17, strike the following: "be held more than once in each three months."

On page 2, line 22, after the word "agenda" insert a comma, delete the word "or" and insert in lieu thereof the following: "minutes, and" and on the same line, delete the word "may" and insert in lieu thereof the word "shall"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


 _____ Chairman
 Senator Jones

Senate _____ Bill No. 2136 _____ was placed on the _____ sixth _____

order of business on the calendar for the succeeding legislative day.

FIRST READING OF SENATE BILLS

Senators Holmberg, Wenstrom introduced:

Senate Bill No. 2212. — A Bill for an Act to amend and reenact section 16-11-07 of the North Dakota Century Code, relating to the ballot order of measures to be submitted to electors; or, in the alternative, to amend and reenact section 16.1-06-09 of the North Dakota Century Code, as created by section 4 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, relating to the ballot order of measures to be submitted to the electors.

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

Senator Barth, Reps. Meyer, Riehl, Langley introduced:

Senate Bill No. 2213. — A Bill for an Act to provide for decreasing annual payments from the state general fund to cities and counties in lieu of the estate tax; to amend and reenact sections 6-09.3-03, 10-18.1-09, 23-14-14, 27-07-40, subsection 5 of section 30.1-01-06, subsection 1 of section 30.1-21-01, subsection 2 of section 40-33.1-12, sections 40-33.1-13, 40-35-12, 40-36-07, 40-57-13, subsection 2 of section 40-61-14, sections 40-61-15, 47-19-06, 55-08-08, subsection 2 of section 59-04.1-01, and subsection 1 of section 59-04.1-05 of the North Dakota Century Code, relating to references to estate taxes and exemptions from taxation; to repeal subsections 9 and 10 of section 47-19-02 and chapter 57-37.1 of the North Dakota Century Code, relating to estate taxation; to provide an appropriation; and to provide an effective date.

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

Committee on Natural Resources introduced:

Senate Bill No. 2214. — A Bill for an Act placing jurisdiction over storage or disposal of nuclear and other wastes in the industrial commission, providing for permits for such storage or disposal, providing exemptions, providing for administrative regulations; and providing penalties.

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

Committee on Education introduced:

Senate Bill No. 2215. — A Bill for an Act to create and enact a new section to chapter 15-39.1 of the North Dakota Century Code relating to permitting nonpublic school teachers to participate in the teachers' fund for retirement; and to amend subsection 3 to section 15-39.1-10 of the North Dakota Century Code relating to the eligibility of nonpublic school teachers to participate in the teachers' fund for retirement.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2216. — A Bill for an Act to create and enact a new section to Title 65 of the North Dakota Century Code, relating to the establishment of a workmen's compensation advisory council.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2217. — A Bill for an Act to create and enact new sections to chapter 65-05 of the North Dakota Century Code relating to an offset of social security benefits and escalation of future workmen's compensation benefits.

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

Committee on Natural Resources introduced:

Senate Bill No. 2218. — A Bill for an Act to create and enact a new section to chapter 23-25 of the North Dakota Century code, relating to the collection and appropriation of fees for the issuance of permits and registration certificates for air contaminant sources by the state department of health; to amend and reenact section 23-25-04.1 of the North Dakota Century Code, relating to the issuance of permits and registration certificates for air contaminant sources.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2219. — A Bill for an Act to amend and reenact section 65-05-17 of the North Dakota Century Code, relating to an increase in death benefits.

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

Committee on Social Welfare and Veterans Affairs introduced:

Senate Bill No. 2220. — A Bill for an Act to create and enact a new section to chapter 23-20.1 of the North Dakota Century Code, relating to the collection and appropriation of fees for the issuance of licenses and registration certificates for sources of ionizing radiation by the state department of health.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2221. — A Bill for an Act to repeal chapter 47-23 of the North Dakota Century Code, relating to the use of the North Dakota trademark and to the approval, by the state laboratories Department, for the use of the trademark.

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

Committee on Education introduced:

Senate Bill No. 2222. — A Bill for an Act to provide for the leasing of certain lands managed and controlled by the state board of higher education.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2223. — A Bill for an Act to amend and reenact section 6-01-07 of the North Dakota Century Code, relating to records of state banking board, state credit union board and commissioner of banking and financial institutions.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2224. — A Bill for an Act to create and enact section 6-01-07.1 of the North Dakota Century Code, relating to confidentiality of records.

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

Committee on Social Welfare and Veterans Affairs introduced:

Senate Bill No. 2225. — A Bill for an Act to amend and reenact sections 37-11-01 and 37-11-02 and to repeal sections 37-11-04, 37-11-06 and 37-11-07 of the North Dakota Century Code, relating to compensation for disability or death of members of the North Dakota National Guard.

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

Committee on Education introduced:

Senate Bill No. 2226. — A Bill for an Act to repeal chapter 197 of the 1969 Session Laws of North Dakota relating to the adoption of the quarter system of institutions of higher education in the state.

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

Committee on Education introduced:

Senate Bill No. 2227. — A Bill for an Act to authorize the state board of higher education to sell and convey certain land owned by the state of North Dakota, proceeds to go to the general fund.

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

Committee on State and Federal Government introduced:

Senate Bill No. 2228. — A Bill for an Act to provide authority for the North Dakota workmen's compensation bureau to utilize bureau reserve funds or to issue negotiable bonds for the purpose of construction of an office building, to establish the location of the office building, to provide a grant of land, to provide for the advertising and letting of construction bids, to provide for the rental of space to state agencies, and to provide for incidental authority in the North Dakota workmen's compensation bureau necessary to accomplish the purposes of this Act.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2229. — A Bill for an Act to amend and reenact subsections 1 and 2 of section 52-06-04 of the North Dakota Century Code, relating to unemployment compensation weekly benefit amount and qualifying wages; and to amend and reenact section 52-06-05 of the North Dakota Century Code, relating to maximum potential unemployment compensation benefits.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2230. — A Bill for an Act to amend and reenact

section 49-03.1-02 of the North Dakota Century Code, relating to the definition of public utility.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2231. — A Bill for an Act to amend and reenact subsections 6 and 26 of section 52-01-01, section 52-02-01 and section 52-07.1-02 of the North Dakota Century Code, relating to the North Dakota Unemployment Compensation Law, and to amend and reenact section 52-08-02 and section 52-08-03 of the North Dakota Century Code, relating to the North Dakota state employment service.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2232. — A Bill for an Act to amend and reenact subsection 4 of section 52-01-01 and subsection 1 of section 52-06-02 of the North Dakota Century Code, and to repeal subsection 10 of section 52-06-02 of the North Dakota Century Code, relating to disqualification for unemployment compensation benefits.

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

Committee on Natural Resources introduced:

Senate Bill No. 2233. — A Bill for an Act to create and enact section 49-22-08.1 of the North Dakota Century Code, relating to applications for route permits and the designation of transmission facility routes; to amend and reenact section 49-22-02, subsections 1, 10, 11, and 12 of section 49-22-03, sections 49-22-05.1, 49-22-07, 49-22-07.2, 49-22-08, 49-22-09, 49-22-13, 49-22-14.1, 49-22-16, 49-22-18, subsections 3 and 4 of section 49-22-21, and section 49-22-22 of the North Dakota Century Code, relating to the statement of policy; definitions; the inventory of exclusion and avoidance areas; criteria; certificates of site compatibility and route permits; the waiver of procedures and time schedules; applications for certificates; the designation of sites and corridors; factors to be considered in evaluating applications and the designation of sites, corridors, and routes; public hearings; cooperation with state and federal agencies; the effect of issuance of certificates or permits; local land-use, zoning, or building rules, regulations, or ordinances; state agency rules; rules and regulations; penalties; and application fees; to repeal sections 49-22-10, 49-22-11, 49-22-12.1, and 49-22-15 of the North Dakota Century Code, relating to the designation of sites and corridors, the approval of specific routes, emergency certification, and public participation.

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

MESSAGE FROM THE HOUSE HOUSE CHAMBER

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1111

House Bill No. 1152

ROY GILBREATH, Chief Clerk

SECOND READING OF SENATE BILLS

Senate Bill No. 2015. Miscellaneous Funds and Organizations — A Bill for an Act making an appropriation for defraying expenses of

pages 63, 64) the roll was called and there were ayes, 46; nays, 2; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT	•		• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2051. — A Bill for an Act to amend and reenact sections 12-46-04, 12-47-05, 12-47-06, 12-47-15, 12-47-34, 12-48-03, 12-48-14, and 12-51-09 of the North Dakota Century Code, relating to the appointment and removal of state industrial school officers, the penitentiary officers, the appointment and term of penitentiary officers, the absence of the penitentiary warden and deputy wardens, escapes from the penitentiary, the manner of employing penitentiary inmates, compensation of penitentiary inmates, and the transfer of inmates between the state farm and the penitentiary; and to repeal chapter 12-49 of the North Dakota Century Code, relating to the penitentiary twine and cordage plant.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2053. — A Bill for an Act to amend and reenact section 11-16-15 of the North Dakota Century Code, relating to state's attorney inquiry into violations or criminal acts causing deaths and allowing such inquiry into all felonies.

Which has been read with committee recommendation, Indefinitely Postpone.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 2; nays, 46; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
— ALBERS			• ISZLER			• NETHING			• SOLBERG		
— BARTH	•		• JACOBSON			• OLIN			• SORUM		•

BERUBE ●	JONES ●	ORANGE ●	STRAND ●
CHRISTENSEN ●	KRAUTER ●	PETERSON ●	STRINDEN ●
CUSSONS ●	LASHKOWITZ ●	RAIT ●	TALLACKSON ●
DOTZENROD ●	LEE ●	REDLIN ●	TENNEFOS ●
ERDMAN ●	LIPS ●	REITEN ●	THANE ●
FARRINGTON ●	LODOEN ●	ROEN ●	VOSPER ●
FRITZELL ●	MELLAND ●	SANDNESS ●	WALSH ●
GOODMAN ●	MILLER ●	SANDS ●	WENSTROM ●
HANSON ●	MUTCH ●	SCHIRADO ●	WRIGHT ●
HOFFNER ●	NAADEN ●	SHABLOW ●	MR. PRESIDENT
HOLMBERG ●	NELSON ●	SMYKOWSKI ●	

Senate Bill No. 2053 lost.

Senate Bill No. 2055. — A Bill for an Act to amend and reenact subsection 1 of section 27-20-02, subsection 1 of section 27-20-34, and sections 27-20-35 and 27-20-36 of the North Dakota Century Code, relating to the definition of child; the transfer of a child to adult court; to the disposition of a mentally ill or mentally retarded child; and to time limitations on orders of disposition.

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, 40; nays, 8; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON		●	● STRINDEN		
● CUSSONS	●		● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON		●	● LODOEN			● ROEN		●	● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2067. — A Bill for an Act to amend and reenact section 40-57-05 of the North Dakota Century Code, relating to notification to the state securities commissioner of the issuance of bonds under the Municipal Industrial Development Act of 1955 and ensuring that the consent of any governmental body or public officer of the state is not required to authorize the issuance or sale of 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, 1; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2068. — A Bill for an Act to amend and reenact section 40-57-04 of the North Dakota Century Code, relating to project

authorization and bond issuance under the Municipal Industrial Development Act of 1955 and requiring a public notice and hearing prior to project authorization and bond issuance.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS		●	● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2074. — A Bill for an Act to amend and reenact sections 54-03-02 and 54-03-02.1 of the North Dakota Century Code, relating to the date of convening of the legislative assembly.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2069. — A Bill for an Act to amend and reenact section 16-13-16 of the North Dakota Century Code, relating to the compensation of members of county canvassing boards.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		

● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2090. — A Bill for an Act to create and enact a new section to chapter 54-03 of the North Dakota Century Code, relating to distribution of codes to legislators; and to amend and reenact section 46-04-01 of the North Dakota Century Code, relating to official distribution of state laws.

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, 2.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODGEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

So the bill passed and the title was agreed to.

Senate Bill No. 2114. — A Bill for an Act to amend and reenact section 6-09-15.3 of the North Dakota Century Code, eliminating the residency requirement, permitting loans secured by stock in bank holding companies, eliminating prohibition of loans in excess of North Dakota correspondent balances, and extending the disposal period of bank stock acquired by Bank of North Dakota in foreclosure from one year to five 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, 25; nays, 24; absent and not voting, 1.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●	● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODGEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

Senate Bill No. 2114 lost for lack of a constitutional majority.

MESSAGE TO THE HOUSE

SENATE CHAMBER

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2077

LEO LEIDHOLM, Secretary

SIXTH DAY

Bismarck, January 10, 1979

The Senate convened at 1:00 P. M., with President Sanstead presiding. The prayer was offered by David Halseth and Shelly Unruh, students at the State School for the Deaf, Grafton. They were accompanied to Bismarck by the Director of Education, Jim Rainier.

O God, Lord of all things and ruler over the lives of all people, please bless and guide the men and women who govern here and decide the future of North Dakota. Our special schools, our laws, and the welfare of our people in a year when money is short and needs are many. Give them wisdom to choose where needs are greatest and most worthy. Help them to remember us, our school, the North Dakota School for the Deaf and our needs, and help them to act favorably for us. We pray in the name of Jesus Christ, Your Son and our Savior. Amen.

The roll was called and all members were present except Senator Lee. A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

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

- On page 97, line 21, delete the 0 and insert 2
- On page 99, line 14, delete the word Engrossed
- On page 99, line 22, after the word bill, insert as amended, SJ pages 64-68.

And when so corrected recommends that the same be approved.

Senator Tennefos, Chairman
 Senator Shablow moved that the report be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT:

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

SB NO. 2087

and find the same correctly
 { ~~Correct~~
 { Engrossed

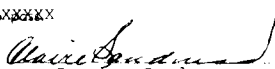
Mr. President : Your Committee on Education
to whom was referred Senate Bill No. 2079

Has had the same under consideration and recommends that the same

do pass ~~XXXXXXXXXXXXXXXXXXXX~~ ~~XXXXXXXXXXXXXXXXXXXX~~

be amended as follows

~~XXXXXXXXXXXXXXXXXXXX~~


Chairman
Senator Sandness

Senate Bill No. 2079 was placed on the eleventh

order of business on the calendar for the succeeding legislative day

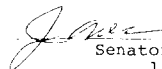
Mr. President : Your Committee on State and Federal Government
to whom was referred Senate Bill No. 2082

Has had the same under consideration and recommends that the same

~~XXXXXXXXXX~~ be indefinitely postponed ~~XXXXXXXXXXXXXXXXXXXX~~

~~XXXXXXXXXXXXXXXXXXXX~~

~~XXXXXXXXXXXXXXXXXXXX~~


Chairman
Senator Jones

Senate Bill No. 2082 was placed on the 11th

order of business on the calendar for the succeeding legislative day

Mr. President : Your Committee on Education
to whom was referred Senate Bill No. 2084

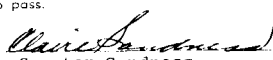
Has had the same under consideration and recommends that the same

~~XXXXXXXXXX~~ ~~XXXXXXXXXXXXXXXXXXXX~~ ~~XXXXXXXXXXXXXXXXXXXX~~

be amended as follows.

On page 4, line 34, delete the strike-through over the words
"and/or" and delete the word "or"

And when so amended recommends the same do pass.


Chairman
Senator Sandness

Senate Bill No. 2084 was placed on the sixth

order of business on the calendar for the succeeding legislative day

Mr. President : Your Committee on Appropriations
to whom was referred Senate Bill No. 2102

Has had the same under consideration and recommends that the same

do pass

and insert a period after "San Haven"

On page 8, delete all of line 31

On page 9, line 14, after the word "of" delete the word "the"

On page 9, line 15, delete the words "state hospital for the mentally retarded"

On page 9, line 17, delete the words "the hospital" and insert in lieu thereof the words "San Haven"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Jones Chairman
Senator Jones

Senate Bill No. 2113 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education
to whom was referred Senate Bill No. 2123

Has had the same under consideration and recommends that the same

~~be indefinitely postponed~~ be indefinitely postponed ~~be indefinitely postponed~~

~~be indefinitely postponed~~

~~And when so amended recommends the same do pass.~~

Clair Sandness Chairman
Senator Sandness

Senate Bill No. 2123 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education
to whom was referred Senate Bill No. 2127

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed ~~be indefinitely postponed~~

~~be indefinitely postponed~~

~~And when so amended recommends the same do pass.~~

Clair Sandness Chairman
Senator Sandness

Senate Bill No. 2127 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
to whom was referred: Senate Bill No. 2128

Has had the same under consideration and recommends that the same

do pass indefinitely postponed be placed on calendar

be amended as follows:

And when so amended recommends the same do pass

Clair Sandness Chairman
Senator Sandness

Senate Bill No. 2128 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred: Senate Bill No. 2143

Has had the same under consideration and recommends that the same

do pass indefinitely postponed be placed on calendar

be amended as follows:

On page 2, line 34, delete the strike-through over the word "eight"
and delete the word "nine" and on the same line after the
word "thousand" insert the words "five hundred"

On page 3, line 4, delete the word "nine" and insert in lieu thereof
the word "eight"

On page 3, line 5, after the word "thousand" insert the words
"five hundred"

And renumber the lines and pages accordingly

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

Senator Goodman Chairman
Senator Goodman

Senate Bill No. 2143 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

CONSIDERATION OF AMENDMENTS

Senator Sandness moved that the amendments to Senate Bill No. 2058 as recommended by the Committee on Education as printed on page 90 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to Senate Bill No. 2094 as recommended by the Committee on Education as printed on page 92 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Bill No. 2136 as recommended by the Committee on State and Federal Government as printed on pages 92 and 93 of the Senate Journal be adopted, which motion prevailed.

MOTION

Senator Nething moved that the rules be suspended and that the agency bills that have been introduced and were presented to this body but not referred to the Legislative Council until the end of the 5th legislative day be permitted to be introduced at this time, which motion prevailed on a verification vote.

MOTIONS

Senator Christensen moved that Senate Bill No. 2112 be returned to the Senate floor from the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

Senator Christensen moved that Senate Bill No. 2112 be withdrawn. There being no objection, it was so ordered by the President.

Senator Goodman moved that Senate Bill No. 2213 be returned to the Senate from the Committee on Political Subdivisions, which motion prevailed.

Senator Goodman moved that Senate Bill 2213 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Reiten, Orange introduced:

Senate Bill No. 2234. — A Bill for an Act to amend and reenact sections 16-10-12 and 16-10-16 of the North Dakota Century Code, if House Bill No. 1138 is not approved by the forty-sixth legislative assembly, relating to compensation for election officials.

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

Senator Schirado introduced:

Senate Bill No. 2235. — A Bill for an Act to amend and reenact sections 24-08-01 and 24-08-03 of the North Dakota Century Code, relating to authority of the board of county commissioners to construct, rebuild or repair a bridge under its own supervision.

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

Senator Christensen introduced:

Senate Bill No. 2236. — A Bill for an Act to amend and reenact subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to the annual compensation of juvenile supervisors.

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

Senator Melland introduced:

Senate Bill No. 2237. — A Bill for an Act to amend and reenact section 57-06-01 of the North Dakota Century Code, relating to the exemption of one-way paging and communication systems from property taxation under chapter 57-06.

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

Senator Melland introduced:

Senate Bill No. 2238. — A Bill for an Act to amend and reenact section 41-04-30 of the North Dakota Century Code, relating to a bank customer's right to stop payment of a check.

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

Committee on Natural Resources introduced:

Senate Bill No. 2239. — A Bill for an Act to create and enact a new

section to chapter 49-02 of the North Dakota Century Code, relating to commission regulation of nonessential or wasteful consumption of gas furnished by gas utilities.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2240. — A Bill for an Act to amend and reenact section 49-02-01 of the North Dakota Century Code, relating to public service commission jurisdiction over utilities.

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

Committee on State and Federal Government introduced:

Senate Bill No. 2241. — A Bill for an Act to create and enact three new sections to chapter 54-52 and a new subsection to section 54-52-01 of the North Dakota Century Code, relating to the definition of "penitentiary employee", and assessments, contributions, length of service, and normal retirement age for penitentiary employees.

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

Committee on Education introduced:

Senate Bill No. 2242. — A Bill for an Act to amend and reenact section 15-20.2-04 of the 1977 Supplement to the North Dakota Century Code, relating to multi-district center boards, appointment of members, terms, compensation and vacancies.

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

Committee on State and Federal Government introduced:

Senate Bill No. 2243. — A Bill for an Act to create and enact a new section to chapter 55-02 of the North Dakota Century Code, to provide protection of archeological, historical or paleontological sites by limiting access to and release of information from files held by the state historical society of North Dakota.

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

Committee on Transportation introduced:

Senate Bill No. 2244. — A Bill for an Act to create and enact a new section to chapters 39-18, 39-22, and 39-22.1 of the North Dakota Century Code, relating to the disposition of mobile home dealer fees, motor vehicle dealer fees, and semitrailer dealer fees.

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

Committee on Transportation introduced:

Senate Bill No. 2245. — A Bill for an Act to create and enact four new subsections to section 39-01-01 of the North Dakota Century Code, relating to definitions of lienholder, motorized bicycle, salvage certificate of title, and special mobile equipment; and to amend and reenact subsections 2, 29, and 37 of section 39-01-01 of the North Dakota Century Code relating to definitions of bicycle, manufacturer, and owner.

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

Committee on Transportation introduced:

Senate Bill No. 2246. — A Bill for an Act to create and enact three new subsections to section 39-05-01 of the North Dakota Century Code relating to the definitions of the terms, lienholder, owner, and salvage certificate of title; to create and enact eight new sections to chapter 39-

05 of the North Dakota Century Code, relating to certificate of title required, exclusions from the certificate of title requirement, issuance of a salvage certificate of title, allowing office as of the department to administer oaths, issuance of a salvage certificate of title, delivery of a title certificate, release of a security interest, and grounds for refusing issuance of a title certificate; to amend and reenact sections 39-05-03, 39-05-05, 39-05-09, 39-05-09.1, 39-05-11, 39-05-17, 39-05-19, 39-05-20, and 39-05-21 of the North Dakota Century Code, relating to the department's refusal to license a vehicle until application for a title certificate is made, contents of the certificate of title, issuance of the title certificate, lost or mutilated certificates of title, altering a title certificate, transfer of title to a vehicle, obtaining a certificate of title when ownership is obtained by other than voluntary means, transferee's obtaining a new title certificate upon failure to obtain the old certificate, and refusing issuance of a title certificate; to repeal subsections 2 and 3 of section 39-05-01 of the North Dakota Century Code, relating to the definitions of legal owner and registered owner.

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

Committee on Transportation introduced:

Senate Bill No. 2247. — A Bill for an Act to amend and reenact section 39-24-03 of the North Dakota Century Code, relating to the registration dates for snowmobiles.

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

Committee on Transportation introduced:

Senate Bill No. 2248. — A Bill for an Act to create and enact a new subdivision to subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to exemptions from registration; to create and enact five new sections to chapter 39-04 of the North Dakota Century Code, relating to notification of the applicant's change of address, refusal to register a vehicle, personalized automobile number plates, antique automobile number plates, and alteration or forging of registration cards; to amend and reenact sections 39-04-02, 39-04-04, 39-04-05, 39-04-06, 39-04-10, 39-04-11, 39-04-12, 39-04-15.1, subdivision a of subsection 2 of section 39-04-18, subsection 5 of section 39-04-19, subsection 1 of section 39-04-23, section 39-04-36, subsection 3 of section 39-04-37, section 39-04-44, and section 39-04-54 of the North Dakota Century Code, relating to the application for registration, the department's files, refusal to register, rescind or suspend registration, special plates for amateur radio station license holder, display of number plates, transfer of number plates, installment registration fees, vehicles which need not be registered, farm truck registration, change of registration, transfer of number plates, violations, credits on destroyed vehicles, and contents of the registration card; and to repeal sections 39-04-29 and 39-04-43 of the North Dakota Century Code, relating to delivery of title and number plates for antique automobiles.

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

Committee on Transportation introduced:

Senate Bill No. 2249. — A Bill for an Act to create and enact a new chapter to title 39 of the North Dakota Century Code, relating to licensing of wholesale motor vehicle dealers; and providing a penalty.

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

Committee on Transportation introduced:

Senate Bill No. 2250. — A Bill for an Act to create and enact a new section to chapter 49-19 of the North Dakota Century Code, relating to common carrier pipelines and the necessity to secure a certificate of public convenience and necessity from the public service commission.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2251. — A Bill for an Act to provide for mandatory health insurance coverage for newborn children under an insured's family policy.

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

Committee on Social Welfare and Veterans Affairs introduced:

Senate Bill No. 2252. — A Bill for an Act to create and enact a new subsection to section 15-29-08 of the North Dakota Century Code, relating to the powers and duties of the school board; and to create and enact eleven new sections to the North Dakota Century Code, relating to the regulation of boarding home care for special education students; and providing a penalty.

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

Committee on Social Welfare and Veterans Affairs introduced:

Senate Bill No. 2253. — A Bill for an Act to create and enact five new sections to chapter 14-09 of the North Dakota Century Code, relating to wage assignment and orders for withholding and transmitting earnings for child support enforcement purposes; procedures for dissolving, revoking or modifying such assignments or orders; duties and liabilities of employers under such assignments and orders; and the creation of a lien on property to aid in the enforcement of child support obligations.

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

Committee on Natural Resources introduced:

Senate Bill No. 2254. — A Bill for an Act to create and enact Chapter 61-02.1 of the North Dakota Century Code, relating to the establishment of a special fund for water use fees.

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

Committee on Political Subdivisions introduced:

Senate Bill No. 2255. — A Bill for an Act to amend and reenact section 58-03-11 of the North Dakota Century Code, relating to the zoning regulations and restrictions of organized townships.

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

Committee on Finance and Taxation introduced:

Senate Bill No. 2256. — A Bill for an Act to amend and reenact section 57-01-02.1 of the North Dakota Century Code, relating to sales and use tax collection agreements with home rule cities, and containing an appropriation.

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

Committee on Finance and Taxation introduced:

Senate Bill No. 2257. — A Bill for an Act to create and enact a new

section to chapter 57-40.2 of the North Dakota Century Code, relating to the use tax upon contractors.

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

Committee on Finance and Taxation introduced:

Senate Bill No. 2258. — A Bill for an Act to create and enact a new section to chapter 57-58 of the North Dakota Century Code, relating to personal property replacement money; to amend and reenact subsection 2 of section 57-02-08.1, sections 57-05-01, 57-13-03, 57-34-02 and 57-34-03 of the North Dakota Century Code, relating to a minimum amount of refund for senior citizens, the assessment date of railroad property, the annual meeting place of the state board of equalization, reports of telephone companies, and the computation of telephone company tax by the tax commissioner.

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

Committee on Finance and Taxation introduced:

Senate Bill No. 2259. — A Bill for an Act to create and enact a new subsection to section 25-09-05, a new section to chapter 57-35, a new section to chapter 57-35.1, and a new section to chapter 57-35.2 of the North Dakota Century Code, relating to confidentiality of tax information; and to amend and reenact subsection 4 of section 50-09-08, subsection 2 of section 57-37.1-22, and subsection 3 of section 57-38-57 of the North Dakota Century Code, relating to confidentiality of tax information.

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

Committee on Finance and Taxation introduced:

Senate Bill No. 2260. — A Bill for an Act to amend and reenact subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the deduction of taxes paid to foreign countries; and providing for an effective date.

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

Committee on Natural Resources introduced:

Senate Bill No. 2261. — A Bill for an Act to create and enact three new sections to Chapter 61-04 of the North Dakota Century Code, relating to "best management practices", for farming land to be irrigated by water.

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

Committee on Finance and Taxation introduced:

Senate Bill No. 2262. — A Bill for an Act to create and enact a new section to chapter 57-01 of the North Dakota Century Code, relating to the application of refunds and credits; and providing for an effective date.

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

Committee on Social Welfare and Veterans Affairs introduced:

Senate Bill No. 2263. — A Bill for an Act to create and enact a new subsection to section 14-15-09 of the North Dakota Century Code, relating to petitions for the adoption of persons and to amend and reenact section 50-12-17 of the North Dakota Century Code, relating to providing a penalty for the unlawful placement of children for adoption.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2264. — A Bill for an Act to amend and reenact section 6-03-60 of the North Dakota Century Code, relating to restrictions and conditions on loans to and purchases from directors, officers, and employees of state banking associations and officers and employees of banking department.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2265. — A Bill for an Act to amend and reenact subsections 2 and 3 of section 52-04-03 of the North Dakota Century Code, relating to wages subject to unemployment compensation contributions; to amend and reenact section 52-04-05 of the North Dakota Century Code, relating to standard rate of unemployment compensation contributions; to amend and reenact section 52-04-06 of the North Dakota Century Code, relating to variations in standard rate of unemployment compensation contributions; to provide an effective date; and declaring an emergency.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2266. — A Bill for an Act to create and enact a new chapter to title 51 of the North Dakota Century Code, relating to illegal restraints of trade and monopolies, and penalties and remedies for violations of this chapter; and to repeal chapter 51-08 of the North Dakota Century Code, relating to pools and trusts.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2267. — A Bill for an Act to create and enact a new section to chapter 51-04 of the North Dakota Century Code, relating to optional licensing of transient merchants by the attorney general; and to amend and reenact subsection 1 of section 51-04-01 of the North Dakota Century Code, relating to the definition of transient merchants; to amend and reenact section 51-04-02 of the North Dakota Century Code, relating to the application for a transient merchants license; to amend and reenact section 51-04-05 of the North Dakota Century Code, relating to the failure of a transient merchant's affidavit for certain sales; to amend and reenact section 51-04-07 of the North Dakota Century Code, relating to service of process; to amend and reenact section 51-04-08 of the North Dakota Century Code, relating to certain excepted sales from the transient merchants law.

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

Committee on Transportation introduced:

Senate Bill No. 2268. — A Bill for an Act to create and enact a new section to chapter 24-12 and to amend sections 24-03-09 and 24-12-04 of the North Dakota Century Code, relating to the payments of rewards in matters concerning highway vandalism and to provide for signing of highway construction projects.

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

Committee on Education introduced:

Senate Bill No. 2269. — A Bill for an Act to amend and reenact subsection 1 of section 15-34.1-03, and sections 15-36-11, 15-38-07, 15-41-24 and 15-41-25 of the North Dakota Century Code, relating to the requirements for the minimum curriculum of all schools and the approval of private schools.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2270. — A Bill for an Act to amend and reenact section 26-01-04 and 26-17.1-33 of the North Dakota Century Code, relating to the fees chargeable by the commissioner of insurance and refund of the agents examination appointment fee.

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

Committee on Industry, Business and Labor introduced:

Senate Bill No. 2271. — A Bill for an Act to require inclusion of occupational therapy service under group accident and health policies, hospital service contracts and medical service contracts.

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

Committee on Transportation introduced:

Senate Bill No. 2272. — A Bill for an Act to create and enact three new sections to chapter 39-21 of the North Dakota Century Code, relating to additional lighting equipment on vehicles, vehicular hazard warning signals, and the duration of the department's approval of equipment; to create and enact two new sections to chapter 39-27 of the North Dakota Century Code, relating to lights and brakes on motor-driven cycles; to amend and reenact sections 39-21-01, 39-21-03, subsection 2 of section 39-21-04, sections 39-21-05, 39-21-06, subsection 1 of section 39-21-10, subsection 1 of section 39-21-11, sections 39-21-13, 39-21-14, 39-21-15, 39-21-16, subsections 1 and 4 of section 39-21-17, sections 39-21-19, 39-21-20, subsection 2 of section 39-21-21, subsection 1 of section 39-21-25, sections 39-21-29, 39-21-30, 39-21-31, 39-21-35, 39-21-36, 39-21-39, 39-21-41, 39-21-41.1, 39-21-42, 39-21-43, 39-21-44, 39-21-45, 39-21-46, and 39-21-50 of the North Dakota Century Code, relating to when lamps are required, head lamps on motor vehicles, location of tail lamps, reflectors on new motor vehicles, stop lamps and turn signals on new motor vehicles, location of reflectors, visibility of reflectors, lamp on projecting loads, lamps on parked vehicles, lamps and reflectors on farm equipment, lamps on vehicles not covered by other sections, spot lamps, auxiliary driving lamps, signal lamps and devices, multiple beam road lighting equipment, use of multiple beam road lighting equipment, the required number of head lamps; selling or using lamps and related equipment, department approval of equipment, revocation of approval of equipment, hydraulic brake fluid specifications, horns and warning devices, windshields on vehicles, safety glazing material, safety belt requirements, when vehicles must carry flares, display of warning devices, vehicles transporting explosives, air conditioning equipment, scope and effect of regulations, and the slow-moving vehicle emblem; and to repeal sections 39-21-23 and 39-21-34 of the North Dakota Century Code, relating to headlights and brakes on motor-driven cycles.

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

Senator Miller Heinrich introduced:

Senate Bill No. 2273. — A Bill for an Act to amend and reenact section 54-52-17 of the North Dakota Century Code, relating to normal

and postponed retirement under the public employees retirement system.

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

FIRST READING OF
SENATE CONCURRENT RESOLUTIONS

Committee on Natural Resources introduced:

Senate Concurrent Resolution No. 4012. — A concurrent resolution directing the Legislative Council to study and review possible implementation of Section 404 of the Federal Water Pollution Control Act by the State of North Dakota through its State Water Commission as provided in the Clean Water Act of 1977.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1111. — A Bill for an Act to amend and reenact section 57-47-04 of the North Dakota Century Code, relating to the approval of loan applications by the Bank of North Dakota instead of the industrial commission.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1152. — A Bill for an Act to create and enact a new section to chapter 20.1-05 of the North Dakota Century Code, relating to the killing of dogs pursuing or killing big game.

Which was read the first time and referred to the Committee on Natural Resources.

COMMUNICATION
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

January 5, 1979

The Honorable Wayne Sanstead
President of the Senate
North Dakota State Senate
Bismarck, North Dakota 58505

Dear Mr. President:

Since the last meeting of the state legislature, the following appointments or reappointments have been made which are subject to Senate confirmation:

Commissioner of Banking and Financial Institutions (Section 6-01-08)

Mr. LeRoy Gilbertson, Bismarck July 5, 1977-July 1, 1981

Securities Commissioner (Section 10-04-03)

Mr. Arly D. Richau, Mandan July 1, 1977-July 1, 1981

The President referred the above appointments to the Committee on Industry, Business and Labor.

Council on the Arts and Humanities (Section 54-54-02)

Dr. John Hove, Fargo July 1, 1978-July 1, 1983

Mrs. Alma Studness, Devils Lake July 1, 1978-July 1, 1983

Mrs. Kathryn Sandstead, Grand Forks July 1, 1978-July 1, 1983

Mrs. Olive Ann Rogers, Valley City July 1, 1978-July 1, 1983

Mrs. Majorie Christensen, Kenmare July 1, 1978-July 1, 1983

Mr. Richard W. Weber, Bismarck July 1, 1978-July 1, 1983

State Board of Higher Education (Section 15-10-02)

Mrs. Jean Guy, Casselton July 1, 1978-July 1, 1985

The President referred the above appointments to the Committee on Education.

• BARTH	• JACOBSON	• OLIN	• SORUM
• BERUBE	• JONES	• ORANGE	• STRAND
• CHRISTENSEN	• KRAUTER	• PETERSON	• STRANDEN
• CUSSONS	• LASHKOWITZ	• RAIT	• TALLACKSON
• DOTZENROD	• LEE	• REDLIN	• TENNEFOS
• ERDMAN	• LIPS	• REITEN	• THANE
• FARRINGTON	• LODOEN	• ROEN	• VOSPER
• FRITZELL	• MELLAND	• SANDNESS	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2060. — A Bill for an Act to amend and reenact sections 15-59-03, 15-59-04, and 15-59-05 of the North Dakota Century Code, relating to the advisory council on special education; and to repeal section 15-59-02 of the North Dakota Century Code, relating to the advisory council on special 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, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NOTHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRANDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2069. — A Bill for an Act to create and enact a new section to chapter 40-57 of the North Dakota Century Code, relating to limitations on a municipality's authority to issue bonds under the Municipal Industrial Development Act of 1955 if the proposed project would receive an unfair competitive advantage to the substantial detriment of existing enterprises.

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, 7; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER		•	• NOTHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRANDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE		•	• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS		•	• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		•
• FRITZELL			• MELLAND		•	• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON		•	• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN		•	• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2070. — A Bill for an Act to amend and reenact section 40-57-02 of the North Dakota Century Code, relating to the

definitions of projects and municipalities under the Municipal Industrial Development Act of 1955.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 1; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODGEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHRADD		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2081. — A Bill for an Act to create and enact a new subsection to section 15-65-03, a new subsection to section 54-24-03, a new subsection to section 54-54-05, a new subsection to section 55-02-01.2, and a new subsection to section 55-09-02 of the North Dakota Century Code, relating to the duties of the North Dakota educational broadcasting council, state library commission, North Dakota council on the arts and humanities, superintendent of the state historical board, and North Dakota heritage commission.

Which has been read and has a committee recommendation of Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 4; nays, 46; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISZLER		●	● NETHING		● SOLBERG
● BARTH			● JACOBSON		●	● OLIN		● SORUM
● BERUBE		●	● JONES		●	● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ		●	● RAIT		● TALLACKSON
● DOTZENROD			● LEE		●	● REDLIN		● TENNEFOS
● ERDMAN			● LIPS		●	● REITEN		● THANE
● FARRINGTON			● LODGEN		●	● ROEN		● VOSPER
● FRITZELL			● MELLAND		●	● SANDNESS		● WALSH
● GOODMAN			● MILLER		●	● SANDS		● WENSTROM
● HANSON			● MUTCH		●	● SCHRADD		● WRIGHT
● HOFFNER			● NAADEN		●	● SHABLOW		● MR. PRESIDENT
● HOLMBERG		●	● NELSON		●	● SMYKOWSKI		

Senate Bill No. 2081 was declared lost.

Senate Bill No. 2087. — A Bill for an Act to amend and reenact section 40-48-05 of the North Dakota Century Code, relating to compensation for members of the planning commission.

Which has been read.

Senator Sands moved that Senate Bill No. 2087 be amended as follows:

On page 1, line 2, delete the words "compensation for"

On page 1, line 9, delete the word and hyphen "COMPENSATION -"

Senator Sands moved that the amendments be adopted, which motion prevailed.

Senator Sands moved that the rules be suspended, that Senate Bill No.

2087 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2087. — A Bill for an Act to amend and reenact section 40-48-05 of the North Dakota Century Code, relating to members of the planning commission.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, (SJ page 79) the roll was called and there were ayes, 39; nays, 11; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS		●	● LASHKOWITZ		●	● RAIT		●	● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN		●	● MILLER			● SANDS			● WENSTROM		●
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW		●	● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senate Bill No. 2158. — A Bill for an Act to amend and reenact section 50-09-07 of the North Dakota Century Code, relating to county social service board investigations of applicants for aid to dependent children.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Melland moved that the remarks of Senator Barth be printed in the Journal, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Senator Barth:

Mr. President. Ladies & Gentlemen of the Senate.

I rise on a point of personal privilege and request my remarks be printed in the Journal.

As a member of the minority, I am willing to accept the fact that I am a member of the political party not in control of this body. I am not willing, however, to sit back and listen to the hollow, pious statements by the ma-

majority party relating to what is referred to as, "cooperation and doing what is best for the people."

The major issues of this session and past sessions can be described under the general heading of taxation.

Yet the majority party has seen fit to make access to the Senate Finance and Taxation Committee burdensome to the public by assigning it to meet in the less than adequate Senate Conference Room.

The minority members have strenuously objected to the room assignment but the objections have obviously fallen on deaf ears.

The majority party has seen fit to use their power in what appears to be an obvious attempt to stifle public input on the crucial legislation affecting the pocketbooks of each and every North Dakotan by the assignment of this particular room to this committee.

Apparently the majority party has already decided what tax legislation is going to be enacted and feels there is no need to make the hearings to the Finance and Taxation Committee accessible and comfortable to the general public. If not, why the assignment of a cubicle for hearing the public on tax legislation. This is not unusual behavior on the part of the majority party for we only need to refresh our memories of the 1977 Legislative Assembly. The majority party had established a hit list early in that session wherein the majority party decided on what would or would not pass even before public input was taken. This type of behavior is a far cry from a democracy.

Power in itself is not bad, but arrogance of power as exhibited by the majority party in past legislative sessions regarding the public and in what appears to be the mode of operation for this session is wrong and should not be tolerated. To expect people to participate in the functioning of one of the most important committees of the Senate under current conditions, is first of all, an insult to the people; secondly an attempt to thwart public input and thirdly, an outward manifestation of the attitude of the majority party towards tax legislation and the people's pocketbooks.

It is one thing to run roughshod over the minority party, however, it is quite another to do so to the public.

MESSAGE TO THE HOUSE Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2025
Senate Bill No. 2093
Senate Bill No. 2100
Senate Bill No. 2132

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1083
House Bill No. 1120
House Bill No. 1133

ROY GILBREATH, Chief Clerk

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

Senator Nething moved that after the reading of Senate Bills Nos. 2058, 2073, 2078, 2079, 2082, 2094, 2102, 2103, 2123, 2127, 2128 and 2136, the Senate adjourn until 1:00 P.M., Thursday, January 11, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

SEVENTH DAY

Bismarck, January 11, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Sister Burnie Kunz, Deaconess, First Lutheran Church, Bismarck.

Eternal Lord, You are the ruler of the nations, by Your precepts our affairs are judged. Look to those we have selected as our leaders. Impress upon them the importance of their responsibilities but humble them by reminding them of their humanity and their weakness. Hold before them the ideal of the greatest good for the greatest number, but make them aware, as well, of the rights of the smallest minority in our midst. Turn them away from intemperate decisions and aggressive actions, and into the paths of service for all the people; through Christ, our Lord. Amen.

The roll was called and all members were present.

A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

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

On page 120, line 6, correct spelling of Century

And when so corrected recommends that the same be approved.

Senator Cussons moved that the report be adopted, which motion prevailed. SENATOR TENNEFOS Chairman

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT:

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

- SB NO. 2058
SB NO. 2094
SB NO. 2136

and find the same correctly Engrossed

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

Report of Standing Committee

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 2019

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

~~And when so amended recommends the same do pass~~

Senator Lips Chairman

Senate Bill No. 2019 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 2036

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

On page 1, line 24 delete the amount "\$64,451" and insert in lieu thereof the amount "\$74,451"

On page 2, line 1 delete the amount "\$260,100" and insert in lieu thereof the amount "\$250,100"

PURPOSE OF AMENDMENT: to employ a nutritionist in lieu of employing a consultant nutritionist

And when so amended recommends the same do pass

Senator Lips Chairman

Senate Bill No. 2036 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES to whom was referred Senate Bill No. 2064

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows.

Senator Jacobson Chairman

Senate Bill No. 2064 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on Transportation
to whom was referred Senate Bill No. 2086

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, Line 12, delete the first number "2", and insert
in lieu thereof the letter "b"

And renumber the lines accordingly

And when so amended recommends the same do pass.

Senator I. E. Solberg Chairman
Senate Bill No. 2086 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
to whom was referred Senate Bill No. 2146

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 13, delete the word "FROG" and insert in lieu thereof
the words "TAKE FROGS"

On page 1, line 16, delete the word "frog" and insert in lieu thereof
the words "take frogs for sale"

On page 1, line 17, after the word "him" insert the following:
"for agricultural purposes"

On page 1, line 18, delete the word "frog" and insert in lieu thereof
the words "take frogs"

On page 1, delete line 20 and insert in lieu thereof the following
new language:

"3. Any person may take and possess a maximum of 24 frogs
without a frog license if he has a fishing license or is
otherwise legally entitled to fish in the state.

4. Any licensed bait vendor may take, buy, sell or ship within the state frogs for angling purposes without a frog license."

On page 1, delete lines 21 and 22

On page 2, line 21, delete the word "commercial" and insert in lieu thereof the word "taking"

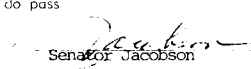
On page 2, delete line 22 and insert in lieu thereof the following new language:

"of frogs for sale for human consumption or scientific purposes without obtaining a frog license from the commissioner. No person shall buy, job, take on consignment or ship frogs without obtaining the appropriate resident or nonresident commercial frog license. The commissioner shall designate the form of such licenses, the areas in which the license is valid, and any other restrictions. The commissioner shall issue regulations relating to the manner of taking, shipping, buying or selling and may require reports from each licensee at such time and of containing such information as deemed necessary. Except as provided in subsection 3 of section 1 of this Act, it is unlawful to take frogs on private land without written permission of the owner or operator of the land."

On page 2, delete lines 23 through 29

and renumber the lines and pages accordingly.

And when so amended recommends the same do pass


Senator Jacobson

Chairman

Senate Bill No. 2146 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

CONSIDERATION OF AMENDMENTS

Senator Sandness moved that the amendments to Senate Bill No. 2084 as recommended by the Committee on Education as printed on page 105 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Bill No. 2113 as recommended by the Committee on State and Federal Government as printed on pages 106 and 107 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to Senate Bill No. 2143 as printed on page 108 of the Senate Journal be adopted, and be referred to the Committee on Appropriations, which motion prevailed.

FIRST READING OF SENATE BILLS

Senator Strinden introduced:

Senate Bill No. 2274. — A Bill for an Act to provide for an appropriation for the construction of a computer center addition to the engineering complex at North Dakota state university of agriculture and applied science.

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

Senators Iszler, Reiten, Strand introduced:

Senate Bill No. 2275. — A Bill for an Act to amend and reenact subsection 7 of section 20.1-03-12 of the North Dakota Century Code, relating to the age for lower-priced resident fishing licenses.

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

Senator Nething introduced:

Senate Bill No. 2276. — A Bill for an Act to create and enact a new section to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program to provide qualifications for the director of the coal development impact office and to require confirmation by the senate; to amend and reenact section 14 of chapter 560 of the 1977 Session Laws of North Dakota, relating to the coal development impact office and providing for qualifications for the director and confirmation by the senate; and declaring an emergency.

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

Senator Goodman introduced:

Senate Bill No. 2277. — A Bill for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries; and declaring an emergency.

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

Senators Lips, Tennesfos, Reiten, Rep. Olson introduced:

Senate Bill No. 2278. — A Bill for an Act to provide for notification by the employment security bureau to base-period employers of actual or estimated charges against the base-period employers' accounts.

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

Senators Lips, Tennesfos, Reiten, Rep. Olson introduced:

Senate Bill No. 2279. — A Bill for an Act to amend and reenact subsection 1 of section 52-06-02 of the North Dakota Century Code, relating to disqualification for unemployment compensation benefits.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Orange, Vosper introduced:

Senate Concurrent Resolution No. 4013. — A concurrent resolution urging Congress to formulate a single, rational policy for regulating nuclear materials and development.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1083. — A Bill for an Act to provide for the transfer of property and funds of the Minot district fair; and to repeal sections 4-02-17, 4-02-18, 4-02-19, 4-02-20, 4-02-22, 4-02-23, 4-02-24, and 4-02-25 of the

North Dakota Century Code, relating to the location, premises, title to land, board of directors, executive committee, contributions, and report of the prize list of the Minot district fair.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1120. — A Bill for an Act to amend and reenact section 39-21-01 of the North Dakota Century Code, relating to the use of lighted lamps on motor vehicles.

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

House Bill No. 1133. — A Bill for an Act to amend and reenact subsection 37 of section 20.1-01-02 of the North Dakota Century Code, relating to the definition of "waterfowl".

Which was read the first time and referred to the Committee on Natural Resources.

MOTION

Senator Goodman moved that the Senate reconsider its action by which Senate Bill No. 2069 was passed, which motion prevailed.

Senator Melland moved that Senate Bill No. 2069 be amended as follows:

On page 1, delete lines 15 through 21 and insert in lieu thereof the following: "chapter, the governing body of the municipality shall, when a competitive project is involved, include notice of the competitive nature of the proposed project in the public notice required to be published prior to the public hearing required under section 40-57-04."

And renumber the lines accordingly.

Senator Melland moved that the amendments be adopted, which motion prevailed.

Senator Melland moved that the rules be suspended, that Senate Bill No. 2069 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2069. — A Bill for an Act to create and enact a new section to chapter 40-57 of the North Dakota Century Code, relating to limitations on a municipality's authority to issue bonds under the Municipal Industrial Development Act of 1955 if the proposed project would receive an unfair competitive advantage to the substantial detriment of existing enterprises.

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, 49; nays, 0; absent and not voting, 1. of science; and to declare an emergency.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN	●	●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRINDEN	●
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REOLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LLODEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	
●			●	NAADEN		●	SHABLOW			MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

MOTION

Senator Sandness moved that Senate Bill 2057 be returned to the Senate floor from the Committee on Appropriations, which motion prevailed.

Senator Sandness moved that Senate Bill 2057 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2057. — A Bill for an Act to create and enact a new section to chapter 25-05 of the North Dakota Century Code, relating to transportation costs to and from the San Haven state hospital; and to amend and reenact subsection 3 of section 25-04-05 of the North Dakota Century Code, relating to transportation costs to and from the Grafton state school.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRATER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDUN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2058. — A Bill for an Act to amend and reenact sections 25-06-04 and 25-07-04 of the North Dakota Century Code, relating to transportation of pupils of the school for the blind and the school for the deaf; and to repeal sections 25-06-06 and 25-07-07 of the North Dakota Century Code, relating to transportation of indigent persons to the school for the blind and the school for the deaf.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, S.J. page 90, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRATER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDUN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

SECOND READING OF SENATE BILLS

Senate Bill No. 2073. — A Bill for an Act to amend and reenact section 39-17-02 of the North Dakota Century Code, relating to unsatisfied judgment fund administrative expenses.

Senate Bill No. 2082. — A Bill for an Act to create and enact a new subsection to section 23-25-02 and section 44-08-03.1 of the North Dakota Century Code, relating to compensation and expenses for members of the air pollution control advisory council and general compensation for members of commissions, committees, councils, or boards; and to amend and reenact sections 2-05-01, 2-07-02.4, 4-02-1-05, and 4-02-1-09, subsection 3 of section 4-09-03, sections 4-10.1-06, 4-10.2-05, 4-10.3-05, 4-13.2-04, 4-18.1-04, 4-18.1-22, and 4-22-04, subsection 3 of section 4-27-05, sections 4-28-05 and 4-34-07, subsection 1 of section 6-01-03, sections 6-09.1-02, 12-55-02, 12-59-02, 12-61-02, 15-10-08, 15-20.3-01, 15-21-17, 15-38-17, 15-38.1-04, 15-39.1-08, 15-52-03, 15-62.2-03, 15-63-01, 15-65-02, 16-13-33, 16-16-16, 20.1-02-24, 23-01-02, 24-17-08, 25-04.1-05, 25-12-03, 25-15-03, 27-11-11, and 27-15-10, subsection 8 of section 27-23-03, sections 36-01-04, 37-18.1-04, 48-10-01, 50-06-04, and 50-26-03, subsection 1 of section 51-10-06, sections 52-02-07, 54-03-20.3, 54-34-03, 54-36-01, and 54-44.3-04, subsection 4 of section 54-52-03, sections 54-53-02, 54-54-03, 55-01-03, 55-01-09, 55-06-01, 55-06-02, 55-09-05, 57-23.1-01, 61-02-12, 61-24-04, 61-28-03, and 61-29-04 of the North Dakota Century Code, relating to the compensation and expense reimbursement of members of various boards, councils, committees, and commissions appointed or selected pursuant to law.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 2; nays, 47; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•		•	•	ISZLER	•	•	NETHING	•	•	SOLBERG	•
•		•	•	JACOBSON	•	•	OLIN	•	•	SORUM	•
•		•	•	JONES	•	•	ORANGE	•	•	STRAND	•
•		•	•	KRAUTER	•	•	PETERSON	•	•	STRINDEN	•
•		•	•	LASHKOWITZ	•	•	RAIT	•	•	TALLACKSON	•
•		•	•	LEE	•	•	REDLIN	•	•	TENNEFOS	•
•		•	•	LIPS	•	•	REITEN	•	•	THANE	•
•		•	•	LODGEN	•	•	ROEN	•	•	VOSPER	•
•		•	•	MELLAND	•	•	SANDNESS	•	•	WALSH	•
•		•	•	MILLER	•	•	SANDS	•	•	WENSTROM	•
•		•	•	MUTCH	•	•	SCHRADO	•	•	WRIGHT	•
•		•	•	NAADEN	•	•	SHABLOW	•	•	MR PRESIDENT	•
•		•	•	NELSON	•	•	SMYKOWSKI	•			

Senate Bill 2082 was declared lost.

Senate Bill No. 2094. — A Bill for an Act to amend and reenact sections 15-63-02, 15-63-03, 15-63-04, and 15-63-05, all of the North Dakota Century Code, relating to scholarships for Indian students.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, S.J. page 92, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•		•	•	ISZLER	•	•	NETHING	•	•	SOLBERG	•
•		•	•	JACOBSON	•	•	OLIN	•	•	SORUM	•
•		•	•	JONES	•	•	ORANGE	•	•	STRAND	•
•		•	•	KRAUTER	•	•	PETERSON	•	•	STRINDEN	•
•		•	•	LASHKOWITZ	•	•	RAIT	•	•	TALLACKSON	•
•		•	•	LEE	•	•	REDLIN	•	•	TENNEFOS	•
•		•	•	LIPS	•	•	REITEN	•	•	THANE	•
•		•	•	LODGEN	•	•	ROEN	•	•	VOSPER	•
•		•	•	MELLAND	•	•	SANDNESS	•	•	WALSH	•
•		•	•	MILLER	•	•	SANDS	•	•	WENSTROM	•
•		•	•	MUTCH	•	•	SCHRADO	•	•	WRIGHT	•
•		•	•	NAADEN	•	•	SHABLOW	•	•	MR PRESIDENT	•
•		•	•	NELSON	•	•	SMYKOWSKI	•			

So the bill passed and the title was agreed to.

Senate Bill No. 2102. — A Bill for an Act to authorize the state board of higher education to issue revenue bonds for the construction of student housing at the state school of science at Wahpeton; to provide an appropriation; and to declare 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON	●		● WUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHARLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

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

Senate Bill No. 2103. — A Bill for an Act to provide an appropriation for construction of a classroom-auditorium building at the state school of science; and to declare 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, 2; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN		●	● MILLER			● SANDS		●	● WENSTROM		
● HANSON			● WUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHARLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

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

MESSAGE TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2015
- Senate Bill No. 2018
- Senate Bill No. 2051
- Senate Bill No. 2055
- Senate Bill No. 2067
- Senate Bill No. 2068
- Senate Bill No. 2074

Senate Bill No. 2089
Senate Bill No. 2090.

LEO LEIDHOLM, Secretary
MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1112
House Bill No. 1124
House Concurrent Resolution No. 3017.

ROY GILBREATH, Chief Clerk
Senator Nething moved that after the reading of Senate Bills 2019, 2064, 2084 and 2113, the Senate adjourn until 12:30 P.M., Friday, January 12, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

EIGHTH DAY

Bismarck, January 12, 1979

The Senate convened at 12:30 P.M., with President Sanstead presiding. The prayer was offered by Rev. Stan Knudson, Pastor, American Lutheran Church, Bismarck.

Our heavenly Father, we thank You for one more week in which we have been privileged to serve You, and people living on this earth. We thank You for being able to be present here today. As we are permitted to continue life this day, we ask You to remind us that You alone are God, yesterday, today and tomorrow.

As questions are asked and answers are expected, we ask You to help the members of this Senate to make choices and decisions that will bring glory and honor to Your name and to help men, women and children. We pray for each Senator in this 1979 legislature. We also pray for blessings upon their loved ones here and at home.

We thank You that You are interested in our deliberations with people because You love us all. In Jesus name, Amen.

The roll was called and all Senators were present except Senator Shablow.

A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

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

On page 128, line 42, after the word bill, insert as amended

On page 132, line 30, correct spelling of declare

And when so corrected recommends that the same be approved.

SENATOR SHABLOW moved that the report be adopted, which motion prevailed. SENATOR TENNEFOS Chairman

REPORTS OF PROCEDURAL COMMITTEES

MR. PRESIDENT:

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

SB NO. 2069

and find the same correctly Engrossed

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

MR. PRESIDENT:

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

- SB NO. 2084
- SB NO. 2113
- SB NO. 2143

and find the same correctly Corrected Engrossed

 Chairman
Senator Peterson

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

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2036 as recommended by the Committee on Appropriations as printed on page 124 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to Senate Bill No. 2086 as recommended by the Committee on Transportation as printed on page 125 of the Senate Journal be adopted, which motion prevailed.

Senator Jacobson moved that the amendments to Senate Bill No. 2146 as recommended by the Committee on Natural Resources as printed on pages 125 and 126 of the Senate Journal be adopted, which motion prevailed.

Report of Standing Committee

Mr. President Your Committee on POLITICAL SUBDIVISIONS
to whom was referred Senate Bill No. 2088

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 3, line 16, after the word "or" insert the words "the chief"

On page 3, line 24, after the first word "the" insert the word "chief"

On page 3, line 26, after the word "sheriff" insert the words "or the chief peace officer"

And renumber the lines accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Lodoen

Senate Bill No. 2088 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Social Welfare & Veterans Affairs
to whom was referred Senate Bill No. 2149

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

PROPOSED AMENDMENTS TO SENATE BILL NO. 2149

On page 3, line 27, delete the words "Such rules" and insert in lieu thereof the following words: "After consultation with each of the several county commissions, the board shall adopt rules and regulations fixing the costs for investigative fees and services pertaining to deaths occurring in any county of this state which fall within the provisions of this Act, which costs shall be assessed to and paid by each county incurring those costs. Rules and regulations pertaining to such costs attributable to counties shall not be amended without first notifying in writing the affected county commissions and allowing reasonable opportunity to respond."

On page 3, delete lines 28 and 29.

On page 3, line 30, delete the words "within the jurisdiction of this Act occur."

On page 4, after line 27, insert the following new subsection:

"5. The board of medical investigations shall provide for suitable training in the forensic sciences and proper investigatory procedures. Such training shall be made available to deputy medical investigators, assistant deputy medical investigators, and others affected by the provisions of this Act. The board shall provide for such continuing training and education as may be necessary to ensure the maintenance of a standard proficiency for those charged with investigatory duties."

On page 7, delete lines 28 through 33, and insert in lieu thereof the following new subsection:

"2. In cases of death occurring or resulting from a motor vehicle accident or other unnatural death occurring in a motor vehicle, investigations performed or to be performed to determine the alcoholic, carbon monoxide, and other drug content of the deceased's blood, shall be conducted in accordance with the provisions of Section 39-20-13, provided, however, that such results may be made available to the state medical investigator for forensic purposes."

On page 9, line 20, delete the words "to be buried at"

On page 9, line 21, delete the words "public expense"

And renumber the lines and pages accordingly

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

 Chairman

Senator Christensen

Senate Bill No. 2149 was placed on the sixth

FIRST READING OF SENATE BILLS

Senators Vosper, Iszler, Nelson, Reps. Berg, Dotzenrod, R. Jacobsen introduced:

Senate Bill No. 2280. — A Bill for an Act to create and enact four new sections to chapter 10-06 of the North Dakota Century Code, relating to authorizing small family-type corporations to engage in farming and ranching operations within specified limitations, providing for a definition of farming, and requiring reports; and providing a penalty.

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

Committee on Appropriations introduced:

Senate Bill No. 2281. — A Bill for an Act to amend and reenact section 16-17-18.1 of the North Dakota Century Code, relating to political party delegates to national conventions and their expenses.

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

Senators Orange, Barth introduced:

Senate Bill No. 2282. — A Bill for an Act to create and enact a new subsection to each of sections 57-39.2-04 and 57-40.2-04 of the North Dakota Century Code, to provide retail sales tax and use tax exemptions for clothing and wearing apparel, including fabrics and other items to be incorporated directly therein.

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

Senator Nothing introduced:

Senate Bill No. 2283. — A Bill for an Act to create and enact section 27-20-51.1 of the North Dakota Century Code, relating to the release of the name and age of a child involved in a juvenile court proceeding and the nature of the allegations against him under certain conditions; and to amend and reenact sections 27-20-51 and 27-20-52 of the North Dakota Century Code, relating to the inspection of a juvenile's court files and records under the Uniform Juvenile Court Act.

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

Senator Tallackson, Reps. Kingsbury, Gorder introduced:

Senate Bill No. 2284. — A Bill for an Act to provide an appropriation to the Grafton state school to indemnify Mrs. Ray Holt, Mrs. Myrtle McDonald, Mr. Tim Holt, Nygard's Auto, Inc., and Wally's Fairway Foods, all of Grafton, North Dakota, for property and other losses suffered due to the acts of residents of Grafton state school.

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

Senators Peterson, Strand, Smykowski, Reps. Berger, Knudson introduced:

Senate Bill No. 2285. — A Bill for an Act to amend and reenact section 15-39.1-09, section 15-39.1-10, and section 15-39.1-11 of the North Dakota Century Code, relating to assessments for teachers, age for eligibility for benefits, calculation of benefits, and to vested rights in retirement benefits in the teachers' fund for retirement.

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

Senator Holmberg introduced:

Senate Bill No. 2286. — A Bill for an Act to amend and reenact section 11-15-07 of the 1977 Supplement to the North Dakota Century Code, relating to the fees charged and collected by the sheriff on behalf of the county.

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

Senator Thane introduced:

Senate Bill No. 2287. — A Bill for an Act to amend and reenact section 49-18-02 of the North Dakota Century Code, relating to excepting motor carriers transporting nonliquid fertilizers from regulation by the public service commission.

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

Senator Thane introduced:

Senate Bill No. 2288. — A Bill for an Act to amend and reenact section 20.1-01-08 and subsection 3 of section 20.1-05-04 of the North Dakota Century Code, relating to hunting with the aid of an artificial light; and to repeal section 20.1-01-09 of the North Dakota Century Code, relating to the types of guns permitted in the hunting of raccoons with the aid of an artificial light.

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

Senator Nething introduced:

Senate Bill No. 2289. — A Bill for an Act to amend and reenact section 15-45-01 of the North Dakota Century Code, to allow the electors of a school district to petition the school board to place the question of establishing a kindergarten on the ballot at the next annual or special school election.

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

Senators Lashkowitz, Iszler introduced:

Senate Bill No. 2290. — A Bill for an Act to amend and reenact section 36-21.1-09 of the North Dakota Century Code, relating to restrictions on giving away animals.

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

Senators Lashkowitz, Holmberg introduced:

Senate Bill No. 2291. — A Bill for an Act to provide for supplementary benefits to persons receiving workmen's compensation benefits under previous benefit allowances; and to provide an appropriation.

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

Senator Jones introduced:

Senate Bill No. 2292. — A Bill for an Act to create and enact chapter 32-09.1 of the North Dakota Century Code, relating to proceeding by garnishment in state courts; to amend and reenact sections 33-05-06, 33-05-08, 33-05-09, 33-05-11, 33-05-13, 33-05-14, 33-05-15, and 33-05-16 of the North Dakota Century Code, relating to garnishment actions in county justice court; and to repeal chapter 32-09 of the North Dakota Century Code, relating to proceeding by garnishment in state courts.

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

Senators Barth, Albers, Rep. Nicholas introduced:

Senate Bill No. 2293. — A Bill for an Act to provide for enactment of an interstate compact to provide for a commission to conduct comprehensive and continuing studies and investigations of agricultural grain marketing practices, procedures, and controls and their relationship to and effect upon the citizens and economies of the member states; to provide for filing of bylaws; and to provide an appropriation.

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

Senator Lee introduced:

Senate Bill No. 2294. — A Bill for an Act to amend and reenact subsection 1 of section 19-02.1-15 of the North Dakota Century Code, relating to drugs limited to dispensing on prescription.

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

Senator Lodoen introduced:

Senate Bill No. 2295. — A Bill for an Act to amend and reenact Sections 43-35-02, 43-35-07, 43-35-17, to repeal Section 43-35-15 of the North Dakota Century Code, relating to certificates issued by the state board of water well contractors.

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

Senator Lodoen introduced:

Senate Bill No. 2296. — A Bill for an Act to create and enact three new sections to chapter 43-35 of the North Dakota Century Code, and to amend and reenact Sections 43-35-02, 43-35-11, 43-35-12, 43-35-13, 43-35-14, 43-35-19, 43-35-20 and 43-35-22, relating to licensing of water well contractors.

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

Senators Lips, Solberg introduced:

Senate Bill No. 2297. — A Bill for an Act to provide for a mill levy by cities or park districts for the operation and maintenance of forestry activities.

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

Senators Barth, Schirado introduced:

Senate Bill No. 2298. — A Bill for an Act making an appropriation to the North Dakota state industrial school for construction of a vocational education and maintenance shop complex.

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

Senators Erdman, Nelson, Redlin introduced:

Senate Bill No. 2299. — A Bill for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, providing a property tax exemption for certain associations and corporations furnishing potable water.

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

Senator Lips introduced:

Senate Bill No. 2300. — A Bill for an Act to amend and reenact section 35-27-02 of the North Dakota Century Code, relating to the claiming of a mechanic's lien by a contractor who contracts with an agent of the owner of real estate.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Nething, Hoffner, Rep. Strinden introduced:

Senate Concurrent Resolution No. 4014. — A concurrent resolution urging the Secretary of Interior to proceed with the design, planning and construction of the Garrison Diversion Project.

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

Senator Naaden introduced:

Senate Concurrent Resolution 4015. — A concurrent resolution making application to the Congress of the United States to call a convention for the purpose of considering, drafting, and proposing an amendment to the Constitution of the United States to provide protection of the right to life of all human beings.

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

Senator Jones introduced:

Senate Concurrent Resolution 4016. — A concurrent resolution directing the Legislative Council to study and review the possibility of barge traffic on the Missouri River above Sioux City, Iowa, with emphasis on alternative means and economic and logistical effects of such navigation, and routes to be taken by extension of the Missouri River Navigation Project from its present head at Sioux City, Iowa.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1112. — A Bill for an Act to amend and reenact sections 54-30-06 and 54-30-09 of the North Dakota Century Code, relating to the maximum interest rates, coupons, and sale at less than par of real estate bonds.

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

House Bill No. 1124. — A Bill for an Act to repeal section 15-37-04 of the North Dakota Century Code, relating to administering teacher's oath.

Which was read the first time and referred to the Committee on Education.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3017. — A concurrent resolution congratulating Floyd E. Henderson on his election as National Commander of the Veterans of World War I of the U.S.A. and welcoming his visit to North Dakota.

Was read the first time.

Senator Nething moved that the rules be suspended, that House Concurrent Resolution No. 3017 as printed on pages 139 & 140 of the House Journal, be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3017. — A concurrent resolution congratulating Floyd E. Henderson on his election as National Commander of the Veterans of World War I of the U.S.A. and welcoming his visit to North Dakota.

Was read the second time.

The question being on the final adoption of the resolution.

House Concurrent Resolution No. 3017 was adopted.

MOTION

Senator Nething moved that that portion of Joint Rule 25 pertaining to the printing of 700 copies of all bills be suspended, and for the duration of the 46th Legislative Assembly, 800 copies of each bill be printed, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2019. Division of Surplus Property — A Bill for an Act making an appropriation for defraying the expenses of the division of surplus property 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, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2064. — A Bill for an Act relating to “best management practices”, for farming land to be irrigated by water from the Garrison Diversion Unit of the Pick-Sloan Missouri River basin project.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 48; nays, 2; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2084. — A Bill for an Act to create and enact four new sections to the North Dakota Century Code, relating to senate confirmation of gubernatorial appointments; and to amend and reenact sections 15-65-01, 15-65-02, 15-65-03, and 15-65-04 of the North Dakota Century Code, relating to the creation, membership, and duties of the public broadcasting council.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 105, the roll was called and there were yeas, 44; nays, 6; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON		●	● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

HANSON	•	MUTCH	•	SCHIRADO	•	WRIGHT	•
HOFFNER	•	NAADEN	•	SHABLOW	•	MR. PRESIDENT	•
HOLMBERG	•	NELSON	•	SMYKOWSKI	•		

Senate Bill No. 2123 was declared lost.

Senate Bill No. 2127. — A Bill for an Act to amend and reenact subsection 2 of section 15-40.1-10 of the North Dakota Century Code, relating to county equalization funds.

Which has been read and has committee recommendation of Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 50; absent and not voting, 0.

NORTH DAKOTA SENATE									
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ALBERS	•		ISZLER	•		NETHING	•		
BARTH	•		JACOBSON	•		OLIN	•		
BERUBE	•		JONES	•		ORANGE	•		
CHRISTENSEN	•		KRAUTER	•		PETERSON	•		
CUSSONS	•		LASHKOWITZ	•		RAIT	•		
DOTZENROD	•		LEE	•		REDLIN	•		
ERDMAN	•		LIPS	•		REITEN	•		
FARRINGTON	•		LODDEN	•		ROEN	•		
FRITZELL	•		MELLAND	•		SANDNESS	•		
GOODMAN	•		MILLER	•		SANDS	•		
HANSON	•		MUTCH	•		SCHIRADO	•		
HOFFNER	•		NAADEN	•		SHABLOW	•		
HOLMBERG	•		NELSON	•		SMYKOWSKI	•		
								SOLBERG	•
								SORUM	•
								STRAND	•
								STRINDEN	•
								TALLACKSON	•
								TEARFOS	•
								THANE	•
								VOSPER	•
								WALSH	•
								WESTROM	•
								WRIGHT	•
								MR. PRESIDENT	•

Senate Bill No. 2127 was declared lost.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2017
- Senate Bill No. 2029
- Senate Bill No. 2060
- Senate Bill No. 2070
- Senate Bill No. 2087
- Senate Bill No. 2158.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Concurrent Resolution No. 3017.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

- House Bill No. 1106
- House Bill No. 1107
- House Bill No. 1109
- House Bill No. 1110
- House Bill No. 1127
- House Bill No. 1148
- House Bill No. 1154
- House Bill No. 1155
- House Bill No. 1156
- House Bill No. 1167

ROY GILBREATH, Chief Clerk

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

Senator Nething moved that after the reading of Senate Bills 2036, 2086, and 2146, the Senate adjourn until 1:30 P.M., Monday, January 15, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

NINTH DAY

Bismarck, January 15, 1979

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

The prayer was offered by Rev. Don Klingensmith, Pastor, United Methodist Church, Mandan.

Almighty God, Father of our Lord Jesus Christ, whom You raised from among the dead to show Your love and power for each one of us. Not only we who are assembled here, but also the folks back home, the neighbors, the strangers, our whole State and Nation, and, that You hold all other nations and their people as precious, so that whoever will may come and take of the water of life, without cost. And, with it you also give freely of Your wisdom to uphold us in our weak struggle, as well as correct and reprove us when we go wrong after our own selfish ways. So, with confidence, we look for wisdom and power as You reveal to us the things that make for justice and mercy and peace.

Help each of us who is confused and uncertain as to what is best and according to justice, we pray.

Guide us all as we have honest convictions of differences and, as the debates go on, may that which is better than what we know now, come out and be adopted. And, if anyone is trying to put over something that debases or hurts, expose it and let it be destroyed, we also pray.

To this end, guide each Legislator, the clerks, the pages, even the janitors and those we overlook usually.

May Your peace rest on the folks and neighbors at home. Give rest to the sick and weary, we pray, that Your will may be done there also.

We would not forget to thank You for guiding our Fathers to this good land that flows with milk and honey, that produces a surplus of food for the needy of the world, and for the dreams You gave them of establishing a Government Of, and by, and for the People, in justice and mercy. So, as Your Spirit is still guiding, we pray that It shall continue for our good and for Your glory, thru Jesus Christ our Lord. Amen.

The roll was called and all members were present.

A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eighth day and finds the same to be correct.

..... SENATOR CUSSONS moved that the report be adopted, which motion prevailed.

..... SENATOR TENNEFOS Chairman

JOURNAL OF THE SENATE

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT:

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

- SB NO. 2036
- SB NO. 2086
- SB NO. 2113
- SB NO. 2146

and find the same correctly: ~~Enrolled~~
Engrossed

Senator Peterson Chairman
Senator Peterson

Senator Peterson moved that the report be adopted, which motion prevailed,

Report of Standing Committee.

Mr. President: Your Committee on Appropriations
to whom was referred Senate Bill No. 2041

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Lips Chairman
Senator Lips

Senate Bill No. 2041 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on AGRICULTURE
to whom was referred Senate Bill No. 2043

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 2, after line 20, insert the following new section:

SECTION 4. DECLARATION OF PURPOSE.) It is the intention of the committee that the program of weather modification research and development established by the bill be an ongoing program of at least six years' duration.

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass.

Senator Iszler Chairman
Senator Iszler

Senate Bill No. 2043 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2071

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 3, line 1, after the word "association" add the following:
"or one bank holding company"

And when so amended recommends the same do pass.

Senator Reiten Chairman
Senator Reiten

Senate Bill No. 2071 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2083

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Senator Jones Chairman
Senator Jones

Senate Bill No. 2083 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2097

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete the words "two new subsections" and insert
in lieu thereof the words "a new subsection"

On page 1, line 6, delete the words "Two new subsections" and insert
in lieu thereof the words "A new subsection"


JOURNAL OF THE SENATE

On page 1, delete lines 9 through 11

On page 1, line 14, delete the comma and insert in lieu thereof a period and on the same line delete the words "but only from"

On page 1, delete 15

And when so amended recommends the same be indefinitely postponed.


Senator Reiten Chairman

Senate Bill No. 2097 was placed on the sixth

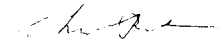
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR to whom was referred Senate Bill No. 2104

Has had the same under consideration and recommends that the same

- do pass
be indefinitely postponed
be placed on calendar without recommendation

be amended as follows:


Senator Reiten Chairman

Senate Bill No. 2104 was placed on the eleventh


order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR to whom was referred Senate Bill No. 2108

Has had the same under consideration and recommends that the same

- do pass
be indefinitely postponed
be placed on calendar without recommendation

be amended as follows:


Senator Reiten Chairman

Senate Bill No. 2108 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR to whom was referred Senate Bill No. 2109

Has had the same under consideration and recommends that the same

- do pass
be indefinitely postponed
be placed on calendar without recommendation

be amended as follows:


Senator Reiten Chairman

Senate Bill No. 2109 was placed on the eleventh

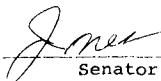
order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2120

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

 Chairman
Senator Jones

Senate Bill No. 2120 was placed on the 11th

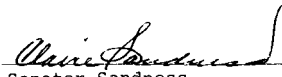
order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
to whom was referred Senate Bill No. 2129

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

 Chairman
Senator Sandness

Senate Bill No. 2129 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2135

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 19, after the word "Project" insert the words
"of South Dakota"

page 1, line 20, after the word "equivalent" insert period and
delete the words "of South Dakota."

And when so amended recommends the same do pass.

 Chairman
Senator Jones

Senate Bill No. 2135 was placed on the 6th

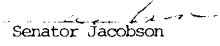
order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President : Your Committee on NATURAL RESOURCES
to whom was referred Senate Bill No. 2138

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

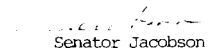
 Chairman
Senate Bill No. 2138 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on NATURAL RESOURCES
to whom was referred Senate Bill No. 2141

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

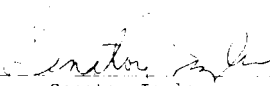
 Chairman
Senate Bill No. 2141 was placed on the Eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on AGRICULTURE
to whom was referred Senate Bill No. 2142

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

 Chairman
Senate Bill No. 2142 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred Senate Bill No. 2175

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

Senate Bill No. 2175 was placed on the eleventh order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government to whom was referred Senate Concurrent Resolution 4005

Has had the same under consideration and recommends that the same

- [X] do pass [] be indefinitely postponed [] be placed on calendar without recommendation [] be amended as follows:

Senate Concurrent Resolution 4005 was placed on the 11th order of business on the calendar for the succeeding legislative day.

FIRST READING OF SENATE BILLS

Senator Nothing introduced:

Senate Bill No. 2301. - A Bill for an Act relating to cutting, rerouting, or diverting telephone lines to prevent telephone communications by a person holding hostages with persons other than law enforcement officers; and to provide for telephone company security employee assistance to law enforcement officers and a defense to legal actions for providing such assistance.

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

Senator Lashkowitz introduced:

Senate Bill No. 2302. - A Bill for an Act to create and enact a definition of "locksmith"; the licensure of locksmiths by the attorney general; requirements for duplication of keys marked with "Do Not Duplicate", "Do Not Copy", or words of similar intent only by licensed locksmiths following identification of the person seeking key duplication and the completion of a prescribed form; the contents and posting of a license; license revocation or suspension; rules and regulations; and providing a penalty.

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

Senators Jones, Farrington introduced:

Senate Bill No. 2303. - A Bill for an Act to provide for the involuntary dissolution of the North Dakota rural rehabilitation corporation; to create and enact two new sections to chapter 54-17 of the North Dakota Century Code, relating to the transfer of the corporation's assets to the industrial commission for use in making loans to beginning farmers; to amend and reenact section 6-09-33 of the North Dakota Century Code, relating to the administration of the assets of the North Dakota rural rehabilitation corporation by the Bank of North Dakota; and to repeal sections 10-12-03 and 10-12-04 and subsection 18 of section 57-02-08 of the North Dakota Century Code, relating to taxation of property of the rural rehabilitation corporation, receipt of assets of the corporation by the industrial commission upon dissolution of the corporation, and exemption from taxation of the personal property belonging to the rural rehabilitation corporation.

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

Senator Fritzell introduced:

Senate Bill No. 2304. — A Bill for an Act to amend and reenact section 30.1-14-01.1 of the North Dakota Century Code, relating to forms to be provided by a county court and county courts with increased jurisdiction to an applicant for informal probate or informal appointment proceedings under the Uniform Probate Code.

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

Senators Nething, Hoffner, Wright, Reps. Backes, Strinden, Leibhan introduced:

Senate Bill No. 2305. — A Bill for an Act to direct the adjutant general to compile and publish a record of men and women in military service during the Vietnam conflict; and to provide an appropriation.

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

Senators Vosper, Erdman introduced:

Senate Bill No. 2306. — A Bill for an Act to provide for the inspection and grading of agricultural commodities by the North Dakota seed commission; to repeal section 4-25-05 of the North Dakota Century Code, relating to seed sales regulation by the North Dakota seed commission; and providing an appropriation.

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

Senators Tennefos, Erdman, Reiten, Rep. Kloubec introduced:

Senate Bill No. 2307. — A Bill for an Act to provide for the optional assessment of private recreational, open space, and park lands, and to provide for the payment of higher taxes on such lands if there is a change in ownership or use after taxes have been paid.

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

Senator Jones introduced:

Senate Bill No. 2308. — A Bill for an Act to create and enact a new section to chapter 28-21 of the North Dakota Century Code, relating to levy on third party for small judgment debts.

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

Senators Tennefos, Farrington introduced:

Senate Bill No. 2309. — A Bill for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code, relating to a credit for contributions to nonprofit private institutions of secondary education.

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

Senators Krauter, Olin, Reps. Meyer, Thompson introduced:

Senate Bill No. 2310. — A Bill for an Act to create a southwest area citizens coordinating committee; to provide an appropriation; and to provide an expiration date.

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

Senators Nething, Melland introduced:

Senate Bill No. 2311. — A Bill for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code to allow an income tax credit for contributions to the North Dakota independent college fund.

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

Senator Nething, Rep. Strinden introduced:

Senate Bill No. 2312. — A Bill for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to tying the individual income tax to an inflation adjustment figure.

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

Senator Miller Heinrich introduced:

Senate Bill No. 2313. — A Bill for an Act to amend and reenact subsection 8 of section 54-52-01 and section 54-52-05 of the North Dakota Century Code, relating to definition of terms and membership and assessments for the public employees retirement system.

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

Senator Miller Heinrich, Reps. Koski, Hoffner introduced:

Senate Bill No. 2314. — A Bill for an Act to create and enact two new sections to chapter 23-10 of the North Dakota Century Code, relating to the authority of mobile home owners to sublet their homes on lots situated in mobile home parks and the authority of mobile home owners to sell their mobile homes without interference by mobile home park owners.

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

Senators Solberg, Albers introduced:

Senate Bill No. 2315. — A Bill for an Act to repeal chapter 19-05 of the North Dakota Century Code, relating to oleomargarine.

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

Senators Miller Heinrich, Christensen introduced:

Senate Bill No. 2316. — A Bill for an Act to create and enact a new section to chapter 19-03.1 of the North Dakota Century Code, relating to the manufacture, sale, or delivery of marijuana, hashish, and cocaine paraphernalia; to the definition of paraphernalia and other terms; and providing a penalty.

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

Senator Tennesos, Rep. VanderVorst introduced:

Senate Bill No. 2317. — A Bill for an Act to provide foundation program payments to school districts for high school students not enrolled in schools of the district; and to provide an appropriation.

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

Senators Orange, Holmberg introduced:

Senate Bill No. 2318. — A Bill for an Act making an appropriation to the school for the blind for construction of a garage and storage addition.

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

Senators Peterson, Hanson, Rep. Kloubec introduced:

Senate Bill No. 2319. — A Bill for an Act to amend and reenact section 18-11-07, subsection 2 of section 18-11-15, and section 18-11-18 of the North Dakota Century Code, relating to officers of an alternate firemen's relief association, service pensions for association members, and proportional decrease in benefits for association members.

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

Senator Orange introduced:

Senate Bill No. 2320. — A Bill for an Act to provide for the registration of transporters of radioactive materials, to provide for routing and surveillance of radioactive material shipments, to provide

penalties for violation of this Act, and to direct the health department to formulate procedures in the event of a nuclear transportation emergency.

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

Senator Albers introduced:

Senate Bill No. 2321. — A Bill for an Act to amend and reenact section 15-53.1-27 of the North Dakota Century Code, relating to the continuance of elementary schools in reorganized districts.

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

Senators Reiten, Erdman, Reprs. Marsden, Timm introduced:

Senate Bill No. 2322. — A Bill for an Act to create and enact a new section to chapter 11-28.2 of the North Dakota Century Code, relating to the power of recreation service districts to make improvements and finance the cost thereof through levying special assessments and taxes, imposing service charges and issuing warrants; and to amend and reenact section 11-28.2-04 of the North Dakota Century Code, relating to powers of recreation service districts and levying of special assessments.

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

Senator Jones introduced:

Senate Bill No. 2323. — A Bill for an Act making an appropriation to the school for the deaf for the construction of a youth dormitory and central infirmary.

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

Senator Melland introduced:

Senate Bill No. 2324. — A Bill for an Act to amend and reenact section 30.1-21-03 of the North Dakota Century Code, relating to the time for closing estates by sworn statement of the personal representative.

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

Senator Melland introduced:

Senate Bill No. 2325. — A Bill for an Act to authorize the legislative council to conduct public educational programs on referred measures; and declaring an emergency.

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

Senators Lashkowitz, Reiten introduced:

Senate Bill No. 2326. — A Bill for an Act to repeal section 40-45-17 of the North Dakota Century Code, relating to a reduction of police retirement benefits by the amount of benefits received from workmen's compensation.

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

Senators Olin, Krauter, Jacobson, Reprs. Thompson, Christensen, Murphy introduced:

Senate Bill No. 2327. — A Bill for an Act to require the state board of higher education to purchase a working ranch unit for the Dickinson experiment station; to create a committee to select the working ranch unit; to authorize the state board of higher education to sell certain land presently used by the Dickinson experiment station; to provide an appropriation; and to declare an emergency.

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

Senators Orange, Fritzell, Reps. Pomeroy, Stenehjelm, Swiontek introduced:

Senate Bill No. 2328. — A Bill for an Act to limit the construction and operation of nuclear energy conversion facilities in North Dakota.

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

Senators Melland, Sandness introduced:

Senate Bill No. 2329. — A Bill for an Act to create and enact a new section to chapter 15-41 of the North Dakota Century Code, relating to early graduation from high school upon completion of requirements.

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

Committee on Appropriations introduced:

Senate Bill No. 2330. — A Bill for an Act to allow low pressure natural gas pipelines to cross federal lands located in North Dakota.

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

Senator Melland introduced:

Senate Bill No. 2331. — A Bill for an Act to create and enact two new subsections to section 10-24-05 of the North Dakota Century Code, relating to the general powers of a nonprofit corporation, and providing that a nonprofit corporation shall have power to act as a trustee of a trust and be a remainderman beneficiary of a trust for which it acts as a trustee.

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

Senator Wright introduced:

Senate Bill No. 2332. — A Bill for an Act to amend and reenact sections 39-06-44, 39-06-45, 39-06.1-05, subsection 1 of section 39-06.1-08, and subdivisions a and b of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to penalties for permitting unauthorized minors to drive, penalties for permitting unauthorized persons to drive, offenses excepted from noncriminal disposition, definition of nonmoving violation, and points assigned for noncriminal disposition.

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

Senator Solberg introduced:

Senate Bill No. 2333. — A Bill for an Act to create and enact a new section to chapter 8-08 of the North Dakota Century Code, relating to a limitation on actions by common carriers.

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

Senators Naaden, Mutch, Vosper, Rep. Berger introduced:

Senate Bill No. 2334. — A Bill for an Act to amend and reenact sections 6-09.3-03, 10-18.1-09, 23-14-14, 27-07-40, subsection 5 of section 30.1-01-06, subsection 1 of section 30.1-21-01, subsection 2 of section 40-33.1-12, sections 40-33.1-13, 40-35-12, 40-36-07, 40-57-13, subsection 2 of section 40-61-14, sections 40-61-15, 47-19-06, 55-08-08, subsection 2 of section 59-04.1-01, and subsection 1 of section 59-04.1-05 of the North Dakota Century Code, relating to references to estate taxes and exemptions from taxation; to repeal subsections 9 and 10 of section 47-19-02 and chapter 57-37.1 of the North Dakota Century Code, relating to estate taxation; and to provide an effective date.

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

Senator Farrington introduced:

Senate Bill No. 2335. — A Bill for an Act to create and enact a new

section to chapter 39-10.2 of the North Dakota Century Code, relating to liability insurance requirements for motorcycles.

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

Senator Farrington introduced:

Senate Bill No. 2336. — A Bill for an Act to amend and reenact section 47-18-01, 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 exempt from execution, the value of a homestead subject to execution, and the disposition of the proceeds from the execution.

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

Senators Albers, Lee, Jacobson, Reps. Gunsch, Winkjer introduced:

Senate Bill No. 2337. — A Bill for an Act to create and enact two new sections to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program, providing for a coal development impact commission to appoint the director of the coal impact office and to serve as an appeals board; to amend and reenact sections 57-62-04 and 57-62-05 of the North Dakota Century Code, providing for a coal development impact commission to appoint the director of the coal impact office and to serve as an appeals board; to provide an effective date; and to declare an emergency.

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

Senators Thane, Smykowski, Nelson, Strinden introduced:

Senate Bill No. 2338. — A Bill for an Act to amend and reenact section 57-54-08 of the North Dakota Century Code, to reduce the motor vehicle fuel tax on sales of gasohol.

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

Senators Tennesfos, Peterson, Solberg, Rep. Kloubec introduced:

Senate Bill No. 2339. — A Bill for an Act to create and enact a new subsection to section 52-04-07 and a new subsection to section 52-06-02 of the North Dakota Century Code, relating to when unemployment compensation benefits paid are not chargeable to accounts of base period employers and to disqualification for unemployment compensation benefits.

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

Senators Holmberg, Farrington introduced:

Senate Bill No. 2340. — A Bill for an Act to provide for presidential preference primary elections in presidential election years when the primary election is held before state party conventions; and to amend and reenact sections 16-04-01, 16-04-11, and 16-04-20, relating to the primary election date, notice to county auditors of the offices to be filled at the primary, and filing petitions to obtain a separate column on the primary election ballot; or, in the alternative, to create and enact sections 16.1-11-01, 16.1-11-02, and 16.1-11-25 of the North Dakota Century Code, relating to the primary election date, notifying the county auditors of the offices to be filled at the primary, and filing petitions to obtain a separate column on the primary ballot; and to repeal sections 16-04-01, 16-04-11, and 16-04-20 of the North Dakota Century Code, as described above, if House Bill No. 1138 is approved by the forty-sixth legislative assembly.

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

FIRST READING OF
SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4017. — A concurrent resolution designating Henry R. Martinson of Fargo and Lydia O. Jackson of Grafton as Poets Laureate of North Dakota.

Was read the first time.

Senator Lashkowitz moved that the rules be suspended, that Senate Concurrent Resolution No. 4017 not be printed as a bill, not referred to a committee, but read in its entirety, printed in the Journal and placed on the calendar for second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 4017

Introduced by Senator Lashkowitz.

A concurrent resolution designating Henry R. Martinson of Fargo and Lydia O. Jackson of Grafton as Poets Laureate of North Dakota.

WHEREAS, 96-year-old Henry R. Martinson of Fargo is a respected and long-time citizen of North Dakota whose mastery with the pen has inspired, moved, and eased the pain of many by bringing life into a more pleasant perspective; and

WHEREAS, Mr. Martinson's inspired verse has been acknowledged nationally and has resulted in a published book of poems entitled "Old Trails and New"; and

WHEREAS, Henry R. Martinson formerly served as editor of the "Iconoclast" which featured his poetry and that of Lydia O. Jackson as well as poetry by other poets of national fame; and

WHEREAS, Mr. Martinson is also highly respected for his achievements as a North Dakota pioneer homesteader, farmer, worker, public official, historian, and actor having recently been featured in the motion picture "Northern Lights"; and

WHEREAS, Lydia O. Jackson was born in North Dakota and is a highly respected lifelong resident of this state; and

WHEREAS, Mrs. Jackson is the author of several books of poems including: "Rhymes for Every Season", 1943; "Selected Poems", 1962; and "Pardon My Gaff", 1965; and

WHEREAS, Lydia O. Jackson has also compiled a book of poems entitled "Peace Garden of Verses", 1967, and has written many poems which have particular significance and meaning for the State of North Dakota, including "Sakakawea in Bronze"; and

WHEREAS, Mrs. Jackson has received the honor and distinction of having her work acclaimed by her poet contemporaries, as evidenced by the inclusion of a biographical sketch of her life in the International Who's Who In Poetry on several occasions, and her designation as Poet Laureate by the American Poets Fellowship Society; and

WHEREAS, it is fitting that Henry R. Martinson and Lydia O. Jackson, who were designated as Associate Poets Laureate of North Dakota in 1975, be elevated to the designation of Poet Laureate, a designation held by the late Corbin A. Waldron of Minot from 1957 until his recent death;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That Henry R. Martinson of Fargo and Lydia O. Jackson of Grafton be designated as Poets Laureate of the State of North Dakota until a successor or successors shall be named by the Legislative Assembly; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of State to Mr. Henry R. Martinson and Mrs. Lydia O. Jackson.

SECOND READING OF
SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4017. — A concurrent resolution designating Henry R. Martinson of Fargo and Lydia O. Jackson of Grafton as Poets Laureate of North Dakota.

Was read the second time.

The question being on the final adoption of the resolution.

Senate Concurrent Resolution No. 4017 was adopted.

FIRST READING OF
SENATE CONCURRENT RESOLUTIONS

Senators Lee, Iszler, Reps. Freborg, Lang Schindler introduced:

Senate Concurrent Resolution No. 4018. — A concurrent resolution urging Congress to amend Public Law 94-565 to provide that in lieu of tax payments be allocated among all local units of government in proportion to the tax loss suffered by the various local units, or to authorize the states to provide for the allocation of the in lieu of tax payments.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1106. — A Bill for an Act to amend and reenact section 6-09-04 of the North Dakota Century Code, relating to the bonding of Bank of North Dakota employees.

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

House Bill No. 1107. — A Bill for an Act to repeal section 6-09-06 and of the North Dakota Century Code, relating to authorization of Bank of North Dakota to transact business after delivery of two million dollars in bonds as capital.

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

House Bill No. 1109. — A Bill for an Act to repeal chapter 15-62 of the North Dakota Century Code, relating to the discontinued state scholarship revolving fund.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1110. — A Bill for an Act to amend and reenact section 54-17-25 of the North Dakota Century Code, relating to maximum interest rates on student loan bonds.

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

House Bill No. 1127. — A Bill for an Act to amend and reenact section 15-45-03 of the North Dakota Century Code, relating to kindergarten teachers.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1148. — A Bill for an Act to amend and reenact section 18-10-10 of the North Dakota Century Code, relating to rural fire protection districts entering into contracts with other rural fire protection districts or state and local government agencies and requiring federal, state, and local agencies to reimburse the districts for fire protection services.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1154. — A Bill for an Act to amend and reenact section 34-14-08 of the North Dakota Century Code, relating to

assignment of wage claims to the commissioner of labor for recovery by civil action.

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

House Bill No. 1155. — A Bill for an Act to amend and reenact section 61-16-08 of the North Dakota Century Code, relating to membership of water management district boards of commissioners.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1156. — A Bill for an Act to amend and reenact subsection 8 of section 57-37.1-01 and section 57-37.1-04 of the North Dakota Century Code, relating to estate tax definitions and providing that the rate of the estate tax shall equal the maximum federal estate tax credit for state death taxes; and providing an effective date.

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

House Bill No. 1167. — A Bill for an Act to amend and reenact sections 11-07-02, 11-07-03, and 11-07-05 of the North Dakota Century Code, relating to when county districts are changed, the method of county redistricting, and the first redistricting under the chapter, and providing for redistricting during a census interim, for contiguous districts following township lines where practicable, for filing by April first in an even-numbered year to be effective for that year's elections, and for redistricting at least each ten years.

Which was read the first time and referred to the Committee on Political Subdivisions.

CONSIDERATION OF AMENDMENTS

Senator Lodoen moved that the amendments to Senate Bill No. 2088 as recommended by the Committee on Political Subdivisions as printed on page 136 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to Senate Bill No. 2149 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on pages 136 and 137 of the Senate Journal be adopted, and be re-referred to the Committee on Appropriations, which motion prevailed.

MOTIONS

Senator Naaden moved that Senate Concurrent Resolution No. 4015 be returned to the Senate Floor from the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

Senator Naaden moved that Senate Concurrent Resolution No. 4015 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Erdman moved that the names of Reps. Olson, Peterson and Peltier be added as co-sponsors of Senate Bill No. 2299, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2036. Agricultural Councils and Commissions — A Bill for an Act making an appropriation for defraying the expenses of various agricultural councils and commissions of the state of North Dakota.

Which has been read. ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 124 the roll was called and there were ayes, 49; nays, 1; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	ISZLER		<input checked="" type="checkbox"/>	NETHING		<input checked="" type="checkbox"/>	SOLBERG	
<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	JACOBSON		<input checked="" type="checkbox"/>	OLIN		<input checked="" type="checkbox"/>	SORUM	
<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	JONES		<input checked="" type="checkbox"/>	ORANGE		<input checked="" type="checkbox"/>	STRAND	
<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	KRAUTER		<input checked="" type="checkbox"/>	PETERSON		<input checked="" type="checkbox"/>	STRINDEN	
<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	LASHKOWITZ		<input checked="" type="checkbox"/>	RAIT		<input checked="" type="checkbox"/>	TALLACKSON	
<input checked="" type="checkbox"/>			<input checked="" type="checkbox"/>	LEE		<input checked="" type="checkbox"/>	REDLIN		<input checked="" type="checkbox"/>	TENNEFOS	

● EROMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2086. — A Bill for an Act to amend and reenact the second table of subdivision b of subsection 2 of section 39-04-19, subsection 3 of section 39-12-04, subsection 2 of section 39-12-05, and subsection 2 of section 39-12-05.1 of the North Dakota Century Code, relating to motor vehicle registration fees, length limitations on vehicles and combinations of vehicles, weight limitations for vehicles on the interstate system, and gross weight limitations on designated highways.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 125 the roll was called and there were ayes, 46; nays, 4; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON	●		● LODOEN			● ROEN		●	● VOSPER		
● FRITZELL	●		● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2128. — A Bill for an Act to amend and reenact subsection 2 of section 15-60-03 of the North Dakota Century Code, relating to the state school construction 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2136. — A Bill for an Act to amend and reenact sections 54-23-12 and 54-23-18 of the North Dakota Century Code, relating to required inspections of the director of institutions within his institutions, and meetings with heads of institutions and the director of institutions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, S.J. pages 92, 93, the roll was called and there were ayes, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS		●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH		●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER	
●	FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS		●	WENSTROM	
●	HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT	
●	HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senate Bill No. 2146. — A Bill for an Act to create and enact a new section to chapter 20.1-03 and three new subsections to section 20.1-03-12 of the North Dakota Century Code, relating to frog licenses and frog license fees; and to amend and reenact subsection 31 of section 20.1-03-12 and section 20.1-06-17 of the North Dakota Century Code, relating to resident frog license fees and regulations governing commercial frogging.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 125, 126 the roll was called and there were ayes, 48; nays, 2; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS		●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH		●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER	
●	FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS		●	WENSTROM	
●	HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT	
●	HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2057
- Senate Bill No. 2058
- Senate Bill No. 2069
- Senate Bill No. 2073
- Senate Bill No. 2078
- Senate Bill No. 2079
- Senate Bill No. 2094
- Senate Bill No. 2102
- Senate Bill No. 2103

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1045

House Bill No. 1053

House Bill No. 1079

House Bill No. 1085

House Bill No. 1101

House Bill No. 1114

House Bill No. 1161

House Concurrent Resolution No. 3006

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Concurrent Resolution No. 3017

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. 3017

And the President signed the same in the presence of the Senate.

MOTION

Senator Nething moved that at the conclusion of the Ninth Order of Business at 4:00 P.M., and after the reading of Senate Bills 2041, 2083, 2088, 2104, 2108, 2109, 2120, 2129, 2138, 2141, 2142, 2175 and SCR 4005, the Senate adjourn until 1:00 P.M., Tuesday, January 16, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

TENTH DAY

Bismarck, January 16, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Rev. John Nicolai, Pastor, Trinity Lutheran Church, Bismarck.

Aware, O Lord, of the responsibilities before these Legislators in the limited amount of time that is theirs. And aware of the inability of man to understand all things and man's incapability of knowing all things, we seek Your direction and blessing. May Your Spirit guide them in the weighty matters before them. In their relationship one with another, grant them wisdom and understanding as they strive to bring forth what they feel is right. In all their dealings may they act with decency, order and love. We thank You for Your presence and pray for Your continued direction in the business that is now at hand. In Jesus' name. Amen.

The roll was called and all members were present except Senators Barth, Naaden and Wright.

A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

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

On page 161, line 18, delete the numerals 1157 and insert in lieu thereof 1167

And when so corrected recommends that the same be approved.

SENATOR SHABLOW moved that the report be adopted, which motion prevailed. SENATOR TENNEFOS Chairman

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT:

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

SB NO. 2088

and find the same correctly Engrossed

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

MR. PRESIDENT:

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

S.B. NO. 2149

and find the same correctly ~~Enrolled~~ Engrossed

Carl A. Peterson Chairman
Senator Peterson

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

Report of Standing Committee

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2063

Has had the same under consideration and recommends that the same

- do pass [X] be indefinitely postponed [] be placed on calendar without recommendation [] be amended as follows:

Senator Goodman Chairman
Senator Goodman

Senate Bill No. 2063 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred Senate Bill No. 2065

Has had the same under consideration and recommends that the same

- [X] do pass [] be indefinitely postponed [] be placed on calendar without recommendation [] be amended as follows:

Senator Sandness Chairman
Senator Sandness

Senate Bill No. 2065 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2115

Has had the same under consideration and recommends that the same

- [X] do pass [] be indefinitely postponed [] be placed on calendar without recommendation [] be amended as follows:

Senator Reiten Chairman
Senator Reiten

Senate Bill No. 2115 was placed on the eleventh

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on JUDICIARY
to whom was referred SENATE Bill No. 2124

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

 Chairman

Senate Bill No. 2124 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred Senate Bill No. 2130

Has had the same under consideration and recommends that the same

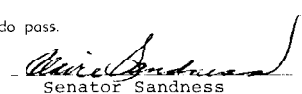
- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 1, line 22, delete the words "out-of-state"

On page 2, line 4, after the word "year" insert the following new language: "except children who by reason of special talents or abilities as determined by a series of developmental and readiness screening instruments approved by the state department of public instruction and administered by the school district may start school at a younger age. However, under no circumstances shall a child start kindergarten that school year if he or she is not five years of age by January first"

And renumber the lines accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Sandness

Senate Bill No. 2130 was placed on the sixth


order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred Senate Bill No. 2131

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

JOURNAL OF THE SENATE

 Chairman
Senator Sandness

Senate Bill No. 2131 was placed on the eleventh

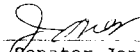
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2144

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

 Chairman
Senator Jones

Senate Bill No. 2144 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2147

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

 Chairman
Senator Jones

Senate Bill No. 2147 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2153

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 5, delete the comma and words ", and to repeal section 43-23-08.1 of the North Dakota"

On page 1, line 6, delete the words "Century Code, relating to disqualifications from licensure"

On page 1, line 16, delete the strike-through over the word "and"

On page 1, line 17, delete the strike-through over the words "shall be-a"

On page 1, line 17, before the period insert the words "North Dakota resident"

On page 3, line 1, delete the words "state or federal"

On page 5, line 19, delete the first underscored comma and insert in lieu thereof the word "or"

On page 5, line 20, delete the words and comma "unworthiness or incompetency,"

On page 5, delete lines 22 and 23

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

John Reiten Chairman
Senator Reiten

Senate Bill No. 2153 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY

to whom was referred Senate Bill No. 2157

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 10, delete comma after "holder"

And when so amended recommends the same be ~~indefinitely postponed~~

John Sands Chairman
Senator Sands

Senate Bill No. 2157 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred Senate Bill No. 2163

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

John Jones Chairman
Senator Jones

Senate Bill No. 2163 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred Senate Bill No. 2164

Has had the same under consideration and recommends that the same

JOURNAL OF THE SENATE

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

..... Chairman
Senator Jones
Senate Bill No. 2164 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2174

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

..... Chairman
Senator Reiten
Senate Bill No. 2174 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2176

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

..... Chairman
Senator Reiten
Senate Bill No. 2176 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2178

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

..... Chairman
Senator Reiten
Senate Bill No. 2178 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2192

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Goodman Chairman
 Senator Goodman

Senate Bill No. 2192 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
 to whom was referred Senate Bill No. 2222

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation.
- be amended as follows:

Chair Sandness Chairman
 Senator Sandness

Senate Bill No. 2222 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government
 to whom was referred Senate Concurrent Resolution Exxx 4001

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Jones Chairman
 Senator Jones

Senate Concurrent Resolution Exxx 4001 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

CONSIDERATION OF AMENDMENTS

Senator Iszler moved that the amendments to Senate Bill No. 2043 as recommended by the Committee on Agriculture as printed on page 148 of the Senate Journal be adopted, which motion prevailed. Senator Iszler moved that Senate Bill No. 2043 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2071 as recommended by the Committee on Industry, Business and Labor as printed on page 149 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2097 as recommended by the Committee on Industry, Business and Labor as printed on pages 149 and 150 of the Senate Journal be adopted, which motion prevailed. Senate Bill No. 2097 has committee recommendation for Indefinite Postponement.

Senator Jones moved that the amendments to Senate Bill No. 2135 as recommended by the Committee on State and Federal Government as printed on page 151 of the Senate Journal be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senators Goodman, Farrington, Jacobson, Reqs. Gackle, Conny, Strinden introduced:

Senate Bill No. 2341. — A Bill for an Act relating to the taxation of property at true and full value, a homestead exemption, the assessment of agricultural land, limitations on increases or forced reductions in property taxes levied by taxing districts for certain years, and statements of full consideration; to create and enact a new subsection to section 57-13-04 of the North Dakota Century Code, relating to the powers and duties of the state board of equalization; to amend and reenact sections 15-48-01, 15-48-04, 15-48-05, 21-03-04, subsections 1, 5, and 6 of section 21-03-06, section 40-49-14, subsections 20, 22, and 26 of section 57-02-08, subsection 1 of section 57-02-08.1, sections 57-02-27 and 57-02-28, subsection 1 of section 57-13-04, and section 57-55-04 of the North Dakota Century Code, relating to statutory limitations on the indebtedness of political subdivisions, property tax exemptions and the homestead credit, the assessment of property at true and full value, the basis for the computation of property taxes, the powers and duties of the state board of equalization, and the taxation of mobile homes; providing a penalty; and providing an effective date.

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

Senators Holmberg, Strand, Vosper, Rep. Kelly introduced:

Senate Bill No. 2342. — A Bill for an Act to authorize reciprocal postsecondary vocational education agreements with Minnesota; and to provide an appropriation.

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

Senators Lips, Melland introduced:

Senate Bill No. 2343. — A Bill for an Act to provide for branch banking.

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

Senator Reiten introduced:

Senate Bill No. 2344. — A Bill for an Act to amend and reenact section 50-24-33 of the North Dakota Century Code, relating to recovery from estates of recipients of assistance to the aged, blind, or disabled.

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

Senator Reiten introduced:

Senate Bill No. 2345. — A Bill for an Act to repeal Chapter 43-22 of the North Dakota Century Code, relating to the registration, bonding, and activities of persons engaged in the business of buying leases, mineral rights, royalties, or other interests in oil or gas properties and certain other described minerals.

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

Senator Holmberg, Rep. Stenehjem introduced:

Senate Bill No. 2346. — A Bill for an Act requiring open voting at all public meetings.

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

Senator Lashkowitz introduced:

Senate Bill No. 2347. — A Bill for an Act to create and enact a new section to chapter 39-06 of the North Dakota Century Code, requiring an anatomical gift designation and allergy designation on the reverse side of operator's license; and to amend and reenact subsection 1 of section 39-06-14 of the North Dakota Century Code, relating to issuing operator's licenses.

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

Senator Orange, Rep. Pomeroy introduced:

Senate Bill No. 2348. — A Bill for an Act to require disclosure of the unit price of specified consumer commodities, to require the disclosure of the total price of such commodities, to specify the means of disclosure, to delegate rulemaking authority to the state laboratories department; and to provide a penalty.

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

Senator Olin introduced:

Senate Bill No. 2349. — A Bill for an Act to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds to construct a revenue-producing facility at Dickinson state college; to make an appropriation; to set a limitation and to provide an exception to it; and to declare an emergency.

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

Senators Albers, Solberg introduced:

Senate Bill No. 2350. — A Bill for an Act to amend and reenact paragraph 11 of subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to points assessed against drivers' licenses for violation of the speed limit.

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

Senator Lashkowitz introduced:

Senate Bill No. 2351. — A Bill for an Act to provide for the licensing of dealers and distributors of burglar alarms; and providing a penalty.

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

Senator Shablow introduced:

Senate Bill No. 2352. — A Bill for an Act to amend and reenact section 24-05-04 of the North Dakota Century Code, relating to when the board of county commissioners shall advertise for rental contracts or agreements for use of road machinery or articles for the improvement of highways.

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

Senator Shablow introduced:

Senate Bill No. 2353. — A Bill for an Act to amend and reenact sections 11-11-26 of the 1977 Supplement to the North Dakota Century Code, relating to when the board of county commissioners shall advertise for bids.

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

Senator Lee introduced:

Senate Bill No. 2354. — A Bill for an Act to amend and reenact section 11-15-01.1 of the North Dakota Century Code, relating to qualifications of sheriffs.

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

Senator Tennesof, Rep. Kloubec introduced:

Senate Bill No. 2355. — A Bill for an Act to amend and reenact sections 16-20-08 and 16-20-09 of the North Dakota Century Code, relating to prohibiting labor organizations from using funds generated by dues in political campaigns; and providing a penalty.

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

Senator Peterson, Rep. Olson introduced:

Senate Bill No. 2356. — A Bill for an Act to create and enact a new section to chapter 43-13 of the North Dakota Century Code, relating to the certification of optometrists to use ocular diagnostic pharmaceutical agents, and to amend and reenact subsection 1 of section 43-13-01 and subsection 4 of section 43-15-01 of the North Dakota Century Code, relating to definitions.

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

Senator Lashkowitz introduced:

Senate Bill No. 2357. — A Bill for an Act to create and enact a new subsection to section 39-01-01 and a new section to chapter 39-10.1 of the North Dakota Century Code, relating to a definition of "motorized bicycle" and required age for operation of a motorized bicycle; and to amend and reenact subsections 2 and 32 of section 39-01-01 of the North Dakota Century Code, relating to the definition of "bicycle" and "motor vehicle".

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

Senators Holmberg, Redlin, Reiten, Reps. Black, Mattson, Reed introduced:

Senate Bill No. 2358. — A Bill for an Act to amend and reenact section 15-47-05 of the North Dakota Century Code, relating to qualifications for voting in school district elections for school officers and for eligibility for school district offices.

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

Senator Peterson introduced:

Senate Bill No. 2359. — A Bill for an Act to create and enact a new subsection to section 49-02-02 of the North Dakota Century Code, relating to cooperation with federal and state agencies dealing with federal energy laws; and declaring an emergency.

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

Senator Nelson introduced:

Senate Bill No. 2360. — A Bill for an Act to amend and reenact section 15-40.2-08 of the North Dakota Century Code relating to residency determination in child placement cases for school tuition purposes.

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

Senator Lips introduced:

Senate Bill No. 2361. — A Bill for an Act to amend and reenact section 39-16-03.1 of the North Dakota Century Code, relating to the number of years entries on driver records and abstracts are open to the public.

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

Senator Lashkowitz introduced:

Senate Bill No. 2362. — A Bill for an Act to create and enact a new subsection to section 16-21.1-05 of the North Dakota Century Code; and to amend and reenact sections 16-11-10, 16-21-01, and 16-21.1-02 of the

North Dakota Century Code, relating to the duty of the county auditor to distribute election supplies and the use of paper ballots in precincts in which voting machines or electronic voting systems are used; or, in the alternative, to create and enact a new subsection to section 16.1-06-17 of the North Dakota Century Code; and to amend and reenact sections 16.1-06-10, 16.1-06-11 and 16.1-06-16 of the North Dakota Century Code, as created by section 4 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, relating to the duty of the county auditor to distribute election supplies and the use of paper ballots in precincts in which voting machines or electronic voting systems are used.

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

Senators Reiten, Barth introduced:

Senate Bill No. 2363. — A Bill for an Act to create and enact subsection 12 of section 6-06-06 of the North Dakota Century Code, relating to authority of state credit unions to exercise federal powers; to amend and reenact section 6-06-04 of the North Dakota Century Code, relating to amendments to bylaws and certificate of organization; to amend and reenact subsection 7 of section 6-06-12 of the North Dakota Century Code, relating to loan limits.

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

Senator Lee introduced:

Senate Bill No. 2364. — A Bill for an Act to amend and reenact subsection 4 of section 23-13-02.1, subsection 2 of section 23-13-02.3, sections 23-13-02.4 and 23-13-02.5, and subsection 1 of section 23-13-02.6 of the North Dakota Century Code, relating to the use of coin-operated and card-operated dispensing devices in self-service motor fuel dispensing facilities.

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

Senators Lips, Strand introduced:

Senate Bill No. 2365. — A Bill for an Act to amend and reenact section 44-08-01 of the North Dakota Century Code, relating to the preference given to North Dakota bidders and sellers in the purchase of athletic equipment by public schools; and declaring an emergency.

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

Senator Melland introduced:

Senate Bill No. 2366. — A Bill for an Act to amend and reenact section 11-11-28 of the North Dakota Century Code, dropping the requirement of a bid bond or certified check in bidding on vehicles if the bidder is already bonded.

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

Senators Nething, Melland introduced:

Senate Bill No. 2367. — A Bill for an Act to authorize the state health officer of the state department of health to sell or trade three tracts of land owned by the state of North Dakota and used by the state hospital.

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

Senators Lashkowitz, Holmberg, Sands introduced:

Senate Bill No. 2368. — A Bill for an Act to amend and reenact sections 15-47-43 and 15-53.1-02 of the North Dakota Century Code, relating to changing school district boundaries automatically upon changing city boundaries.

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

Senators Hanson, Smykowski, Iszler introduced:

Senate Bill No. 2369. — A Bill for an Act to prohibit state employees or officers employed on a full-time basis from receiving compensation, wages, or unvouchered reimbursement for living expenses for performing duties resulting from any other state employment or service, including service in the legislative assembly.

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

Senators Thane, Naaden introduced:

Senate Bill No. 2370. — A Bill for an Act to create and enact a new section to chapter 47-05 of the North Dakota Century Code, relating to cancellation of certain easements; and to amend and reenact section 47-05-12 of the North Dakota Century Code, relating to extinguishment of servitudes.

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

Senators Tennesfos, Peterson, Reps. Rued, VanderVorst introduced:

Senate Bill No. 2371. — A Bill for an Act to amend and reenact section 52-06-36 of the North Dakota Century Code, relating to the factors considered in determining suitability for work and good cause for voluntarily leaving with respect to unemployment compensation benefits.

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

Senator Tallackson, Rep. Brokaw introduced:

Senate Bill No. 2372. — A Bill for an Act to authorize school districts to levy for replacement costs for school buses.

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

Senators Wenstrom, Solberg, Reps. Meiers, Hoffner introduced:

Senate Bill No. 2373. — A Bill for an Act to provide a state matching program for county and city senior citizen programs and activities; and to provide an appropriation.

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

Senator Walsh, Rep. Walsh introduced:

Senate Bill No. 2374. — A Bill for an Act to provide for the creation of a grain alcohol motor vehicle fuel tax fund, for its administration by the agricultural products utilization commission to further the production and marketing of grain alcohol-blended motor vehicle fuels; to amend and reenact sections 57-50-01, 57-50-03.1, 57-50-05, and 57-54-08 of the North Dakota Century Code, relating to refunding the motor vehicle fuel tax and to the amount of the motor vehicle fuel tax on fuel with a grain alcohol blend; and to provide an appropriation.

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

Senator Jones introduced:

Senate Bill No. 2375. — A Bill for an Act to create and enact a new section to chapter 20.1-02 of the North Dakota Century Code, relating to the powers of the state game and fish commissioner, deputy commissioner and any bonded appointees of the commissioner.

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

Committee on Appropriations introduced:

Senate Bill No. 2376. — A Bill for an Act to amend and reenact sections 11-27-09.1 and 57-02.1-06 of the North Dakota Century Code,

relating to allocation of federal and state payments for game and fish lands.

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

Senator Melland introduced:

Senate Bill No. 2377. — A Bill for an Act to amend and reenact sections 15-62.2-01, 15-62.2-02, 15-62.2-03, and 15-62.2-04 of the North Dakota Century Code, relating to the student financial assistance program and providing that the program be administered by the state board of higher education.

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

Senators Reiten, Redlin introduced:

Senate Bill No. 2378. — A Bill for an Act making an appropriation for defraying the expense of remodeling and renovating pioneer hall at Minot state college; and to declare an emergency.

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

Senator Christensen introduced:

Senate Bill No. 2379. — A Bill for an Act to create and enact two new subsections to section 19-02.1-14.1 of the North Dakota Century Code, relating to the selecting and dispensing of generic name drug products, the liability of pharmacists, manufacturing standards and practices; and to amend and reenact subsections 1 and 2 of section 19-02.1-14.1 of the North Dakota Century Code, relating to definitions and the labeling of prescription drugs.

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

Senators Sands, Farrington introduced:

Senate Bill No. 2380. — A Bill for an Act to amend and reenact section 61-16-08 of the North Dakota Century Code, relating to the eligibility, term of office, and compensation for appointed members to a water management district board.

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

Senators Wenstrom, Schirado introduced:

Senate Bill No. 2381. — A Bill for an Act to provide death benefits to spouses and dependents of law enforcement officers and correctional officers killed during the performance of official duty; and providing an appropriation.

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

Senators Thane, Smykowski introduced:

Senate Bill No. 2382. — A Bill for an Act to create and enact a new section to chapter 39-04 and a new section to chapter 54-27 of the North Dakota Century Code, relating to additional fees for motor vehicles to supplement the county road and bridge funds, and to distribution of the additional fees to the county road and bridge funds.

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

Senator Solberg introduced:

Senate Bill No. 2383. — A Bill for an Act to amend and reenact sections 25-15-01, 25-15-02, 25-15-03, 25-15-04, 25-15-05, 25-15-06, and 25-15-07 of the North Dakota Century Code, relating to vocational rehabilitation facilities for the handicapped.

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

Senator Christensen, Rep. Winkjer introduced:

Senate Bill No. 2384. — A Bill for an Act to provide a new subsection to section 15-38.1-14 of the North Dakota Century Code, pertaining to executive sessions under the Teachers' Representation and Negotiation Act; and to declare an emergency.

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

Senators Sandness, Lee, Berube introduced:

Senate Bill No. 2385. — A Bill for an Act to establish a state policy statement in the areas of abortion and childbirth, family planning, payment for abortions by health insurance contracts, limiting abortions in government hospitals in North Dakota, regulating payment for dilatation and curettage under insurance contracts, and directing the state health department to provide forms required by this Act; providing a penalty; and declaring an emergency.

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

Senator Vosper, Rep. Olson introduced:

Senate Bill No. 2386. — A Bill for an Act to amend and reenact section 4-10.3-08 of the North Dakota Century Code, requiring a handler of edible beans to record in the report to the council the individual and total amounts of edible beans received, sold, or shipped by the handler.

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

Senator Solberg, Rep. Brokaw introduced:

Senate Bill No. 2387. — A Bill for an Act establishing educational placement services for children of mandatory school age prior to placement by judicial or social service agencies, for determination of appropriate educational programs, appeals and scope of review.

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

Senator Naaden introduced:

Senate Bill No. 2388. — A Bill for an Act to amend and reenact subsection 1 of section 39-04-18, subsection 4 of section 39-04-19, section 39-04-26, and subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to abolishing separate motor vehicle registration for farm trailers; and to repeal subsection 17.1 of section 39-01-01 of the North Dakota Century Code, relating to definition of farm trailer.

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

Senators Barth, Reiten introduced:

Senate Bill No. 2389. — A Bill for an Act to create and enact subsection 11 to section 6-06-06 of the North Dakota Century Code, relating to powers of credit unions.

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

Senators Orange, Sandness introduced:

Senate Bill No. 2390. — A Bill for an Act to amend and reenact sections 15-10-18.2, 15-10-18.3 and 37-01-40 of the North Dakota Century Code; and to repeal section 37-20-01 of the North Dakota Century Code, relating to benefits for veterans and dependents.

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

Senator Vosper introduced:

Senate Bill No. 2391. — A Bill for an Act to create and enact a new section to chapter 30-24 of the North Dakota Century Code, relating to a snowmobile safety course for operators of snowmobiles between the

ages of twelve and sixteen; to amend and reenact subsection 6 of section 39-24-09 of the North Dakota Century Code, relating to the possession of a valid driver's license or permit by operators of snowmobiles.

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

Senator Jones introduced:

Senate Bill No. 2392. — A Bill for an Act to create and enact a new section to chapter 20.1-08 of the North Dakota Century Code, relating to the proclamation of a muzzle loading rifle season.

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

Senators Orange, Holmberg introduced:

Senate Bill No. 2393. — A Bill for an Act to amend and reenact section 15-10-02 of the North Dakota Century Code, to provide for an advisory faculty member to sit on the board of higher education.

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

Senators Farrington, Sands introduced:

Senate Bill No. 2394. — A Bill for an Act to create and enact a new subsection to section 27-20-51 of the North Dakota Century Code, relating to the confidentiality of juvenile court records and files and the inspection of those files by certain school officials.

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

Senator Smykowski introduced:

Senate Bill No. 2395. — A Bill for an Act to amend and reenact section 15-28-05 of the North Dakota Century Code, relating to the compensation for election officials at public school district elections.

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

Senator Albers introduced:

Senate Bill No. 2396. — A Bill for an Act to create and enact a new subsection to section 11-11-14 of the North Dakota Century Code, relating to powers of boards of county commissioners.

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

Senator Smykowski introduced:

Senate Bill No. 2397. — A Bill for an Act to amend and reenact subsection 3 of section 39-10-46 of the North Dakota Century Code, relating to school buses actuating red visual signals when in the process of stopping and allowing school buses to actuate red visual signals on all city streets.

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

Senators Shablow, Jones introduced:

Senate Bill No. 2398. — A Bill for an Act to amend and reenact sections 61-21-11 and 61-21-15 of the North Dakota Century Code, relating to the bond required of petitioners wishing to construct a drain and allocation of costs when a petition to drain is denied.

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

Senators Naaden, Mutch, Tennesfos, Reps. Olson, Gackle, Wald introduced:

Senate Bill No. 2399. — A Bill for an Act relating to the submission of the question of the proposed ratification of amendments to the Constitution of the United States to the people for a plebiscite.

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

Senator Fritzell, Rep. Eagles introduced:

Senate Bill No. 2400. — A Bill for an Act to amend and reenact sections 14-05-24 and 14-06-03 of the North Dakota Century Code, relating to divorce, permanent alimony, and division of property, and to legal separation, permanent maintenance, and division of property.

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

Senator Fritzell, Rep. Wessman introduced:

Senate Bill No. 2401. — A Bill for an Act to create and enact a new section to chapter 61-03 of the North Dakota Century Code, relating to removal of unauthorized drains.

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

Senator Walsh, Rep. Walsh introduced:

Senate Bill No. 2402. — A Bill for an Act to amend and reenact paragraph 25 of subdivision a of subsection 3 of section 39-06.1-10 and section 39-08-20 of the North Dakota Century Code, relating to violation of driving without liability insurance and points assessed for the violation.

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

Senators Roen, Rait, Jacobson, Reps. Meiers, Maixner, Martin introduced:

Senate Bill No. 2403. — A Bill for an Act to require recording of mineral interests which have been severed from the surface, to provide a method of filing and verifying ownership of severed mineral interests, forfeiture for failure to file, publication of the requirements of this Act, and a filing fee; and to repeal subsection 2 of section 11-18-03 of the North Dakota Century Code.

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

Senator Melland introduced:

Senate Bill No. 2404. — A Bill for an Act to create and enact four new sections to chapter 51-13 of the North Dakota Century Code, relating to retail installment contract prohibited provisions, payments to last known contract holders, statements of unpaid balance, and authority to purchase contracts; and to amend and reenact sections 51-13-01, 51-13-02, 51-13-03, and 51-13-06 of the North Dakota Century Code, relating to retail installment contract definitions, contents, finance charges, and refinancing.

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

Senators Albers, Roen, Sands introduced:

Senate Bill No. 2405. — A Bill for an Act to amend and reenact subsection 3 of section 41-02-33 of the North Dakota Century Code, relating to the applicability of implied warranties in the sale of cattle, hogs, and sheep.

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

Senators Nothing, Tennesfos introduced:

Senate Bill No. 2406. — A Bill for an Act to amend and reenact sections 39-27-08 and 39-27-22 of the North Dakota Century Code, relating to requiring motorcycle mufflers to meet standards for noise control, and requiring the motor vehicle department to approve muffler requirements.

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

Senator Erdman introduced:

Senate Bill No. 2407. — A Bill for an Act to amend and reenact section 50-03-01 of the North Dakota Century Code, relating to an additional county levy for the support of the poor.

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

Senators Tennesfos, Roen introduced:

Senate Bill No. 2408. — A Bill for an Act relating to registration of professional geologists, providing definitions, creating a state board of registration for professional geologists, providing the qualifications of board members, providing for compensation and payment of expenses of the board, providing for removal of board members and filling vacancies, providing for board organization and meetings, describing the powers and duties of the board, providing for disposition of board funds, requiring certain records to be kept, requiring the printing of a roster of all registered geologists, providing for application for registration and registration fees, providing for examinations, providing certificates of registration and their renewal, providing for reissuance of public certifications, providing that geological work contracted by the state or its political subdivisions shall be by registered geologists, with exceptions, providing for disciplinary actions and revocation of certificates, providing for appeals from the action of the board, and providing penalties.

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

Senator Sorum introduced:

Senate Bill No. 2409. — A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, exempting from the sales tax the sales at food concessions at theaters and sporting events.

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

Senator Albers introduced:

Senate Bill No. 2410. — A Bill for an Act to create and enact section 4-30-38.1; and to amend and reenact sections 4-30-02, 4-30-12, 4-30-13, 4-30-14, 4-30-16, 4-30-17, 4-30-18, 4-30-19, 4-30-20, 4-30-27, 4-30-33, 4-30-38, 4-30-39, and 4-30-56; and to repeal chapter 19-06 and section 4-30-36.1 of the North Dakota Century Code, all relating to dairy products production and regulation.

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

FIRST READING OF

SENATE CONCURRENT RESOLUTIONS

Senators Iszler, Lips, Schirado introduced:

Senate Concurrent Resolution No. 4019. — A concurrent resolution directing the Legislative Council study of the North Dakota state penitentiary, state farm, and the "sunny farm" in Mandan.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1045. — A Bill for an Act to amend and reenact section 12-47-22 of the North Dakota Century Code, relating to the confinement of and communication with penitentiary inmates and removing the prohibition against all communication between male and female inmates; and declaring an emergency.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1053. — A Bill for an Act to amend and reenact section 12.1-17-01 of the North Dakota Century Code, relating to simple assault and increasing the punishment.

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

House Bill No. 1079. — A Bill for an Act to repeal chapters 4-06 and 25-04.1 and section 55-01-09 of the North Dakota Century Code, relating to the federated cooperative agricultural association and agricultural code commission, compulsory sterilization, and the North Dakota heritage study committee.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1085. — A Bill for an Act to amend and reenact sections 40-38-01, 40-38-04, 40-38-05, 40-38-09, 40-38-10, 40-38-11, 54-24-01, 54-24-02, 54-24-03, 54-24-03.1, 54-24-07, 54-24-08, 54-24-09, and 54-24.1-03 of the North Dakota Century Code, relating to public libraries and the nature and duties of the state library commission; and to repeal section 55-01-09 of the North Dakota Century Code, relating to the heritage study committee.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1101. — A Bill for an Act to create and enact a new subsection to section 39-16-01 of the North Dakota Century Code, relating to the definition of consumer reporting agency; and to amend and reenact section 39-16-03.1 of the North Dakota Century Code, relating to making a driver record or abstract available to the public.

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

House Bill No. 1114. — A Bill for an Act to amend and reenact section 15-62.1-13 of the North Dakota Century Code, relating to the state scholarship revolving fund, guarantee loan reserve fund, and write-off of uncollectible state scholarship student loans.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1161. — A Bill for an Act to amend and reenact sections 30.1-10-01 and 30.1-21-03 of the North Dakota Century Code, relating to renunciation of succession and closing estates under the uniform probate code; and to provide for retroactivity.

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

FIRST READING OF
HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3006. — A concurrent resolution directing a Legislative Council study of community corrections programs and the State Penitentiary.

Which was read the first time and referred to the Committee on State and Federal Government.

SECOND READING OF SENATE BILLS

Senate Bill No. 2041. Transfer of Motor Vehicle Fuel Tax — A Bill for an Act to transfer a portion of the motor vehicle fuel tax revenues to the general fund to cover the cost of administering the motor vehicle fuel tax laws.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•	ALBERS		•	ISLER		•	NETHING		•	SOLBERG	
•	BARTH		•	JACOBSON		•	OLIN		•	SORUM	
•	BERUBE		•	JONES		•	ORANGE		•	STRANG	

● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODGEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2083. — A Bill for an Act to provide for the referral of proposed and existing administrative rules to an interim committee of the legislative 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, 46; nays, 2; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN		●	● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER		●	● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2088. — A Bill for an Act to amend and reenact sections 53-02-05 and 53-02-08 of the North Dakota Century Code, relating to permits to hold public dances or music festivals and the presence of law officers at public dances or music festivals.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 136 the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Melland moved that consideration of Senate Bill No. 2104 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2108. — A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota to make loans to savings and

loan associations, credit unions, and federally chartered credit sources.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 8; nays, 41; absent and not voting, 1.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
			●			●			●		
ALBERS			ISZLER			●			SOLBERG		●
BARTH	●		JACOBSON		●				SORUM		●
●	BERUBE		JONES		●	●			STRAND		●
	CHRISTENSEN	●	KRAUTER		●	●			STRANDEN		●
	CUSSONS	●	LASHKOWITZ		●	●			TALLACKSON		●
	DOTZENPOD	●	LEE		●	●			TENNEFOS		●
●	ERDMAN		LIPS		●	●			THANE		●
	FARRINGTON	●	LODOEN		●	●			VOSPER		●
	FRITZELL	●	MELLAND		●	●		●	WALSH		●
	GOODMAN	●	MILLER		●	●		●	WENSTROM		●
	HANSON	●	MUTCH		●	●		●	WRIGHT		●
	HOFFNER	●	NAEDEN		●	●		●	MR. PRESIDENT		●
●	HOLMBERG		NELSON		●	●		●			
						●					
						NETHING					
						OLIN					
						ORANGE					
						PETERSON					
						RAIT					
						REDLIN					
						REITEN					
						ROEN					
						SANDNESS					
						SANDS					
						SCHIRADO					
						SHABLOW					
						SMYKOWSKI					

Senate Bill No. 2108 was declared lost.

Senate Bill No. 2109. — A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota to increase maximum loan value of farmland from one-half to sixty-five percent.

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, 19; absent and not voting, 1.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●				●		
ALBERS			ISZLER		●	●			SOLBERG		●
BARTH	●		JACOBSON		●				SORUM		●
●	BERUBE		JONES		●	●			STRAND		●
	CHRISTENSEN	●	KRAUTER		●	●			STRANDEN		●
	CUSSONS	●	LASHKOWITZ		●	●			TALLACKSON		●
●	DOTZENPOD		LEE		●	●			TENNEFOS		●
●	ERDMAN		LIPS		●	●			THANE		●
	FARRINGTON	●	LODOEN		●	●			VOSPER		●
●	FRITZELL		MELLAND		●	●		●	WALSH		●
	GOODMAN	●	MILLER		●	●		●	WENSTROM		●
	HANSON	●	MUTCH		●	●		●	WRIGHT		●
	HOFFNER	●	NAEDEN		●	●		●	MR. PRESIDENT		●
●	HOLMBERG		NELSON		●	●		●			
						●					
						NETHING					
						OLIN					
						ORANGE					
						PETERSON					
						RAIT					
						REDLIN					
						REITEN					
						ROEN					
						SANDNESS					
						SANDS					
						SCHIRADO					
						SHABLOW					
						SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2120. — A Bill for an Act to amend and reenact section 36-01-04 of the North Dakota Century Code, relating to the compensation and expenses of members of the 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, 48; nays, 0; absent and not voting, 2.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS		●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH		●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRANDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENPOD		●	LEE		●	REDLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER	
●	FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH	

● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAA DEN	● SHABLOW	MR PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2129. — A Bill for an Act to amend and reenact section 15-37-01 of the North Dakota Century Code, relating to teachers' oath.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROSEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAA DEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2138. — A Bill for an Act to create and enact a new section to chapter 47-10 of the North Dakota Century Code, relating to reimbursement for governmental interference in the sale of real property.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 4; nays, 44; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●		● ISZLER			● NOTHING		● SOLBERG		
	●			● JACOBSON			● OLIN		● SORUM		
		●		● JONES			● ORANGE		● STRAND		
		●		● KRAUTER			● PETERSON		● STRINDEN		
		●		● LASHKOWITZ			● RAIT		● TALLACKSON		
		●		● LEE			● REDLIN		● TENNEFOS		
		●		● LIPS			● REITEN		● THANE		
		●		● LODDEN			● ROSEN		● VOSPER		
●				● MELLAND			● SANDNESS		● WALSH		
		●		● MILLER			● SANDS		● WENSTROM		
		●		● MUTCH			● SCHIRADO		● WRIGHT		
		●		● NAA DEN			● SHABLOW		MR PRESIDENT		
●				● NELSON			● SMYKOWSKI				

Senate Bill No. 2138 was declared lost.

Senate Bill No. 2141. — A Bill for an Act to amend and reenact sections 20.1-02-17 and 20.1-02-18 of the North Dakota Century Code, relating to assent to federal aid projects for wildlife and fish restoration, and consent to United States' acquisition of areas for migratory bird reservations; and to repeal sections 20.1-02-17.1, 20.1-02-18.1, and 20.1-02-18.2 of the North Dakota Century Code, relating to procedures and conditions for land acquisitions for wildlife and fish restoration, submission of federal wildlife area proposed acquisitions to county commissioners, and negotiation of leases, easements, and servitudes for wildlife production purposes.

Which has been read.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
●	ALBERS.		●	ISLER		●	NETHING		●	SOLBERG	
●	BARTH	●	●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER	●	●	PETERSON		●	STRINDEN	
●	CUSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENROD		●	LEE		●	REDLIN	●	●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER	
●	FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS		●	WENSTROM	
●	HANSON		●	MUTCH	●	●	SCHIRADO		●	WRIGHT	
●	HOFFNER	●	●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senate Bill No. 2175. — A Bill for an Act to provide for fees for applications presented to the state banking board; and to amend and reenact sections 6-02-06 and 6-03-15 of the North Dakota Century Code, relating to fees for applications presented to the state banking 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, 2; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS.		●	ISLER		●	NETHING		●	SOLBERG	
●	BARTH	●	●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER	●
●	FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS		●	WENSTROM	
●	HANSON		●	MUTCH	●	●	SCHIRADO		●	WRIGHT	
●	HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

SECOND READING OF

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4005. — A concurrent resolution to recreate a special Garrison Diversion Legislative Overview Committee to review matters concerning Garrison diversion through the upcoming interim and the next legislative session and to represent legislative interests in the Garrison Diversion Project.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4005 was adopted.

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2019
- Senate Bill No. 2064
- Senate Bill No. 2084
- Senate Bill No. 2113

Senate Concurrent Resolution No. 4017

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Concurrent Resolution No. 3017

Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1054

House Bill No. 1081

House Bill No. 1168

House Bill No. 1189

ROY GILBREATH, Chief Clerk

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

Senator Nething moved that at the conclusion of the 9th Order of business at 5:00 P.M., and after the reading of Senate Bills 2063, 2065, 2071, 2097, 2104, 2115, 2124, 2131, 2135, 2144, 2147, 2163, 2164, 2174, 2176, 2178, 2192, 2222 and SCR 4001, the Senate adjourn and will convene at 1:00 P.M. on Wednesday, January 17, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

ELEVENTH DAY

Bismarck, January 17, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Rev. George Walker, Pastor, First Evangelical Free Church, Bismarck.

Our most gracious God and Heavenly Father, with praise and thanks we enter Your presence on this the beginning of another legislative day. I thank You for these men and women who have the privilege of representing the people of this great State here in the Senate. I pray that You will give wisdom, understanding, guidance and direction as they consider that which will be before them today. These things we pray in the name of our Lord, Jesus Christ. Amen.

The roll was called and all members were present except Senators Barth, Iszler, Wenstrom.

A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

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

On page 180, line 40, after the word Senators insert the name Albers

And when so corrected recommends that the same be approved.

SENATOR TENNEPOS Chairman
SENATOR CUSSONS moved that the report be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT:

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

- SB NO. 2043
- SB NO. 2071
- SB NO. 2097
- SB NO. 2135
- SB NO. 2141

On page 1 delete line 6

On page 1, line 7, delete the words "accounts and purchases by political subdivisions"

On page 5 delete lines 1-7

Renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.

Senate Bill No. 2048 was placed on the 6th Chairman Senator Jones

order of business on the calendar for the succeeding legislative day

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 2066

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senate Bill No. 2066 was placed on the eleventh Chairman Senator Sandness

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY to whom was referred Senate Bill No. 2072

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 4, line 28, delete the parenthesis before the word "in"
On page 4, line 30, delete the parenthesis following word "paid"
On page 4, line 30, delete the following words "(from moneys appropriated for that"
On page 4, line 31, delete the following words "purpose to the supreme court)"

And renumber the lines and pages accordingly

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And when so amended recommends the same do pass.

Ernest M. Sands Chairman
 Senator Ernest M. Sands
 Senate Bill No. 2072 was placed on the sixth

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on State & Federal Government
 to whom was referred Senate Bill No. 2075

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, line 20, after the period, begin a new subsection to read as follows:

~~5. it shall~~ To prepare proposed bills and resolutions for consideration of the succeeding legislature. ~~The council may as it deems advisable~~ legislative assembly."

And renumber the lines, subsections, sections and pages accordingly.

And when so amended recommends the same do pass.

J. Jones Chairman
 Senator Jones
 Senate Bill No. 2075 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on POLITICAL SUBDIVISIONS
 to whom was referred Senate Bill No. 2076

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 3, delete lines 1, 2, and 3

On page 3, line 34, delete the words "is responsible for" and insert in lieu thereof the words "may administer and enforce"

On page 3, delete line 35

On page 4, line 1, delete the words "administration and enforcement of"

On page 4, line 1, after the word "code" insert the word "only"

On page 4, line 2, delete the words "is responsible for" and insert in lieu thereof the words "may administer and enforce"

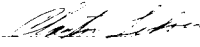
On page 4, line 3, delete the words "administration and enforcement of"

On page 4, line 9, delete the words "responsible for" and insert in lieu thereof the words "electing to administer and enforce"

On page 4, line 10, delete the words "administration and enforcement of"

And renumber the lines accordingly

And when so amended recommends the same do pass.



Chairman

Senate Bill No. 2076 was placed on the sixth

order of business on the calendar for the succeeding legislative day

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2107

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, after the words "A BILL" delete everything and insert in lieu thereof the following:

"for an Act to amend and reenact section 6-09.1-02 of the North Dakota Century Code, relating to the appointment, size, officers, terms, duties and compensation of the Bank of North Dakota advisory board of directors; and to repeal sections 6-09.1-03 and 6-09.1-04 relating to the creation of a one hundred million dollar capital pool for long term first mortgage industrial development loans.

STATE OF NORTH DAKOTA:

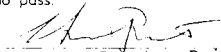
SECTION 1. AMENDMENT.) Section 6-09.1-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

BANK OF NORTH DAKOTA ADVISORY BOARD OF DIRECTORS.) The governor shall appoint an advisory board of directors of seven persons for the Bank of North Dakota, at least two of which shall be officers of banks, of which the majority stock is owned by North Dakota residents, and at least one of which shall be an officer of a state or federally chartered financial institution. The governor shall appoint a chairman, vice-chairman and secretary from the advisory board of directors. The term of the directors shall be four years. The five member advisory board of directors existing prior to 1979 shall continue to serve until expiration of their terms or until their successors have been appointed. The industrial commission shall define the duties and fix the compensation of the advisory board of directors.

SECTION 3. REPEAL.) Sections 6-09.1-03 and 6-09.1-04 of the North Dakota Century Code is hereby repealed."

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.


Senator Reiten .. Chairman

Senate .. Bill No. 2107 .. was placed on the .. sixth ..

order of business on the calendar for the succeeding legislative day.

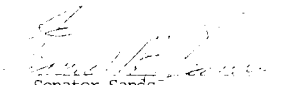
Mr. President .. Your Committee on Judiciary

to whom was referred .. Senate .. Bill No. 2122 ..

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sands .. Chairman

Senate .. Bill No. 2122 .. was placed on the .. eleventh ..

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2137

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

- On page 1, line 16, strike the words "from July 1, 1966, to June 30, 1977"
- On page 1, line 16, delete the words ", unless the person was"
- On page 1, line 17, delete the words "employed by a governmental unit participating in the system"
- On page 1, line 18, after the word "to" insert the words "eligibility for"
- On page 1, line 19, delete the words "and has tendered payment of any sums received from"
- On page 1, line 20, delete the words "the fund as a result of the person's withdrawal from the fund"

And renumber the lines accordingly

And when so amended recommends the same do pass

John Jones
Senator Jones Chairman

Senate Bill No. 2137 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred Senate Bill No. 2139

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Clive Anderson
Senator Sandness Chairman

Senate Bill No. 2139 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2148

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2, line 4, delete the word "six" and insert in lieu thereof the word "twelve"

On page 2, line 9, delete the words "previous biennium's" and insert in lieu thereof the word "authorized"

And renumber the lines accordingly

And when so amended recommends the same do pass

A. Jones Chairman
Senate Bill No. 2148 Senator Jones was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2161

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Goodman Chairman
Senate Bill No. 2161 Senator Goodman was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2165

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

J. Jones Chairman
Senate Bill No. 2165 Senator Jones was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2172

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2, line 1, delete the words "a North Dakota"

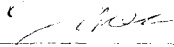
On page 2, line 2, delete the words "state chartered or"

On page 2, line 14, delete the words "with the effective date" and insert in lieu thereof the following "July 1, 1979"

On page 2, line 15, delete the words "of this section"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.



Senator Jones Chairman

Senate Bill No. 2172 was placed on the 6th

order of business on the calendar for the succeeding legislative day.


Mr. President Your Committee on State and Federal Government

to whom was referred Senate Bill No. 2173

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:



Senator Jones Chairman

Senate Bill No. 2173 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2177

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 3, after the word "companies" insert the following:
"fees therefore, and the commissioner's authority over such companies"

On page 1, line 12, before the first word insert the following word:
"FEES -"

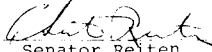
On page 1, line 20, following the period insert the following sentence:

JOURNAL OF THE SENATE

"Fees for such examinations shall be charged by the department of banking and financial institutions for the examinations provided for by this section at the rate of sixty-five dollars per day for the time used by the commissioner or other person designated by the commissioner in supervising, filing, and corresponding in connection with such examination and report of examination and for time used by each deputy examiner, or other person or persons in making and otherwise preparing and typing the reports of examination herein provided for."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


Senator Reiten Chairman

Senate Bill No. 2177 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2194

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


Senator Reiten Chairman

Senate Bill No. 2194 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2237

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 19, after the word "company" delete the word
"providing" and insert in lieu thereof the words
"used primarily to provide"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Senator Goodman
Senator Goodman Chairman

Senate Bill No. 2237 was placed on the eleventh

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on State & Federal Government

to whom was referred. Senate Concurrent Resolution No. 4007

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows.

Senator Jones
Senator Jones Chairman

Senate Concurrent Resolution No. 4007 was placed on the 11th

order of business on the calendar for the succeeding legislative day

FIRST READING OF SENATE BILLS

Senators Christensen, Goodman, Rep. Stenehjem introduced:

Senate Bill No. 2411. — A Bill for an Act to create and enact a new subsection to section 25-03.1-30 of the North Dakota Century Code, relating to modification of treatment orders; to amend and reenact sections 12-47-27, 12-47-28, 12-47-29, 25-03.1-02, 25-03.1-04, 25-03.1-05, 25-03.1-06, 25-03.1-08, 25-03.1-09, 25-03.1-10, 25-03.1-11, 25-03.1-13, 25-03.1-14, 25-03.1-16, 25-03.1-19, 25-03.1-21, 25-03.1-22, 25-03.1-23, 25-03.1-24, 25-03.1-25, 25-03.1-26, 25-03.1-27, 25-03.1-29, and 25-03.1-31, subsection 3 of section 25-03.1-34, section 25-03.1-41, and subsection 2 of section 25-03.1-42 of the North Dakota Century Code, relating to the transfer of penitentiary inmates to the state hospital or other treatment facility, delivery of the written order by the warden, recovery of the person transferred, definitions, voluntary admission, discharge of voluntary patients, right to release on application, petition for involuntary treatment, review of petition for involuntary treatment, involuntary treatment, examination and report on involuntary treatment, right to counsel, duty of state's attorney, medication pending treatment order, involuntary treatment hearing, alternatives to hospitalization, involuntary treatment orders, petition for continuing treatment orders, right to treat, emergency detention or hospitalization, emergency procedure, notice and statement of rights, appeal, review of the current status of continuing treatment, transfer of patients, limitations and restrictions of patient's rights, and limitation of liability; and to repeal sections 25-03.1-03 and 25-03.1-32 of the North Dakota Century Code, relating to exclusive jurisdiction of the county courts of increased jurisdiction, and to a periodic hearing and petition for discharge.

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

Senator Jones introduced:

Senate Bill No. 2412. — A Bill for an Act to provide for the court appointment of translators to assist deaf persons in criminal proceedings.

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

Committee on Appropriations introduced:

Senate Bill No. 2413. — A Bill for an Act to amend and reenact sections 4-01-21, 15-21-02, 26-01-03, 34-05-01.2, 49-01-05, 54-07-04, 54-08-03, 54-09-05, 54-10-10, 54-11-13, 54-12-11, and 57-01-04 of the North Dakota Century Code as amended by chapter 480 of the 1977 Session Laws of North Dakota, relating to salaries of elected state officials.

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

FIRST READING OF
SENATE CONCURRENT RESOLUTIONS

Senator Hanson introduced:

Senate Concurrent Resolution No. 4020. — A concurrent resolution of greetings to the participants of the 14th International Rare Earth Conference to be held at North Dakota State University, Fargo, North Dakota, on June 25-28, 1979.

Was read the first time.

Senator Hanson moved that the rules be suspended, that Senate Concurrent Resolution No. 4020 not be printed, not be referred to a committee, but be read in its entirety, printed in the Journal and placed on the calendar for second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 4020

Introduced by Senator Hanson.

A concurrent resolution of greetings to the participants of the 14th International Rare Earth Conference to be held at North Dakota State University, Fargo, North Dakota, on June 25-28, 1979.

WHEREAS, the Rare Earth Research Conference represents the most prestigious forum in the world for specialists in the field of rare earth science and technology to gather and present their current findings; and

WHEREAS, the Rare Earth Research Conference brings together scientists from university, industrial, and government laboratories and features invited, as well as contributed, papers in physics, chemistry, material sciences, earth sciences, and biological sciences; and

WHEREAS, rare earth science and technology has played a significant role in changing the quality of life. Color television tubes, dye pigments, and rare earth radioactive tracers used in diagnostic medicine represent some of the benefits that rare earth science and technology have contributed to our way of life. Rare earth alloyed into steel and other structural metals provided material strength and flexibility that aided America's astronauts in reaching the moon; and

WHEREAS, the Conference Planning and Program Committees have selected conference sites of natural beauty for intellectual stimulation away from population centers so as to provide a relaxed, informal setting for mutual exchange of ideas;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Forty-sixth Legislative Assembly sends greetings to all the conference participants and their families and welcomes them to the "Peace Garden" State of North Dakota.

SECOND READING OF A
SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4020. — A concurrent resolution of greetings to the participants of the 14th International Rare Earth Conference to be held at North Dakota State University, Fargo, North Dakota, on June 25-28, 1979.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4020 was adopted.

FIRST READING OF HOUSE BILLS

House Bill No. 1054. — A Bill for an Act to provide a criminal penalty for the removal from or detention of a child outside North Dakota by a noncustodial parent in violation of a custody decree.

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

House Bill No. 1081. — A Bill for an Act to repeal chapter 55-09 of the North Dakota Century Code, relating to the North Dakota heritage commission; and providing an effective date.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1168. — A Bill for an Act to amend and reenact section 16-01-11.1 of the North Dakota Century Code, relating to the passing of the sufficiency of petitions by the secretary of state.

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

House Bill No. 1189 — A Bill for an Act to amend and reenact subsection 5 of section 39-01-15 of the North Dakota Century Code, empowering police to enforce handicapped parking privileges in public and private parking lots.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 2063. — A Bill for an Act to amend and reenact subsection 4 of section 57-02-01 and sections 57-02-27 and 57-02-28 of the North Dakota Century Code, relating to property tax assessments and the definition of "true and full value" and providing a formula for the assessment of agricultural property based on cash rent.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 48; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS			ISLER			NETTING			SOLBERG		
BARTH			JACOBSON			OLIN			SORUM		
BERUBE			JONES			ORANGE			STRAND		
CHRISTENSEN			KRAUTER			PETERSON			STRINDEN		
CUSSONS			LASHKOWITZ			RAIT			TALACKSON		
DOTZENROD			LEE			REDLIN			TENNEFOS		
ERDMAN			LIPS			REITEN			THANE		
FARRINGTON			LODGEN			ROEN			WOSPER		
FRITZELL			MELLAND			SANDNESS			WALSH		
GOODMAN			MILLER			SANDS			WENSTROM		
HANSON			MUTCH			SCHIRADD			WRIGHT		
HOFFNER			NAADEN			SHABLOW			MR PRESIDENT		
HOLMBERG			NELSON			SMYKOWSKI					

Senate Bill No. 2063 was declared lost.

Senate Bill No. 2065. — A Bill for an Act to amend and reenact section 15-20.2-08 of the North Dakota Century Code, relating to assessment of participating districts for expenses of multidistrict vocational education centers using mobile units.

Which has been read.

HANSON	MUTCH	SCHIRADO	WRIGHT
HOFFNER	NAADEN	SHABLOW	MR. PRESIDENT
HOLMBERG	NELSON	SMYKOWSKI	

Senate Bill No. 2097 was declared lost.

Senate Bill No. 2104. — A Bill for an Act to create and enact a new subsection to section 40-57-02 of the North Dakota Century Code, to include postal facilities within the definition of projects under the Municipal Industrial Development Act of 1955; and to amend and reenact section 40-57-03, relating to the powers of a municipality under the Municipal Industrial Development Act.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 48; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS	•		ISZLER	•		NETHING	•		SOLBERG	•	
BARTH	•		JACOBSON	•		OLIN	•		SORUM	•	
BERUBE	•		JONES	•		ORANGE	•		STRAND	•	
CHRISTENSEN	•		KRAUTER	•		PETERSON	•		STRINDEN	•	
CUSSENS	•		LASHKOWITZ	•		RAIT	•		TALLACKSON	•	
DOTZENROD	•		LEE	•		REDLIN	•		TENNEFOS	•	
ERDMAN	•		LIPS	•		REITEN	•		THANE	•	
FARRINGTON	•		LODOEN	•		ROEN	•		VOSPER	•	
FRITZELL	•		MELLAND	•		SANDNESS	•		WALSH	•	
GOODMAN	•		MILLER	•		SANDS	•		WENSTROM	•	
HANSON	•		MUTCH	•		SCHIRADO	•		WRIGHT	•	
HOFFNER	•		NAADEN	•		SHABLOW	•		MR. PRESIDENT		
HOLMBERG	•		NELSON	•		SMYKOWSKI	•				

Senate Bill No. 2104 was declared lost.

Senate Bill No. 2115. — A Bill for an Act to amend and reenact section 26-03-49 of the North Dakota Century Code, relating to the inception and expiration dates for insurance policies; 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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSENS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

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

Senate Bill No. 2124. — A Bill for an Act to amend and reenact subsection 2 of section 28-26-01 of the North Dakota Century Code, relating to assessment of costs for frivolous actions.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 45; absent and not voting, 2.

NORTH DAKOTA SENATE										
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS		
		●	●	ISZLER	●	●	NETHING	●	●	SOLBERG
●	●			JACOBSON	●	●	OLIN	●	●	SORUM
		●		JONES	●	●	ORANGE	●	●	STRAND
		●		KRAUTER	●	●	PETERSON	●	●	STRINDEN
		●		LASHKOWITZ	●	●	RAIT	●	●	TALLACKSON
		●		LEE	●	●	REDLIN	●	●	TENNEFOS
		●		LIPS	●	●	REITEN	●	●	THANE
		●		LODOEN	●	●	ROEN	●	●	VOSPER
		●		MELLAND	●	●	SANDNESS	●	●	WALSH
		●		MILLER	●	●	SANDS	●	●	WENSTROM
		●		MUTCH	●	●	SCHRADO	●	●	WRIGHT
		●		NAADEN	●	●	SHABLOW	●	●	MR. PRESIDENT
		●		NELSON	●	●	SMYKOWSKI	●	●	

Senate Bill No. 2124 was declared lost.

Senate Bill No. 2131. — A Bill for an Act to amend and reenact subsections 1 and 2 of section 15-40.2-05 of the North Dakota Century Code, relating to payment of tuition by school 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE										
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS		
●	●		●	ISZLER	●	●	NETHING	●	●	SOLBERG
●	●		●	JACOBSON	●	●	OLIN	●	●	SORUM
●	●		●	JONES	●	●	ORANGE	●	●	STRAND
●	●		●	KRAUTER	●	●	PETERSON	●	●	STRINDEN
●	●		●	LASHKOWITZ	●	●	RAIT	●	●	TALLACKSON
●	●		●	LEE	●	●	REDLIN	●	●	TENNEFOS
●	●		●	LIPS	●	●	REITEN	●	●	THANE
●	●		●	LODOEN	●	●	ROEN	●	●	VOSPER
●	●		●	MELLAND	●	●	SANDNESS	●	●	WALSH
●	●		●	MILLER	●	●	SANDS	●	●	WENSTROM
●	●		●	MUTCH	●	●	SCHRADO	●	●	WRIGHT
●	●		●	NAADEN	●	●	SHABLOW	●	●	MR. PRESIDENT
●	●		●	NELSON	●	●	SMYKOWSKI	●	●	

So the bill passed and the title was agreed to.

Senate Bill No. 2135. — A Bill for an Act to amend section 54-21-25 of the North Dakota Century Code, relating to contracting of services if suitable facilities or services are not available for adult inmates.

Which has been read.

Senator Albers moved that Senate Bill No. 2135 be amended as follows:

On page 1 of the engrossed bill, line 22, after the word "provided" insert a comma, and after the word "and", insert the word "who"

On page 2 of the engrossed bill, line 1, after the word "transfer" insert the following: ", that inmate"

And renumber the lines and pages accordingly

Senator Albers moved that the amendments be adopted, which motion prevailed.

Senator Albers moved that the rules be suspended, that Senate Bill No. 2135 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2135. — A Bill for an Act to amend section 54-21-25 of the North Dakota Century Code, relating to contracting of services if suitable facilities or services are not available for adult inmates.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 151 the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

REGULAR SESSION									NORTH DAKOTA SENATE			1979 LEGISLATURE		
ROLL-CALL			ROLL-CALL			ROLL-CALL			ROLL-CALL					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
● ALBERS			● ISZLER			● NETHING			● SOLBERG					
● BARTH	●		● JACOBSON			● OLIN			● SORUM					
● BERUBE			● JONES			● ORANGE			● STRAND					
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN					
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON					
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS					
● ERDMAN			● LIPS			● REITEN			● THANE					
● FARRINGTON			● LODOEN			● ROEN			● VOSPER					
● FRITZELL			● MELLAND			● SANDNESS			● WALSH					
● GOODMAN			● MILLER			● SANDS			● WENSTROM					
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT					
● HOFFNER			● NAAEDEN			● SHABLOW			MR. PRESIDENT					
● HOLMBERG			● NELSON			● SMYKOWSKI								

So the bill passed and the title was agreed to.

MOTION

Senator Jones moved that Senate Bill No. 2144 be re-referred to the Committee on State and Federal Government, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2147. — A Bill for an Act to create and enact section 54-16-13 of the North Dakota Century Code, relating to Emergency Commission action on requests to increase appropriation authority for intergovernmental service fund 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, 18; nays, 31; absent and not voting, 1.

REGULAR SESSION									NORTH DAKOTA SENATE			1979 LEGISLATURE		
ROLL-CALL			ROLL-CALL			ROLL-CALL			ROLL-CALL					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
● ALBERS			● ISZLER			● NETHING			● SOLBERG					
● BARTH	●		● JACOBSON			● OLIN			● SORUM					
● BERUBE			● JONES			● ORANGE			● STRAND					
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN					
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON					
● DOTZENROD	●		● LEE			● REDLIN			● TENNEFOS					
● ERDMAN			● LIPS			● REITEN			● THANE					
● FARRINGTON			● LODOEN			● ROEN			● VOSPER					
● FRITZELL			● MELLAND			● SANDNESS			● WALSH					
● GOODMAN			● MILLER			● SANDS			● WENSTROM					
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT					
● HOFFNER			● NAAEDEN			● SHABLOW			MR. PRESIDENT					
● HOLMBERG			● NELSON			● SMYKOWSKI								

Senate Bill No. 2147 was declared lost.

Senate Bill No. 2163. — A Bill for an Act to amend and reenact subsection 3 of section 54-44.2-02 of the North Dakota Century Code, relating to the powers and duties of the office of central data processing.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

REGULAR SESSION									NORTH DAKOTA SENATE			1979 LEGISLATURE		
ROLL-CALL			ROLL-CALL			ROLL-CALL			ROLL-CALL					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
● ALBERS			● ISZLER			● NETHING			● SOLBERG					
● BARTH	●		● JACOBSON			● OLIN			● SORUM					
● BERUBE			● JONES			● ORANGE			● STRAND					
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN					
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON					

• DOTZENROD	• LEE	• REDLIN	• TENNEFOS
• ERDMAN	• LIPS	• REITEN	• THANE
• FARRINGTON	• LODGEN	• ROEN	• VOSPER
• FRITZELL	• MELLAND	• SANDNESS	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2164. — A Bill for an Act to amend and reenact section 15-61-05 of the North Dakota Century Code, relating to disposition 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, 13; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• SZLER		•	• NETHING			• SOLBERG		
• BARTH	•		• JACOBSON		•	• OLIN			• SORUM		
• BERUBE			• JONES		•	• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER		•	• PETERSON		•	• STRANDEN		•
• CUSSONS			• KASHKOWITZ		•	• RAIT			• TALLACKSON		
• DOTZENROD			• LEE		•	• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS		•	• REITEN			• THANE		
• FARRINGTON	•		• LODGEN		•	• ROEN			• VOSPER		
• FRITZELL			• MELLAND		•	• SANDNESS			• WALSH		
• GOODMAN	•		• MILLER		•	• SANDS		•	• WENSTROM		
• HANSON			• MUTCH		•	• SCHIRADO			• WRIGHT		•
• HOFFNER			• NAADEN		•	• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON		•	• SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2174. — A Bill for an Act to amend and reenact section 6-06-08 of the North Dakota Century Code, relating to the supervision of credit unions by the state credit union board, examinations, and 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• SZLER		•	• NETHING			• SOLBERG		
• BARTH	•		• JACOBSON		•	• OLIN			• SORUM		
• BERUBE			• JONES		•	• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER		•	• PETERSON			• STRANDEN		
• CUSSONS			• KASHKOWITZ		•	• RAIT			• TALLACKSON		
• DOTZENROD			• LEE		•	• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS		•	• REITEN			• THANE		
• FARRINGTON			• LODGEN		•	• ROEN			• VOSPER		
• FRITZELL			• MELLAND		•	• SANDNESS			• WALSH		
• GOODMAN			• MILLER		•	• SANDS			• WENSTROM		
• HANSON			• MUTCH		•	• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN		•	• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON		•	• SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2176. — A Bill for an Act to amend and reenact section 6-06-11 of the North Dakota Century Code, relating to annual meetings, election of directors and committees 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
●	ALBERS		●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH	●	●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODGEN		●	ROEN		●	VOSPER	
●	FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS		●	WENSTROM	
●	HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT	
●	HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senate Bill No. 2178. — A Bill for an Act to create and enact a new section to chapter 7-02 of the North Dakota Century Code, relating to savings and loan association account insurance; to amend and reenact section 7-01-07 of the North Dakota Century Code, relating to insurance requirement and certificates of authority of state savings and loan associations; 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
●	ALBERS		●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH	●	●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODGEN		●	ROEN		●	VOSPER	
●	FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS		●	WENSTROM	
●	HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT	
●	HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senate Bill No. 2192. — A Bill for an Act to create and enact a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to the exemption from the motor vehicle excise tax of casual sales of motor vehicles between individuals.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 5; nays, 44; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
●	ALBERS		●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH	●	●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODGEN		●	ROEN		●	VOSPER	
●	FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS		●	WENSTROM	
●	HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT	
●	HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI				

Senate Bill No. 2192 was declared lost.

Senate Bill No. 2222. — A Bill for an Act to provide for the leasing of certain lands managed and controlled by the state 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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
●	ALBERS		●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH	●	●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES	●	●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER	
●	FRITZELL		●	MELAND		●	SANDNESS		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS		●	WENSTROM	
●	HANSON		●	MUTCH		●	SCHRADO		●	WRIGHT	
●	HOFFNER		●	NAADEN		●	SHABLOW			MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4001. — A concurrent resolution directing a Legislative Council study of the feasibility and benefits of reorganizing the executive branch of state government.

Was read the second time.

The question being on the final adoption of the resolution.

Senate Concurrent Resolution No. 4001 was adopted.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2036

Senate Bill No. 2086

Senate Bill No. 2128

Senate Bill No. 2136

Senate Bill No. 2146.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1052

House Bill No. 1113

House Bill No. 1143

House Bill No. 1145

House Bill No. 1153

House Bill No. 1178

House Bill No. 1188

House Concurrent Resolution No. 3008.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Concurrent Resolution No. 4017.

ROY GILBREATH, Chief Clerk

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

Senator Nething moved that after the reading of Senate Bills 2066, 2122, 2130, 2139, 2153, 2161, 2165, 2173, 2194 and SCR 4007, the Senate adjourn until 1:30 P.M., Thursday, January 18, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

TWELFTH DAY

Bismarck, January 18, 1979

The Senate convened at 1:30 P.M., with President Sanstead presiding. The prayer was offered by Rev. John Miller, Pastor, Baptist Temple Church, Mandan.

Father in heaven, we lift our minds and spirits together to You in praise and thanksgiving for Your blessing upon Your world:

We thank You for this day to live and move and express our convictions.

We thank You for health and prosperity.

We thank You for political and religious freedom.

We thank You for these legislators and for their families.

We thank You for Your blessings upon the people of North Dakota.

We thank You for Your gift of Jesus Christ through whom we have salvation and forgiveness of sin.

We remember that You taught us to come to You in prayer asking for help and for Your presence and this we do:

We ask for the presence of Your Holy Spirit to bring knowledge and wisdom to this body of legislators.

We ask for them strong convictions on justice and equality.

We ask for them compassion for the poor and needy.

We ask for them open ears to You and to the people who elected them.

We ask Your provision and protection upon their families.

We ask that this session of the Senate be known as one of accomplishment.

We thank You for the privilege of coming to You in prayer these moments.

We ask these petitions and give this praise in the name of Jesus Christ Your son and our savior. Amen.

The roll was called and all members were present except Senators Barth and Vosper.

A quorum was declared by the President.

CORRECTION AND REVISION OF THE JOURNAL

Mr. President: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eleventh day and finds the same to be correct.

Your Committee on Revision and Correction of the Journal has carefully examined the **J**ournal of the Ninth day and recommends that the same be corrected as follows:

On page 157, line 42, delete the name Berger and insert in lieu thereof the name Berge.

And when so corrected recommends that the same be approved.

 Chairman
SENATOR TENNESSEE

SENATOR SHABLOW moved that the report be adopted, which motion prevailed.

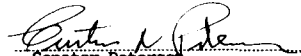
REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT:

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

SB NO. 2130
SB NO. 2153

and find the same correctly } ~~Enrolled~~
Engrossed

 Chairman
Senator Peterson

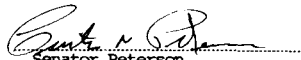
Senator Peterson moved that the report be adopted, which motion prevailed,

MR. PRESIDENT:

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

SB NO. 2135

and find the same correctly } ~~Enrolled~~
Re Engrossed

 Chairman
Senator Peterson

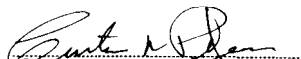
Senator Peterson moved that the report be adopted, which motion prevailed,

MR. PRESIDENT:

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

SCR NO. 4017

and find the same correctly } Enrolled
~~Engrossed~~

 Chairman
Senator Peterson

Senator Peterson moved that the report be adopted, which motion prevailed,

SIGNING OF BILLS

The Secretary announced that the President was about to sign:
Senate Concurrent Resolution No. 4017
And the President signed the same in the presence of the Senate.

COMMUNICATION

Arthur A. Link
Governor

January 12, 1979

The Honorable Wayne Sanstead
President of the Senate
North Dakota State Senate
Bismarck, ND 58505
Dear Mr. President:

I have made the following appointment which is subject to Senate confirmation:

State Board of Higher Education (Section 15-10-02)

Mrs. Carol Jacobson, Alamo, July 1, 1979 - July 1, 1986
 Attached is a biographical sketch of Mrs. Jacobson.
 With best regards,

Sincerely yours,
 ARTHUR A. LINK
 Governor

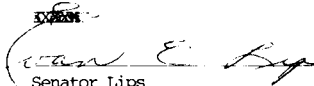
The President referred the above appointment to the Committee on Education.

Report of Standing Committee

Mr. President : Your Committee on Appropriations
 to whom was referred Senate Bill No. 2035

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

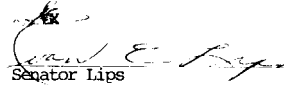

 Senator Lips Chairman
Senate Bill No. 2035 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations
 to whom was referred Senate Bill No. 2044

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:


 Senator Lips Chairman
Senate Bill No. 2044 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations
 to whom was referred Senate Bill No. 2045

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

JOURNAL OF THE SENATE

Frank E. Lips Chairman
Senator Lips

Senate Bill No. 2045 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
to whom was referred Senate Bill No. 2046

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Frank E. Lips Chairman
Senator Lips

Senate Bill No. 2046 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
to whom was referred Senate Bill No. 2047

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Frank E. Lips Chairman
Senator Lips

Senate Bill No. 2047 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

President:
Mr. ~~Speaker~~: Your Committee on Constitutional Revision
to whom was referred Joint Senate

Bill No. 2049, has had the same under consideration and recommends, by a vote of

Ayes, 9; Nays, 0; Absent, 1, that the same

do pass. do not pass. be placed on calendar without recommendation.

be amended as follows:

Dean Hall Senator Wenstrom
Frank Conmy Rep. Conmy
Senate Bill No. 2049 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

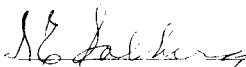
Mr. PRESIDENT: Your Committee on TRANSPORTATIONto whom was referred SENATE Bill No. 2085

Has had the same under consideration and recommends that the same

 do pass
 be indefinitely postponed
 be placed on calendar without recommendation

 be amended as follows:

And be rereferred to the Committee on Appropriations.



Chairman

SENATE Bill No. 2085 was
 rereferred to the Committee on Appropriation
Mr. President: Your Committee on AGRICULTUREto whom was referred Senate Bill No. 2096

Has had the same under consideration and recommends that the same

 do pass
 be indefinitely postponed
 be placed on calendar without recommendation

 be amended as follows:

On page 1, line 6, delete the word "and", and following the numerals "4-30-08" insert the following: ", and 4-30-15"

On page 1, line 9, delete the word "and"

On page 1, line 10, after the word "actions" insert the following: ", and suspension or revocation of license and judicial review"

On page 2, line 8, delete the word "CERTIFICATION" and insert in lieu thereof the word "AUDITED"

On page 2, line 11, delete the words "a certified" and insert in lieu thereof the words "an audited"

On page 2, line 14, delete the word "certified" and insert in lieu thereof the word "verified"

On page 2, line 18, after the period insert the words and period "In lieu of filing an audited financial statement an applicant may file other forms of security as provided in section 3 of this Act." and delete the word "certified" and insert in lieu thereof the word "audited"

On page 2, line 19, after the period delete the remainder of the line

On page 2, delete lines 20 through 22

On page 2, line 23, delete the words and period "due for the milk or cream to be purchased."

On page 2, line 26, delete the word "certified" and insert in lieu thereof the word "audited"

- On page 3, line 3, delete the words "a certified" and insert in lieu thereof the words "an audited"
- On page 3, line 4, after the numeral "2" insert the words "of this Act"
- On page 5, line 20, after the period insert the following:
"The department may suspend or revoke any license if the licensee fails to provide the additional security required by the department pursuant to this section."
- On page 7, line 17, following the comma insert the following:
"and the assets of the licensee not made subject to any claim in federal bankruptcy by any secured or general creditor within four months of the appointment of the department as trustee under this chapter."
- On page 7, line 29, after the period strike the words "The provisions of this"
- On page 7, line 30, strike the words "chapter shall not prohibit any", and before the word "claimant" insert the word "Any"
- On page 7, line 31, after the comma strike the words "from pursuing" and insert after the word "pursuing" the words "may pursue"
- On page 8, line 16, after the period insert the following new section:

"SECTION 13. AMENDMENT.) Section 4-30-15 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

4-30-15. SUSPENSION OR REVOCATION OF LICENSE - JUDICIAL REVIEW.) If, after such hearing, the commissioner of agriculture or the dairy commissioner finds that the violations charged in the affidavit have been established by the evidence, he may order the suspension of the license for a period not to exceed thirty days. If the commissioner of agriculture or the dairy commissioner finds that the licensee has not previously violated the law in the operation of his licensed business, or that no license held by him has previously been suspended, or if it appears to the satisfaction of the commissioner of agriculture or the dairy commissioner that it is reasonable to believe that the licensee will not again commit the offenses charged in the affidavit and that to suspend the license would be unduly severe, then the commissioner of agriculture or the dairy commissioner may, in his discretion, withhold suspension of the license for such period of time as he deems proper. Any proceedings under this chapter for the suspension or revocation of any license, or to otherwise determine compliance with this chapter and the rules and regulations of the dairy department, shall be conducted in accordance with the provisions of chapter 28-32 and appeals may be taken as therein provided. Where an emergency exists requiring immediate action to protect the public health and safety, the department may, without notice or hearing, issue an order reciting the existence of the emergency and requiring that action be taken as necessary to meet the emergency. Notwithstanding any provision of this chapter, the order shall be effective immediately, but on application to the department an interested person shall be afforded a hearing before the department within ten days. On the basis of the hearing, the emergency order shall be continued, modified, or revoked within thirty days after the hearing.

Any person, firm, or corporation whose license for any place of business is suspended shall not be eligible during the period of such the suspension to engage in the purchase, sale, processing, manufacturing, sampling, grading, or testing of milk or milk products at such the place of business either personally, or indirectly by having a financial interest in such the business."

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass

 Chairman
Senator Iszler

Senate Bill No. 2096 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on POLITICAL SUBDIVISIONS

to whom was referred Senate Bill No. 2099

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 11 after the word "PERIL," insert the words "FARMOWNER'S MULTIPLE PERIL,"

On page 1, line 15 after the word "peril," insert the words "farmowner's multiple peril,"

On page 1, line 19 after the word "districts" insert the words "or rural fire departments"

On page 1, line 21 after the word "peril," insert the words "farmowner's multiple peril,"

On page 2, line 5 after the word "form" insert the words "or property within the boundaries of each rural fire department as certified by the State Fire Marshall"

On page 2, line 15 after the word "townships," insert the words "certified rural fire departments,"

On page 2, line 24 after the word "peril" insert the words "farmowner's multiple peril,"

On page 2, lines 26 and 27 delete the strike-through

On page 2, line 28 delete the strike-through over the words "hundred-dollars" and insert a period after the word "dollars"

On page 2, line 28 after the word "department" insert the words "not certified by the State Fire Marshall"

On page 2, line 31 after the word "title" insert the words "or rural fire department certified by the State Fire Marshall"

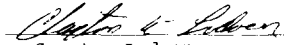
On page 3, line 2 after the word "~~district~~" insert the words "two hundred dollars plus"

On page 3, line 5 after the comma insert the words "farowner's multiple peril,"

On page 3, line 7 after the word "districts" insert the words "or property served by certified rural fire departments"

And renumber the lines, sections and pages accordingly.

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

 Chairman
Senator Loden

Senate _____ Bill No. _____ 2099 _____ was placed on the _____ sixth _____

order of business on the calendar for the succeeding legislative day.

Mr. President _____: Your Committee on Industry, Business and Labor.

to whom was referred Senate _____ Bill No. 2101 _____

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 21, delete the word "The" and insert in lieu thereof the words: "If the cost of repair would exceed \$1,000.00 or twenty-five percent of the value of the property, in its repaired condition, whichever is greater, and the repairman intends to have the entire repair bill constitute a lien with priority over the mortgage or financing statement of record, the repairman shall give notice by registered or certified mail to the record holder of the mortgage or financing statement of the proposed repair, the estimated cost of repair, and the estimated value of the property in its repaired condition."


On page 2, delete lines 1 and 2

On page 2, line 27, before the word "A" insert the following: "A person filing a verified statement shall within twenty days serve notice of the filing, by registered or certified mail, upon the owner or legal possessor of the property."

On page 3, line 16, after the word "secured", insert the following: ", but if the repairman has failed to notify the record holder of the mortgage or financing statement as provided in Section 35-13-01, or if such notice was given and the holder of the mortgage or financing statement, within five days after receiving such notice, communicated in writing to the repairman an objection to all the proposed repair costs becoming a lien against the property with priority over the mortgage or financing statement, then only that portion of the mechanic's lien up to \$1,000.00 or twenty-five percent of the retail value, whichever is greater, in its repaired condition, shall have priority over the mortgage or financing statement "

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Reiten

Senate Bill No. 2101 was placed on the sixth

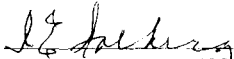
order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION
to whom was referred SENATE Bill No. 2121

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

 Chairman
SENATOR I.E. SOLBERG

SENATE Bill No. 2121 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on POLITICAL SUBDIVISIONS
to whom was referred Senate Bill No. 2134

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lodoen

Senate Bill No. 2134 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
to whom was referred Senate Bill No. 2154

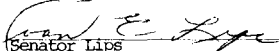
Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 22 delete the amount "\$ 23,000.00" and insert
in lieu thereof the amount "\$ 22,365.00"

And when so amended recommends the same do pass.

 Chairman
Senator Lips

Senate Bill No. 2154 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on AGRICULTURE

to whom was referred Senate Bill No. 2155

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 1, line 3, after the word "accidents" delete the following: ", incidents,"

On page 1, line 11, delete the strike through over the word "~~ACCIDENTS~~"

On page 1, line 12, delete the strike through over the word "~~OR~~"

On page 1, delete the strike through on lines 13 and 14.

On page 1, line 15, delete the strike through on the words "of" and "~~pesticide accidents~~" and insert a period after the word "accidents".

And renumber the lines and pages accordingly

And when so amended recommends the same do pass

 Chairman
Senator Iszler

Senate Bill No. 2155 was placed on the sixth


order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred SENATE Bill No. 2207

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

 Chairman
SENATOR I. E. SOLBERG

SENATE Bill No. 2207 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs
to whom was referred Senate Bill No. 2225

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 _____ Chairman
 Senator Christensen

Senate Bill No. 2225 was placed on the eleventh


order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION
to whom was referred SENATE Bill No. 2244

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 _____ Chairman
 SENATOR I.E. SOLBERG

SENATE Bill No. 2244 was placed on the 11th

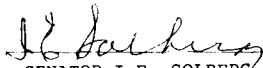
order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION
to whom was referred SENATE Bill No. 2247

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 _____ Chairman
 SENATOR I.E. SOLBERG

SENATE Bill No. 2247 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs
to whom was referred Senate Bill No. 2252

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations.

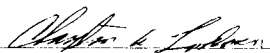

Senator Christensen Chairman

Senate Bill No. 2252 was rereferred to the Committee on Appropriations.

Mr. President: Your Committee on POLITICAL SUBDIVISIONS to whom was referred Senate Bill No. 2255

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


Senator Lodoen Chairman

Senate Bill No. 2255 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY to whom was referred Senate Concurrent Resolution No. 4008

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


Ernest M. Sands Chairman

Senate Concurrent Resolution No. 4008 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

MOTIONS

Senator Jones moved that Senate Bill 2165 and Senate Concurrent Resolution 4007 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Senator Farrington moved that Senate Bill No. 2336 be returned to the Senate floor from the Committee on Finance and Taxation, which motion prevailed.

Senator Farrington moved that Senate Bill No. 2336 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Lips moved that the Senate reconsider the action by which Senate Bill 2147 was defeated, which motion prevailed.

Senator Lips moved that Senate Bill 2147 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Orange moved that Senate Bill No. 2107 which is on the 6th Order of Business for today be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2005 as recommended by the Committee on Appropriations as printed on page 190 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Bill No. 2048 as recommended by the Committee on State and Federal Government as printed on pages 190 and 191 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2072 as recommended by the Committee on Judiciary as printed on page 191 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Bill No. 2075 as recommended by the Committee on State and Federal Government as printed on page 192 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to Senate Bill No. 2076 as recommended by the Committee on Political Subdivisions as printed on pages 192 and 193 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Bill No. 2137 as recommended by the Committee on State and Federal Government as printed on page 195 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Bill No. 2148 as recommended by the Committee on State and Federal Government as printed on page 196 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Bill No. 2172 as recommended by the Committee on State and Federal Government as printed on page 197 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2177 as recommended by the Committee on Industry, Business and Labor as printed on pages 197 and 198 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to Senate Bill No. 2237 as recommended by the Committee on Finance and Taxation as printed on page 198 of the Senate Journal be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senator Albers introduced:

Senate Bill No. 2414. — A Bill for an Act to amend and reenact subsection 4 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of county officers.

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

Senator Melland introduced:

Senate Bill No. 2415. — A Bill for an Act to amend and reenact section 13-04-01 of the North Dakota Century Code, relating to charges on installment bank loans.

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

Senator Hoffner introduced:

Senate Bill No. 2416. — A Bill for an Act to amend and reenact section 16-04-15.1 of the North Dakota Century Code, relating to a secret consolidated primary election ballot and its form, and providing that the title shall be printed at both ends.

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

Senator Jones, Rep. Berg introduced:

Senate Bill No. 2417. — A Bill for an Act relating to the removal of illegal dikes and dams by water management districts.

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

Senator Lodoen introduced:

Senate Bill No. 2418. — A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code, relating to the definition of usury, its prohibition and the maximum contract rate.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Nething, Hoffner, Reps. Strinden, Backes introduced:

Senate Concurrent Resolution No. 4021. — A concurrent resolution urging Congress to exempt North Dakota lignite from provisions of any Federal coal severance tax enacted for the purpose of alleviating impacts created by increased coal train traffic.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1052. — A Bill for an Act to create and enact section 29-28-06.1 of the North Dakota Century Code, allowing a defendant to appeal a felony sentence to the supreme court; and to amend and reenact sections 29-28-06 and 29-28-28 of the North Dakota Century Code, relating to supreme court appeals allowed a criminal defendant and to powers of the supreme court on criminal appeal.

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

House Bill No. 1113. — A Bill for an Act to amend and reenact section 23-02.1-13 of the North Dakota Century Code, relating to the registration of births.

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

House Bill No. 1143. — A Bill for an Act to provide for the disposition of animals injured or killed by being struck by a motor vehicle.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1145. — A Bill for an Act to amend and reenact sections 12-46-15, 12-52-01, 27-21-01, 27-21-02, 27-21-05, 27-21-07, and 27-21-09 of the North Dakota Century Code, relating to granting full authority for treatment and transfer of students to administrators of the state industrial school, and to provide for public and private aftercare services for students of the state industrial school; change the terminology from public welfare to social service board, and board of administration to director of institutions; and grant the state youth authority the right to contract for services.

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

House Bill No. 1153. — A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 39-01-01 and section 39-10-03.2 of the North Dakota Century Code, relating to the definition of class C emergency vehicles, and authorizing class C vehicles to display a blue light in place of a red light.

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

House Bill No. 1178. — A Bill for an Act to create and enact subsection 6 of section 4-35-12 of the North Dakota Code, relating to renewal of a pesticide dealer license.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1188 — A Bill for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to authorizing the motor vehicle registrar to issue special registration plates bearing a special symbol to identify handicapped individuals.

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

FIRST READING OF
HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3008. — A concurrent resolution directing the Legislative Council to study legislative apportionment.

Which was read the first time and referred to the Committee on Political Subdivisions.

SECOND READING OF SENATE BILLS

Senate Bill No. 2066. — A Bill for an Act to provide for a midwestern education compact to plan and establish regional educational services; and to provide an effective date.

Which has been read and has committee recommendation of Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 14; nays, 35; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●		ISZLER			NETHING			SOLBERG	●
	●			JACOBSON	●		OLIN	●		SORUM	●
		●		JONES		●	ORANGE			STRAND	●
		●	●	KRAUTER		●	PETERSON			STRANDEN	●
		●		LASHKOWITZ	●		RAIT	●		TALLACKSON	●
		●		LEE	●	●	REDLIN			TENNEFOS	●
		●		LIPS			REITEN		●	THANE	●
		●	●	LODGEN			ROEN	●		VOSPER	●
		●		MELLAND	●		SANDNESS	●		WALSH	●
●			●	MILLER			SANDS	●		WENSTROM	●
●		●		MUTCH	●		SCHIRADO	●		WRIGHT	●
●				NAADEN	●	●	SHABLOW			MR. PRESIDENT	●
●				NELSON	●		SMYKOWSKI	●			

Senate Bill No. 2066 was declared lost.

Senate Bill No. 2122. — A Bill for an Act to amend and reenact section 40-21-09 of the North Dakota Century Code, relating to election 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●	●			JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRANDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	

● FARRINGTON	● LODGEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NADEEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2130. — A Bill for an Act to amend and reenact section 15-47-01 of the North Dakota Century Code, relating to starting age for kindergarten pupils.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 167 the roll was called and there were ayes, 37; nays, 12; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN		●	● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN		●	● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN		●	● LIPS			● REITEN			● THANE		●
● FARRINGTON			● LODGEN			● ROEN		●	● VOSPER		
● FRITZELL			● MELLAND		●	● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		●
● HOFFNER			● NADEEN		●	● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senate Bill No. 2139. — A Bill for an Act to amend and reenact section 15-47-37 of the North Dakota Century Code, relating to instructing school students concerning the United States and state constitutions and the pledge of allegiance, and providing for instruction concerning the national anthem.

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, 6; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE		●	● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD		●	● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN		●	● LIPS			● REITEN			● THANE		●
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND		●	● SANDNESS			● WALSH		●
● GOODMAN			● MILLER		●	● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER			● NADEEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2153. — A Bill for an Act to amend and reenact subsection 2 of section 43-23-08 and subsection 1 of section 43-23-11.1 of the North Dakota Century Code, relating to license standards and grounds for suspension or revocation of licenses of real estate brokers and salesmen.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 168, 169 the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

REGULAR SESSION									1979 LEGISLATURE								
ROLL-CALL									ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
● ALBERS			● ISZLER			● NOTHING			● SOLBERG			● SOLBERG					
● BARTH	●		● JACOBSON			● OLIN			● SORUM			● SORUM					
● BERUBE		●	● JONES			● ORANGE			● STRAND			● STRAND					
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN			● STRINDEN					
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON			● TALLACKSON					
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS			● TENNEFOS					
● ERDMAN			● LIPS			● REITEN			● THANE			● THANE					
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER			● VOSPER					
● FRITZELL			● MELLAND			● SANDNESS			● WALSH			● WALSH					
● GOODMAN			● MILLER			● SANDS			● WENSTROM			● WENSTROM					
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT			● WRIGHT					
● HOFFNER			● NAADEN			● SHARLOW			● MR. PRESIDENT								
● HOLMBERG			● NELSON			● SMYKOWSKI											

So the bill passed and the title was agreed to.

Senate Bill No. 2161. — A Bill for an Act to repeal subsection 12 of section 57-39.2-04 of the North Dakota Century Code, relating to the exemption from sales tax for certain sales made to out-of-state buyers.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 19; nays, 30; absent and not voting, 1.

REGULAR SESSION									1979 LEGISLATURE								
ROLL-CALL									ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
● ALBERS			● ISZLER			● NOTHING			● SOLBERG			● SOLBERG					
● BARTH	●		● JACOBSON			● OLIN			● SORUM			● SORUM					
● BERUBE		●	● JONES			● ORANGE			● STRAND			● STRAND					
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN			● STRINDEN					
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON			● TALLACKSON					
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS			● TENNEFOS					
● ERDMAN			● LIPS			● REITEN			● THANE			● THANE					
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER			● VOSPER					
● FRITZELL			● MELLAND			● SANDNESS			● WALSH			● WALSH					
● GOODMAN			● MILLER			● SANDS			● WENSTROM			● WENSTROM					
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT			● WRIGHT					
● HOFFNER			● NAADEN			● SHARLOW			● MR. PRESIDENT								
● HOLMBERG			● NELSON			● SMYKOWSKI											

Senate Bill No. 2161 was declared lost.

Senate Bill No. 2173. — A Bill for an Act to amend and reenact sections 54-45-02 and 54-45-03 of the North Dakota Century Code, relating to the duties of the department of civil air patrol and to the expenditure of funds by the civil air patrol for secretarial or administrative 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, 49; nays, 0; absent and not voting, 1.

REGULAR SESSION									1979 LEGISLATURE								
ROLL-CALL									ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
● ALBERS			● ISZLER			● NOTHING			● SOLBERG			● SOLBERG					
● BARTH	●		● JACOBSON			● OLIN			● SORUM			● SORUM					
● BERUBE		●	● JONES			● ORANGE			● STRAND			● STRAND					
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN			● STRINDEN					
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON			● TALLACKSON					
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS			● TENNEFOS					
● ERDMAN			● LIPS			● REITEN			● THANE			● THANE					
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER			● VOSPER					
● FRITZELL			● MELLAND			● SANDNESS			● WALSH			● WALSH					

● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2194. — A Bill for an Act to create and enact a new section to chapter 26-03 of the North Dakota Century Code, relating to the coordination of benefits by insurance companies, hospital service corporations, or medical service 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SOLIM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPEP		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2041
- Senate Bill No. 2083
- Senate Bill No. 2088
- Senate Bill No. 2109
- Senate Bill No. 2120
- Senate Bill No. 2129
- Senate Bill No. 2142
- Senate Bill No. 2175
- Senate Concurrent Resolution No. 4001
- Senate Concurrent Resolution No. 4005
- Senate Concurrent Resolution No. 4020

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

- Senate Concurrent Resolution No. 4017

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 transmit herewith the following, which the House has passed and your favorable consideration is requested on:

- House Bill No. 1151
- House Bill No. 1166
- House Bill No. 1171

House Bill No. 1207

House Concurrent Resolution No. 3010

House Concurrent Resolution No. 3012

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Concurrent Resolution No. 4017

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. 4017 was delivered to the Secretary of State for his approval at the hour of 3:00 o'clock p.m., on January 18, 1979.

SENATOR PETERSON, Chairman

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

Senator Nething moved that after the reading of Senate Bills 2005, 2035, 2044, 2045, 2046, 2047, 2048, 2049, 2072, 2075, 2076, 2121, 2134, 2137, 2148, 2172, 2177, 2207, 2225, 2237, 2244, 2247, 2255, and SCR 4008, the Senate adjourn until 12:30 P.M., Friday, January 20, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary



THIRTEENTH DAY

Bismarck, January 19, 1979

The Senate convened at 12:30 P.M., with President Sanstead presiding. The prayer was offered by Rev. Dan Wissmann, Good Shepherd Lutheran Church, Bismarck.

Our Arena of Service

O Lord, our God, we are grateful for our arena of service, for a place to put our feet, for work to shoulder, burdens to carry and lives to touch in the course of our daily tasks.

May we be sensitive to Your leading as we plan for the future and may we also be sensitive to the hurts and needs of people here in the State of North Dakota and of other people in the U.S. and around the world.

We step into this legislative session as Your messengers and servants. Help us to be bold yet full of understanding, having our own convictions while humble and tolerant with the convictions of others. Willing to proclaim but just as willing to listen and reach out to serve someone who is lost and lonely. And while we are Your servants may we learn and grow in our understanding of life and Your will in this world in which we live. Amen.

The roll was called and all Senators were present except Senator Naaden.

A quorum was called by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twelfth day and

finds the same to be correct.

SENATOR CUSSONS SENATOR TENNEFOS Chairman moved that the report be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

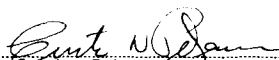
MR. PRESIDENT:

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

- SB NO. 2005
SB NO. 2048
SB NO. 2072

- SB NO. 2075
- SB NO. 2076
- SB NO. 2137
- SB NO. 2148
- SB NO. 2172
- SB NO. 2177
- SB NO. 2237

and find the same correctly } ~~Revised~~
 Engrossed

 Chairman
 Senator Peterson

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

Report of Standing Committee

Mr. PRESIDENT Your Committee on TRANSPORTATION
 to whom was referred SENATE Bill No. 2125

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

On page 1, line 21, delete the word "where" and insert in lieu thereof the word "if"

On page 1, line 22, delete the words "the federal bureau of" and insert in lieu thereof the following: "any federal, state, or local law enforcement agency or their agents."

On page 2 delete lines 1 through 3

On page 2, line 4, delete the word "subdivisions."

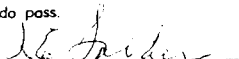
On page 2, line 9, strike through the word "two" and insert in lieu thereof the word "three"

On page 2, line 12, after the word "order" insert the following: "or a written request signed by the licensed person"

On page 2, line 28, strike through the word "where" and insert the word "if"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

 Chairman
 SENATOR I.E. SOLBERG

SENATE Bill No. 2125 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Social Welfare & Veterans Affairs
to whom was referred Senate Bill No. 2152

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

A. Christensen
Senator Christensen

Chairman

Senate Bill No. 2152 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on TRANSPORTATION
to whom was referred Senate Bill No. 2235

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

I. E. Solberg
Senator I. E. Solberg

Chairman

Senate Bill No. 2235 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on NATURAL RESOURCES
to whom was referred Senate Bill No. 2239

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

Jacobson
Senator Jacobson

Chairman

Senate Bill No. 2239 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Social Welfare & Veterans Affairs
to whom was referred Senate Bill No. 2253

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

JOURNAL OF THE SENATE

On page 3, line 18, following the period, insert the following sentence: "For purposes of this Act, the term employer includes the state and federal governments and the political subdivisions of the state."

On page 9, line 24, following the word "shall" insert the word "not"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

H. Christensen Chairman
Senator Christensen

Senate Bill No. 2253 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs to whom was referred Senate Bill No. 2263

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, line 9, delete the word "descendent" and insert in lieu thereof the word "descendant"

And when so amended recommends the same do pass.

H. Christensen Chairman
Senator Christensen

Senate Bill No. 2263 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on TRANSPORTATION to whom was referred Senate Bill No. 2268

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

I. E. Solberg Chairman
Senator I. E. Solberg

Senate Bill No. 2268 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on AGRICULTURE to whom was referred Senate Bill No. 2290

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 20, delete everything after the "2."

On page 1, line 21, delete the following: "commissioner of agriculture, a" and insert in lieu thereof "A"

On page 2, line 11, delete the words "As an agricultural project" and insert in lieu thereof the following: "As a project for the promotion of the equine and livestock industry of North Dakota"

On page 2, line 12 delete the words "For conservation purposes" and insert in lieu thereof the following: "As a project for the promotion of conservation of animals and wildlife in North Dakota"

And renumber the pages, lines, and sections accordingly.

And when so amended recommends the same do pass.

Senator Iszler Chairman

Senate Bill No. 2290 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on AGRICULTURE Senate Concurrent Resolution No. 4014 to whom was referred

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Senator Iszler Chairman

Senate Concurrent Resolution No. 4014 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

CONSIDERATION OF AMENDMENTS

Senator Iszler moved that the amendments to Senate Bill No. 2096 as recommended by the Committee on Agriculture as printed on pages 215-217 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to Senate Bill No. 2099 as recommended by the Committee on Political Subdivisions as printed on pages 217 and 218 of the Senate Journal be adopted, and Senate Bill 2099

then be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2101 as recommended by the Committee on Industry, Business and Labor as printed on pages 218 and 219 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2154 as recommended by the Committee on Appropriations as printed on page 219 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the amendments to Senate Bill No. 2155 as recommended by the Committee on Agriculture as printed on page 220 of the Senate Journal be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Senator Olin introduced:

Senate Bill No. 2419. — A Bill for an Act to create and enact a new section to chapter 57-38.2 of the North Dakota Century Code, relating to qualified plan income averaging, computation, and election; to amend and reenact section 57-38.2-02 and section 57-38.2-04 of the North Dakota Century Code, relating to qualified plan income averaging and rules and regulations; and providing an effective date and declaring an emergency.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1151. — A Bill for an Act to repeal chapter 54-21.1 of the North Dakota Century Code, relating to the Uniform Standards Code for Mobile Homes.

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

House Bill No. 1166. — A Bill for an Act to amend and reenact subsection 3 of section 26-08-11 of the North Dakota Century Code, relating to authorized investments of domestic insurance companies with respect to notes secured by mortgages on improved unencumbered real estate.

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

House Bill No. 1171. — A Bill for an Act to amend and reenact sections 26-15-01.1 and 26-15-02.1 of the North Dakota Century Code, relating to liability insurance contracts made by county mutual insurance companies.

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

House Bill No. 1207. — 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 expense accounts and mileage and travel expenses of state officers and employees.

Which was read the first time and referred to the Committee on State and Federal Government.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3010. — A concurrent resolution urging school boards to cooperate with the North Dakota national guard for the Guard Career Education Program.

Which was read the first time and referred to the Committee on Education.

• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2044. — A Bill for an Act to require state agencies, departments, and institutions to obtain the approval of the budget section of the legislative council prior to employing persons through programs provided under the Federal Comprehensive Employment and Training Act of 1973.

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, 15; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH	•		• JACOBSON	•		• OLIN	•		• SORUM		
• BERUBE	•		• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER	•		• PETERSON	•		• STRINDEN		
• CUSSONS			• LASHKOWITZ	•		• RAIT	•		• TALLACKSON		
• DOTZENROD	•		• LEE			• REDLIN	•		• TENNEFOS		
• ERDMAN			• LIPS			• REITEN	•		• THANE		
• FARRINGTON	•		• LODGEN			• ROEN	•		• VOSPER		
• FRITZELL			• MELLAND	•		• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS	•		• WENSTROM	•	
• HANSON			• MUTCH			• SCHIRADO	•		• WRIGHT		
• HOFFNER	•		• NAADEN			• SHABLOW	•		MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI	•				

So the bill passed and the title was agreed to.

Senate Bill No. 2045. — A Bill for an Act to amend and reenact section 6-09-15.1 of the North Dakota Century Code, relating to Bank of North Dakota loans to the general fund.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 4; nays, 46; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH	•		• JACOBSON	•		• OLIN	•		• SORUM		
• BERUBE	•		• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER	•		• PETERSON	•		• STRINDEN		
• CUSSONS			• LASHKOWITZ	•		• RAIT	•		• TALLACKSON		
• DOTZENROD	•		• LEE			• REDLIN	•		• TENNEFOS		
• ERDMAN			• LIPS			• REITEN	•		• THANE		
• FARRINGTON	•		• LODGEN			• ROEN	•		• VOSPER		
• FRITZELL			• MELLAND	•		• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS	•		• WENSTROM	•	
• HANSON			• MUTCH			• SCHIRADO	•		• WRIGHT		
• HOFFNER	•		• NAADEN			• SHABLOW	•		MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI	•				

Senate Bill No. 2045 was declared lost.

Senate Bill No. 2046. — A Bill for an Act to amend and reenact section 15-40.1-05 of the North Dakota Century Code, relating to due dates of payments to county equalization 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, 49; nays, 0; absent and not voting, 1.

— HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

Senate Concurrent Resolution No. 4008 was declared lost.

Senate Bill No. 2048. — A Bill for an Act to authorize the department of accounts and purchases to make purchases for state agencies and institutions, to provide for the promulgation of purchasing rules and regulations by the department of accounts and purchases, to provide for competitive bidding procedures; to create and enact a new subsection to section 15-10-17 of the North Dakota Century Code, relating to the powers and duties of the board of higher education; to amend and reenact sections 54-21-19 and 54-42-06 and subsection 21 of section 54-44-04 of the North Dakota Century Code, relating to the director of institutions furnishing supplies for the capitol, state offices, and the executive mansion; merit system coverage for purchasing division personnel; and the operation of a central purchasing service; and to repeal sections 25-01.1-23, 25-01.1-25, 25-01.1-27, 54-23-31, 54-23-34, 54-23-35, and 54-23-37 of the North Dakota Century Code, relating to purchases by the department of accounts and purchases for the state hospital and the institutions under the control of the director of institutions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 190 and 191, the roll was called and there were ayes, 47; nays, 3; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON	●		● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2049. — A Bill for an Act to create and enact a new section to chapter 46-03 of the North Dakota Century Code, relating to the numbering and arrangement of the state constitution for 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		

● HANSON	● MUTCH	● SCHRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2072. — A Bill for an Act to create and enact chapter 27-26 of the North Dakota Century Code, relating to the appointment of temporary judges.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 191, the roll was called and there were ayes, 44; nays, 5; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER	●	
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2075. — A Bill for an Act to amend and reenact section 54-35-02 of the North Dakota Century Code, relating to the powers and duties of the legislative council and to provide authority to screen and prioritize study resolutions; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 192, the roll was called and there were ayes, 47; nays, 3; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

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

MOTION

Senator Farrington moved that Senate Bill 2255 be placed ahead of Senate Bill 2076 on the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2255. — A Bill for an Act to amend and reenact section 58-03-11 of the North Dakota Century Code, relating to the zoning regulations and restrictions of organized townships.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE									
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
●			●	ISZLER ●		●	NETHING	●	SOLBERG
●		●	●	JACOBSON		●	OLIN	●	SORUM
●		●	●	JONES		●	ORANGE	●	STRAND
●		●	●	KRAUTER		●	PETERSON	●	STRINDEN
●		●	●	LASHKOWITZ		●	RAIT	●	TALLACKSON
●		●	●	LEE		●	REDLIN	●	TENNEFOS
●		●	●	LIPS		●	REITEN	●	THANE
●		●	●	LODOEN		●	ROEN	●	VOSPER
●		●	●	MELLAND		●	SANDNESS	●	WALSH
●		●	●	MILLER		●	SANDS	●	WENSTROM
●		●	●	MUTCH		●	SCHRADO	●	WRIGHT
●		●	●	NAADEN		●	SHABLOW	●	MR. PRESIDENT
●		●	●	NELSON		●	SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2076. — A Bill for an Act to provide for a state building code, with enforcement by cities, townships, and counties, and exemptions; and to amend sections 11-33-01, 40-47-01, and 58-03-11 of the North Dakota Century Code, relating to the zoning authority of counties, cities, and townships.

Which has been read.

Senator Farrington moved that Engrossed Senate Bill No. 2076 be amended as follows:

On page 6, line 3 strike the word "apply"

On page 6, line 4 strike the word "to" and insert in lieu thereof the word "prohibit"

Senator Farrington moved that the amendments be adopted, which motion prevailed.

Senator Farrington moved that the rules be suspended, that Senate Bill No. 2076 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2076. — A Bill for an Act to provide for a state building code, with enforcement by cities, townships, and counties, and exemptions; and to amend sections 11-33-01, 40-47-01, and 58-03-11 of the North Dakota Century Code, relating to the zoning authority of counties, cities, and townships.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 192 and 193, the roll was called and there were ayes, 39; nays, 10; absent and not voting, 1.

NORTH DAKOTA SENATE									
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
●		●	●	ISZLER		●	NETHING	●	SOLBERG
●		●	●	JACOBSON		●	OLIN	●	SORUM
●		●	●	JONES		●	ORANGE	●	STRAND
●		●	●	KRAUTER		●	PETERSON	●	STRINDEN
●		●	●	LASHKOWITZ	●	●	RAIT	●	TALLACKSON
●		●	●	LEE		●	REDLIN	●	TENNEFOS
●		●	●	LIPS		●	REITEN	●	THANE
●		●	●	LODOEN		●	ROEN	●	VOSPER
●		●	●	MELLAND		●	SANDNESS	●	WALSH
●		●	●	MILLER		●	SANDS	●	WENSTROM
●		●	●	MUTCH	●	●	SCHRADO	●	WRIGHT
●		●	●	NAADEN	●	●	SHABLOW	●	MR. PRESIDENT
●		●	●	NELSON	●	●	SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2121. — A Bill for an Act to amend and reenact section 39-10.2-06 of the North Dakota Century Code, relating to requiring anyone operating or riding on a motorcycle to wear protective headgear.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays, 28; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●		ISZLER	●		NETHING	●		SOLBERG	●
		●		JACOBSON			OLIN			SORUM	●
●			●	JONES			ORANGE	●	●	STRAND	●
●			●	KRAUTER		●	PETERSON			STRINDEN	●
		●		LASHKOWITZ	●	●	RAIT			TALLACKSON	●
●				LEE	●	●	REDLIN		●	TENNEFOS	●
●				LIPS	●	●	REITEN			THANE	●
		●	●	LODOEN		●	ROEN		●	VOSPER	●
●				MELLAND	●	●	SANDNESS		●	WALSH	●
●			●	MILLER			SANDS	●		WENSTROM	●
●				MUTCH	●		SCHRADO	●		WRIGHT	●
		●		NAADEN	●		SHABLOW	●		MR. PRESIDENT	●
		●		NELSON	●		SMYKOWSKI	●			

Senate Bill No. 2121 was declared lost.

MESSAGE TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2065
- Senate Bill No. 2071
- Senate Bill No. 2115
- Senate Bill No. 2131
- Senate Bill No. 2135
- Senate Bill No. 2163
- Senate Bill No. 2164
- Senate Bill No. 2174
- Senate Bill No. 2176
- Senate Bill No. 2178
- Senate Bill No. 2222.

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

- House Bill No. 1067
- House Bill No. 1072
- House Bill No. 1073
- House Bill No. 1095
- House Bill No. 1173
- House Bill No. 1176
- House Bill No. 1181
- House Bill No. 1192
- House Bill No. 1216
- House Bill No. 1219
- House Bill No. 1241

LEOLEIDHOLM, Secretary

House Bill No. 1242.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Concurrent Resolution No. 4020.

ROY GILBREATH, Chief Clerk

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

Senator Nething moved that after the reading of Senate Bills 2096, 2101, 2152, 2154, 2155, 2235, 2239, 2268 and SCR 4014, the Senate adjourn until 1:00 P.M., Monday, January 22, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FOURTEENTH DAY

Bismarck, January 22, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding. The prayer was offered by Rev. James L. Norlie, Trinity Lutheran Church, Bismarck.

O God, our Father and Lord, you have taught us that You are the ruler of all, the power above all powers. We commit into Your hands all the rulers of the earth; all president, kings, ministers and dictators, all assemblies of men and women which work for peace and justice. Tenderly guide us in our work and give us confident assurance in the name of the Lord of lords and King of kings. Amen.

The roll was called and all members were present except Senator Naaden.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirteenth day and

finds the same to be correct.

SENATOR SHABLOW moved that the report be adopted, which motion prevailed. SENATOR TENNEFOS Chairman

Report of Procedural Committee

MR. PRESIDENT:

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

SB NO. 2076

and find the same correctly (Re) Engrossed

Senator Fritzell

Senator Peterson Chairman 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:

- SB NO. 2096
SB NO. 2099
SB NO. 2101
SB NO. 2154
SB NO. 2155

and find the same correctly { ~~Enrolled~~
Engrossed

Carl N. Johnson
Senator Peterson Chairman

Senator Fritzell 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:

SCR NO. 4020

and find the same correctly { Enrolled
~~Engrossed~~

Carl N. Johnson
Senator Peterson Chairman

Senator Fritzell 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. 2080

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows

On page 3, line 13, delete the words "The board shall review applications"

On page 3, delete all of lines 14, 15 & 16

On page 3, line 17, delete the words "selection of a commissioner."

and renumber and lines and pages accordingly.

And when so amended recommends the same do pass

Carl N. Johnson
Senator Jacobson Chairman

Senate Bill No. 2080 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on AGRICULTURE
to whom was referred Senate Bill No. 2091

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 5, after the word "noxious" insert the words "statewide and countywide"; and in the same line delete the words "the powers and duties of county control" and insert in lieu thereof the words and period "giving the county control authority power to declare county noxious weed for county purposes."

On page 1, delete line 6

On page 1, line 15, delete the words "and county control"

On page 1, line 16, delete the word "authorities"

On page 1, line 17, delete the words "commissioner and the state" and insert in lieu thereof the words "county extension agent"

On page 1, line 18, delete the words "cooperative extension service"

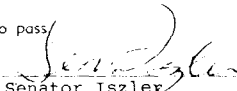
On page 2, line 7, delete the words "and county control authorities"

On page 3, delete line 6 and insert in lieu thereof the following: "county extension agent, and shall keep a current list of weed determined to be noxious within the county, a copy of which shall be filed with the commissioner for informational purposes. The commissioner may remove the county noxious weed determination from the county list after consulting with the board of county commissioners and the state cooperative extension service."

On page 3, delete line 7

And renumber the lines and sections accordingly

And when so amended recommends the same do pass

 Chairman
Senator Iszler

Senate Bill No. 2091 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor

to whom was referred. Senate Bill No. 2107

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, after the words "A BILL" delete the remainder of the line, delete the remainder of the bill, and insert in lieu thereof the following: "for an Act to amend and reenact section 6-09.1-02 of the North Dakota Century Code, relating to the appointment, membership, officers, terms, duties, and compensation of the Bank of North Dakota advisory board of directors.

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

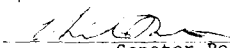
SECTION 1. AMENDMENT.) Section 6-09.1-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

6-09.1-02. ~~ADDITIONAL-AUTHORITY-GRANTED-TO-THE GOVERNOR-OF-NORTH-DAKOTA-RELATING-TO-THE BANK OF NORTH DAKOTA ADVISORY BOARD OF DIRECTORS.)~~ The governor of North Dakota shall appoint an advisory board of directors to the Bank of North Dakota consisting of five seven 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, at least two of whom shall be officers of banks, the majority of the stock of which is owned by North Dakota residents, and at least one of which shall be an officer of a state or federally chartered financial institution. The governor shall appoint a chairman, vice chairman, and secretary from the advisory board of directors. The term of the directors shall be four years. The five-member advisory board of directors existing prior to July 1, 1979, shall continue to serve until expiration of their terms or until their successors have been appointed. The industrial commission shall define the duties and fix the compensation for of the advisory board on a daily or monthly basis of directors."~~

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


 Senator Reiten Chairman

Senate Bill No. 2107 was placed on the sixth

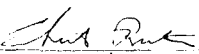
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY BUSINESS AND LABOR
 to whom was referred Senate Bill No. 2110

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


 Senator Reiten Chairman

Senate Bill No. 2110 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
 to whom was referred Senate Bill No. 2111

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


 Senator Reiten Chairman

Senate Bill No. 2111 was placed on the eleventh

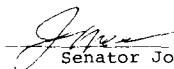
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government
 to whom was referred Senate Bill No. 2151

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Jones

Senate Bill No. 2151 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Judiciary

to whom was referred Senate Bill No. 2157

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

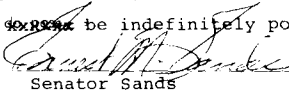
be amended as follows:

On page 1, line 10, delete after the word property the following: ", the record holder, or the record"

On page 1, line 11, delete the word "owner"

and renumber the lines and pages accordingly

And when so amended recommends the same ~~do pass~~ be indefinitely postponed.

 Chairman
Senator Sands

Senate Bill No. 2157 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY

to whom was referred Senate Bill No. 2159

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

on page 2, line 27, following the period, insert the following sentence:
"An order of the juvenile supervisor made pursuant to this subsection shall be reduced to writing within twenty-four hours of its issuance."

and renumber pages and lines accordingly.

And when so amended recommends the same do pass.

 Chairman
Senator Sands

Senate Bill No. 2159 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

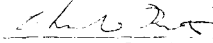
Mr. President: Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2179

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten
eleventh

Senate Bill No. 2179 was placed on the _____

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2181

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten
eleventh

Senate Bill No. 2181 was placed on the _____

order of business on the calendar for the succeeding legislative day.


Mr. President : Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2193

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten
eleventh

Senate Bill No. 2193 was placed on the _____

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION

to whom was referred Senate Bill No. 2196

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete the words "a new subdivision" and insert in lieu thereof the words "three new subdivisions"

On page 1, line 2, delete the words "a new subdivision" and insert in lieu thereof the words "three new subdivisions"

On page 1, line 5, after the word "vehicles" insert the words ", real property, and motorized implements of husbandry"

On page 1, line 12, delete the words "A new subdivision" and insert in lieu thereof the words "Three new subdivisions"

On page 1, line 14, delete the word "is" and insert in lieu thereof the word "are"

On page 1, delete lines 15 and 16 and insert in lieu thereof the following:

"Equipment, including manual control units, van lifts, van door opening units, and raised roofs, for attaching to or modifying a motor vehicle for use primarily by a permanently physically disabled person.

Equipment, including elevators, dumb waiters, chair lifts, and bedroom or bathroom lifts, whether or not sold for attaching to real property, for use by a permanently physically disabled person in that person's residential quarters to facilitate a more independent living situation for that person.

Equipment, including manual control units, for attaching to or modifying motorized implements of husbandry for use primarily by a permanently physically disabled person."

On page 1, line 17, delete the words "A new subdivision" and insert in lieu thereof the words "Three new subdivisions"

On page 1, line 19, delete the word "is" and insert in lieu thereof the word "are"

On page 1, delete lines 20 and 21 and insert in lieu thereof the following:

"Equipment, including manual control units, van lifts, van door opening units, and raised roofs, for attaching to or modifying a motor vehicle for use primarily by a permanently physically disabled person.

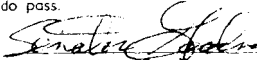
Equipment, including elevators, dumb waiters, chair lifts, and bedroom or bathroom lifts, whether or not sold for attaching to real property, for use by a permanently physically disabled person in that person's residential quarters to facilitate a more independent living situation for that person.

Equipment, including manual control units, for attaching to or modifying motorized implements of husbandry for use primarily by permanently physically disabled persons."

On page 2, line 5, after the word "a" insert the word "permanently"

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.


 Senator Goodman Chairman

Senate Bill No. 2196 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs

to whom was referred Senate Bill No. 2220

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 3, after the word "collection" delete the following "and appropriation"

On page 1, delete all of lines 22 and 23

On page 1, line 24, delete the words "license and registration fund and any" and insert the word "Any"

On page 2, line 1, delete the word "special" and insert in lieu thereof the word "general" and on the same line delete the word "Any"

On page 2, delete lines 2 through 5

And renumber the lines and pages accordingly

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


 Senator Christensen Chairman

Senate Bill No. 2220 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

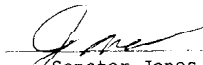
Mr. President Your Committee on State & Federal Government
 to whom was referred Senate Bill No. 2241

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations.


 Senator Jones Chairman

Senate Bill No. 2241 was placed on the Rereferred to the Committee on Appropriations

Mr. President Your Committee on Education
 to whom was referred Senate Bill No. 2242

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

- On page 1, line 2, delete the following: "1977 Supplement to the"
- On page 1, line 16, strike the second word "of" and insert in lieu thereof the word "for"
- On page 1, line 23, after the word "for" insert the words "at least" and on the same line, delete the word "one"
- On page 1, line 24, before the word "year" insert the word "one" and on the same line strike through the word "terminatte" and insert in lieu thereof the word "terminate"
- On page 2, line 12, strike through the "comma" and the word "but" and insert in lieu thereof a "period"
- On page 2, strike through lines 13 and 14
- On page 2, line 15, strike through the words "may be compensated in any one year."

And renumber the lines accordingly

And when so amended recommends the same do pass.

Walter Sandness
 _____ Chairman
 Senator Sandness

Senate Bill No. 2242 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government
 to whom was referred Senate Bill No. 2243

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

John Jones
 _____ Chairman
 Senator Jones

Senate Bill No. 2243 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
 to whom was referred Senate Bill No. 2258

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Senator Goodman
 _____ Chairman
 Senator Goodman

Senate Bill No. 2258 was placed on the eleventh

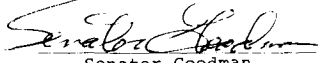
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2259

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


Chairman
Senator Goodman
Senate Bill No. 2259 was placed on the eleventh


order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2260

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


Chairman
Senator Goodman
Senate Bill No. 2260 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2262


Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 3, delete the word "for"

And when so amended recommends the same do pass.


Chairman
Senator Goodman
Senate Bill No. 2262 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2284

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 15, delete the word "damange" and insert in lieu thereof the word "damage"

And when so amended recommends the same do pass

 Chairman
Senator Jones

Senate Bill No. 2284 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2297

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation


be amended as follows:

On page 1, line 1, following the word "levy" insert the following:
"or service charge"

On page 2, after line 4, insert the following new section:
"SECTION 2. SERVICE CHARGE FOR FORESTRY PURPOSES.) In lieu of a mill levy as specified in Section 1, a city or park district may propose a service charge as an alternative form of financing. Such alternative form of financing shall be approved by a majority vote of the electors at any general or special citywide or districtwide election. The proceeds of any service charge may be used for forestry activities, as specified in Section 1."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

 Chairman
Senator Jones

Senate Bill No. 2297 was placed on the 6th

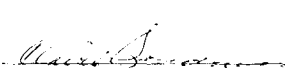
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education
to whom was referred Senate Bill No. 2321

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


 Senator Sandness Chairman

Senate Bill No. 2321 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

CONSIDERATION OF AMENDMENTS

Senator Solberg moved that the amendments to Senate Bill No. 2125 as recommended by the Committee on Transportation as printed on page 232 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to Senate Bill No. 2253 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on pages 233 and 234 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to Senate Bill No. 2263 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on page 234 of the Senate Journal be adopted, which motion prevailed.

Senator Peterson moved that Senate Bill No. 2263 be further amended as follows:

On page 1, line 23, delete the word "descendent" and insert in lieu thereof the word "descendant"

On page 2, line 4, before the word PENALTY insert 50-12-17

Senator Peterson moved that the amendments be adopted, which motion prevailed.

Senator Iszler moved that the amendments to Senate Bill No. 2290 as recommended by the Committee on Agriculture as printed on pages 234 and 235 of the Senate Journal be adopted, which motion prevailed.

MOTION

Senator Thane moved that the Senate reconsider its action whereby Senate Bill No. 2121 failed to pass, which motion prevailed on a verification vote.

Senator Thane moved that Senate Bill No. 2121 be laid over one legislative day, which motion prevailed.

FIRST READING OF SENATE BILLS

Senator Schirado introduced:

Senate Bill No. 2420. — A Bill for an Act to amend and reenact sections 11-33-03, 40-47-03, and 58-03-12 of the North Dakota Century Code, relating to the purpose of zoning regulations and the definition of the term "comprehensive plan".

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

Senator Goodman introduced:

Senate Bill No. 2421. — A Bill for an Act to create and enact a new section to chapter 57-02 of the North Dakota Century Code, relating to assessment and taxation of townhouse property.

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

Senators Nething, Melland introduced:

Senate Bill No. 2422. — A Bill for an Act to amend and reenact section 10-30-02 of the North Dakota Century Code, relating to purposes of a state development corporation.

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

Senators Hanson, Tallackson introduced:

Senate Bill No. 2423. — A Bill for an Act to create and enact a new section to chapter 49-05 of the North Dakota Century Code, relating to the effectiveness of suspended public utility rates under bond.

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

Senator Lee introduced:

Senate Bill No. 2424. — A Bill for an Act to create and enact a new section to chapter 20.1-06 of the North Dakota Century Code, relating to the conducting of fishing tournaments.

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

Senator Christensen introduced:

Senate Bill No. 2425. — A Bill for an Act to amend and reenact subsection 1 of section 39-08-01 of the North Dakota Century Code, relating to operating a motor vehicle under the influence of alcohol.

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

Senator Wright introduced:

Senate Bill No. 2426. — A Bill for an Act to create and enact new sections to chapter 11-33 of the North Dakota Century Code, relating to county subdivision authority.

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

Senator Wright introduced:

Senate Bill No. 2427. — A Bill for an Act to create and enact new sections to chapter 58-03 of the North Dakota Century Code, relating to township subdivision authority.

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

Senator Hoffner, Rep. Meiers introduced:

Senate Bill No. 2428. — A Bill for an Act to amend and reenact section 16-11-06 of the North Dakota Century Code, relating to the arrangement of names on ballots; or, in the alternative, to amend and reenact section 16.1-06-07 of the North Dakota Century Code as created by section 4 of House Bill No. 1138 as approved by the forty-sixth legislative assembly, relating to the arrangement of names on ballots.

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

Senator Tallackson, Rep. Kingsbury introduced:

Senate Bill No. 2429. — A Bill for an Act making an appropriation to provide funds for salary increases for Grafton state school nonprofessional employees.

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

Senators Hanson, Lips, Tennefos, Fritzell introduced:

Senate Bill No. 2430. — A Bill for an Act to amend and reenact section 40-02-01 of the North Dakota Century Code, relating to the requisites for incorporation as a city.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Melland, Goodman, Reps. Winkjer, Kloubec introduced:

Senate Concurrent Resolution No. 4022. — A concurrent resolution urging the President of the United States to grant the state of North Dakota a two-year delay in complying with the regulations being

promulgated by the Department of the Interior pursuant to the Surface Mining Reclamation and Control Act of 1977.

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

Senators Jacobson, Roen, Reps. Murphy, Thompson, Wald introduced:

Senate Concurrent Resolution No. 4023. — A concurrent resolution urging the Secretary of Agriculture to delete the Twin Buttes area from any legislation to increase the National Wilderness System, and to manage the area and all other areas of the Little Missouri National Grasslands for multiple uses pursuant to the Badlands and Rolling Prairies management plans.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1067. — A Bill for an Act to create and enact chapter 27-25 of the North Dakota Century Code, relating to the creation of a judicial nominating committee.

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

House Bill No. 1072. — A Bill for an Act to amend and reenact section 54-03-04 of the North Dakota Century Code, relating to calling the house and senate to order on the first day of the organizational session of the legislative assembly.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1073. — A Bill for an Act to amend and reenact subsection 2 of section 13-03-18, sections 15-19-06, 15-28-10, 15-40.1-03, 15-52-19, 15-52-20, 15-52-21, 15-52-27, subsections 1 and 3 of section 15-61-02, sections 15-61-04, 15-62.1-13, 16-04-07, 16-11-12, 16-15-05, 16-15-07, 16-15-09, 16-16-17.1, 16-18-17, 16-20-07, subsection 5 of section 16-20-08, sections 18-03-05, 18-05-04, 18-05-13, 18-10-09, 18-11-09, 18-11-22, 19-01-12, subsections 14 through 23 of section 19-02.1-02, subsections 4 through 10 of section 19-02.1-05, sections 19-03.1-23, 19-07-02, 21-03-23, 21-04-09, 21-05-05, 21-10-10, subsection 4 of section 23-07-01.1, sections 23-15.1-07, 24-01-13, 24-01-41.1, 24-02-11, 24-06-02, 24-06-07, 25-01.1-20, subsections 1 and 3 of section 25-04-07, subsections 10 through 14 of section 26-01-02, sections 26-01-10, 26-08-13, 26-10-02, 26-10-14, 26-10-16, 26-26-14, 26-27-14, 26-27.1-18, 26-27.2-18, 26-33-04, 27-11-26, subsection 6 of section 27-14-02, sections 29-01-06.1, 29-03-20, 29-05-31, and 29-12-13, subsection 9 of section 29-15-21, sections 29-21-15, 29-21-17, 29-21-25, 29-22-20, 29-26-16, 34-01-12, 35-20-13, 36-05-10, 37-12-14, 37-20-03, 38-10-08, subsection 1 of section 39-01-01, sections 39-01-13 and 39-04-06, introductory paragraph of subsection 2 of section 39-04-18, section 39-06.1-09, paragraph 16 of subdivision a of subsection 3 of section 39-06.1-10, and sections 39-07-11, 39-08-13, 39-23-08, 40-33-24, 43-03-02, 43-12-27, 43-12-31, 43-15-01, 43-15-14, 44-04-14, 44-08-12, 44-08-13, 47-11-01, 47-18-14, 47-19-18, 49-03-01.3, 49-09-09, 49-09-11, 52-02-09, 54-23A-04, 54-27-08, 54-48-06, 54-49.1-02, 65-05-09, 65-06-01, 65-06-02, 65-06-03, 65-06-04, and 65-06-05 of the North Dakota Century Code, relating to incorrect or obsolete references in statutes providing for insurance premium on a small loan, duties of school district election officials, budget of the division of independent study, constitution of county equalization funds, loans made from the medical center fund, procedures of the director of surplus property, collection of loans made by the state scholarship board, application for name placement on the primary election ballot, posting of material in polling places, election contest

procedures, voting eligibility of former residents, absent voter ballot procedure, charitable contributions and payments by candidates, campaign contributions by corporations, appropriation desired by the state firemen's association, apportionment of insurance taxes received by cities, examinations of firemen's relief associations, deposit of funds of rural fire protection districts, seizure of products unlawful under the food and drug laws, prohibited practices under the Food, Drug, and Cosmetic Act, prohibited acts under the Uniform Controlled Substances Act, egg rules of the state laboratories department, municipal bond register, pledge of security in place of depository bond, county or township voucher form, operating cost estimates of the state investment board, reporting of physical or mental disorders, penalty for violating the model rocketry law, enforcement of highway laws, highway relocation assistance payments, highway department records, purchase of township road machinery, custody of funds of patients of state institutions, mentally deficient defendants, duties of the commissioner of insurance, insurance company examinations, insurance company property, evaluation of policies of cooperative or assessment life associations, penalty and prosecution for discrimination or misrepresentation with respect to insurance matters, licensing of sales representatives of contracts of hospital service corporations, nonprofit medical service corporations, nonprofit dental service corporations, and nonprofit vision service corporations, issuance and revocation of insurance vending machine licenses, bar admission without examination, suspension or revocation of certification of admission to bar, rights of defendant charged with multiple counts, jurisdiction of prize fighting violation, uniform traffic complaint and summons, summons issuance, change of judge, mistake in charging proper offense, trial on charge after mistake, discharge of accused, sealed verdict, hearing of evidence, payment of wages due surviving spouse or heirs, house mover's lien statement, livestock inspection, state guard commissions, administration of veterans' children scholarships, order for sale of mineral rights of an estate, definition of authorized emergency vehicles, record of process served on nonresident motor vehicle users, reciprocal highway use agreements, definition of moving violation, noncriminal traffic offense, magistrate's record of traffic offense convictions, accident report forms, budgets of the vehicle equipment safety commission, funds of jointly operated municipal utilities, persons exempt from architect licensure, duties of the state board of nursing, collection and cancellation of nursing scholarship loans, the definition of "device" under the pharmacist registration law, sale of drugs, poisons, medicines, and chemicals, examination of county officers' records, definitions and the use of facsimile signatures by authorized public officials, mode of transferring personal property, disposition of homestead sale proceeds, taking of acknowledgments by deputies, certificate of public convenience and necessity application, sale of railroad property under trust deed or upon mortgage foreclosure, compensation for another railroad's property, unemployment compensation administration fund, state radio broadcasting dispatches, state treasury warrants, publication of emergency interim successors for legislators, natural resources council membership, and workmen's compensation for disaster emergency personnel; and to repeal chapter 15-62, section 27-07-03, chapter 39-15, subsection 5 of section 46-02-04, and sections 47-10-21, 47-10-22, and 49-03-01.2 of the North Dakota Century Code, relating to the state scholarship board, limited county court jurisdiction over unorganized territory, guest

statute, printing of the publicity pamphlet, reservation of coal deposits, and limitation on issuance on orders and certificates of public convenience and of necessity to electric public utilities.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1095. — A Bill for an Act to create and enact new sections to chapters 47-10 and 47-11 of the North Dakota Century Code, relating to a presumption that a nontestamentary transfer of real or personal property between spouses is always for a consideration, and not a gift, unless stated in writing.

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

House Bill No. 1173. — A Bill for an Act to repeal section 54-44.2-05 of the North Dakota Century Code, relating to the biennial report required of the director of central data processing to the governor and the legislature.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1176. — A Bill for an Act to amend and reenact subsection 15 of section 54-44-04 of the North Dakota Century Code, relating to the contents of the biennial report of the director of the department of accounts and purchases.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1181. — A Bill for an Act to amend and reenact subsection 1 of section 14-08-07 of the North Dakota Century Code, relating to actions for the support of married women and children.

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

House Bill No. 1192 — A Bill for an Act to create and enact a new section to chapter 20.1-10 of the North Dakota Century Code, relating to searching a building without a search warrant or permission; to amend and reenact section 20.1-02-15 of the North Dakota Century Code, relating to the police powers of the game and fish commissioner and his appointees, and prohibiting building searches without a warrant or permission; and providing a penalty.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1216. — A Bill for an Act to amend and reenact section 43-31-08 and section 43-31-14 of the North Dakota Century Code, relating to the renewal of lapsed polygraph examiners licenses.

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

House Bill No. 1219. — A Bill for an Act to create four new sections to Chapter 43-10.1 of the North Dakota Century Code, relating to application of Chapter 28-32 to this chapter, and to fraudulent practices, orders and injunctions, and investigations and subpoenas under the pre-need funeral services laws, to amend and reenact section 43-10.1-07 of the North Dakota Century Code, relating to prosecutions for violation of the pre-need funeral services laws, to amend and reenact section 43-10.1-08 of the North Dakota Century Code, relating to penalties for violation of this act, and to repeal section 43-10.1-06 of the North Dakota Century Code, relating to special audits of funeral establishments or cemetery associations under the reporting requirements of the pre-need funeral services laws.

contents of a lien statement and requirement of filing, inclusion of separate articles in one statement, and priority of liens.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 218 and 219 the roll was called and there were ayes, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● PAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODGEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

MOTION

Senator Nothing moved that Senate Bill No. 2101 be re-printed in the amount of 500 copies, which motion prevailed.

Senate Bill No. 2134. — A Bill for an Act to establish a North Dakota building codes council and to provide for the membership, organization, powers and duties, and funding of the council; and to provide an appropriation.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 11; nays, 39; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● PAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODGEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

Senate Bill No. 2134 was declared lost.

Senate Bill No. 2137. — A Bill for an Act to amend and reenact section 54-52-17 of the North Dakota Century Code, relating to prior service credit and withdrawal from the public employees retirement system; and to provide for retroactivity.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 195, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

So the bill passed and the title was agreed to.

Senate Bill No. 2154. — A Bill for an Act to authorize the reimbursement of the federal government for the state's twenty-five percent share of the Individual and Family Grant Program that was conducted in North Dakota following the spring flood of 1978; and provide for an appropriation.

Which has been read.

Senator Lips moved that Senate Bill No. 2154 be amended as follows:

On page 1, line 8 of the engrossed bill, delete Social Services Board and insert in lieu thereof social service board

On page 1, line 22 of the engrossed bill, delete Social Services Board and insert in lieu thereof social service board

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

Senator Lips moved that the rules be suspended, that Senate Bill No. 2154 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2154. — A Bill for an Act to authorize the reimbursement of the federal government for the state's twenty-five percent share of the Individual and Family Grant Program that was conducted in North Dakota following the spring flood of 1978; and provide for an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 219 the roll was called and there were ayes, 48; nays, 2; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

Senate Bill No. 2155. — A Bill for an Act to amend and reenact section 4-35-21 of the North Dakota Century Code, relating to reports of pesticide accidents or loss.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 220 the roll was called and there were ayes, 47; nays, 3; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE		●	● REDLN			● TENNEFOS		

● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDEN	● ROEN	● VOSPER
● FRITZELL	● WELAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAAEDEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2172. — A Bill for an Act to amend and reenact subsection 2 of section 6-01-03 of the North Dakota Century Code, relating to the makeup of the state credit union board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 197 the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2177. — A Bill for an Act to amend and reenact section 6-05-28 of the North Dakota Century Code, relating to the examination of annuity, deposit, surety, and trust companies, fees therefore, and the commissioner's authority over such companies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 197 and 198 the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2207. — A Bill for an Act to provide for the removal of harvested hay on the rights of way of the state highway system and providing for the forfeiture of the hay upon failure to remove.

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, 9; absent and not voting, 2.

Senate Bill No. 2237. — A Bill for an Act to amend and reenact section 57-06-01 of the North Dakota Century Code, relating to the exemption of one-way paging and communication systems from property taxation under chapter 57-06.

Which has been read.

Senator Peterson requested to be excused from voting on Senate Bill No. 2237 due to a conflict of interest. Senator Nething moved that Senator Peterson be permitted to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 198 the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	
●			●	NAEDEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senate Bill No. 2239. — A Bill for an Act to create and enact a new section to chapter 49-02 of the North Dakota Century Code, relating to commission regulation of nonessential or wasteful consumption of gas furnished by gas utilities.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 49; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
		●	●	JACOBSON		●	OLIN		●	SORUM	
		●	●	JONES		●	ORANGE		●	STRAND	
		●	●	KRAUTER		●	PETERSON		●	STRINDEN	
		●	●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
		●	●	LEE		●	REDLIN		●	TENNEFOS	
		●	●	LIPS		●	REITEN		●	THANE	
		●	●	LODOEN		●	ROEN		●	VOSPER	
		●	●	MELLAND		●	SANDNESS		●	WALSH	
		●	●	MILLER		●	SANDS		●	WENSTROM	
		●	●	MUTCH		●	SCHIRADO		●	WRIGHT	
		●	●	NAEDEN		●	SHABLOW		●	MR. PRESIDENT	
		●	●	NELSON		●	SMYKOWSKI				

Senate Bill No. 2239 was declared lost.

Senate Bill No. 2244. — A Bill for an Act to create and enact a new section to chapters 39-18, 39-22, and 39-22.1 of the North Dakota Century Code, relating to the disposition of mobile home dealer fees, motor vehicle dealer fees, and semitrailer dealer 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, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		
● BERUBE			● JONES			● ORANGE		
● CHRISTENSEN			● KRAUTER			● PETERSON		
● CUSSONS			● LASHKOWITZ			● RAIT		
● DOTZENROD			● LEE			● REDLIN		
● ERDMAN			● LIPS			● REITEN		
● FARRINGTON			● LODOEN			● ROEN		
● FRITZELL			● MELLAND			● SANDNESS		
● GOODMAN			● MILLER			● SANDS		
● HANSON			● MUTCH			● SCHIRADO		
● HOFFNER			● NAAOEN			● SHABLOW		
● HOLMBERG			● NELSON			● SMYKOWSKI		
								● SOLBERG
								● SORUM
								● STRAND
								● STRINDEN
								● TALLACKSON
								● TENNEFOS
								● THANE
								● VOSPER
								● WALSH
								● WENSTROM
								● WRIGHT
								MR. PRESIDENT

So the bill passed and the title was agreed to.

Senate Bill No. 2247. — A Bill for an Act to amend and reenact section 39-24-03 of the North Dakota Century Code, relating to the registration dates for snowmobiles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		
● BERUBE			● JONES			● ORANGE		
● CHRISTENSEN			● KRAUTER			● PETERSON		
● CUSSONS			● LASHKOWITZ			● RAIT		
● DOTZENROD			● LEE			● REDLIN		
● ERDMAN			● LIPS			● REITEN		
● FARRINGTON			● LODOEN			● ROEN		
● FRITZELL			● MELLAND			● SANDNESS		
● GOODMAN			● MILLER			● SANDS		
● HANSON			● MUTCH			● SCHIRADO		
● HOFFNER			● NAAOEN			● SHABLOW		
● HOLMBERG			● NELSON			● SMYKOWSKI		
								● SOLBERG
								● SORUM
								● STRAND
								● STRINDEN
								● TALLACKSON
								● TENNEFOS
								● THANE
								● VOSPER
								● WALSH
								● WENSTROM
								● WRIGHT
								MR. PRESIDENT

So the bill passed and the title was agreed to.

Senate Bill No. 2268. — A Bill for an Act to create and enact a new section to chapter 24-12 and to amend sections 24-03-09 and 24-12-04 of the North Dakota Century Code, relating to the payments of rewards in matters concerning highway vandalism and to provide for signing of highway construction projects.

Which has been read.

Senator Strand moved that Senate Bill No. 2268 be amended as follows:

On page 1, line 2 the word "amend" should read "amend and reenact"

On page 1, line 19, "~~feet in~~" should read "feet (91.44 meters) therefrom"

On page 2, line 2 and 3 "~~thereon~~, and devices which are in conformity with chapter 39-13 of this code. ~~and w~~ When a Should read "~~thereon, and when~~ and devices which are in conformity with Chapter 39.13 of this code. When

Page 2, line 12, the words "Markings reward" should read "Markings- Reward

Page 2, line 14, the words "traffic control" should read "traffic-control"

Page 2, line 14, the words "signs or" should read "signs, or"

Senator Strand moved that the amendments be adopted, which motion prevailed.

Senator Strand moved that the rules be suspended, that Senate Bill No. 2268 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senator Nething moved that after the reading of Senate Bills 2110, 2111, 2121, 2125, 2151, 2179, 2181, 2193, 2243, 2253, 2258, 2259, 2260, 2263, 2290 and 2321, the Senate adjourn, and will convene at 1:00 P.M., Tuesday, January 23, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTEENTH DAY

Bismarck, January 23, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Sister Monica Urlacher, St. Alexius Hospital, Bismarck.

Heavenly Father, we praise and thank You for this day, and we ask Your blessing on each one of us here present. Bless and keep us in Your care, grant us much Joy, Peace and Interior Happiness. Father, guide each person's thoughts, works and deeds that what is being done today will indeed be Your will and so we pray as Jesus taught us: Our Father who art in Heaven, hallowed by Thy name, Thy kingdom come, Thy will be done on earth as it is in heaven. Give us this day our daily bread and forgive us our trespasses as we forgive those who trespass against us and lead us not into temptation, but deliver us from evil, for thine is the kingdom and the power and the glory, forever and ever. Amen.

The roll was called and all members were present except Senator Hanson.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fourteenth day and

finds the same to be correct.

SENATOR TENNEPOS Chairman
SENATOR CUSSONS moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

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

SB NO. 2125
 SB NO. 2253
 SB NO. 2263
 SB NO. 2290

and find the same correctly

~~Engrossed~~
 Engrossed

Senator Dotzenrod

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

SIGNING OF BILLS

The Secretary announced that the President was about to sign: Senate Concurrent Resolution No. 4020. and the President signed the same in the presence of the Senate.

MOTION

Senator Nething moved that Senate Bill No. 2121 be laid over one legislative day, which motion prevailed.

Report of Standing Committee

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 2021

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

- On page 1, line 23 delete the amount "\$784,457" and insert in lieu thereof the amount "\$813,252"
On page 2, line 3 delete the amount "\$981,504" and insert in lieu thereof the amount "\$1,010,299"
On page 2, line 5 delete the amount "\$894,504" and insert in lieu thereof the amount "\$923,299"
On page 2, line 6 delete the amount "\$895,704" and insert in lieu thereof the amount "\$924,499"
On page 2, line 8 delete the amount "\$982,704" and insert in lieu thereof the amount "\$1,011,499"

PURPOSE OF INTENT: to allow 3 part-time secretaries for the purpose of typing reports and to allow for salary classification

And when so amended recommends the same do pass.

Senator Lips Chairman
Senate Bill No. 2021 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 2023

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

On page 1, line 22 delete the amount "\$890,000" and insert in lieu thereof the amount "\$911,087"

On page 1, line 23 delete the amount "\$3,040,959" and insert in lieu thereof the amount "\$3,062,046"

On page 2, line 1 delete the amount "\$1,889,959" and insert in lieu thereof the amount "\$1,911,046"

PURPOSE OF INTENT: to appropriate assessment fees

And when so amended recommends the same do pass

Richard E. Lips Chairman
Senator Lips

Senate Bill No. 2023 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY

to whom was referred Senate Bill No. 2052

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

on page 2, line 2, after second semi-colon, insert "the resinous product of the combustion of the plant cannabis;"

on page 4, line 30, delete all of lines 30 through 34 and insert in lieu thereof the following:

"4. Notwithstanding the provisions of 19-13.1-30, whenever a person pleads guilty or is found guilty of a first offense regarding possession of one ounce (28.35 grams) or less of marijuana and a judgment of guilt is entered, a court, upon motion, shall expunge that conviction from the record if the person is not subsequently convicted within two years of a further violation of chapter 19-03.1 and has not been convicted of any other criminal offense."

on page 5, delete all of lines 1 and 2

and renumber the lines and pages accordingly

And when so amended recommends the same do pass

Edward M. Sands Chairman
Senator Sands

Senate Bill No. 2052 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President : Your Committee on NATURAL RESOURCES
to whom was referred Senate Bill No. 2168

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senate Bill No. 2168 was placed on the eleventh day of November 1958 by Senator Jacobson Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
to whom was referred Senate Bill No. 2171

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations

Senate Bill No. 2171 was rereferred to the Committee on Appropriations by Senator Sandness Chairman

Mr. President : Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2180

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, delete lines 10 through 20

And renumber the lines accordingly

And when so amended recommends the same be indefinitely postponed.

Senate Bill No. 2180 was placed on the sixth day of November 1958 by Senator Reiten Chairman

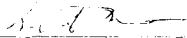
order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2182

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 _____ Chairman
 Senator Reiten

Senate Bill No. 2182 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.


Mr. President: Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2185

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 _____ Chairman
 Senator Reiten

Senate Bill No. 2185 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

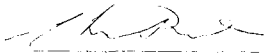
Mr. President: Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2187

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 _____ Chairman
 Senator Reiten

Senator Bill No. 2187 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.


Mr. President: Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2198

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 _____ Chairman
 Senator Reiten

JOURNAL OF THE SENATE

Senate Bill No. 2198 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2200

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senate Bill No. 2200 was placed on the eleventh order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2223

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 16, strike through the following: ", and the records of the board and of the" and insert in lieu thereof the following: "The records and the proceedings of the boards and commissioner shall be open in accordance with sections 44-04-18 and 44-04-19."

On page 1, line 17, delete the word "commissioner" and strike through ", and any and all"

On page 2, line 11, delete the word "one" and insert in lieu thereof the numeral "1"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Senate Bill No. 2223 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2224

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 15, delete the words "supervising or"

On page 1, line 17, after the word "commissioner" add the following:
", or in the course of receiving audit reports, reports of examining committee and reports of annual meetings of stockholders and directors of such institutions"

On page 2, line 27, after "3." delete the remainder of the line and insert in lieu thereof the following: "The commissioner may, in the commissioner's discretion, furnish information to the attorney general, other state agencies, any prosecuting officials requiring the information for use in pursuit of official duties, and legislative investigations under chapter 54-03.2."

On page 2, delete lines 28 through 31

and renumber the lines accordingly

And when so amended recommends the same do pass.

Handwritten signature of Senator Reiten, Chairman

Senate Bill No. 2224 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred Senate Bill No. 2228

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations.

Handwritten signature of Senator Jones, Chairman

Senate Bill No. 2228 was placed on the Rereferred to the Committee on Appropriations

Mr. President: Your Committee on Judiciary

to whom was referred Senate Bill No. 2234

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

Handwritten signature of Senator Sands, Chairman

JOURNAL OF THE SENATE

Senate Bill No. 2234 was placed on the eleventh order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 2269

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

Senator Sandness Chairman Senate Bill No. 2269 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government to whom was referred Senate Bill No. 2296

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

Senator Jones Chairman Senate Bill No. 2296 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 2298

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

Senator Lips Chairman Senate Bill No. 2298 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 2318

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

Senator Lips Chairman

Senate Bill No. 2318 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government

to whom was referred Senate Bill No. 2319

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Jones Chairman
Senator Jones

Senate Bill No. 2319 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations

to whom was referred Senate Bill No. 2323

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Lips Chairman

Senate Bill No. 2323 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State and Federal Government

to whom was referred Senate Bill No. 2325

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Jones Chairman
Senator Jones

Senate Bill No. 2325 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on STATE & FEDERAL GOVERNMENT

to whom was referred Senate Bill No. 2330

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 11 delete the period and insert in lieu thereof "without a permit."

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Jones Chairman

Senate Bill No. 2330 was placed on the Senator Jones sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred. Senate Bill No. 2349

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

And be referred to the Committee on Appropriations.

Clarence Sandness Chairman

Senate Bill No. 2349 was Senator Sandness rereferred to the Committee on Appropriations

Mr. President Your Committee on STATE & FEDERAL GOVERNMENT
to whom was referred. Senate Bill No. 2359

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 4 delete the following: "; and declaring an emergency"

On page 1, delete all of lines 19, 20 and 21.

And renumber lines, pages and section accordingly.

And when so amended recommends the same do pass.

Jones Chairman

2359 Bill No. was placed on the Senator Jones sixth

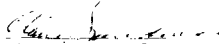
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred Senate Bill No. 2377

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Sandness

Senate Bill No. 2377 was placed on the eleventh

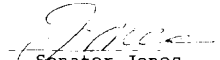
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government
to whom was referred Senate Concurrent Resolution Bill No. 4013

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Jones

Senate Bill No. 4013 was placed on the 11th
Concurrent Resolution

order of business on the calendar for the succeeding legislative day.

CONSIDERATION OF AMENDMENTS

Senator Jacobson moved that the amendments to Senate Bill No. 2080 as recommended by the Committee on Natural Resources as printed on page 246 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the amendments to Senate Bill No. 2091 as recommended by the Committee on Agriculture as printed on pages 246 and 247 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2107 as recommended by the Committee on Industry, Business and Labor as printed on pages 247 and 248 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2157 as recommended by the Committee on Judiciary as printed on page 249 of the Senate Journal be adopted, and that Senate Bill No. 2157 be Indefinitely Postponed, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2159 as recommended by the Committee on Judiciary as printed on page 249 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to Senate Bill No. 2196 as recommended by the Committee on Finance and Taxation as printed on pages 250 and 251 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to Senate Bill No. 2220 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on pages 251 and 252 of the Senate Journal be adopted, and that Senate Bill No. 2220 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Sandness moved that the amendments to Senate Bill No. 2242 as recommended by the Committee on Education as printed on pages 252 and 253 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to Senate Bill No. 2262 as recommended by the Committee on Finance and Taxation as printed on page 254 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Bill No. 2284 as recommended by the Committee on State and Federal Government as printed on page 255 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Bill No. 2297 as recommended by the Committee on State and Federal Government as printed on page 255 of the Senate Journal be adopted, which motion prevailed.

MOTIONS

Senator Wright moved that the Senate reconsider its action whereby Senate Bill No. 2268 passed, which motion prevailed.

Senator Wright moved that Senate Bill No. 2268 be amended as follows:

On page 1, line 2 the word "amend" should read "amend and reenact"

On page 1, line 19, ~~feet in~~ should read "~~feet (30.48 meters) in~~"

On page 1, line 23, "~~feet therefrom~~" should read "~~feet (91.44 meters) therefrom~~"

On page 2, line 2 and 3 "~~thereon, and devices which are in conformity with chapter 39-13 of this code. and * When a~~" should read "~~thereon, and when~~ and devices which are in conformity with chapter 39-13 of this code. When"

On page 2, line 11, "TRAFFIC" should read "TRAFFIC -"

On page 2, line 12, "MARKINGS REWARD" should read "MARKINGS - REWARD"

On page 2, line 14, "traffic control" should read "traffic - control"

On page 2, line 14, "signs or" should read "signs, or"

Senator Wright moved that the amendments be adopted, which motion prevailed.

Senator Wright moved that the rules be suspended, that Senate Bill No. 2268 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2268. — A Bill for an Act to create and enact a new section to chapter 24-12 and to amend and reenact sections 24-03-09 and 24-12-04 of the North Dakota Century Code, relating to the payments of rewards in matters concerning highway vandalism and to provide for signing of highway construction projects.

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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		

● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODGEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

FIRST READING OF SENATE BILLS

Senator Iszler, Rep. Lardy introduced:

Senate Bill No. 2431. — A Bill for an Act to amend and reenact section 58-03-11 of the North Dakota Century Code, relating to the establishment, limitation, and scope of zoning districts.

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

Senator Lee introduced:

Senate Bill No. 2432. — A Bill for an Act to amend and reenact section 57-55-01 of the North Dakota Century Code, relating to the definition of mobile home for the purpose of taxation.

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

Senator Wright introduced:

Senate Bill No. 2433. — A Bill for an Act to create and enact a new section to chapter 12.1-26 of the North Dakota Century Code, relating to the carrying of loaded firearms in motor vehicles and providing a penalty.

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

Senator Reiten introduced:

Senate Bill No. 2434. — A Bill for an Act to create the North Dakota housing finance agency and define its powers in financing residential housing affordable by persons and families of low and moderate income; and to provide an appropriation.

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

Senators Albers, Thane, Iszler, Reps. Lang, Maixner, Dotzenrod introduced:

Senate Bill No. 2435. — A Bill for an Act to create and enact two new sections to chapter 32-15 of the North Dakota Century Code, relating to requiring an appraisal committee to set the value of land that is required for public use, and requiring a period of negotiation when land is required for public use; to create and enact two new sections to chapter 54-01.1 of the North Dakota Century Code, relating to replacement of property with property or cash of equal value upon relocation, and requiring the condemning agency to pay all the capital gains tax, upon sale, in instances of the adjoining property losing its value as an economic unit because of condemnation; and to amend and reenact subsections 2 and 3 of section 54-01.1-03 of the North Dakota Century Code, relating to moving and related expenses upon relocation.

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

Senators Hanson, Olin introduced:

Senate Bill No. 2436. — A Bill for an Act to amend and reenact sections 2-07-09.1, 11-11-28, 15-34.2-07, 24-02-20, 39-03-08.3, 40-22-20, 40-28-07, 40-29-07, 40-31-03, 40-54-01, 48-02-04, and 61-19-08 of the North Dakota

Century Code, relating to submission of bidders' bonds in envelopes separate from bids.

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

Senator Tallackson, Rep. Tweten introduced:

Senate Bill No. 2437. — A Bill for an Act to amend and reenact subsection 2 of section 57-38-66 of the North Dakota Century Code, exempting cooperatives from the business privilege tax; and providing an effective date.

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

Senators Solberg, Lashkowitz introduced:

Senate Bill No. 2438. — A Bill for an Act to provide an additional fee for motorcycle registration, to require motorcycle education requirements for motorcycle operator's permits and licenses for applicants under sixteen, to establish standards for motorcycle safety courses, to reimburse public schools and approved organizations for programs, to promote safety in the use and operation of motorcycles; providing an effective date; and providing appropriations.

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

Committee on Appropriations introduced:

Senate Bill No. 2439. — A Bill for an Act to provide that a portion of oil and gas bonus payments received by the board of university and school lands be apportioned and distributed to the public schools, to provide that a portion of foundation program per-pupil payment increases be contingent on other fund distributions, and to provide for the contingent transfer of unused Vietnam bonus funds for the foundation program; to amend and reenact section 4 of chapter 476 of the 1975 Session Laws of North Dakota, relating to legislative intent concerning the Vietnam bonus sinking fund; to amend and reenact sections 15-40.1-06, 15-40.1-16, and 54-17.1-12 of the North Dakota Century Code, relating to the level of educational support per pupil for the 1979-81 biennium, aid for school bus transportation, and Vietnam bonus funds; and to declare an emergency.

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

Senator Melland introduced:

Senate Bill No. 2440. — A Bill for an Act regarding the powers and duties of the budget section of the legislative council including the authority to make budget recommendations for state agencies and institutions to the legislative assembly.

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

Senator Mutch introduced:

Senate Bill No. 2441. — A Bill for an Act to establish a public policy with regard to certain unconstitutional federal statutes, rules, regulations, executive orders and office policies and their validity within the jurisdiction of North Dakota.

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

Senator Mutch introduced:

Senate Bill No. 2442. — A Bill for an Act to amend and reenact subsection 2 of section 57-02-08.1 of the North Dakota Century Code, eliminating the homestead credit for persons living in government subsidized low or middle income housing.

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

Senators Krauter, Barth, Dotzenrod, Reps. Knudson, Thompson introduced:

Senate Bill No. 2443. — A Bill for an Act relating to adverse possession of severed mineral interests which have not been developed or are not subject to a lease.

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

Senators Strinden, Cussons introduced:

Senate Bill No. 2444. — A Bill for an Act to require a final court decision if the constitutionality of a proposed public school Christmas program containing a religious theme, content, or songs is challenged in court, to provide for a vote on such programs, and providing a declaration of legislative intent.

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

Senators Olin, Miller Heinrich, Rep. A. Hausauer introduced:

Senate Bill No. 2445. — A Bill for an Act to amend and reenact section 26-27-01 of the North Dakota Century Code, relating to participation by doctors of podiatric medicine in nonprofit medical service corporations.

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

Senator Nelson introduced:

Senate Bill No. 2446. — A Bill for an Act to create and enact a new section to chapter 26-01 of the North Dakota Century Code, relating to the regulation of the solicitation of life insurance contracts.

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

Senator Tennesos introduced:

Senate Bill No. 2447. — A Bill for an Act to amend and reenact sections 43-25-02, 43-25-03, 43-25-04, 43-25-05, 43-25-06, 43-25-07, 43-25-08, 43-25-09, 43-25-10, 43-25-11, 43-25-12, and 43-26-12 of the North Dakota Century Code, relating to massage registration and defining "massage therapist", exemption from registration, nonapplication of physical therapist registration provisions, and replacing masseur and masseuse with massage therapist.

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

Senator Farrington, Reps. Boyum, Melby introduced:

Senate Bill No. 2448. — A Bill for an Act providing an appropriation for publication of North Dakota history textbooks and their subsequent distribution to elementary schools.

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

Senator Nelson introduced:

Senate Bill No. 2449. — A Bill for an Act to create and enact a new section to chapter 57-15 and a new subsection to section 58-03-07 of the North Dakota Century Code, relating to a township tax levy for airport purpose and to the powers of townships concerning airports; and declaring an emergency.

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

Senator Barth, Rep. Kretschmar introduced:

Senate Bill No. 2450. — A Bill for an Act to provide for parimutuel horse and dog racing conducted by nonprofit charitable, fraternal,

religious, and veterans' organizations, civic and service clubs, and other public-spirited organizations; definitions; the creation of a racing commission; appointment of a director of racing; racing commission powers and duties; issuance of licenses; license authorization and fees; allotment of racing days to applicants; bets and certificates; bet payoff formulas; payments to school districts; audits and investigations; reasons and procedure for license refusal, suspension and revocation; and the attorney general to represent the commission in hearings; providing a penalty; and providing an appropriation.

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

Senator Smykowski introduced:

Senate Bill No. 2451. — A Bill for an Act to amend and reenact subsection 16 of section 20.1-03-12 of the North Dakota Century Code, relating to the license fee required of a nonresident fur buyer.

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

Senators Wenstrom, Lips, Jones, Rep. Mertens introduced:

Senate Bill No. 2452. — A Bill for an Act to amend and reenact section 15-18-07 of the North Dakota Century Code, relating to state aid for junior colleges or educational centers.

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

Senator Jacobson introduced:

Senate Bill No. 2453. — A Bill for an Act to amend and reenact section 61-04-14 of the North Dakota Century Code, relating to extending time for application to beneficial use.

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

Senator Strand introduced:

Senate Bill No. 2454. — A Bill for an Act to amend and reenact section 46-05-03 of the North Dakota Century Code, relating to the printing fees for legal publications.

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

Senator Tennefos, Rep. Kloubec introduced:

Senate Bill No. 2455. — A Bill for an Act to amend and reenact sections 57-35-04, 57-35-07, 57-35-11, 57-35.1-01, and 57-35.2-02 of the North Dakota Century Code, relating to taxation of banks, trust companies, and savings and loan associations, and exempting from taxation interest or income on bonds issued under the Municipal Industrial Development Act; and to provide an effective date.

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

Senators Naaden, Smykowski introduced:

Senate Bill No. 2456. — A Bill for an Act to amend and reenact section 4-21.1-02 of the North Dakota Century Code, relating to administration of nurseries and nurseymen and appointment of a state entomologist.

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

Senator Orange, Rep. Pomeroy introduced:

Senate Bill No. 2457. — A Bill for an Act to amend and reenact subsection 6 of section 52-06-02 of the North Dakota Century Code, relating to disqualification of students registered for full attendance at an established school, college, or university from receiving unemployment benefits.

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

Senator Christensen introduced:

Senate Bill No. 2458. — A Bill for an Act to prohibit all plea agreement or bargaining in the courts of this state effective July 1, 1983; and providing an effective date.

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

Senator Lips introduced:

Senate Bill No. 2459. — A Bill for an Act to amend and reenact section 15-53.1-02 of the North Dakota Century Code, relating to boundary changes in school districts.

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

Senators Melland, Goodman introduced:

Senate Bill No. 2460. — A Bill for an Act to establish the office of federal aid coordinator and to provide for the powers and duties of that office; to amend and reenact subsection 3 of section 20.1-02-17.1, and sections 20.1-02-18.1, 23-11-30, 23-18.2-27, 54-01-05.4, 54-01.1-08, 54-40.1-01, subsection 2 of section 54-40.1-02, subsection 6 of section 54-40.1-04, and section 54-49.1-02 of the North Dakota Century Code, relating to various responsibilities of the state planning division; and to repeal sections 54-07-06, 54-34.1-01, 54-34.1-02, 54-34.1-03, 54-34.1-04, 54-34.1-05, 54-34.1-08, 54-34.1-09, and 54-34.1-15 of the North Dakota Century Code, relating to the division of economic opportunity and the state planning division.

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

Senators Thane, Sandness, Rep. Dietz introduced:

Senate Bill No. 2461. — A Bill for an Act to authorize a school district mill levy for federal unemployment compensation taxes; and to provide an expiration date.

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

Senators Iszler, Roen, Sorum, Reps. Herman, Unhjem, Lipsiea introduced:

Senate Bill No. 2462. — A Bill for an Act to create and enact a new section to chapter 57-15, relating to the authorization of a one-half mill levy by counties to establish and maintain youth programs.

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

Senators Thane, Sandness, Rep. Dietz introduced:

Senate Bill No. 2463. — A Bill for an Act to create and enact a new subsection to section 43-32-30 of the North Dakota Century Code, relating to the exemption from licensure as a psychologist of persons practicing as school psychologists.

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

Senator Redlin introduced:

Senate Bill No. 2464. — A Bill for an Act to create and enact a new section to chapter 15-03 of the North Dakota Century Code, relating to the execution of instruments under the board of university and school lands loan pool account.

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

Senators Smykowski, Strinden, Thane introduced:

Senate Bill No. 2465. — A Bill for an Act to amend and reenact sections 15-18-03, 15-18-04.2, and 15-18-07 of the North Dakota Century Code, relating to mill levies and state aid for junior colleges and off-campus educational centers.

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

Senators Lee, Jones, Iszler, Reps. Freborg, Schindler introduced:

Senate Bill No. 2466. — A Bill for an Act to provide for allocation payments received by counties by the federal government in lieu of taxes.

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

Senator Lashkowitz introduced:

Senate Bill No. 2467. — A Bill for an Act to promote energy development on state-owned lands; to authorize the industrial commission to acquire or construct, but not to operate, energy-related facilities, together with all necessary appurtenances; to authorize the issuance and sale of revenue bonds for the purpose of this Act; and to appropriate the revenue received by the industrial commission for payment of the principal and interest of the bonds.

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

Senators Vosper, Schirado introduced:

Senate Bill No. 2468. — A Bill for an Act to amend and reenact section 30.1-23-01 of the North Dakota Century Code, relating to collecting the personal property of a decedent by affidavit under the Uniform Probate Code.

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

Senators Barth, Krauter, Reps. Meyer, Riehl introduced:

Senate Bill No. 2469. — A Bill for an Act to create and enact subsection 6.1 to section 6-01-02 of the North Dakota Century Code, relating to definition of corporate central credit unions; to amend and reenact section 6-06-19 of the North Dakota Century Code, relating to exemption of North Dakota central credit union from borrowing limitations; to amend and reenact section 6-06-21 of the North Dakota Century Code, relating to reserving requirements of corporate central credit unions.

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

Senator Lips introduced:

Senate Bill No. 2470. — A Bill for an Act to create and enact five new sections to chapter 40-50 of the North Dakota Century Code, relating to the making by the owner of public improvements for a platted subdivision and financing of the cost by the city approving the plat; and declaring an emergency.

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

Senators Hoffner, Sandness, Rep. Fleming introduced:

Senate Bill No. 2471. — A Bill for an Act to provide for an interim study of the establishment of procedures for containment of health care costs and to provide for the appointment of four additional lay members of the health council, appointed by the governor, to serve on the health council, during the interim, only for consideration of business dealing with the establishment of methods and procedures for maintenance of quality health care and containment of health care costs.

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

Senator Solberg introduced:

Senate Bill No. 2472. — A Bill for an Act to provide for the registration and licensing of firms and individuals engaged in the business of servicing portable and fixed fire extinguisher systems by the state fire marshal; and providing a penalty.

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

Senator Vosper introduced:

Senate Bill No. 2473. — A Bill for an Act to amend and reenact subsection 4, subsection 6 and subsection 7 of section 43-19.1-02, section 43-19.1-03, section 43-19.1-04, subsection 1 and subsection 5 of section 43-19.1-29 and section 43-19.1-30 of the North Dakota Century Code relating to the registration and regulation of the practice of engineering and land surveying.

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

Senator Rait, Reps. Jacobson, Opedahl introduced:

Senate Bill No. 2474. — A Bill for an Act to create and enact a new section to chapter 57-02 of the North Dakota Century Code, providing for a graduated land tax; to create and enact two new subsections to section 57-02-01 of the North Dakota Century Code, relating to definitions for property tax purposes; to amend and reenact section 57-15-02 of the North Dakota Century Code, relating to the determination of property tax rates; and to provide a penalty.

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

Senator Dotzenrod introduced:

Senate Bill No. 2475. — A Bill for an Act to create and enact section 63-01.1-10.1; to amend and reenact subsection 5 of section 63-01.1-02 and sections 63-01.1-03, 63-01.1-04, 63-01.1-05, 63-01.1-06, subsection 2 of section 63-01.1-12, section 63-01.1-13 and subsection 1 of section 63-01.1-15 of the North Dakota Century Code and to repeal section 63-01.1-07 of the North Dakota Century Code, all relating to the control of noxious weeds.

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

Senator Hoffner, Reps. Martin, Vander Vorst, Tinjum introduced:

Senate Bill No. 2476. — A Bill for an Act to create and enact a new section to chapter 61-04 of the North Dakota Century Code; and to amend and reenact sections 61-02-11 and 61-03-13 of the North Dakota Century Code, relating to the authority of the state engineer concerning irrigation water permits, and to the procedure for issuance of rules and regulations.

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

Senators Sorum, Wright introduced:

Senate Bill No. 2477. — A Bill for an Act to provide for the freezing of school district boundaries upon a vote of the electors, to provide for sending pupils to other school districts, and relating to foundation aid payments and procedures for pupils attending other school districts.

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

FIRST READING OF SENATE
CONCURRENT RESOLUTION

Senators Lips, Melland introduced:

Senate Concurrent Resolution No. 4024. — A concurrent resolution urging Governor Arthur A. Link to designate the week of October 7-13, 1979, as Fire Prevention Week, and October 7, 1979, as Firefighters' Memorial Sunday.

Was read the first time.

Senator Lips moved that the rules be suspended, that Senate Concurrent Resolution No. 4024 not be printed, not referred to a committee, but be read in its entirety, printed in the Journal and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Concurrent Resolution No. 4024.

Introduced by Senators Lips, Melland.

A concurrent resolution urging Governor Arthur A. Link to designate the week of October 7-13, 1979, as Fire Prevention Week, and October 7, 1979, as Firefighters' Memorial Sunday.

WHEREAS, Congress has designated the week of October 7-13, 1979, as Fire Prevention Week and October 7, 1979, as Firefighters' Memorial Sunday; and

WHEREAS, Congress has authorized the President to designate the month of October of each year as National Fire Prevention Month; and

WHEREAS, appropriate education and the implementation of safety procedures and inspections can aid in the prevention of the unnecessary loss of lives and property as the result of fires; and

WHEREAS, courageous firefighters have protected the lives and dreams of their neighbors from the ravages of fire since the earliest history of North Dakota;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Forty-sixth Legislative Assembly urges Governor Arthur A. Link to designate the week of October 7-13, 1979, as Fire Prevention Week, and October 7, 1979, as Firefighters' Memorial Sunday; and

BE IT FURTHER RESOLVED, that the attorney general, through his appointee the state fire marshal, may coordinate observation of Fire Prevention Week and Firefighters' Memorial Sunday through such activities and educational programs as may be appropriate.

SECOND READING OF SENATE
CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4024. — A concurrent resolution urging Governor Arthur A. Link to designate the week of October 7-13, 1979, as Fire Prevention Week, and October 7, 1979, as Firefighters' Memorial Sunday.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4024 was adopted.

FIRST READING OF SENATE
CONCURRENT RESOLUTION

Senators Wright, Goodman introduced:

Senate Concurrent Resolution No. 4025 — A concurrent resolution directing the legislative council to study the alternative methods available for the assessment of railroad operating property by the state board of equalization.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1055. — A Bill for an Act to amend and reenact section 27-20-54 of the North Dakota Century Code, relating to the sealing and disposal of juvenile records; and to repeal section 27-20-54.1 of the North Dakota Century Code, relating to the destruction of juvenile records.

Which was read the first time and rererred to the Committee on Judiciary.

House Bill No. 1096. — A Bill for an Act to amend and reenact section 57-15-52.1 of the North Dakota Century Code, relating to the school district levy for district-owned school bus costs.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1218. — A Bill for an Act to amend and reenact section 6-01-15 of the North Dakota Century Code, requiring officers and employees of the department to be disinterested.

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

House Bill No. 1224. — A Bill for an Act to create and enact a new section to chapter 43-31 of the North Dakota Century Code, relating to an internship period for polygraph examiners; to create and enact new subsections to sections 43-31-01 and 43-31-14 of the North Dakota Century Code, relating to the definition of a polygraph examiner internship and the license fees for a polygraph examiner intern; and to amend and reenact subsection 6 of section 43-31-07 of the North Dakota Century Code, relating to qualifications for licensing as a polygraph examiner.

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

FIRST READING OF HOUSE
CONCURRENT RESOLUTION

House Concurrent Resolution No. 3013 — A concurrent resolution directing the legislative council to study the feasibility and desirability of adopting a method of computing state income tax liability by taking a percentage of a taxpayer's federal income tax liability.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 2110. — A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota to purchase short term commercial and finance company paper.

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, 2.

REGULAR SESSION			NORTH DAKOTA SENATE			1979 LEGISLATURE		
ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASKOWITZ			● RAT		● STRANDEN
● DOTZENROD			● LEE			● REDLN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON	●		● LODGEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAEDEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

So the bill passed and the title was agreed to.

Senate Bill No. 2111. — A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the

authority of the Bank of North Dakota to participate in loans made by federally chartered credit sources.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 35; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•	ISZLER		•	NETHING		• SOLBERG
• BARTH			JACOBSON		•	OLIN		• SORUM
• BERUBE		•	JONES		•	ORANGE		• STRAND
• CHRISTENSEN		•	KRAUTER		•	PETERSON		• STRINDEN
• CUSSONS		•	LASHKOWITZ		•	RAIT		• TALLACKSON
• DOTZENROD		•	LEE		•	REDLIN		• TENNEFOS
• ERDMAN		•	LIPS		•	REITEN		• THANE
• FARRINGTON		•	LODOEN		•	ROEN		• VOSPER
• FRITZELL		•	MELLAND		•	SANDNESS		• WALSH
• GOODMAN		•	MILLER		•	SANDS		• WENSTROM
• HANSON		•	MUTCH		•	SCHIRADO		• WRIGHT
• HOFFNER		•	NAADEN		•	SHABLOW		• MR. PRESIDENT
• HOLMBERG		•	NELSON		•	SMYKOWSKI		

Senate Bill No. 2111 was declared lost.

Senate Bill No. 2125. — A Bill for an Act to amend and reenact section 39-16-03 of the North Dakota Century Code, relating to the highway commissioner releasing abstracts of operating records on court order only, and to repeal section 39-16-03.1 of the North Dakota Century Code, relating to confidentiality of driver record abstracts more than three years old.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 232 the roll was called and there were ayes, 34; nays, 14; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•	ISZLER		•	NETHING		• SOLBERG
• BARTH			JACOBSON		•	OLIN		• SORUM
• BERUBE		•	JONES		•	ORANGE		• STRAND
• CHRISTENSEN		•	KRAUTER		•	PETERSON		• STRINDEN
• CUSSONS		•	LASHKOWITZ		•	RAIT		• TALLACKSON
• DOTZENROD		•	LEE		•	REDLIN		• TENNEFOS
• ERDMAN		•	LIPS		•	REITEN		• THANE
• FARRINGTON		•	LODOEN		•	ROEN		• VOSPER
• FRITZELL		•	MELLAND		•	SANDNESS		• WALSH
• GOODMAN		•	MILLER		•	SANDS		• WENSTROM
• HANSON		•	MUTCH		•	SCHIRADO		• WRIGHT
• HOFFNER		•	NAADEN		•	SHABLOW		• MR. PRESIDENT
• HOLMBERG		•	NELSON		•	SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2151. — A Bill for an Act to establish a legislative committee on administrative rules with authority to review proposed and existing administrative rules.

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, 2; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•	ISZLER		•	NETHING		• SOLBERG
• BARTH			JACOBSON		•	OLIN		• SORUM
• BERUBE		•	JONES		•	ORANGE		• STRAND

● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2179. — A Bill for an Act to amend and reenact section 7-01-04 of the North Dakota Century Code, relating to capital of savings and loan 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Nothing moved that the Senate stand in recess for ten minutes, which motion prevailed.

The Senate reconvened, President Sanstead presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 2181. — A Bill for an Act to amend and reenact section 6-03-70 of the North Dakota Century Code, relating to submission of reports to the 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, 0; absent and not voting, 8.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2193 — A Bill for an Act to create and enact a new subsection to section 43-23-08 of the North Dakota Century Code, relating to continuing education requirements for real estate brokers and salesmen.

Which has been read.

Senator Lodoen requested that he be excused from voting due to a conflict of interest. Senator Nething moved that Senator Lodoen and any other Senator who has a conflict be permitted to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 16; nays, 33; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
—	ALBERS	•	—	ISZLER	•	—	NETHING	•	—	SOLBERG	•
—	BARTH	•	—	JACOBSON	•	—	OLIN	•	—	SORUM	•
•	BERUBE	•	—	JONES	•	•	ORANGE	•	—	STRAND	•
•	CHRISTENSEN	•	—	KRAUTER	•	•	PETERSON	•	—	STRANDEN	•
•	CUSSONS	•	—	LASKOWITZ	•	•	RAIT	•	—	TALLACKSON	•
•	DOTZENROD	•	—	LEE	•	•	REDLIN	•	•	TENNEFOS	•
•	ERDMAN	•	•	LIPS	•	•	REITEN	•	•	THANE	•
•	FARRINGTON	•	•	LODOEN	•	•	ROEN	•	•	VOSPER	•
•	FRITZELL	•	•	MELLAND	•	•	SANDNESS	•	•	WALSH	•
•	GOODMAN	•	•	MILLER	•	•	SANDS	•	•	WENSTROM	•
•	HANSON	•	•	MUTCH	•	•	SCHIRADO	•	•	WRIGHT	•
•	HOFFNER	•	•	NAADEN	•	•	SHABLOW	•	•	MR. PRESIDENT	•
•	HOLMBERG	•	•	NELSON	•	•	SMYKOWSKI	•	•		

Senate Bill No. 2193 was declared lost.

Senate Bill No. 2243. — A Bill for an Act to create and enact a new section to chapter 55-02 of the North Dakota Century Code, to provide protection of archeological, historical or paleontological sites by limiting access to and release of information from files held by the state historical society 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, 38; nays, 8; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
—	ALBERS	•	•	ISZLER	•	•	NETHING	•	•	SOLBERG	•
•	BARTH	•	•	JACOBSON	•	•	OLIN	•	•	SORUM	•
•	BERUBE	•	•	JONES	•	•	ORANGE	•	•	STRAND	•
•	CHRISTENSEN	•	•	KRAUTER	•	•	PETERSON	•	•	STRANDEN	•
•	CUSSONS	•	•	LASKOWITZ	•	•	RAIT	•	•	TALLACKSON	•
•	DOTZENROD	•	•	LEE	•	•	REDLIN	•	•	TENNEFOS	•
•	ERDMAN	•	•	LIPS	•	•	REITEN	•	•	THANE	•
•	FARRINGTON	•	•	LODOEN	•	•	ROEN	•	•	VOSPER	•
•	FRITZELL	•	•	MELLAND	•	•	SANDNESS	•	•	WALSH	•
•	GOODMAN	•	•	MILLER	•	•	SANDS	•	•	WENSTROM	•
•	HANSON	•	•	MUTCH	•	•	SCHIRADO	•	•	WRIGHT	•
•	HOFFNER	•	•	NAADEN	•	•	SHABLOW	•	•	MR. PRESIDENT	•
•	HOLMBERG	•	•	NELSON	•	•	SMYKOWSKI	•	•		

So the bill passed and the title was agreed to.

Senate Bill No. 2253. — A Bill for an Act to create and enact five new sections to chapter 14-09 of the North Dakota Century Code, relating to wage assignment and orders for withholding and transmitting earnings for child support enforcement purposes; procedures for dissolving, revoking or modifying such assignments or orders; duties and liabilities of employers under such assignments and orders; and the creation of a lien on property to aid in the enforcement of child support obligations.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 233, 234 the roll was called and there were ayes, 28; nays, 19; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON	●		● OLIN	●		● SORUM	●	
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN	●	
● CUSSONS	●		● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS	●	
● ERDMAN			● LIPS	●		● REITEN			● THANE	●	
● FARRINGTON	●		● LODDEN	●		● ROEN			● VOSPER	●	
● FRITZELL			● WELAND	●		● SANDNESS			● WALSH		
● GOODMAN	●		● MILLER	●		● SANDS			● WENSTROM		
● HANSON	●		● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON	●		● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

Senate Bill No. 2258. — A Bill for an Act to create and enact a new section to chapter 57-58 of the North Dakota Century Code, relating to personal property replacement money; to amend and reenact subsection 2 of section 57-02-08.1, sections 57-05-01, 57-13-03, 57-34-02 and 57-34-03 of the North Dakota Century Code, relating to a minimum amount of refund for senior citizens, the assessment date of railroad property, the annual meeting place of the state board of equalization, reports of telephone companies, and the computation of telephone company tax 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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON	●		● OLIN	●		● SORUM	●	
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN	●	
● CUSSONS	●		● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS	●	
● ERDMAN			● LIPS	●		● REITEN			● THANE	●	
● FARRINGTON			● LODDEN	●		● ROEN			● VOSPER		
● FRITZELL			● WELAND	●		● SANDNESS			● WALSH		
● GOODMAN	●		● MILLER	●		● SANDS			● WENSTROM		
● HANSON	●		● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON	●		● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

Senate Bill No. 2259. — A Bill for an Act to create and enact a new subsection to section 25-09-05, a new section to chapter 57-35, a new section to chapter 57-35.1, and a new section to chapter 57-35.2 of the North Dakota Century Code, relating to confidentiality of tax information; and to amend and reenact subsection 4 of section 50-09-08, subsection 2 of section 57-37.1-22, and subsection 3 of section 57-38-57 of the North Dakota Century Code, relating to confidentiality of tax information.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON	●		● OLIN	●		● SORUM	●	
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN	●	

● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODGEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAAEDEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2260. — A Bill for an Act to amend and reenact subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the deduction of taxes paid to foreign countries; and providing for 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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2263. — A Bill for an Act to create and enact a new subsection to section 14-15-09 of the North Dakota Century Code, relating to petitions for the adoption of persons and to amend and reenact section 50-12-17 of the North Dakota Century Code, relating to providing a penalty for the unlawful placement of children for adoption.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 234 the roll was called and there were ayes, 27; nays, 22; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2290. — A Bill for an Act to amend and reenact section 36-21.1-09 of the North Dakota Century Code, relating to restrictions on giving away animals.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 234, 235 the roll was called and there were ayes, 40; nays, 9; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		●
● FARRINGTON			● LODOEN		●	● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON	●		● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2321. — A Bill for an Act to amend and reenact section 15-53.1-27 of the North Dakota Century Code, relating to the continuance of elementary schools in reorganized districts.

Which has been read.

Senator Naaden moved that Senate Bill No. 2321 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, 38; nays, 11; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NOTHING			● SOLBERG		
● BARTH			● JACOBSON		●	● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE		●	● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON	●		● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2005
- Senate Bill No. 2035
- Senate Bill No. 2044
- Senate Bill No. 2046
- Senate Bill No. 2047
- Senate Bill No. 2048
- Senate Bill No. 2049
- Senate Bill No. 2072
- Senate Bill No. 2075
- Senate Bill No. 2076
- Senate Bill No. 2255
- Senate Concurrent Resolution No. 4014.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following,
Senate Concurrent Resolution No. 4020.

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 transmit herewith the following,
which the House has passed and your favorable consideration is requested on:

House Bill No. 1026
House Bill No. 1042
House Bill No. 1118
House Bill No. 1140
House Bill No. 1237
House Bill No. 1264
House Bill No. 1277
House Bill No. 1284

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following,
Senate Concurrent Resolution No. 4020.

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 4020 was delivered to the Secretary of State on January 23, 1979.

Senator Peterson, Chairman

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

Senator Nething moved that at the conclusion of the 9th Order of Business and after the reading of Senate Bills 2080, 2091, 2107, 2121, 2157, 2159, 2168, 2182, 2185, 2187, 2196, 2198, 2200, 2234, 2242, 2262, 2269, 2284, 2296, 2297, 2298, 2318, 2319, 2323, 2325, 2377 and SCR 4013, the Senate adjourn and will convene at 1:30 P.M., Wednesday, January 24, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

SIXTEENTH DAY

Bismarck, January 24, 1979

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

The prayer was offered by Capt. Ed Jarvis of the Salvation Army, Bismarck.

O God, our guardian by night, our guide by day; thou hast led us forth from darkness into the light of life, and it is thy day. Pour the light of thy Spirit into our minds and hearts, that we might discover what is thy holy will, and discern the true from the false, the evil from the good, that we may henceforth walk in all humility in the paths of wisdom and peace.

Shed forth thy blessed Spirit richly on all the members of this Senate. Make each one an instrument in thy hands for good. Purify our hearts; strengthen our minds and bodies; fill us with mutual love. Let no pride, no self-conceit, no rivalry, no malace spring up among us. Make us earnest and true, wise and prudent, giving no just cause for offense; and may thy holy peace rest upon us this very day, sweetening our trials, cheering us in our work, and keeping us faithful to the task that is before us.

We pray now that thou wilt raise out thoughts and purify our aspirations. Strengthen our wills, and may we trust thee this day for all the needs of this body.

So Almighty and everlasting God, strengthen by thy presence all who work in this Senate, and by thou present with them this day and in all their duties, through Jesus Christ our Lord...Amen.

The roll was called and all members were present except Senators Hanson and Rait.

A quorum was declared by the President.

Correction and Revision of The Journal

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

On page 277, line 5, correct the spelling of committee

On page 282, line 34, the second word "MARKINGS should read "MARKINGS -

And when so corrected recommends that the same be approved.

SENATOR SHABLOW moved that the report be adopted, which motion prevailed.

[Signature]
SENATOR TENNEFOS Chairman

Report of Procedural Committee

MR. PRESIDENT:

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

SB NO. 2080
 SB NO. 2091
 SB NO. 2107
 SB NO. 2157
 SB NO. 2159
 SB NO. 2196
 SB NO. 2220
 SB NO. 2242
 SB NO. 2262
 SB NO. 2268
 SB NO. 2284
 SB NO. 2297

and find the same correctly

~~Referred~~
 Engrossed



Senator Peterson

Chairman

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

RECOGNITION

President Sanstead announced to the Senate that the 1979 Easter Seal Poster children, Kelly Steckler and Dale Hart, are in the chamber. Their parents are Mr. and Mrs. Terry Steckler of Mandan and Mrs. Jan Seaman of Minot. They are accompanied by Charlene Seifert, Easter Seal representative and Bernice Fagerland, Steve Benedict and Juls Jahr, board members of the Easter Seal Society.

Senator Nething moved that a committee of two be appointed to escort Kelly, Dale and their escorts to the rostrum. The motion prevailed and the President appointed as such committee, Senators Wenstrom and Redlin, whereupon Kelly, Dale and escorts were escorted to the rostrum and introduced to the assembly.

Senator Nething moved that the remarks of Mrs. Fagerland and Steve Benedict be printed in the Journal, which motion prevailed.

REMARKS OF BERNICE FAGERLAND

Mr. President and distinguished Senators: I consider this a great opportunity to appear before the governing body of North Dakota, the Senate, to inform you as to the program of the North Dakota Easter Seal Society. First, I want to mention that 96% of the money donated stays in North Dakota. Seventy-five percent goes to direct service for the handicapped. Now, what are these services? We have care and treatment at two of our centers; one in Bismarck and one in Minot. We have an equipment loan program for anyone needing walkers and wheelchairs, etc. throughout North Dakota. We have transportation, recreational activities, information and referral awareness, barrier-free environment, and our purpose and philosophy is to create and seek the development of programs to fill the unmet needs of the handicapped in North Dakota. For the first time, the North Dakota Easter Seal Society will be joining the National Society for the Easter Seal Telethon on March 24th and 25th on KX network. This is a most exciting venture and our plans are with increased money we can increase program and services and this is what

it's all about. The money gathered today will be presented on the Telethon by one of our Easter Seal poster children. I'd like to tell you a little bit about our poster children. Dale Hart is 11 years old and in the 4th grade and he goes to Sunnyside School in Minot. Dale had cerebral palsy since birth. He receives hydro and physical therapy at the Minot Treatment Center. Kelly Steckler, six years old, is in the 1st grade at Roosevelt School in Mandan. Kelly has juvenile rheumatoid arthritis and she receives hydro and physical therapy at the center in Bismarck. Now, I would like to introduce Steve Benedict who is on our Board of Directors and is also a member of the Governor's Council on Human Resources. Thank you.

REMARKS OF STEVE BENEDICT:

Mr. President, Members of the Senate, and everybody else: I bring you greetings on behalf of the Governor's Council on Human Resources — Committee on Employment of the Handicapped. I'm here not only as a representative of the Easter Seal Society, but also as a representative of the Governor's Council and want to express our appreciation for the Senators and Representatives that turned out last night for our awareness banquet in Mandan. They had to endure a few quips! There were both Republicans and Democrats and there were Senators and Representatives and there were a few things like the blind leading the blind. We had blindfolds on and we had awareness type activities that involved wheelchairs and lifts and everybody that came, I think, was a very good sport and it really turned out quite well and we wish to, at this time, express our appreciation to this august body for their participation in last night's activities. Thank you.

President Sanstead: Thank you very much. We appreciate the presence of this delegation and the cause. I might say that as long as I can remember, the Senate has always been the major contributor of funds to the Easter Seal Society at the urging of Mr. Wenstrom, who as a Senator, has been very involved with the Easter Seal Society and in competition with the House, even though we are a smaller body. We have always presented a gift of considerable size to the Easter Seal Society each session and we will certainly do that again and I'm going to appoint Senator Wenstrom to be in charge of that fund-raising activity again. On behalf of the State Senators, I present him with my check to start it out. We would like to have our Easter Seal children stay with us but they will now make the trip to the House to try to encourage them to raise some funds and Dale and Kelly will be on the House side.

Report of Standing Committee

Mr. President Your Committee on Appropriations
to whom was referred Senate Bill No. 2014

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

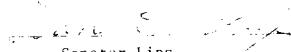
be amended as follows:

- On page 1, line 10, delete the numerals "1,424,660" and insert in lieu thereof the numerals "1,749,168"
- On page 1, line 15, delete the numerals "887,774" and insert in lieu thereof the numerals "901,960"
- On page 1, line 16, delete the numerals "414,685" and insert in lieu thereof the numerals "416,067"

- On page 1, line 18, delete the numerals "94,757" and insert in lieu thereof the numerals "403,697"
- On page 1, line 19, delete the numerals "1,424,660" and insert in lieu thereof the numerals "1,749,168"
- On page 1, line 20, delete the numerals "561,850" and insert in lieu thereof the numerals "997,084"
- On page 1, line 21, delete the numerals "862,810" and insert in lieu thereof the numerals "752,084"
- On page 2, delete lines 16 through 22
- On page 2, after line 22, insert the following section:

"SECTION 4. VIETNAM BONUS FUND - TRANSFER.) One hundred forty-three thousand eighty-six dollars (\$143,086) for expenditures pursuant to the line item "land, structures, and major improvements" in Section 1 of this Act shall be transferred from the Vietnam bonus fund in the state treasury to the soldiers' home during the biennium beginning July 1, 1979, and ending June 30, 1981."

And renumber the lines and pages accordingly
 And when so amended recommends the same do pass. (Purpose of intent attached)

 Chairman
 Senator Lips

Senate Bill No. 2014 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

STATEMENT OF PURPOSE OF AMENDMENT: ~~S.B. 2014~~

This amount recommended for salaries and wages is increased \$14,186 by adding \$47,247 for adequate funds for 6.5 percent annual salary increases and fringe benefits and by deleting \$33,061 for a proposed alcohol and drug counselor position. The salaries and wages line item includes \$57,649 for pay equalization.

The operating expense line item is increased by \$1,382 to provide adequate funds for continued operations. The operating expense line item includes \$143,447 for food, \$107,829 for heating fuel oil, and \$45,774 for electricity.

The land, structures, and major improvements line item is increased by \$308,940 for additional improvements and completion of the building addition at the Soldiers' Home. The total capital improvements line item of \$403,697 will be funded with \$260,611 of federal funds and \$143,086 from the Vietnam bonus fund. The estimated income line item is increased by \$403,697 for these funds and also by an additional \$31,537 for increased estimates of interest and income funds to be received by the Soldiers' Home.

Mr. President: Your Committee on State & Federal Government
 to whom was referred Senate Bill No. 2098

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

And be rereferred to the Committee on Appropriations.

Senator Jones Chairman

Senate Bill No. 2098 was placed on the Rereferred to the Committee on Appropriations

Mr. President Your Committee on Appropriations

to whom was referred Senate Bill No. 2143

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

Senator Lips Chairman

Senate Bill No. 2143 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government

to whom was referred Senate Bill No. 2162

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

Senator Jones Chairman

Senate Bill No. 2162 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government

to whom was referred Senate Bill No. 2165

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete the second word "and" and insert in lieu thereof a comma; and after the numeral "9" insert the following: ", and 11"

On page 1, line 2, delete the comma and insert a semicolon; and after the word "repeal" insert the following: "section 54-14-03 and"

On page 1, line 3, delete the first comma

On page 1, line 4, after the word "purchases" insert the words "and the office of the budget"

On page 1, line 9, delete the word "and" and insert in lieu thereof a comma; and after the numeral "9" insert the following: ", and 11"

On page 1, line 10, delete the words and numeral, "1977 Supplement to the"

On page 1, line 13, delete the word "and", strike the word "reserves" and after the word "reserves" insert the words "and balance"

On page 1, line 15, before the semicolon insert the following: ", and may provide for an accrual accounting system"

On page 1, line 16, after the word "shall" insert the comma and word ", acting"; and after the word "budget" insert a comma

On page 1, line 17, strike the words "such office"; and after the word "office" insert the following: "the department of accounts and purchases"; and strike the last word "office"

On page 1, line 18, strike the word "shall"; after the word "shall" insert the word "may"; and remove the strike-through over the words "~~from the~~"

On page 1, line 19, remove the strike through over the words "~~executive-branch~~"

On page 1, after line 22, insert the following:

"11. Except as otherwise provided by law, shall prepare warrants ~~on-the-state-treasurer-for-signature-by-the-state-auditor~~ for payment of all claims from the executive branch of government, when approved by the office of the budget, and for payment of all other claims from the judicial and legislative branches of the government;"

On page 1, line 23, delete the word "Subsection" and insert in lieu thereof the following: "Section 54-14-03 of the North Dakota Century Code, and subsection"

On page 1, line 24, delete the word "is" and insert in lieu thereof the word "are"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Senator Jones Chairman

Senate .. Bill No. 2165 .. was placed on the .. 6th ..

order of business on the calendar for the succeeding legislative day.

Mr. President ..: Your Committee on State & Federal Government
to whom was referred Senate .. Bill No. 2210 ..

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senate Bill No. 2210 was placed on the eleventh

Senator Jones Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY to whom was referred Senate Bill No. 2236

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Sands Chairman

Senate Bill No. 2236 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION to whom was referred Senate Bill No. 2256

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 17, following the word "city" strike the words "and remit the same to such incorporated city"

On page 1, following line 17, insert the following new subsection:

"2. It shall be the duty of the tax commissioner to deposit with the state treasurer all money collected by him under this section and to accompany each remittance with a certificate showing the city for which it was collected. The state treasurer, quarterly, shall pay to the city treasurers of the several cities the money to which they are entitled under this section."

On page 1, line 18, strike the numeral "2." and insert in lieu thereof the numeral "3." and strike the words "Such agreement" and insert in lieu thereof the words "The agreements entered into under this section"

And renumber the lines and pages accordingly.

And when so amended recommends the same be rereferred to the Committee on Appropriations.

Senator Goodman Chairman

Senate Bill No. 2256 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President : Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2273

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Jones
Senator Jones

Chairman

Senate Bill No. 2273 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on JUDICIARY
to whom was referred Senate Bill No. 2281

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Sands
Senator Sands

Chairman

Senate Bill No. 2281 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2295

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 1, line 1, after the word "reenact" delete the word "Sections" and insert in lieu thereof the following: "Subsection 5 of Section"

On page 1, line 2, delete the numerals "43-35-07, 43-35-17," and insert in lieu thereof the words "and Sections 43-35-07 and 43-35-17; and to repeal"

On page 2, line 3, after the word "the" insert the word "actual"

On page 2, line 24, delete the numeral "13" and insert in lieu thereof the numeral "4"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Jones Chairman
Senator Jones

Senate Bill No. 2295 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2313

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations.

Jones Chairman
Senator Jones

Senate Bill No. 2313 Rereferred to the Committee on Appropriations

Mr. President Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2328

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Jones Chairman
Senator Jones

Senate Bill No. 2328 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred Senate Bill No. 2360

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

William A. Strand Vice-Chairman
Senator Strand

Senate Bill No. 2360 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2381

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

June
Senator Jones Chairman

Senate Bill No. 2381 was placed on the 11th

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on Education
to whom was referred Senate Bill No. 2384

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Strand
Senator Strand Vice-Chairman

Senate Bill No. 2384 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred Senate Bill No. 2393

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Strand
Senator Strand Vice-Chairman

Senate Bill No. 2393 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government
to whom was referred Senate Concurrent Resolution No. 4007

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Chairman

Senator Jones

Senate Bill No. 4007 was placed on the 11th
Concurrent Resolution
order of business on the calendar for the succeeding legislative day.

MOTIONS

Senator Goodman moved that Senate Bill No. 2462 be returned to the Senate floor from the Committee on Finance and Taxation, which motion prevailed.

Senator Goodman moved that Senate Bill No. 2462 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Senator Tennesos moved that Senate Bill No. 2180 which is on the 6th Order of Business today be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Senator Sands moved that Senate Bill No. 2159 which is on the 11th Order of Business today be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Goodman moved that Senate Bill No. 2373 be returned to the Senate floor from the Committee on Finance and Taxation, which motion prevailed. Senator Goodman moved that Senate Bill No. 2373 be re-referred to the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2021 as recommended by the Committee on Appropriations as printed on page 272 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2023 as recommended by the Committee on Appropriations as printed on page 273 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2052 as recommended by the Committee on Judiciary as printed on page 273 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2223 as recommended by the Committee on Industry, Business and Labor as printed on page 276 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2224 as recommended by the Committee on Industry, Business and Labor as printed on page 277 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved to amend the amendments of Senate Bill 2330 as recommended by the Committee on State and Federal Government as printed on page 280 of the Senate Journal as follows:

On page 1, line 11, delete "without a permit" and insert in lieu thereof "without a permit"

Senator Jones moved that the amendment be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Bill No. 2359 as recommended by the Committee on State and Federal Government as printed on page 280 of the Senate Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

House Bill No. 1026. Abandoned Motor Vehicles — A Bill for an Act making an appropriation for defraying the expenses of the abandoned motor vehicles division of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1042. — A Bill for an Act to create and enact a new section to chapter 54-44.3 of the North Dakota Century Code, relating to the timing of revisions to the compensation plan established by the central personnel division, and providing for exceptions.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1118. — 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 authorizing such stations to be established in unincorporated townsites located within Indian reservations, and declaring an emergency.

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

House Bill No. 1140. — A Bill for an Act to amend and reenact subdivision k of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to individual income for amounts received from the armed services; and providing an effective date.

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

House Bill No. 1237. — A Bill for an Act to amend and reenact subsections 4 and 5 of section 4-09-10 of the North Dakota Century Code, relating to weed seed labeling requirements for containers of agricultural seed.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1264. — A Bill for an Act to amend and reenact subsection 30 of section 40-05-01 of the North Dakota Century Code, relating to licensing of bowling alleys, pool, billiards, theaters and motion picture theaters; and to repeal chapter 53-06 of the North Dakota Century Code, relating to licensing of games and amusements.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1277. — A Bill for an Act to amend and reenact section 61-04-26 of the North Dakota Century Code, relating to the recording of orders affecting water rights.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1284. — A Bill for an Act to amend and reenact section 26-17.1-17 of the North Dakota Century Code, relating to the bonding of insurance brokers and surplus lines insurance brokers.

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

SECOND READING OF SENATE BILLS

Senate Bill No. 2080. — A Bill for an Act to amend and reenact sections 20.1-02-23, 20.1-02-24, and 20.1-02-25 of the North Dakota Century Code, relating to the membership, compensation, meetings, and duties of the state game and fish advisory board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 246, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2091. — A Bill for an Act to amend and reenact subsection 4 of section 63-01.1-02, subsection 2 of section 63-01.1-03, and section 63-01.1-04 of the North Dakota Century Code, relating to definition of noxious weed, determination of which weeds are noxious statewide and countywide, and giving the county control authority power to declare county noxious weed for county purposes.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 246, 247, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2107. — A Bill for an Act to amend and reenact section 6-09.1-02 of the North Dakota Century Code, relating to the appointment, membership, officers, terms, duties, and compensation of the Bank of North Dakota advisory board of directors.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 247, 248, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that Senate Bill No. 2107 be re-printed, which motion prevailed.

Senate Bill No. 2121. — A Bill for an Act to amend and reenact section 39-10.2-06 of the North Dakota Century Code, relating to requiring anyone operating or riding on a motorcycle to wear protective headgear.

Which has been read.

Senator Melland moved to amend Senate Bill 2121 as follows:

- 1 On page 1, line 2, after the word "anyone" insert the words
2 and commas ", under the age of eighteen,"
- 3 On page 1, line 3, after the word "operating" delete the words
4 "or riding on"
- 5 On page 1, line 4, after the word "headgear" insert the following:
6 ", requiring anyone operating a motorcycle, eighteen or older,
7 to have headgear in possession at all times, and requiring any-
8 one riding upon a motorcycle to wear headgear at all times"
- 9 On page 1, after line 10, insert the following new subsection:
- 10 "1. No person may operate a motorcycle unless protective
11 headgear, which complies with standards established
12 by the motor vehicle department, is in the possession
13 of the person at all times, except when participating
14 in a lawful parade. Any person, who is not operating
15 a motorcycle but is riding upon a motorcycle is required
16 to wear, on the head, protective headgear, which complies
17 with standards established by the motor vehicle department,
18 at all times, except when participating in a lawful parade."
- 19 On page 1, line 11, strike the numerals "1" and after the numeral
20 "1" insert the numeral "2", after the period strike the word
21 "No" and after the word "No" insert the words and comma
22 "Notwithstanding the provisions of subsection 1, no", and
23 delete the strike-through over the words "~~under the age of~~
24 ~~eighteen years~~"
- 25 On page 1, line 12, after the word "operate" strike the words
26 "or ride upon"
- 27 On page 1, line 15, strike the words "operator and rider" and
28 after the word "rider" insert the word "person"

And renumber the lines and subsections accordingly

Senator Melland moved that the amendments be adopted, which motion prevailed.

Senator Melland moved that the rules be suspended, that Senate Bill No. 2121 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2121. — A Bill for an Act to amend and reenact section 39-10.2-06 of the North Dakota Century Code, relating to requiring anyone operating or riding on a motorcycle to wear protective headgear.

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, 39; nays, 9; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS		●	ISZLER	●	●	NETHING		●	SOLBERG	

BARTH	JACOBSON	OLIN	SORUM
BERUBE	JONES	ORANGE	STRAND
CHRISTENSEN	KRAUTER	PETERSON	STRINDEN
CUSSONS	LASHKOWITZ	RAIT	TALLACKSON
DOTZENROD	LEE	REDLIN	TENNEFOS
ERDMAN	LIPS	REITEN	THANE
FARRINGTON	LODOEN	ROEN	VOSPER
FRITZELL	MELLAND	SANDNESS	WALSH
GOODMAN	WILLER	SANDS	WENSTROM
HANSON	MUTCH	SCHIRADO	WRIGHT
HOFFNER	NAADEN	SHABLOW	MR. PRESIDENT
HOLMBERG	NELSON	SMYKOWSKI	

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that Senate Bill No. 2121 be re-printed which motion prevailed.

Senate Bill No. 2157. — A Bill for an Act relating to the right of access to reports of property presumed abandoned.

Which has been read and has committee recommendation of Indefinite Postponement.

Senator Lashkowitz moved that Senate Bill No. 2157 be amended as follows:

On page 1, line 1 of the engrossed bill, after the word Act, insert "to create and enact a new section to chapter 47-30 of the North Dakota Century Code"

On page 1, after line 4, insert the following:

SECTION 1.) A new section to chapter 47-30 of the North Dakota Century Code is hereby created and enacted to read as follows:

On page 1, line 5, delete SECTION 1.

and renumber the lines accordingly

Senator Lashkowitz moved that the amendments be adopted, which motion prevailed.

Senator Lashkowitz moved that the rules be suspended, that Senate Bill No. 2157 be properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2157. — A Bill for an Act relating to the right of access to reports of property presumed abandoned.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 249, the roll was called and there were ayes, 11; nays, 38; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
				ISZLER			NETHING			SOLBERG	
				JACOBSON			ORANGE			STRAND	
				JONES			PETERSON			STRINDEN	
				KRAUTER			RAIT			TALLACKSON	
				LASHKOWITZ			REDLIN			TENNEFOS	
				LEE			REITEN			THANE	
				LIPS			ROEN			VOSPER	
				LODOEN			SANDNESS			WALSH	
				MELLAND			SANDS			WENSTROM	
				WILLER			SCHIRADO			WRIGHT	
				MUTCH			SHABLOW			MR. PRESIDENT	
				NAADEN			SMYKOWSKI				
				NELSON							

Senate Bill No. 2157 was declared lost.

Senate Bill No. 2168. — A Bill for an Act to limit the establishment of radioactive waste material repositories in 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, 45; nays, 0; absent and not voting, 5.

REGULAR SESSION									NORTH DAKOTA SENATE			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
● ALBERS			● ISZLER			● NOTHING			● SOLBERG					
● BARTH			● JACOBSON			● OLIN			● SORUM					
● BERUBE			● JONES			● ORANGE			● STRAND ●					
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN					
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON					
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS					
● ERDMAN			● LIPS			● REITEN			● THANE					
● FARRINGTON			● LODGEN			● ROEN			● VOSPER					
● FRITZELL			● MELLAND			● SANDNESS			● WALSH					
● GOODMAN			● MILLER			● SANDS			● WENSTROM					
● HANSON ●			● MUTCH			● SCHIRADO			● WRIGHT					
● HOFFNER			● NAA DEN			● SHABLOW			● MR. PRESIDENT					
● HOLMBERG			● NELSON			● SMYKOWSKI								

So the bill passed and the title was agreed to.

Senate Bill No. 2182. — A Bill for an Act to amend and reenact section 6-03-59 of the North Dakota Century Code, relating to loan limitation.

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, 2.

REGULAR SESSION									NORTH DAKOTA SENATE			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
● ALBERS			● ISZLER			● NOTHING			● SOLBERG					
● BARTH			● JACOBSON			● OLIN			● SORUM					
● BERUBE			● JONES			● ORANGE			● STRAND ●					
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN					
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON					
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS					
● ERDMAN			● LIPS			● REITEN			● THANE					
● FARRINGTON			● LODGEN			● ROEN			● VOSPER					
● FRITZELL			● MELLAND			● SANDNESS			● WALSH					
● GOODMAN			● MILLER			● SANDS			● WENSTROM					
● HANSON ●			● MUTCH			● SCHIRADO			● WRIGHT					
● HOFFNER			● NAA DEN			● SHABLOW			● MR. PRESIDENT					
● HOLMBERG			● NELSON			● SMYKOWSKI								

So the bill passed and the title was agreed to.

Senate Bill No. 2185. — A Bill for an Act to amend and reenact section 6-01-18 of the North Dakota Century Code, relating to reports and examinations of institutions insured in federal deposit insurance corporation.

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, 3.

REGULAR SESSION									NORTH DAKOTA SENATE			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
● ALBERS			● ISZLER			● NOTHING			● SOLBERG					
● BARTH			● JACOBSON			● OLIN			● SORUM					
● BERUBE			● JONES			● ORANGE			● STRAND ●					
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN					
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON					
● DOTZENROD			● LEE ●			● REDLIN			● TENNEFOS					
● ERDMAN			● LIPS			● REITEN			● THANE					
● FARRINGTON			● LODGEN			● ROEN			● VOSPER					
● FRITZELL			● MELLAND			● SANDNESS			● WALSH					
● GOODMAN			● MILLER			● SANDS			● WENSTROM					
● HANSON ●			● MUTCH			● SCHIRADO			● WRIGHT					
● HOFFNER			● NAA DEN			● SHABLOW			● MR. PRESIDENT					
● HOLMBERG			● NELSON			● SMYKOWSKI								

So the bill passed and the title was agreed to.

Senate Bill No. 2187. — A Bill for an Act to amend and reenact section 6-01-09 of the North Dakota Century Code, relating to the supervision and examination of 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, 48; nays, 1; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2196. — A Bill for an Act to create and enact three new subdivisions to subsection 26 of section 57-39.2-04 and three new subdivisions to subsection 12 of section 57-40.2-04 of the North Dakota Century Code, relating to exemptions from sales and use tax for sales of equipment used to modify motor vehicles, real property, and motorized implements of husbandry for use by physically disabled individuals; and to create and enact a new subsection to 57-40.3-04 of the North Dakota Century Code, relating to an exemption from the motor vehicle excise tax for certain sales to handicapped individuals.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 250, 251, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that Senate Bill 2196 be re-printed, which motion prevailed.

Senate Bill No. 2198. — A Bill for an Act to amend and reenact section 6-01-17 of the North Dakota Century Code, relating to fees for the examination of 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2200. — A Bill for an Act to amend and reenact sections 6-09-29, 6-10-06, and 7-05-01 of the North Dakota Century Code, relating to fees for the examination of the Bank of North Dakota, agents for deposits, and savings and loan 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, 2; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2234. — A Bill for an Act to amend and reenact sections 16-10-12 and 16-10-16 of the North Dakota Century Code, if House Bill No. 1138 is not approved by the forty-sixth legislative assembly, relating to compensation for election officials.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2242. — A Bill for an Act to amend and reenact section 15-20.2-04 of the North Dakota Century Code, relating to multi-

district center boards, appointment of members, terms, compensation and vacancies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 252, 253, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CISSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2262. — A Bill for an Act to create and enact a new section to chapter 57-01 of the North Dakota Century Code, relating to the application of refunds and credits; and providing an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 254, the roll was called and there were ayes, 36; nays, 12; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN		●	● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON		●	● STRINDEN		●
● CISSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE		●	● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN		●	● THANE		●
● FARRINGTON			● LODDEN			● ROEN		●	● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senate Bill No. 2269. — A Bill for an Act to amend and reenact subsection 1 of section 15-34.1-03, and sections 15-36-11, 15-38-07, 15-41-24 and 15-41-25 of the North Dakota Century Code, relating to the requirements for the minimum curriculum of all schools and the approval of private schools.

Which has been read.

Senators Melland and Tennefos announced that in accordance to Rule 24, they had a conflict of interest concerning Senate Bill 2269. Senator Nothing moved that the Senators Melland and Tennefos be permitted to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 19; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		● NETHING	● SOLBERG		●
● BARTH			● JACOBSON		● OLIN	● SORUM		●
● BERUBE			● JONES		● ORANGE	● STRAND		●
● CHRISTENSEN	●		● KRAUTER		● PETERSON	● STRINDEN		●
● CUSSONS	●		● LASHKOWITZ		● RAIT	● TALLACKSON		●
● DOTZENROD			● LEE		● REDLIN	● TENNEFOS		●
● ERDMAN			● LIPS		● REITEN	● THANE		●
● FARRINGTON	●		● LODGEN		● ROEN	● VOSPER		●
● FRITZELL			● MELLAND		● SANDNESS	● WALSH		●
● GOODMAN			● MILLER		● SANDS	● WENSTROM		●
● HANSON	●		● MITCH		● SCHIRADO	● WRIGHT		●
● HOFFNER			● NAADEN		● SHABLOW	MR. PRESIDENT		
● HOLMBERG			● NELSON		● SMYKOWSKI			

So the bill passed and the title was agreed to.

Senate Bill No. 2284. — A Bill for an Act to provide an appropriation to the Grafton state school to idemnify Mrs. Ray Holt, Mrs. Myrtle McDonald, Mr. Tim Holt, Nygard's Auto, Inc., and Wally's Fairway Foods, all of Grafton, North Dakota, for property and other losses suffered due to the acts of residents of Grafton state school.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 255, the roll was called and there were ayes, 48; nays, 1; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		● NETHING	● SOLBERG		●
● BARTH			● JACOBSON		● OLIN	● SORUM		●
● BERUBE			● JONES		● ORANGE	● STRAND		●
● CHRISTENSEN			● KRAUTER		● PETERSON	● STRINDEN		●
● CUSSONS			● LASHKOWITZ		● RAIT	● TALLACKSON		●
● DOTZENROD			● LEE		● REDLIN	● TENNEFOS		●
● ERDMAN			● LIPS		● REITEN	● THANE		●
● FARRINGTON			● LODGEN		● ROEN	● VOSPER		●
● FRITZELL			● MELLAND		● SANDNESS	● WALSH		●
● GOODMAN			● MILLER		● SANDS	● WENSTROM		●
● HANSON	●		● MITCH		● SCHIRADO	● WRIGHT		●
● HOFFNER			● NAADEN		● SHABLOW	MR. PRESIDENT		
● HOLMBERG			● NELSON		● SMYKOWSKI			

So the bill passed and the title was agreed to.

Senate Bill No. 2296. — A Bill for an Act to create and enact three new sections to chapter 43-35 of the North Dakota Century Code, and to amend and reenact Sections 43-35-02, 43-35-11, 43-35-12, 43-35-13, 43-35-14, 43-35-19, 43-35-20 and 43-35-22, relating to licensing of water well contractors.

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, 23; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		● NETHING	● SOLBERG		●
● BARTH			● JACOBSON		● OLIN	● SORUM		●
● BERUBE			● JONES		● ORANGE	● STRAND		●
● CHRISTENSEN			● KRAUTER		● PETERSON	● STRINDEN		●
● CUSSONS			● LASHKOWITZ		● RAIT	● TALLACKSON		●
● DOTZENROD			● LEE		● REDLIN	● TENNEFOS		●
● ERDMAN			● LIPS		● REITEN	● THANE		●
● FARRINGTON			● LODGEN		● ROEN	● VOSPER		●
● FRITZELL			● MELLAND		● SANDNESS	● WALSH		●
● GOODMAN			● MILLER		● SANDS	● WENSTROM		●
● HANSON	●		● MITCH		● SCHIRADO	● WRIGHT		●
● HOFFNER			● NAADEN		● SHABLOW	MR. PRESIDENT		
● HOLMBERG			● NELSON		● SMYKOWSKI			

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2096
 Senate Bill No. 2101
 Senate Bill No. 2137
 Senate Bill No. 2148
 Senate Bill No. 2152
 Senate Bill No. 2154
 Senate Bill No. 2155
 Senate Bill No. 2172
 Senate Bill No. 2177
 Senate Bill No. 2207
 Senate Bill No. 2225
 Senate Bill No. 2235
 Senate Bill No. 2237
 Senate Bill No. 2244
 Senate Bill No. 2247
 Senate Concurrent Resolution No. 4024

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1057
 House Bill No. 1060
 House Bill No. 1061
 House Bill No. 1091
 House Bill No. 1208
 House Bill No. 1214

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2077
 Senate Bill No. 2100

ROY GILBREATH, Chief Clerk

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

Senator Nething moved that after the reading of Senate Bills 2021, 2023, 2052, 2143, 2162, 2210, 2223, 2224, 2236, 2273, 2281, 2328, 2330, 2359, 2360, 2381, 2384, 2393 and SCR 4007, the Senate adjourn and will convene at 1:00 P.M. on Thursday, January 25, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

SEVENTEENTH DAY

Bismarck, January 25, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Bob Fisher, Wesleyan Church, Bismarck.

Our Lord, Help us to sense Your holy presence as we humbly stand before you. We are grateful for this day, and allowing us to live and be a part of it. We ask You today for the courage and wisdom for the tasks that are ours to face. Help us to be aware of what is right and how You would wish to bless the lives of others through us. Bless our lives with an awareness of Your love. Amen.

The roll was called and all members were present except Senators Hanson and Jones.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Sixteenth day and

finds the same to be correct.

SENATOR TENNEFOS Chairman

SENATOR CUSSONS moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

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

SB NO. 2157

and find the same correctly ~~Engrossed~~ Re Engrossed

Senator Peterson Chairman

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

MR. PRESIDENT:

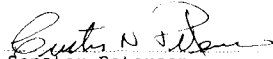
Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2021

SB NO. 2023
SB NO. 2052
SB NO. 2121
SB NO. 2223
SB NO. 2224
SB NO. 2330
SB NO. 2359

and find the same correctly ~~Enrolled~~
Engrossed

Senator Olin


Senator Peterson

Chairman

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:

SB NO. 2077
SB NO. 2100

and find the same correctly ~~Enrolled~~
Engrossed

Senator Olin


Senator Peterson

Chairman

moved that the report be adopted, which motion prevailed.

MOTION

Senator Thane moved that the record show that George Heid, Janitor, an employee of the Senate be paid for four days work, from January 2nd through January 5th, and that Joe Emineth be employed to replace Mr. Heid as of January 8th, which motion prevailed.

Report of Standing Committee

Mr. President : Your Committee on Appropriations
to whom was referred. Senate Bill No. 2149

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation.

be amended as follows.

On page 29 of the engrossed bill, line 11 delete the words "out of any moneys in the general fund in the state" and insert in lieu thereof the words "from any federal, private, or other funds"

On page 29 of the engrossed bill, line 12 delete the words "treasury, not otherwise appropriated,"

And renumber the lines accordingly.

PURPOSE OF INTENT: to delete the general fund appropriations and to provide appropriations from federal, private, and other funds

And when so amended recommends the same be indefinitely postponed
Senator Melland (Vice Chairman)

SENATE Bill No. 2149 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred SENATE Bill No. 2245

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

SB 2245

page 1

Page 1, line 3, after the second comma, insert the word "and"

Page 1, line 4 delete "cerficiate" and insert in lieu thereof "certificate" and on the same line delete ", and special mobile equipment"

Page 2, delete line 12 through 27

Page 3, line 6, delete "and installs body or special" and insert in lieu thereof the words "or specially builds interior"

Page 3, line 7 delete "units on a chassis" and insert in lieu thereof "on a completed vehicle"

Page 3, line 8 delete "independent"

And renumber the line and pages accordingly.

And when so amended recommends the same do pass.

SENATE Bill No. 2245 was placed on the sixth
Chairman SENATOR I.E. SOLBERG

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred SENATE Bill No. 2287

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

SENATE Bill No. 2287 was placed on the 11th
Chairman SENATOR I.E. SOLBERG

order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President : Your Committee on AGRICULTURE
to whom was referred Senate Bill No. 2306

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations

Senate Bill No. 2306 was re-referred to the Committee on Appropriations.
Senator Iszler Chairman

Mr. President : Your Committee on Appropriations
to whom was referred Senate Bill No. 2310

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 5, delete section 7

And renumber lines and pages accordingly.

PURPOSE OF INTENT: to delete the general fund appropriation and to re-refer to Finance and Tax to review alternative fund sources.

And when so amended recommends the same do pass.

Senate Bill No. 2310 was placed on the 6th order of business on the calendar for the succeeding legislative day.
Senator Melland Vice-Chairman

Mr. President : Your Committee on AGRICULTURE
to whom was referred Senate Bill No. 2315

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Iszler Chairman

Senate Bill No. 2315 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred SENATE Bill No. 2333

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

I. E. Solberg
 SENATOR I. E. SOLBERG Chairman

SENATE Bill No. 2333 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on POLITICAL SUBDIVISIONS

to whom was referred Senate Bill No. 2352

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Senator Lodoen
 Senator Lodoen Chairman

Senate Bill No. 2352 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on POLITICAL SUBDIVISIONS

to whom was referred Senate Bill No. 2353

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 16 delete the word "five" and insert in lieu thereof the word "four"

And when so amended recommends the same be indefinitely postponed.

Senator Lodoen
 Senator Lodoen Chairman

Senator Bill No. 2353 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on POLITICAL SUBDIVISIONS

to whom was referred . . . Senate Bill No. . . 2376

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Lodoen Chairman
Senate Bill No. . . 2376 was placed on the . . . eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on . . . POLITICAL SUBDIVISIONS

to whom was referred . . . House Bill No. . . 1111

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Lodoen Chairman
House Bill No. . . 1111 was placed on the . . . fourteenth

order of business on the calendar for the succeeding legislative day.

FIRST READING OF
SENATE CONCURRENT RESOLUTIONS

Senator Jones introduced:

Senate Concurrent Resolution No. 4026. — A concurrent resolution urging state agencies, departments, boards, and commissions to furnish the Employment Security Bureau with information relating to employment opportunities.

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

Senators Holmberg, Christensen introduced:

Senate Concurrent Resolution No. 4027. — A concurrent resolution of the North Dakota Legislative Assembly calling for an amendment to the United States Constitution permitting the District of Columbia to be represented in the House of Representatives of the United States Congress.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1057. — A Bill for an Act to prohibit school boards from selling textbooks to pupils or otherwise charging unauthorized fees, to allow school boards to establish authorized fees, to allow the superintendent of public instruction to withhold foundation payments if a school district has charged unauthorized fees and, after notification, refuses to discontinue such action, to exempt postsecondary instructional programs; to repeal sections 15-43-07, 15-43-08, 15-43-09, 15-43-10, and 15-43-11 of the North Dakota Century Code, relating to selling textbooks to pupils, purchase of textbooks from families moving from a school district, discretionary authority of school districts to provide

free textbooks, prescribing the duty of parents or guardians of pupils to furnish textbooks, and changing of textbooks.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1060. — A Bill for an Act to create and enact a new section to chapter 25-10 of the North Dakota Century Code, relating to the authority of the mental health and retardation division; and to amend and reenact sections 25-12-01, 25-12-02, 25-12-03, and 25-12-04 of the North Dakota Century Code, relating to the operation of mental health and retardation service units.

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

House Bill No. 1061 — A Bill for an Act to improve the quality, and efficiency in delivery, of human services through the collocation of social services and mental health services in each of the eight regions of the state; providing for joint intake, interagency referral, and interprogram planning and coordination; encouraging regional collocation of other related human services; providing for a fiscal incentive for the collocation of county social services in the regional centers; providing for the North Dakota social service board to reimburse qualifying mental health and retardation service units and human service centers for provision of clinical services to medical assistance individuals; and to amend and reenact section 50-24.1-03 of the North Dakota Century Code, relating to medical assistance.

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

House Bill No. 1091. — A Bill for an Act to amend and reenact subdivision c and e of subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to exempting certain motor vehicles from registration.

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

House Bill No. 1208. — A Bill for an Act to amend and reenact sections 15-38.1-04, 15-38.1-05, and paragraphs (1) and (2) of subdivision b of subsection 2 of section 15-38.1-13 of the North Dakota Century Code, relating to the compensation, powers and procedure of the education factfinding commission.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1214. — A Bill for an Act to provide authorization for the use of laetrile, limit disciplinary actions, and to provide for public hearings on the use of laetrile.

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

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2014 as recommended by the Committee on Appropriations as printed on pages 301 and 302 of the Senate Journal be adopted, which motion prevailed.

Senator Roen moved that consideration of the amendments to Senate Bill 2165 as recommended by the Committee on State and Federal Government as printed on pages 303 and 304 of the Senate Journal, be laid over one legislative day, which motion prevailed.

Senator Goodman moved that the amendments to Senate Bill No. 2256 as recommended by the Committee on Finance and Taxation as printed on page 305 of the Senate Journal be adopted, and that Senate Bill 2256 be re-referred to the Committee on Appropriations, which motion prevailed.

So the bill passed and the title was agreed to.

SECOND READING OF

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4013. — A concurrent resolution urging Congress to formulate a single, rational policy for regulating nuclear materials and development.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution 4013 was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2021. Pardon Board and Parole Office — A Bill for an Act making an appropriation for defraying the expenses of the pardon board and the parole and probation office of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 272, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON		●	● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON	●		● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2023. Adjutant General — A Bill for an Act making an appropriation for defraying the expenses of the adjutant general of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 273, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON	●		● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2052. — A Bill for an Act to create and enact a new subsection to section 19-03.1-01 of the North Dakota Century Code, relating to the definition of hashish; and to amend and reenact subsection 14 of section 19-03.1-01, subdivisions k through u of

subsection 4 of section 19-03.1-05, and section 19-03.1-23 of the North Dakota Century Code, relating to the definition of marijuana, to the inclusion of hashish as a schedule I controlled substance, and providing penalties for possession of marijuana and hashish.

Which has been read.

Senator Miller Heinrich moved that engrossed Senate Bill 2052 be amended as follows:

- 1 On page 4, line 19, delete the following: "one ounce [28.35"
 - 2 and insert in lieu thereof the following: "one-half ounce [14.175"
 - 3 On page 4, line 20, delete the following: "two and one-half ounces
 - 4 [70.87" and insert in lieu thereof the following: "one ounce
 - 5 [28.35"
 - 6 On page 4, line 24, delete the following: "one ounce [28.35" and insert
 - 7 in lieu thereof the following: "one-half ounce [14.175"
 - 8 On page 4, line 27, delete the following: "one ounce [28.35" and insert
 - 9 in lieu thereof the following: "one-half ounce [14.175"
 - 10 On page 4, line 29, after the period insert the following sentence:
 - 11 "Possession of one pound or more of marijuana is presumed to be
 - 12 possession with intent to deliver."
 - 13 On page 4, delete lines 30 through 34
 - 14 On page 5, delete lines 1, 2 and 3
- And renumber the lines and pages accordingly

Senator Miller Heinrich moved that the amendments be adopted,

Senator Orange moved that the question be divided on the motion to adopt the amendments as follows, which motion prevailed.

Lines 1 through 9

Lines 10, 11, 12

Lines 13 and 14

Senator Sands moved that a recorded roll call vote be taken on each section, which motion prevailed.

ROLL CALL

The question being on the motion to adopt the amendments to Senate Bill 2052, lines 1 through 9, the roll was called and there were ayes, 35; nays, 12; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●					●				●		
●			ISZLER			●			●	SOLBERG	
●			JACOBSON		●				●	SORUM	●
●			JONES	●		●			●	STRAND	
		●	KRAUTER			●			●	STRANDEN	
●			LASHKOWITZ		●	●			●	TALLACKSON	
●			LEE			●			●	TENNEFOS	
●			LIPPS			●			●	THANE	
●			LODOEN		●				●	VOSPER	
●			MELLAND			●			●	WALSH	
●		●	MILLER			●			●	WENSTROM	
●			MUTCH			●			●	WRIGHT	●
●			NAADEN			●			●	MR. PRESIDENT	
●		●	NELSON			●			●	SMYKOWSKI	

Lines 1 through 9 of the proposed amendments to Senate Bill 2052 were adopted.

provide for regularly scheduled special sessions of the legislative assembly in even-numbered years.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 10; nays, 38; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●		ISZLER ●			NETHING ●			SOLBERG ●	
●	BARTH ●			JACOBSON ●		●	OLIN ●		●	SORUM ●	
●	BERUBE ●			JONES ●		●	ORANGE ●			STRAND ●	
	CHRISTENSEN ●			KRAUTER ●		●	PETERSON ●			STRINDEN ●	
	CUSSONS ●			LASKOWITZ ●			RAIT ●		●	TALLACKSON ●	
	DOTZENROD ●			LEE ●		●	REDLIN ●			TENNEFOS ●	
	ERDMAN ●			LIPS ●			REITEN ●			THANE ●	
●	FARRINGTON ●			LODGEN ●			ROEN ●			VOSPER ●	
	FRITZELL ●			MELLAND ●			SANDNESS ●			WALSH ●	
●	GOODMAN ●		●	MILLER ●			SANDS ●		●	WENSTROM ●	
	HANSON ●			MUTCH ●		●	SCHRADO ●			WRIGHT ●	
	HOFFNER ●			NAADEN ●			SHABLOW ●			MR. PRESIDENT	
●	HOLMBERG ●			NELSON ●			SMYKOWSKI ●				

Senate Bill No. 2210 was declared lost.

Senate Bill No. 2223. — A Bill for an Act to amend and reenact section 6-01-07 of the North Dakota Century Code, relating to records of state banking board, state credit union board and commissioner of banking and financial institutions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 276, the roll was called and there were ayes, 39; nays, 7; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
	ALBERS ●			ISZLER ●			NETHING ●			SOLBERG ●	
●	BARTH ●		●	JACOBSON ●		●	OLIN ●		●	SORUM ●	
●	BERUBE ●			JONES ●		●	ORANGE ●			STRAND ●	
●	CHRISTENSEN ●			KRAUTER ●		●	PETERSON ●			STRINDEN ●	
●	CUSSONS ●			LASKOWITZ ●			RAIT ●		●	TALLACKSON ●	
●	DOTZENROD ●			LEE ●			REDLIN ●			TENNEFOS ●	
●	ERDMAN ●			LIPS ●			REITEN ●			THANE ●	
●	FARRINGTON ●			LODGEN ●			ROEN ●			VOSPER ●	
●	FRITZELL ●			MELLAND ●			SANDNESS ●			WALSH ●	
●	GOODMAN ●			MILLER ●			SANDS ●			WENSTROM ●	
	HANSON ●			MUTCH ●			SCHRADO ●		●	WRIGHT ●	
	HOFFNER ●			NAADEN ●			SHABLOW ●			MR. PRESIDENT	
●	HOLMBERG ●			NELSON ●			SMYKOWSKI ●				

So the bill passed and the title was agreed to.

Senate Bill No. 2224. — A Bill for an Act to create and enact section 6-01-07.1 of the North Dakota Century Code, relating to confidentiality of records.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 277, the roll was called and there were ayes, 39; nays, 5; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
	ALBERS ●			ISZLER ●			NETHING ●		●	SOLBERG ●	
●	BARTH ●		●	JACOBSON ●		●	OLIN ●		●	SORUM ●	
●	BERUBE ●			JONES ●		●	ORANGE ●			STRAND ●	
●	CHRISTENSEN ●			KRAUTER ●		●	PETERSON ●			STRINDEN ●	
●	CUSSONS ●			LASKOWITZ ●		●	RAIT ●		●	TALLACKSON ●	

• DOTZENROD	• LEE	• REDLN	• TENNEFOS
• ERDMAN	• LIPS	• REITEN	• THANE
• FARRINGTON	• LODOEN	• ROEN	• VOSPER
• FRITZELL	• MELLAND	• SANDNESS	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	• MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2236. — A Bill for an Act to amend and reenact subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to the annual compensation of juvenile supervisors.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NOTHING			• SOLBERG		•
• BARTH		•	• JACOBSON		•	• OLIN		•	• SORUM		•
• BERUBE		•	• JONES		•	• ORANGE		•	• STRAND		•
• CHRISTENSEN		•	• KRAUTER		•	• PETERSON		•	• STRANDEN		•
• CUSSONS		•	• LASHKOWITZ		•	• RAIT		•	• TALLACKSON		•
• DOTZENROD		•	• LEE		•	• REDLN		•	• TENNEFOS		•
• ERDMAN		•	• LIPS		•	• REITEN		•	• THANE		•
• FARRINGTON		•	• LODOEN		•	• ROEN		•	• VOSPER		•
• FRITZELL		•	• MELLAND		•	• SANDNESS		•	• WALSH		•
• GOODMAN		•	• MILLER		•	• SANDS		•	• WENSTROM		•
• HANSON		•	• MUTCH		•	• SCHIRADO		•	• WRIGHT		•
• HOFFNER		•	• NAADEN		•	• SHABLOW		•	• MR. PRESIDENT		
• HOLMBERG		•	• NELSON		•	• SMYKOWSKI		•			

Senate Bill No. 2236 was declared lost.

Senate Bill No. 2281. — A Bill for an Act to amend and reenact section 16-17-18.1 of the North Dakota Century Code, relating to political party delegates to national conventions and their expenses.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 12; nays, 34; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•	• ISZLER		•	• NOTHING		•	• SOLBERG		•
• BARTH		•	• JACOBSON		•	• OLIN		•	• SORUM		•
• BERUBE		•	• JONES		•	• ORANGE		•	• STRAND		•
• CHRISTENSEN		•	• KRAUTER		•	• PETERSON		•	• STRANDEN		•
• CUSSONS		•	• LASHKOWITZ		•	• RAIT		•	• TALLACKSON		•
• DOTZENROD		•	• LEE		•	• REDLN		•	• TENNEFOS		•
• ERDMAN		•	• LIPS		•	• REITEN		•	• THANE		•
• FARRINGTON		•	• LODOEN		•	• ROEN		•	• VOSPER		•
• FRITZELL		•	• MELLAND		•	• SANDNESS		•	• WALSH		•
• GOODMAN		•	• MILLER		•	• SANDS		•	• WENSTROM		•
• HANSON		•	• MUTCH		•	• SCHIRADO		•	• WRIGHT		•
• HOFFNER		•	• NAADEN		•	• SHABLOW		•	• MR. PRESIDENT		
• HOLMBERG		•	• NELSON		•	• SMYKOWSKI		•			

Senate Bill 2281 was declared lost.

Senate Bill No. 2328. — A Bill for an Act to limit the construction and operation of nuclear energy conversion facilities in North Dakota.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 14; nays, 33; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●
●			ISZLER ●			NETHING ●		SOLBERG ●
●			JACOBSON ●			OLIN ●		SORUM ●
●			JONES ●			ORANGE ●		STRAND ●
		●	KRAUTER ●			PETERSON ●		STRINDEN ●
		●	LASHKOWITZ ●			RAIT ●		TALLACKSON ●
●			LEE ●			REDLN ●		TENNEFOS ●
●			LIPS ●			RETFEN ●		THANE ●
		●	LODOEN ●			ROEN ●		VOSPER ●
●			MELLAND ●			SANDNESS ●		WALSH ●
		●	MILLER ●			SANDS ●		WENSTROM ●
●			MUTCH ●			SCHIRADO ●		WRIGHT ●
		●	NAADEN ●			SHABLOW ●		MR. PRESIDENT ●
●			NELSON ●			SMYKOWSKI ●		

Senate Bill No. 2328 was declared lost.

MOTION

Senator Goodman moved that Senate Concurrent Resolution 4018 be returned to the Senate floor from the Committee on Finance and Taxation, which motion prevailed.

Senator Goodman moved that Senate Concurrent Resolution 4018 be referred to the Committee on Political Subdivisions, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2110
- Senate Bill No. 2125
- Senate Bill No. 2151
- Senate Bill No. 2179
- Senate Bill No. 2181
- Senate Bill No. 2243
- Senate Bill No. 2253
- Senate Bill No. 2258
- Senate Bill No. 2259
- Senate Bill No. 2260
- Senate Bill No. 2263
- Senate Bill No. 2268
- Senate Bill No. 2290
- Senate Bill No. 2321

LEO LEIDHOLM, Secretary

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

- Senate Bill No. 2077
- Senate Bill No. 2100

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 herewith the following:

- Senate Bill No. 2077
- Senate Bill No. 2100

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 herewith the following:

Senate Bill No. 2077
 Senate Bill No. 2100
 Which the Speaker has signed.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1043
 House Bill No. 1049
 House Bill No. 1068
 House Bill No. 1084
 House Bill No. 1103
 House Bill No. 1116
 House Bill No. 1119
 House Bill No. 1180
 House Bill No. 1200
 House Bill No. 1204
 House Bill No. 1269
 House Bill No. 1283
 House Bill No. 1286
 House Bill No. 1287
 House Concurrent Resolution No. 3019

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3014

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Concurrent Resolution No. 4024

ROY GILBREATH, Chief Clerk
 REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 2077
 Senate Bill No. 2100
 Were delivered to the Governor for his approval on January 25, 1979.

SENATOR PETERSON, Chairman

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

Senator Nething moved that after the reading of Senate Bills Nos. 2014, 2256, 2287, 2295, 2315, 2333, 2352, 2376 and House Bill No. 1111, the Senate adjourn and will convene at 12:30 P.M., Friday, January 26, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

EIGHTEENTH DAY

Bismarck, January 26, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Bob Lynne, pastor, Good Shepherd Lutheran Church, Bismarck.

Lord, give counsel to each elected official here. Keep them aware of their power and responsibility.

Be with them and give them the mind of Christ as they use their power and influence in decision making. Amen.

The roll was called and all members were present except Senators Hanson, Iszler, Melland, Olin, Roen and Walsh.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Seventeenth day and

finds the same to be correct.

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

On page 103, line 8, delete Grafton and insert in lieu thereof Devils Lake.

And when so corrected recommends that the same be approved.

Chairman SENATOR TENNEFOS

SENATOR CUSSONS moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

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

SB NO. 2052

and find the same correctly Re Engrossed

page 325 of the Senate Journal be adopted, which motion prevailed. Senate Bill No. 2353 has committee recommendation for Indefinite Postponement.

MOTION

Senator Lashkowitz moved that Senate Bill No. 2347 be returned to the Senate floor from the Committee on Transportation, which motion prevailed.

Senator Lashkowitz requested the unanimous consent of the Senate to withdraw Senate Bill No. 2347. There being no objection, it was so ordered by the President.

FIRST READING OF SENATE
CONCURRENT RESOLUTIONS

Senator Melland introduced:

Senate Concurrent Resolution No. 4028. — A concurrent resolution to request appropriate action by the Congress, either acting by consent of two-thirds of both houses or, upon the application of the legislatures of two-thirds of the several states, calling a constitutional convention to propose an amendment to the Federal Constitution to require, with certain exceptions, that the federal budget be balanced.

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

Committee on Transportation introduced:

Senate Concurrent Resolution No. 4029. — A concurrent resolution urging the Congress of the United States and the trustee in bankruptcy of the Milwaukee Road railroad to maintain Lines West as a viable and operating railroad line.

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

Senator Nething, Rep. Strinden introduced:

Senate Concurrent Resolution No. 4030. — A concurrent resolution urging Congress to discontinue government assistance to striking employees.

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

Senator Nething, Rep. Strinden introduced:

Senate Concurrent Resolution No. 4031. — A concurrent resolution urging a congressional investigation of the United States Postal Service, and directing that the resolution be delivered by courier to appropriate persons in Washington so as to avoid the risk of delay or loss in the United States mail.

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

Senator Nething, Rep. Strinden introduced:

Senate Concurrent Resolution No. 4032. — A concurrent resolution urging the Congress of the United States to review and amend the federal statute relating to the earned income exemption in the aid to families with dependent children program.

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

Senators Melland, Lee, Reps. Winkjer, Scofield introduced:

Senate Concurrent Resolution No. 4033. — A concurrent resolution of the North Dakota Legislative Assembly calling for an amendment to the United States Constitution prohibiting federal estate taxes.

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

Senators Sorum, Wright, Farrington, Reps. Peltier, Houmann, Schindler introduced:

Senate Concurrent Resolution No. 4034. — A concurrent resolution urging the governor to request an emergency condition designation for North Dakota from the Environmental Protection Agency to control or eliminate blackbird depredation of sunflowers.

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

Senator Melland introduced:

Senate Concurrent Resolution No. 4035. — A concurrent resolution directing the Legislative Council to conduct a study of the Administrative Agencies Practice Act.

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

Senator Melland introduced:

Senate Concurrent Resolution No. 4036. — A concurrent resolution directing the Legislative Council to study land use policies for state-owned land and uniformity of transfer requirements for state-owned land.

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

Senator Melland introduced:

Senate Concurrent Resolution No. 4037. — A concurrent resolution for the amendment of sections 71 and 82 of the Constitution of the State of North Dakota, relating to the election of the governor, lieutenant governor, treasurer, commissioner of insurance, and commissioner of agriculture to a two-year term in 1980 and thereafter to four-year terms.

Was read the first time and referred to the committee on Constitutional Revision.

Senators Iszler, Smykowski, Strinden introduced:

Senate Concurrent Resolution No. 4038. — A concurrent resolution urging Congress to recognize the contribution of a spouse as homemaker for estate tax and social security purposes.

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

Senator Nething, Rep. Strinden introduced:

Senate Concurrent Resolution No. 4039. — A concurrent resolution opposing the Bureau of Alcohol, Tobacco, and Firearms' back door approach to a computerized firearms registration system.

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

Senator Lashkowitz introduced:

Senate Concurrent Resolution No. 4040. — A concurrent resolution directing the Legislative Council to study the taxation of real property with emphasis upon the role of the state board of equalization.

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

Senator Mutch introduced:

Senate Concurrent Resolution No. 4041. — A concurrent resolution to rescind North Dakota's ratification of the Equal Rights Amendment.

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

Senator Wenstrom introduced:

Senate Concurrent Resolution No. 4042. — A concurrent resolution for the amendment of section 84 of the North Dakota Constitution, relating to the salaries of public officers.

PURPOSE OF INTENT: to provide adequate funding to pay the the Homestead Tax Credits for the next biennium.

And when so amended recommends the same do pass.

Senator Lips Chairman

Senate Bill No. 2004 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES to whom was referred Senate Bill No. 2214

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, line 22, delete the word "and", and after the numerals "38-12" insert the following: ", 61-28, and 61-28.1"

and renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Senator Jacobson Chairman

Senate Bill No. 2214 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION to whom was referred SENATE Bill No. 2246

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete everything after the word "Bill", and delete the remainder of the Bill and insert in lieu thereof the following:

"for an Act to amend and reenact sections 39-05-03 and 39-05-17 of the North Dakota Century Code, relating to the department's refusal to license a vehicle until application for a title certificate is made and transfer of title to a vehicle.

JOURNAL OF THE SENATE

SECTION 1. AMENDMENT.) Section 39-05-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

39-05-03. DEPARTMENT NOT TO LICENSE VEHICLE UNTIL APPLICATION IS MADE FOR A CERTIFICATE OF TITLE.) The department shall not register ~~nor~~ or renew the registration for license of any ~~motor~~ vehicle unless and until an application is made for an official certificate of title for ~~such~~ the vehicle, or unless satisfactory evidence is presented that a certificate of title for ~~such~~ the vehicle has been issued previously to the ~~legal-owner~~ lienholder or owner by the department or when engaged in interstate commerce the vehicle is titled in another state.

SECTION 2. AMENDMENT.) Section 39-05-17 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

39-05-17. TRANSFER OF TITLE OF VEHICLE - ENDORSEMENT REQUIRED - CERTIFICATE OF TITLE DELIVERED - NEW CERTIFICATE OBTAINED - PENALTY.) The owner of a motor vehicle who sells or transfers ~~his~~ title to ~~such~~ a vehicle shall endorse an assignment and warranty of title upon the certificate of title for ~~such~~ the vehicle, with a statement ~~as to~~ whether there are liens or encumbrances thereon, which statement shall be verified under-oath by the owner. The owner shall deliver the certificate of title to the purchaser if title passes to the purchaser. If the ~~legal~~ title does not pass to the purchaser under the terms of the contract for sale of the vehicle, the ~~legal-title-owner~~ lienholder shall endorse thereon a statement that he holds the lien, the date thereof and the name of the purchaser, and shall send the certificate of title to the ~~motor-vehicle-registrar~~ department with an application of the purchaser for a new certificate of title showing the name of the ~~legal-owner-the-registered-owner,~~ owner, lienholder, and the date of the lien of the ~~legal-owner~~ lienholder, which certificate of title when issued shall be returned by the ~~motor-vehicle-registrar~~ department to the ~~legal-title-owner~~ lienholder, who shall retain the same in his possession until

the terms of the contract are complied with by the purchaser, and thereupon, after showing that the lien has been paid and satisfied he shall deliver the certificate of title properly assigned to the purchaser. The purchaser or transferee shall present the endorsed and assigned certificate to the department within thirty days after the receipt thereof, accompanied by a transfer fee of three dollars, and shall make an application for and obtain a new certificate of title for such vehicle. The department shall deliver the new certificate of title to the lienholder with priority. If there is no lienholder delivery is made to the purchaser. A violation of the provisions of this section shall constitute an infraction; and the registration to a motor vehicle may be suspended or revoked whenever the purchaser or transferee fails to present the endorsed and assigned certificate of title to the department for transfer within thirty days after receipt thereof."

And when so amended recommends the same do pass.

SENATE _____ Bill No. 2246 _____ SENATOR I.E. SOLBERG _____ Chairman Sixth _____ was placed on the _____

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT _____ Your Committee on TRANSPORTATION _____ to whom was referred SENATE _____ Bill No. 2248 _____

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On Page 1, line 1, delete everything after the word "Bill", and delete the remainder of the Bill and insert in lieu thereof the following:

"for an Act to amend and reenact subsection 5 of section 39-04-19 and subsection 1 of section 39-04-23 of the North Dakota Century Code, relating to farm truck registration and change of registration to a higher gross weight.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE

STATE OF NORTH DAKOTA:

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SECTION 1. AMENDMENT.) Subsection 5 of section 39-04-19 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

5. Trucks or combinations of trucks and trailers weighing from 24,001 to 82,000 pounds (10886.66 to 37194.57 kilograms) which are used as farm vehicles only, shall be entitled to registration pursuant to the following fee schedule and the provisions of this subsection. Farm vehicles shall be considered for the purpose of this subsection, as trucks or combinations of trucks and trailers weighing from 24,001 to 82,000 pounds (10886.66 to 37194.57 kilograms) owned, or leased for a minimum period of one year by a bona fide resident farmer who uses such vehicles exclusively for transporting his own property or other property on a farm work exchange basis with other farmers between farms and the usual local trading places but not in connection with any commercial retail or wholesale business being conducted from such farms, nor otherwise for hire. ~~The registrar shall design a distinctive number plate for such vehicles, commencing with the next plate issue. Until the next plate issue, the registrar shall issue distinctive yearly renewal stickers.~~

YEARS REGISTERED

Gross Weights	YEARS REGISTERED			
	1st, 2nd, and 3rd Years	4th and 5th Years	6th and 7th Years	8th and Subsequent Years
24,001-26,000	\$ 86.00	\$ 69.00	\$ 52.00	\$ 31.00
26,001-28,000	96.00	77.00	58.00	35.00
28,001-30,000	106.00	85.00	64.00	39.00
30,001-32,000	116.00	93.00	70.00	43.00
32,001-34,000	126.00	101.00	76.00	47.00
34,001-36,000	136.00	109.00	82.00	51.00
36,001-38,000	146.00	117.00	88.00	55.00
38,001-40,000	156.00	125.00	94.00	59.00
40,001-42,000	166.00	133.00	100.00	63.00

42,001-44,000	176.00	141.00	106.00	67.00
44,001-46,000	186.00	149.00	112.00	71.00
46,001-48,000	196.00	157.00	118.00	75.00
48,001-50,000	206.00	165.00	124.00	79.00
50,001-52,000	216.00	173.00	130.00	83.00
52,001-54,000	226.00	181.00	136.00	87.00
54,001-56,000	236.00	189.00	142.00	91.00
56,001-58,000	246.00	197.00	148.00	95.00
58,001-60,000	256.00	205.00	154.00	99.00
60,001-62,000	266.00	213.00	160.00	103.00
62,001-64,000	276.00	221.00	166.00	107.00
64,001-66,000	286.00	229.00	172.00	111.00
66,001-68,000	296.00	237.00	178.00	115.00
68,001-70,000	306.00	245.00	184.00	119.00
70,001-72,000	316.00	253.00	190.00	123.00
72,001-74,000	326.00	261.00	196.00	127.00
74,001-76,000	336.00	269.00	202.00	131.00
76,001-78,000	346.00	277.00	208.00	135.00
78,001-80,000	356.00	285.00	214.00	139.00
80,001-82,000	366.00	293.00	220.00	143.00

SECTION 2. AMENDMENT.) Subsection 1 of section 39-04-23 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

39-04-23. REGISTERED MOTOR VEHICLE TRANSPORTING PROPERTY MAY CHANGE REGISTRATION TO HIGHER OR LOWER GROSS WEIGHT.)

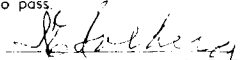
1. Any owner of a motor vehicle transporting property who has licensed such the vehicle for any gross weight limitations, may change such the registration to a higher gross weight limitation, by the payment of the difference between the fee required for the new registration and the fee paid for the registration under which the vehicle is being operated. ~~If such owner makes an application for such change of registration, such additional registration fee shall be for the remainder of the~~

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~~annual higher registration fee for each calendar month or fraction thereof. The fee shall equal one-twelfth of the annual higher registration fee less one-twelfth of the registration fee already paid, the difference multiplied by the number of whole and partial calendar months remaining in the registration period.~~ In no event shall such the fee be less than three five dollars."

And renumber the lines, sections, and pages accordingly.

And when so amended recommends the same do pass.

 Chairman
SENATOR I.E. SOLBERG

SENATE Bill No. 2248 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on TRANSPORTATION
to whom was referred Senate Bill No. 2272

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 6, line 4, delete the word "execpt" and insert in lieu thereof the word "except"

On page 19, line 32, delete the word "thevehicle" and insert in lieu thereof the words "the vehicle"

On page 28, following line 22, insert the following new paragraph:
(3) One at the traffic side of the disabled vehicle not less than ten feet rearward or forward thereof in the direction of the nearest approaching traffic. If a lighted red electric lantern or a red portable emergency reflector has been placed at the traffic side of the vehicle in accordance with paragraph (1) of this subdivision it may be used for this purpose.

On page 30, line 18, delete the word "fuses" and insert in lieu thereof the word "fusees"

On page 31, line 11, delete the words "may adopt" and insert in lieu thereof the words "shall promulgate"

On page 33, line 30, strike through the words "which is"

On page 33, line 34, strike through the words "it is"

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass

Senator Solberg Chairman
Senator Solberg
Senate Bill No. 2272 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs
to whom was referred Senate Bill No. 2294

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

H. Christensen Chairman
Senator Christensen
Senate Bill No. 2294 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs
to whom was referred Senate Bill No. 2305

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

H. Christensen Chairman
Senator Christensen

Senate Bill No. 2305 was rereferred to the Committee on Appropriations.

order of business on the calendar for the succeeding legislative day.

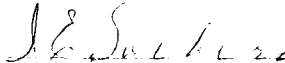
Mr. President: Your Committee on Transportation

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to whom was referred SENATE Bill No. 2357

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


 SENATOR I.E. SOLBERG Chairman

SENATE Bill No. 2357 was placed on the 11th


order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on Transportation

to whom was referred SENATE Bill No. 2361

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


 SENATOR I.E. SOLBERG Chairman

SENATE Bill No. 2361 was placed on the 11th

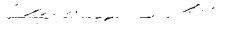
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on POLITICAL SUBDIVISIONS

to whom was referred Senate Bill No. 2366

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


 Senator Lodoen Chairman

Senate Bill No. 2366 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Political Subdivisions

to whom was referred Senate Bill No. 2370

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

William L. Lodaen
Senator Lodaen

Chairman

Senate Bill No. 2370 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES

to whom was referred Senate Bill No. 2375

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

William Jacobson
Senator Jacobson

Chairman

Senate Bill No. 2375 was placed on the Eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES

to whom was referred Senate Bill No. 2392

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

William Jacobson
Senator Jacobson

Chairman

Senate Bill No. 2392 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES

to whom was referred Senate Concurrent Resolution No. 4022

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 1, line 2, after the word "States" insert the words: "and the Congress"

On page 1, line 16, after the word "States" delete the word "is" and insert in lieu thereof the following: "and the Congress are"

On page 3, line 12, after the word "President" insert the words: "and the Congress"

On page 3, following line 19, insert the following paragraph:
"Further, we urge that copies of this Resolution be mailed to the Governor of each coal producing State in the Nation."

● GOODMAN		MILLER	●	SANDS	●	WENSTROM	●
● HANSON	●	MUTCH		SCHIRADO	●	● WRIGHT	
● HOFFNER	●	● NAADEN		● SHABLOW		MR. PRESIDENT	
● HOLMBERG	●	● NELSON		● SMYKOWSKI			

So the bill passed and the title was agreed to but the emergency clause lost for lack of a two-thirds majority.

MOTION

Senator Nothing moved that the Senate recess to meet in the House for a joint session to receive the message of the Honorable Milton R. Young, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 2393. — A Bill for an Act to amend and reenact section 15-10-02 of the North Dakota Century Code, to provide for an advisory faculty member to sit on the board of higher education.

Which has been read and has committee recommendation for Indefinite Postponement.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	MAYS	YEAS	N-V	MAYS	YEAS	N-V	MAYS	YEAS	N-V	MAYS
		●			ISZLER			●			SOLBERG
●					JACOBSON			●	●		● SORUM
		●			JONES	●		●	●		● STRAND
●					KRAUTER			●	●		● STRINDEN
		●			LASHKOWITZ			●	●		● TALLACKSON
		●			LEE	●		●	●		● TENNEFOS
		●			LIPS			●	●		● THANE
●					LODOEN	●		●	●		● VOSPER
		●			MELLAND			●	●		● WALSH
●					MILLER			●	●		● WENSTROM
		●			MUTCH	●		●	●		● WRIGHT
●					NAADEN			●	●		MR. PRESIDENT
		●			NELSON	●		●	●		
								●			
								●			

Senate Bill No. 2393 was declared lost.

SECOND READING OF SENATE

CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4007. — A concurrent resolution directing the Legislative Council to conduct a study of legislative retirement programs.

Was read the second time, and has committee recommendation for Indefinite Postponement.

The question being on the final adoption of the resolution.

Senate Concurrent Resolution No. 4007 was declared lost.

SECOND READING OF SENATE BILLS

Senate Bill No. 2325. — A Bill for an Act to authorize the legislative council to conduct public educational programs on referred measures; and declaring an emergency.

Which has been read.

Senator Jones moved that Senate Bill 2325 be amended as follows:

On page 1, line 15, delete the word "exits" and insert in lieu thereof the word "exists"

Senator Jones moved that the amendment be adopted, which motion prevailed.

Senator Jones moved that the rules be suspended, that Senate Bill No. 2325 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2325. — A Bill for an Act to authorize the legislative

council to conduct public educational programs on referred measures; 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, 21; nays, 24; absent and not voting, 5.

REGULAR SESSION									1979 LEGISLATURE								
YEAS			N-V			NAYS			YEAS			N-V			NAYS		
● ALBERS			● ISZLER			● NETHING			● SOLBERG								
● BARTH			● JACOBSON			● OLIN			● SORUM								
● BERUBE	●		● JONES	●		● ORANGE			● STRAND								
● CHRISTENSEN		●	● KRAUTER		●	● PETERSON			● STRINDEN								
● CUSSONS			● LASHKOWITZ		●	● RAIT	●		● TALLACKSON								
● DOTZENROD		●	● LEE		●	● REDLIN			● TENNEFOS								
● ERDMAN		●	● LIPS		●	● REITEN			● THANE								
● FARRINGTON			● LODOEN		●	● ROEN			● VOSPER								
● FRITZELLE			● MELLAN	●		● SANDNESS			● WALSH								
● GOODMAN		●	● MILLER			● SANDS			● WENSTROM								
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT								
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT								
● HOLMBERG		●	● NELSON		●	● SMYKOWSKI											

Senate Bill No. 2325 was declared lost.

Senate Bill No. 2014. North Dakota Soldiers' Home — A Bill for an Act making an appropriation for defraying the expenses of the soldiers' home of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 301, 302, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 6.

REGULAR SESSION									1979 LEGISLATURE								
YEAS			N-V			NAYS			YEAS			N-V			NAYS		
● ALBERS			● ISZLER			● NETHING			● SOLBERG								
● BARTH			● JACOBSON			● OLIN			● SORUM								
● BERUBE	●		● JONES	●		● ORANGE			● STRAND								
● CHRISTENSEN		●	● KRAUTER		●	● PETERSON			● STRINDEN								
● CUSSONS			● LASHKOWITZ		●	● RAIT			● TALLACKSON								
● DOTZENROD		●	● LEE		●	● REDLIN			● TENNEFOS								
● ERDMAN		●	● LIPS		●	● REITEN			● THANE								
● FARRINGTON			● LODOEN		●	● ROEN			● VOSPER								
● FRITZELLE			● MELLAN	●		● SANDNESS			● WALSH								
● GOODMAN		●	● MILLER			● SANDS			● WENSTROM								
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT								
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT								
● HOLMBERG		●	● NELSON		●	● SMYKOWSKI											

So the bill passed and the title was agreed to.

Senate Bill No. 2287. — A Bill for an Act to amend and reenact section 49-18-02 of the North Dakota Century Code, relating to excepting motor carriers transporting nonliquid fertilizers from regulation by the public service 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, 44; nays, 0; absent and not voting, 6.

REGULAR SESSION									1979 LEGISLATURE								
YEAS			N-V			NAYS			YEAS			N-V			NAYS		
● ALBERS			● ISZLER			● NETHING			● SOLBERG								
● BARTH			● JACOBSON			● OLIN			● SORUM								
● BERUBE	●		● JONES	●		● ORANGE			● STRAND								
● CHRISTENSEN		●	● KRAUTER		●	● PETERSON			● STRINDEN								
● CUSSONS			● LASHKOWITZ		●	● RAIT			● TALLACKSON								
● DOTZENROD		●	● LEE		●	● REDLIN			● TENNEFOS								
● ERDMAN		●	● LIPS		●	● REITEN			● THANE								
● FARRINGTON			● LODOEN		●	● ROEN			● VOSPER								

FRITZELL	MELLAND	SANDNESS	WALSH
GOODMAN	MILLER	SANDS	WENSTROM
HANSON	MUTCH	SCHIRADO	WRIGHT
HOFFNER	NAADEN	SHABLOW	MR. PRESIDENT
HOLMBERG	NELSON	SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2295. — A Bill for an Act to amend and reenact subsection 5 of section 43-35-02, and sections 43-35-07 and 43-35-17; and to repeal section 43-35-15 of the North Dakota Century Code, relating to certificates issued by the state board of water well contractors.

Which has been read.

Senator Lashkowitz moved to amend Senate Bill No. 2295 as follows:

On page 2, of the engrossed bill delete lines 27 and 28

Senator Lashkowitz moved that the amendments be adopted which motion prevailed.

Senator Lashkowitz moved that the rules be suspended, that Senate Bill No. 2295 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2295. — A Bill for an Act to amend and reenact subsection 5 of section 43-35-02, and sections 43-35-07 and 43-35-17; to repeal section 43-35-15 of the North Dakota Century Code, relating to certificates issued by the state board of water well contractors.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 306, the roll was called and there were ayes, 26; nays, 19; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON	●	●	OLIN	●	●	SORUM	
●			●	JONES		●	ORANGE	●	●	STRAND	
●		●	●	KRAUTER		●	PETERSON		●	STRANDEN	●
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE	●	●	REDLIN	●	●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●		●	●	LODGEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	●
●			●	MILLER		●	SANDS		●	WENSTROM	●
●			●	MUTCH	●	●	SCHIRADO		●	WRIGHT	●
●		●	●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI	●			

So the bill passed and the title was agreed to.

Senate Bill No. 2315. — A Bill for an Act to repeal chapter 19-05 of the North Dakota Century Code, relating to oleomargarine.

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, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●		●	●	KRAUTER		●	PETERSON		●	STRANDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE	●	●	REDLIN	●	●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●		●	●	LODGEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	●
●			●	MILLER		●	SANDS		●	WENSTROM	●
●			●	MUTCH	●	●	SCHIRADO		●	WRIGHT	●

• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2333. — A Bill for an Act to create and enact a new section to chapter 8-08 of the North Dakota Century Code, relating to a limitation on actions by common carriers.

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, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LOOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHRIADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2080
- Senate Bill No. 2091
- Senate Bill No. 2107
- Senate Bill No. 2121
- Senate Bill No. 2168
- Senate Bill No. 2182
- Senate Bill No. 2185
- Senate Bill No. 2187
- Senate Bill No. 2196
- Senate Bill No. 2198
- Senate Bill No. 2200
- Senate Bill No. 2234
- Senate Bill No. 2242
- Senate Bill No. 2262
- Senate Bill No. 2269
- Senate Bill No. 2284.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

- House Concurrent Resolution No. 3014

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

- House Bill No. 1047
- House Bill No. 1136
- House Bill No. 1141
- House Bill No. 1157
- House Bill No. 1182
- House Bill No. 1191

House Bill No. 1213
 House Bill No. 1235
 House Bill No. 1251
 House Bill No. 1275
 House Bill No. 1315
 House Concurrent Resolution No. 3015
 House Concurrent Resolution No. 3018.

ROY GILBREATH, Chief Clerk

FIRST READING OF HOUSE BILLS

House Bill No. 1043. — A Bill for an Act to amend and reenact sections 54-27-10 and 54-27-11 of the North Dakota Century Code, relating to the time during which appropriations become available.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1049. — A Bill for an Act to amend and reenact section 19-03.1-36 of the North Dakota Century Code, relating to the forfeiture of conveyances used to illegally transport controlled substances, raw materials, products, and equipment; for the seizure of such conveyances by law enforcement agencies; and allowing for the sale of conveyances and the deposit of remainder proceeds in the state, county, or city general fund.

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

House Bill No. 1068. — A Bill for an Act to require the assignment of justices of the supreme court to temporary duty in district court.

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

House Bill No. 1084. — A Bill for an Act to amend and reenact subsection 1 of section 54-07-01.2 and section 54-54-02 of the North Dakota Century Code, relating to the North Dakota council on the arts and humanities.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1103. — A Bill for an Act to authorize the state highway department, upon approval by the public service commission, to apply for rail service assistance under the Railroad Revitalization and Regulatory Reform Act of 1976, to authorize the highway department to act as the designated state agency to receive rail service assistance, and to authorize cooperation between the highway department and the public service commission to take steps necessary to improve transportation utilization; and declaring an emergency.

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

House Bill No. 1116. — A Bill for an Act to amend and reenact sections 54-34.2-02, 54-34.2-03, 54-34.2-04, and 54-34.2-05 of the North Dakota Century Code, relating to the administration and purpose of the Indian development fund.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1119. — A Bill for an Act to amend and reenact subsection 3 of section 54-52-17 of the North Dakota Century Code, relating to retirement dates under the public employees retirement system.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1180. — A Bill for an Act to amend and reenact subsection 3 of section 38-08-11 of the North Dakota Century Code, relating to emergency rules of the industrial commission.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1200. — A Bill for an Act to amend and reenact sections 23-27-01; 23-27-02, 23-27-03, 23-27-04, and 23-27-05 of the North Dakota Century Code, relating to licensing of ambulance services.

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

House Bill No. 1204. — A Bill for an Act to amend and reenact sections 15-04-13, 15-04-15, 15-04-16, and 15-08-11 relating to the issuance of receipts by the state land department.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1269. — A Bill for an Act to amend and reenact section 57-38.1-02 of the North Dakota Century Code, relating to the taxation of public utilities; and providing for an effective date.

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

House Bill No. 1283. — A Bill for an Act to amend and reenact section 39-01-13, subsections 1 and 2 of section 39-06-07, section 39-06-08, subsection 1 of section 39-06-14, section 39-06-31, subsection 1 of section 39-06-40.1, section 39-08-09, and section 39-16-05 of the North Dakota Century Code, relating to financial responsibility and driver's licenses.

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

House Bill No. 1286. — A Bill for an Act to amend and reenact section 60-05-04 of the North Dakota Century Code, relating to fees paid to an examiner for installing and examining the accounting system of an elevator or public warehouse.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1287. — A Bill for an Act to amend and reenact section 39-06-20 of the North Dakota Century Code, section 39-06-21 of the 1977 supplement to the North Dakota Century Code, and sections 39-06-26 and 39-06-29 of the North Dakota Century Code, relating to drivers' addresses, the reporting of convictions of nonresidents, the reporting of convictions by courts and driver's license application.

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

House Concurrent Resolution No. 3019. — A concurrent resolution directing a Legislative Council study of the real property laws of North Dakota, particularly with respect to those laws affecting mobile home ownership.

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

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

Senator Nething moved that at the conclusion of the 13th Order of Business and after the reading of Senate Bills No. 2149, 2165, 2245, 2248, 2294, 2353, 2357, 2361, 2366, 2370, 2375 and 2392, the Senate adjourn and will convene at 1:30 P.M., Monday, January 29, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

NINETEENTH DAY

Bismarck, January 29, 1979

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

The prayer was offered by Rev. Norman E. Winkelman, Pastor Calvary United Methodist Church, Bismarck.

Almighty God, You have promised to lead us by Your Holy Spirit into all truth. Prepare our hearts and minds for the business of this day, that we may conduct ourselves with true courtesy and honor. Compel us to be just and honest in all our dealings. Let our motives be above suspicion. Let our word be our bond. Save us from the fallacy of depending upon our personality, or ingenuity, or position, to solve our problems. Since You have the answers, O God, make us willing to listen to you, so that Your will may be done in us. Through Jesus Christ our Lord. Amen.

The roll was called and all members were present except Senators Jones and Melland. Senator Jones is absent from Session today as he is attending the funeral of his wife's mother.

A quorum was declared by the President.

Correction and Revision of The Journal

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

On page 347, delete line 18

On page 347, delete lines 19 through 36 and insert them under line 13 on page 350

On page 348, delete lines 2 through 6 and insert them below lines 31 on page 350

On page 356, line 54, delete exits and insert in lieu thereof "exits"

On page 357, line 25 delete Solidiers' and insert in lieu thereof Soldiers'

In the Journal of the Seventeenth day, page 331, line 14, delete parol and insert in lieu thereof parole

And when so corrected recommends that the same be approved.

SENATOR CUSSONS moved that the report be adopted, which motion prevailed.

James H. Tennifos Chairman
SENATOR TENNIFOS

JOURNAL OF THE SENATE

SIGNING OF BILLS

The Secretary announced that the President was about to sign:
Senate Concurrent Resolution No. 4024

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 herewith the following:
Senate Concurrent Resolution No. 4024

Which the President has signed and your signature is respectfully re-
quested.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following:
Senate Concurrent Resolution No. 4024

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

Report of Procedural Committee

MR. PRESIDENT:

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

- SB NO. 2165
- SB NO. 2245
- SB NO. 2295
- SB NO. 2310
- SB NO. 2325
- SB NO. 2353

and find the same correctly ~~Re~~ Engrossed


Senator Peterson Chairman

Senator Dotzenrod 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:

- SB NO. 2149

and find the same correctly Re Engrossed


Senator Peterson Chairman

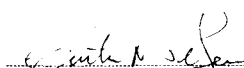
Senator Dotzenrod moved that the report be adopted, which motion prevailed.

MR. PRESIDENT:

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

- SCR NO. 4024

and find the same correctly Enrolled
~~REGISTERED~~


Chairman
Senator Peterson

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

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2004 as recommended by the Committee on Appropriations as printed on page 345 of the Senate Journal be adopted, which motion prevailed.

Senator Jacobson moved that the amendments to Senate Bill No. 2214 as recommended by the Committee on Natural Resources as printed on page 345 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to Senate Bill No. 2246 as recommended by the Committee on Transportation as printed on pages 345 - 348 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to Senate Bill No. 2248 as recommended by the Committee on Transportation as printed on pages 348 - 350 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to Senate Bill No. 2272 as recommended by the Committee on Transportation as printed on pages 350, 351 of the Senate Journal be adopted, which motion prevailed.

Senator Jacobson moved that the amendments to Senate Concurrent Resolution 4022 as recommended by the Committee on Natural Resources as printed on pages 353, 354 of the Senate Journal be adopted, which motion prevailed.

Report of Standing Committee

Mr. President : Your Committee on Appropriations
to whom was referred Senate Bill No. 2011

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

- On page 1, line 3, after the word "Dakota" insert the words
"; and declaring an emergency"
- On page 1, line 20, delete the numerals "3,858,901" and insert
in lieu thereof the numerals "3,916,012"
- On page 1, line 21, delete the numerals "1,790,214" and insert
in lieu thereof the numerals "1,803,977"
- On page 1, line 23, delete the numerals "1,356,680" and insert
in lieu thereof the numerals "397,630"
- On page 2, line 1, delete the numerals "7,114,832" and insert
in lieu thereof the numerals "6,226,656"
- On page 2, line 3, delete the numerals "6,624,612" and insert
in lieu thereof the numerals "5,736,436"
- On page 2, line 6, delete the numerals "472,424" and insert in
in lieu thereof the numerals "441,490"
- On page 2, line 10, delete the numerals "3,672,122" and insert
in lieu thereof the numerals "3,641,188"

On page 2, line 11, delete the numerals "6,624,612" and insert in lieu thereof the numerals "5,736,436"

On page 2, line 12, delete the numerals "4,162,342" and insert in lieu thereof the numerals "4,131,408"

On page 2, line 13, delete the numerals "10,786,954" and insert in lieu thereof the numerals "9,867,844"

On page 2, delete lines 14 through 30

On page 2, after line 30, insert the following section:

"SECTION 2. TRANSFER AND APPROPRIATION.) There is hereby transferred from the penitentiary insurance recovery fund to the roughrider industries the sum of \$125,390.00, which amount is hereby appropriated, for expenditures pursuant to the line item "land, structures, and major improvements" in subdivision 2 of section 1 of this Act."

On page 2, line 31, delete the numeral "4" and insert in lieu thereof the numerals "3"

On page 3, line 4, delete the numeral "5" and insert in lieu thereof the numeral "4"

On page 3, after line 11, insert the following section:

"SECTION 5. EMERGENCY.) The line item entitled "land, structures, and major improvements" in subdivision 2 of section 1 of this Act and all of section 2 of this Act are hereby declared to be an emergency measure and shall be in full force and effect after their passage and approval."

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass.

STATEMENT OF PURPOSE OF AMENDMENT:

Penitentiary

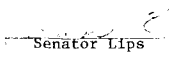
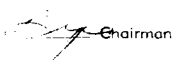
This amendment increases the recommended appropriation for salaries and wages by \$57,111 by adding \$123,696 to provide 6.5 percent annual salary increases and adequate fringe benefits for full family medical insurance; adding \$38,603 for a plumber; and deleting \$105,188 for four new male correctional officers. This appropriation as amended provides \$70,824 for four female correctional officers, \$28,801 for a food service supervisor, and \$38,603 for a plumber.

The operating expense line item is increased \$13,763 to provide adequate funds for continuing operations. The operating expense line item includes \$166,311 for natural gas, \$43,425 for electricity, \$47,000 for heating fuel oil, and \$605,149 for food.

The land, structures, and major improvements line item is reduced \$959,050 by deleting \$1,257,500 for a women's detention facility at the State Industrial School and by adding \$298,450 to remodel the honor dormitory at the Penitentiary to house female prisoners and to construct a modular housing unit to replace the honor dormitory for male prisoners.

Roughrider Industries

The recommended appropriation for the Roughrider Industries is reduced \$30,934 by adding \$11,170 to provide adequate funds for 6.5 percent annual salary increases and adequate fringe benefits for full family medical insurance and by deleting \$40,776 for a new factory manager position. This appropriation provides \$111,741 for three new positions of a factory manager, an accountant II, and a maintenance supervisor.

Senate Bill No. 2011 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education
 to whom was referred Senate Bill No. 2056

Has had the same under consideration and recommends that the same

- do pass
 be indefinitely postponed
 be placed on calendar without recommendation

be amended as follows:

On page 1, line 3, delete the words "subsection 1 of"

On page 2, line 11, after the word "board," insert the following:
"how each district will be represented."

On page 2, line 14, delete the following: "Each school district in"
 On page 2, delete lines 15 through 18

On page 3, line 17, after the word "employees." add the following:
"Rights which teachers shall have during the transition as set forth herein shall include, but not be limited to, those rights available under 15-47-27 and 15-47-38 of the North Dakota Century Code."

On page 4, line 12, delete the words "Subsection 1 of section" and insert in lieu thereof the word "Section"

On page 4, line 22, delete the word "shall" and insert in lieu thereof the word "may"

On page 4, after line 24, insert the following:

2. "Special education" means classroom, home, hospital, institutional, or other instruction to meet the needs of handicapped children, transportation, and corrective and supporting services required to assist exceptional children in taking advantage of, or responding to, educational programs and opportunities.
3. "Handicapped child" means a child who is mentally retarded, hard of hearing, deaf, speech impaired, visually handicapped, emotionally disturbed, specific learning disabled, crippled, or otherwise health impaired who by reason thereof requires special education and related services.
4. "Gifted child" means a gifted and talented child identified by professional, qualified persons, who, by virtue of outstanding abilities, is capable of high performance and who requires differentiated educational programs and services beyond those normally provided by the regular school program in order to realize his contributions to self and society.
5. "Learning disability" means a disorder in one or more of the basic psychological processes involved in understanding or in using spoken or written languages, and which may be manifested in disorders of listening, thinking, talking, reading, writing, spelling, or arithmetic. The term "learning disability" shall include, but not be limited to, such conditions as perceptual handicaps, brain injury, minimal brain dysfunction, dyslexia, and developmental aphasia, but shall not include learning problems due primarily to visual, hearing or motor handicaps, mental retardation, emotional disturbance, or environmental disadvantage."

On page 5, line 10, after the word "services." insert the following:
"Contracts for service for children enrolled in state schools or institutions shall be at the expense of the state school or institution."

On page 7, line 2, strike the word "three" and insert in lieu thereof the numerals "2.5"

On page 7, line 7, after the word "school." insert the following: "The school district shall, also pay transportation to the private or public school as prescribed by regulations of the superintendent of public instruction. The remainder of the actual cost of educating the handicapped student not covered by other payments or credits shall be paid from funds appropriated by the legislative assembly for special education notwithstanding limitations cited in Section 15-59-06."

On page 7, line 7, after the word "school." strike the words "The district of the"

On page 7, strike lines 8 through 10

On page 7, line 11, strike the words "private, nonsectarian nonprofit corporation"

On page 7, line 11, delete the words "or out-of-state"

On page 7, line 12, delete the words "public school."

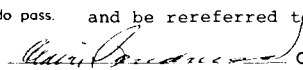
On page 7, line 16, strike through the words "foundation aid program" and insert in lieu thereof "state special education funds"

On page 7, strike through lines 19 through 30

On page 8, line 11, after the word "districts." insert the following: "Funds presently in the county special education program will be prorated back to all school districts within the county or multi-district special education board by a majority vote of the county special education board."

And renumber the lines, pages and sections accordingly

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

 Chairman
Senator Sandness

Senate Bill No. 2056 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION to whom was referred Senate Bill No. 2140

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Goodman

Senate Bill No. 2140 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

MONDAY, JANUARY 29, 1979

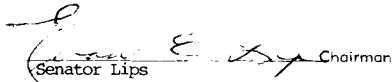
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Mr. President Your Committee on Appropriations
to whom was referred Senate Bill No. 2147

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


Senator Lips Chairman

Senate Bill No. 2147 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred Senate Bill No. 2159

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

on page 1, line 16 of the engrossed bill, delete "alleging
delinquent or unruly"

on page 1, line 17 of the engrossed bill, delete "behavior"

on page 2, line 18 of the engrossed bill, delete ", or by
order of the juvenile"

on page 2 of the engrossed bill, delete all of line 19

on page 2, line 20, of the engrossed bill, delete "section
27-20-06,"

on page 2 of the engrossed bill, delete all of lines 26
through 28

on page 3, line 3 of the engrossed bill, delete everything
after the period

on page 3 of the engrossed bill, delete all of lines 4 through 7

on page 3, line 8 of the engrossed bill, delete "vacation
of the decree."

and renumber pages and lines accordingly

And when so amended recommends the same do pass


Senator Sands Chairman

Senate Bill No. 2159 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Industry, Business and Labor
to whom was referred SB Bill No. 2183

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 2, before the period, insert the words "and requirement of notification of change in control"

On page 1, line 11, indent and add before the first word the numeral "1."

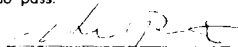
On page 1, line 21, following the first period, delete the following: "Whenever a change of stock ownership is made," and insert in lieu thereof a new paragraph as follows:

"2. Whenever a change in control occurs, a letter indicating the parties involved in the change, the amount of stock, the date of transfer, and to whom transferred shall be forwarded to the commissioner within ten days of such change. For purposes of this section "control" shall mean the power, directly or indirectly, to direct the management or policies of the banking association or to vote twenty-five percent or more of any class of voting securities of the banking association."

On page 1, delete lines 22 and 23

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


 _____ Chairman
 Senator Reiten

Senate Bill No. 2183 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred Senate Bill No. 2184

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 _____ Chairman
 Senator Reiten

Senate Bill No. 2184 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred Senate Bill No. 2195

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten

Senate Bill No. 2195 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2206

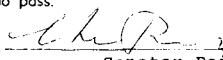
Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 7, line 2, after the word "be" delete the word "procecuted" and insert in lieu thereof the word "prosecuted"

And when so amended recommends the same do pass.

 Chairman
Senator Reiten

Senate Bill No. 2206 was placed on the sixth

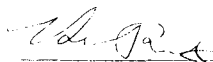
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred Senate Bill No. 2230

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten

Senate Bill No. 2230 was placed on the eleventh

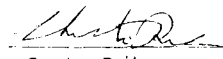
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred Senate Bill No. 2240

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten

Senate Bill No. 2240 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2282

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Goodman
Senator Goodman Chairman

Senate Bill No. 2282 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
to whom was referred Senate Bill No. 2285

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Chairman Sandness
Senator Sandness Chairman

Senate Bill No. 2285 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2299

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Goodman
Senator Goodman Chairman

Senate Bill No. 2299 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
to whom was referred Senate Bill No. 2317

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Richard Sandness Chairman

Senator Sandness

Senate Bill No. 2317 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs

to whom was referred Senate Bill No. 2344

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete the word "section" and insert in lieu thereof the word "sections" and before the word "of" insert the following: "and 50-24.1-07"

On page 1, line 18, delete the word "fifteen" and insert in lieu thereof the word "twelve"

On page 2, after line 5, add the following:

SECTION 2. AMENDMENT.) Section 50-24.1-07 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

50-24.1-07. RECOVERY FROM ESTATE OF MEDICAL ASSISTANCE RECIPIENT.) On the death of any recipient of medical assistance who was sixty-five years of age or older when he received such assistance, the total amount of medical assistance paid on behalf of the decedent following his sixty-fifth birthday shall be allowed as a preferred claim against the decedent's estate after funeral expenses not in excess of nine twelve hundred dollars, expenses of last illness, and expenses of administering the estate, including attorney's fees approved by the court, and claims on behalf of the state hospital have been paid. No claim shall be allowed during the lifetime of the decedent's surviving spouse, if any, nor while there is a surviving child who is under the age of twenty-one years or is blind or permanently and totally disabled.

And renumber lines, sections and pages accordingly.

And when so amended recommends the same do pass.

Richard Christensen Chairman
Senator Christensen

Senate Bill No. 2344 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR

to whom was referred Senate Bill No. 2345

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

JOURNAL OF THE SENATE

Senator Reiten

Chairman

Senate Bill No. 2345 was placed on the Eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred Senate Bill No. 2349

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Lips

Chairman

Senate Bill No. 2349 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs

to whom was referred Senate Bill No. 2390

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 3, delete the following: "section 37-20-01" and insert in lieu thereof the following: "chapter 37-20"

On page 5, line 18, delete the following: "Section 37-20-01" and insert in lieu thereof the following: "Chapter 37-20"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass

Senator Christensen

Chairman

Senate Bill No. 2390 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION

to whom was referred Senate Bill No. 2409

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Goodman Chairman
Senator Goodman

Senate Bill No. 2409 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred Senate Bill No. 2422

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Roen Vice Chairman
Senator Roen

Senate Bill No. 2422 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred Senate Bill No. 2451

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Roen Vice Chairman
Senator Roen

Senate Bill No. 2451 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES

to whom was referred Senate Concurrent Resolution No. 4012

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Jacobson Chairman
Senator Jacobson

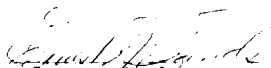
Senate Concurrent Resolution No. 4012 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
Senate Concurrent Resolution
to whom was referred. Bill No. 4015

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


Senator Sands Chairman

Senate Concurrent Bill No. 4015
Bill No. _____ was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE BILLS

House Bill No. 1047. — A Bill for an Act to create and enact a new section to chapter 23-09 of the North Dakota Century Code, relating to annual food service, sanitation, and medical services inspection of all state institutions by the state department of health.

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

House Bill No. 1136. — A Bill for an Act to amend and reenact sections 37-03-08, 37-10-01, 37-10-03, 37-10-03.3 and 37-10-03.4, and to repeal sections 37-10-05 and 37-10-06 of the North Dakota Century Code, relating to national guard facilities and military property.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1141. — A Bill for an Act to amend and reenact section 20.1-01-07 of the North Dakota Century Code, relating to the use of motor vehicles in hunting big or small game other than waterfowl.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1157. — A Bill for an Act to create and enact a new subsection to section 44-08-04 of the North Dakota Century Code, relating to reimbursement of state officials for foreign travel.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1182. — A Bill for an Act to create and enact a new subsection to section 30.1-19-03 of the North Dakota Century Code, relating to limitations on the presentation of claims against a decedent's estate.

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

House Bill No. 1191 — A Bill for an Act to amend and reenact section 4-30-05, 6-07-14, 25-09-05, 32-12-02, 36-04-11, 36-04-13, 52-06-27, 57-08-01, 57-08-02, 60-04-03, and 65-10-01 of the North Dakota Century Code, relating to the venue of various actions.

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

House Bill No. 1213. — A Bill for an Act to amend and reenact sections 39-03A-09, 39-03A-12, and 39-03A-14 of the North Dakota Century Code, relating to the North Dakota highway patrolmen's retirement system.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1235. — A Bill for an Act to amend and reenact section 20.1-01-08 of the North Dakota Century Code, relating to the hunting of raccoons with an artificial light.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1251. — A Bill for an Act to amend and reenact subsection 4 of section 10-04-03 of the North Dakota Century Code, relating to the collection of fees under the Securities Act, to amend and reenact subsection 6 of section 10-04-05 of the North Dakota Century Code, relating to the exemption from registration of certain blue chip securities with proven records, to amend and reenact section 10-04-08 of the North Dakota Century Code, relating to the registration of securities by qualification and to the fees charged for such registration, to amend and reenact subsection 6 of section 10-04-10 of the North Dakota Century Code, relating to the fees charged for registration of dealers, salesmen, and investment advisers under the Securities Act, to amend and reenact section 10-04-14 of the North Dakota Century Code, relating to service of process under the Securities Act, and to amend and reenact section 10-04-18 of the North Dakota Century Code, relating to the penalty for violations of the Securities Act.

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

House Bill No. 1275. — A Bill for an Act to amend and reenact subsection 8 of section 57-37.1-01 of the North Dakota Century Code, relating to the federalizing of the estate tax; to amend and reenact subsection 1 of section 57-37.1-03 of the North Dakota Century Code, relating to the determination of the taxable estate; and to amend and reenact subsection 1 of section 57-37.1-13 of the North Dakota Century Code, relating to notice of transfer of a decedent's assets:

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

House Bill No. 1315. — A Bill for an Act to amend and reenact section 15-53.1-42 of the North Dakota Century Code, allowing school districts which are dissolving to join a contiguous district operating either an accredited or unaccredited high school.

Which was read the first time and referred to the Committee on Education.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3015. — A concurrent resolution directing the Legislative Council to study public and private cost containment procedures relating to hospitals, clinics, nursing homes, insurance companies providing health care coverage, physicians, dentists, optometrists, podiatrists, and others providing health care services.

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

House Concurrent Resolution No. 3018. — A concurrent resolution directing a Legislative Council study of the desirability and feasibility of increased use of paraprofessional medical personnel as a means of lowering the high costs of medical care in North Dakota.

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

FIRST READING OF
SENATE CONCURRENT RESOLUTIONS

Senators Hoffner, Nething, Reiten, Reps. Backes, Strinden introduced:
Senate Concurrent Resolution No. 4047. — A concurrent resolution offering a panegyric pronouncement on the press; declaring Thursday, February 15, 1979, as North Dakota Editors Day at the Forty-sixth Legislative Assembly; and welcoming Mr. Walter Ridder, a distinguished journalist and former national columnist, to North Dakota.

Was read the first time.

Senator Hoffner moved that the rules be suspended, that Senate Concurrent Resolution No. 4047 not be printed, not be referred to a committee, but be read in its entirety, printed in the Journal and placed on the calendar for second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 4047

Introduced by Senators Hoffner, Nething, Reiten, Reps. Backes, Strinden.

A concurrent resolution offering a panegyric pronouncement on the press; declaring Thursday, February 15, 1979, as North Dakota Editors Day at the Forty-sixth Legislative Assembly; and welcoming Mr. Walter Ridder, a distinguished journalist and former national columnist, to North Dakota.

WHEREAS, despite the fact that as legislators we have all at times felt like Oscar Wilde who once said, "In the old days men had the rack. Now they have the press.", we nevertheless subscribe to the words of George Mason in the Virginia Bill of Rights: "The freedom of the press is one of the great bulwarks of liberty, and can never be restrained but by despotic governments." and

WHEREAS, such paeans of praise are appropriate for members of North Dakota's distinguished Fourth Estate, the editors and reporters of the state's daily, semiweekly and weekly newspapers, who are dedicated to informing North Dakotans and thus serve a vital function in the democratic processes; and

WHEREAS, the North Dakota Legislative Assembly receives thorough and complete coverage by the news media which enables it to better fulfill its governmental duties for the citizens of North Dakota, and for which it is much appreciative; and

WHEREAS, the North Dakota Newspaper Association and the North Dakota chapter of the Society of Professional Journalists — Sigma Delta Chi are co-sponsoring the biennial Editors Day at the Legislature February 15, 1979; and

WHEREAS, the Editors Day banquet, to which all members of the Forty-sixth Legislative Assembly will be invited by the press from their respective districts, will feature as a speaker Mr. Walter Ridder, a veteran Washington correspondent for the Knight-Ridder News Service and for many years a national columnist of note;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Forty-sixth Legislative Assembly commends and congratulates North Dakota's sempiternally vigilant press through this encomium for its continuing service to all North Dakotans, and declares Thursday, February 15, 1979, as Editors Day at the Forty-sixth Legislative Assembly; and

BE IT FURTHER RESOLVED, that the Forty-sixth Legislative Assembly extends a sincere and hardy North Dakota welcome to Mr. Walter Ridder, and hopes that his stay in the state is pleasant and enjoyable; and

BE IT FURTHER RESOLVED, that each legislator make every effort to attend the Editors Day banquet at the invitation of the press or be prepared to put up with two years of having their names misspelled; and

BE IT FURTHER RESOLVED, That the Secretary of State send copies of this resolution to Mr. Walter Ridder, to Dr. Vernon Keel and Professor Al Austin at the University of North Dakota Journalism Department, and to Mr. Gene Carr of the North Dakota Newspaper Association.

SECOND READING OF

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4047. — A concurrent resolution offering a panegyric pronouncement on the press; declaring Thursday, February 15, 1979, as North Dakota Editors Day at the Forty-sixth Legislative Assembly; and welcoming Mr. Walter Ridder, a distinguished journalist and former national columnist, to North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4047 was adopted.

MOTIONS

Senator Iszler moved that Senate Bill No. 2275 be returned to the Senate floor from the Committee on Natural Resources, which motion prevailed.

Senator Iszler requested the unanimous consent of the Senate to withdraw Senate Bill 2275. There being no objection, it was so ordered by the President.

Senator Strinden moved that Senate Bill No. 2274 be returned to the Senate floor from the Committee on Appropriations, which motion prevailed.

Senator Strinden requested the unanimous consent of the Senate to withdraw Senate Bill 2274. There being no objection, it was so ordered by the President.

Senator Lips moved that Senate Bill 2440 be returned to the Senate floor from the Committee on Appropriations, which motion prevailed.

Senator Lips moved that Senate Bill 2440 be re-referred to the Committee on State and Federal Government, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2149. — A Bill for an Act to provide for the creation of a board of medical investigations; to amend and reenact subsections 6, 7, and 8 of section 11-08-06; subsection 1 of section 11-08-08; sections 11-08-13 and 11-10-02; subsection 3 of section 11-10-06; sections 11-15-06; 11-15-22; 11-16-15; 12-45-01; 12-45-03; 14-02.1-10; subsection 2 of section 19-04-03; subsections 3, 4, and 5 of section 23-02.1-19; subsections 3, 4, and 5 of section 23-02.1-20; section 23-06-02; subsection 2 of section 23-06-13; subsection 2 of section 26-41-18; section 27-09.1-14; subsection 1 of section 27-10-03; subsection 1 of section 28-01-17; section 28-21-06; sections 28-21-18; 29-05-10; subsection 4 of section 29-17-36; section 32-22-10; 32-22-29; 32-22-39; 36-14-20; subsection 1 of section 39-08-13; sections 39-20-13; 44-11-01; and subsection 1 of section 50-25.1-03, removing references to county coroner; to repeal section 11-09-27 and chapters 11-19 and 11-19.1, relating to county and city coroners; providing a penalty, and providing an appropriation.

Which has been read and has committee recommendation for Indefinite Postponement.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		●
● BERUBE		●	● JONES			● ORANGE		●	● STRAND		●
● CHRISTENSEN	●		● KRAUTER		●	● PETERSON			● STRINDEN		●
● CUSSONS		●	● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD		●	● LEE			● REDLIN		●	● TENNEFOS		●
● ERDMAN		●	● LIPS		●	● REITEN			● THANE		●
● FARRINGTON		●	● LODOEN			● ROEN		●	● VOSPER		●
● FRITZELL	●		● MELLAN			● SANDNESS		●	● WALSH		●
● GOODMAN		●	● MILLER		●	● SANDS			● WENSTROM		●
● HANSON		●	● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER		●	● NAADEN			● SHABLOW			● MR. PRESIDENT		●
● HOLMBERG		●	● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2361. — A Bill for an Act to amend and reenact section 39-16-03.1 of the North Dakota Century Code, relating to the number of years entries on driver records and abstracts are open to the public.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 1; nays, 43; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		●
● BERUBE		●	● JONES			● ORANGE		●	● STRAND		●
● CHRISTENSEN	●		● KRAUTER		●	● PETERSON			● STRINDEN		●
● CUSSONS		●	● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD		●	● LEE			● REDLIN		●	● TENNEFOS		●
● ERDMAN		●	● LIPS		●	● REITEN			● THANE		●
● FARRINGTON		●	● LODOEN			● ROEN		●	● VOSPER		●
● FRITZELL	●		● MELLAN			● SANDNESS		●	● WALSH		●
● GOODMAN		●	● MILLER		●	● SANDS			● WENSTROM		●
● HANSON		●	● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER		●	● NAADEN			● SHABLOW			● MR. PRESIDENT		●
● HOLMBERG		●	● NELSON			● SMYKOWSKI					

Senate Bill No. 2361 was declared lost.

Senate Bill No. 2366. — A Bill for an Act to amend and reenact section 11-11-28 of the North Dakota Century Code, dropping the requirement of a bid bond or certified check in bidding on vehicles if the bidder is already bonded.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAN			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2370. — A Bill for an Act to create and enact a new

section to chapter 47-05 of the North Dakota Century Code, relating to cancellation of certain easements; and to amend and reenact section 47-05-12 of the North Dakota Century Code, relating to extinguishment of servitudes.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 8; nays, 38; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			ISZLER ●			●		●	SOLBERG ●		
●			JACOBSON ●			●		●	SORUM ●		
	●		JONES ●			●		●	STRAND ●		
	●		KRAUTER ●			●		●	STRINDEN ●		
	●		LASHKOWITZ ●			●		●	TALLACKSON ●		
●			LEE ●			●		●	TENNEFOS ●		
	●		LIPS ●			●		●	THANE ●		
	●		LODOEN ●			●		●	VOSPER ●		
	●		MELLAND ●			●		●	WALSH ●		
	●		MILLER ●			●		●	WENSTROM ●		
	●		MUTCH ●			●		●	WRIGHT ●		
	●		NAADEN ●			●		●	MR. PRESIDENT		
	●		NELSON ●			●		●			
						●		●			
						●		●			

Senate Bill No. 2370 was declared lost.

Senate Bill No. 2375. — A Bill for an Act to create and enact a new section to chapter 20.1-02 of the North Dakota Century Code, relating to the powers of the state game and fish commissioner, deputy commissioner and any bonded appointees of the 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, 35; nays, 11; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			ISZLER ●			●		●	SOLBERG ●		
	●		JACOBSON ●			●		●	SORUM ●		
	●		JONES ●			●		●	STRAND ●		
	●		KRAUTER ●			●		●	STRINDEN ●		
	●		LASHKOWITZ ●			●		●	TALLACKSON ●		
●			LEE ●			●		●	TENNEFOS ●		
	●		LIPS ●			●		●	THANE ●		
	●		LODOEN ●			●		●	VOSPER ●		
	●		MELLAND ●			●		●	WALSH ●		
	●		MILLER ●			●		●	WENSTROM ●		
	●		MUTCH ●			●		●	WRIGHT ●		
	●		NAADEN ●			●		●	MR. PRESIDENT		
	●		NELSON ●			●		●			
						●		●			
						●		●			

So the bill passed and the title was agreed to.

Senate Bill No. 2376. — A Bill for an Act to amend and reenact sections 11-27-09.1 and 57-02.1-06 of the North Dakota Century Code, relating to allocation of federal and state payments for game and fish lands.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 6; nays, 43; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
	●		ISZLER ●			●		●	SOLBERG ●		
	●		JACOBSON ●			●		●	SORUM ●		
	●		JONES ●			●		●	STRAND ●		
	●					●		●			
	●					●		●			

CHRISTENSEN	•	KRAUTER	•	PETERSON	•	•	STRINDEN
CUSSONS	•	LASHKOWITZ	•	RAIT	•	•	TALLACKSON
DOTENROD	•	LEE	•	REDLIN	•	•	TENNEFOS
ERDMAN	•	LIPS	•	REITEN	•	•	THANE
FARRINGTON	•	LODOEN	•	ROEN	•	•	VOSPER
FRITZELL	•	WELLAND	•	SANDNESS	•	•	WALSH
GOODMAN	•	MILLER	•	SANDS	•	•	WENSTROM
HANSON	•	MUTCH	•	SCHIRADO	•	•	WRIGHT
HOFFNER	•	NAEDEN	•	SHARLOW	•	•	MR. PRESIDENT
HOLMBERG	•	NELSON	•	SMYKOWSKI	•		

Senate Bill No. 2376 was declared lost.

Senate Bill No. 2392. — A Bill for an Act to create and enact a new section to chapter 20.1-08 of the North Dakota Century Code, relating to the proclamation of a muzzle loading rifle season.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 5; nays, 44; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	ISZLER	•	•	NETHING	•	•	SOLBERG	•	•
		•	JACOBSON	•	•	OLIN	•	•	SORUM	•	•
		•	JONES	•	•	ORANGE	•	•	STRAND	•	•
		•	KRAUTER	•	•	PETERSON	•	•	STRINDEN	•	•
		•	LASHKOWITZ	•	•	RAIT	•	•	TALLACKSON	•	•
		•	LIPS	•	•	REDLIN	•	•	TENNEFOS	•	•
		•	LODOEN	•	•	REITEN	•	•	THANE	•	•
		•	WELLAND	•	•	SANDNESS	•	•	WALSH	•	•
		•	MILLER	•	•	SANDS	•	•	WENSTROM	•	•
		•	MUTCH	•	•	SCHIRADO	•	•	WRIGHT	•	•
		•	NAEDEN	•	•	SHARLOW	•	•	MR. PRESIDENT		
		•	NELSON	•	•	SMYKOWSKI	•				

Senate Bill No. 2392 was declared lost.

SECOND READING OF HOUSE BILLS

House Bill No. 1111. — A Bill for an Act to amend and reenact section 57-47-04 of the North Dakota Century Code, relating to the approval of loan applications by the Bank of North Dakota instead of the industrial 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, 46; nays, 3; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			ISZLER	•	•	NETHING	•	•	SOLBERG	•	•
•			JACOBSON	•	•	OLIN	•	•	SORUM	•	•
•			JONES	•	•	ORANGE	•	•	STRAND	•	•
•			KRAUTER	•	•	PETERSON	•	•	STRINDEN	•	•
•			LASHKOWITZ	•	•	RAIT	•	•	TALLACKSON	•	•
•			LIPS	•	•	REDLIN	•	•	TENNEFOS	•	•
•			LODOEN	•	•	REITEN	•	•	THANE	•	•
•			WELLAND	•	•	SANDNESS	•	•	WALSH	•	•
•			MILLER	•	•	SANDS	•	•	WENSTROM	•	•
•			MUTCH	•	•	SCHIRADO	•	•	WRIGHT	•	•
•			NAEDEN	•	•	SHARLOW	•	•	MR. PRESIDENT		
•			NELSON	•	•	SMYKOWSKI	•				

So the bill passed and the title was agreed to.

Senator Nothing moved that a committee of three be appointed to serve as a committee on Joint Memorial Service which motion prevailed.

APPOINTMENT OF COMMITTEE

President Sanstead announced the appointment of the following committee:

COMMITTEE ON JOINT MEMORIAL SERVICE

Senator Christensen

Senator Sorum

Senator Berube

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1038

House Bill No. 1063

House Bill No. 1064

House Bill No. 1135

House Bill No. 1139

House Bill No. 1160

House Bill No. 1185

House Bill No. 1248

House Bill No. 1290

House Bill No. 1301

House Bill No. 1356

House Concurrent Resolution No. 3007.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Concurrent Resolution No. 3014.

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. 3014.

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 herewith the following:

House Concurrent Resolution No. 3014.

Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2021

Senate Bill No. 2023

Senate Bill No. 2052

Senate Bill No. 2223

Senate Bill No. 2224

Senate Bill No. 2297

Senate Bill No. 2319

Senate Bill No. 2377

Senate Concurrent Resolution No. 4013.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 4024

Was delivered to the Secretary of State on January 29, 1979.

SENATOR PETERSON, Chairman

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

Senator Nething moved that after the reading of Senate Bills 2004, 2140, 2147, 2165, 2184, 2195, 2214, 2230, 2240, 2246, 2248, 2272, 2282, 2285, 2299, 2317, 2345, 2349, 2409, 2422, 2451 and SCR's 4012, 4015, and 4022, the Senate adjourn and will convene at 1:00 P.M., Tuesday, January 30, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTIETH DAY

Bismarck, January 30, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Harold Vold, Concordia College, Moorhead, Minnesota.

PRAYER IN THE SENATE

O God Our Father, we pray that the people of America, who have made such progress in material things, may now seek to grow in spiritual understanding.

For we have improved means, but not improved ends. We have better ways of getting there, but we have no better places to go. We can save more time, but are not making any better use of the time we save.

We need Thy help to do something about the world's true problems; the problem of lying, which is called propaganda; the problem of selfishness, which is called self-interest; the problem of greed, which is often called profit; the problem of license, disguising itself as liberty; the problem of lust, masquerading as love; the problem of materialism, the hook which is baited with security.

Hear our prayers, O Lord, for the spiritual understanding which is better than political wisdom, that we may see our problems for what they are. This we ask in Jesus' name. Amen.

Peter Marshall

The roll was called and all members were present except Senator Miller Heinrich.

A quorum was declared by the President.

Correction and Revision of The Journal

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

On page 383, line 61, delete the numeral 7 and insert in lieu thereof the numeral 6, and also on line 61, delete the numeral 42 and insert in lieu thereof the numeral 43.

On page 383, line 67, change Orange's vote from yea to nay.

And when so corrected recommends that the same be approved

SENATOR SHABLOW moved that the report be adopted, which motion prevailed.

 Chairman
SENATOR TENNEPOS

Report of Procedural Committee

MR. PRESIDENT:

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

- SB NO. 2004
- SB NO. 2214
- SB NO. 2246
- SB NO. 2248
- SB NO. 2272
- SCR NO. 4022

and find the same correctly ~~Enrolled~~ Engrossed

Senator Peterson Chairman
Senator Peterson

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

Report of Standing Committee

Mr. President: Your Committee on Judiciary to whom was referred Senate Bill No. 2050

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Sands Chairman
Senator Sands

Senate Bill No. 2050 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2191

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Reiten Chairman
Senator Reiten

Senate Bill No. 2191 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2197

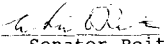
Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2, line 23, after the word "subject" delete the hyphen "-"

And when so amended recommends the same do pass.


Senator Reiten Chairman

Senate Bill No. 2197 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2199

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2, line 15, delete the words "with the"

On page 2, line 16, delete the words "effective date of this section"
and insert in lieu thereof the words "July 1, 1979"

And renumber the lines accordingly

And when so amended recommends the same do pass.


Senator Reiten Chairman

Senate Bill No. 2199 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2209

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


Senator Reiten Chairman

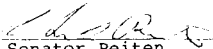
Senate Bill No. 2209 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2211

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

Senate Bill No. 2211 was placed on the eleventh

 Senator Reiten Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2221

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

Senate Bill No. 2221 was placed on the eleventh

 Senator Reiten Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2251

Has had the same under consideration and recommends that the same

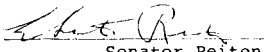
- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

On page 2, line 1, after the word "within" delete the numeral "61"
and insert in lieu thereof the words "thirty-one"

On page 2, line 3, after the word "such" delete the numeral "61"
and insert in lieu thereof the words "thirty-one"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Senate Bill No. 2251 was placed on the sixth

 Senator Reiten Chairman

order of business on the calendar for the succeeding legislative day.

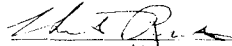
Mr. President: Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2270

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Reiten

Chairman

Senate Bill No. 2270 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2271

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Reiten

Chairman

Senate Bill No. 2271 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.


Mr. President Your Committee on Judiciary

to whom was referred Senate Bill No. 2301

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sands

Chairman

Senate Bill No. 2301 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Judiciary

to whom was referred Senate Bill No. 2304

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Charles W. Sands Chairman
Senator Sands

Senate Bill No. 2304 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Judiciary

to whom was referred Senate Bill No. 2324

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Charles W. Sands Chairman
Senator Sands

Senate Bill No. 2324 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education

to whom was referred Senate Bill No. 2372

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 8, after the word "board," insert the following:
"which shall be unanimous,"

And when so amended recommends the same do pass.

Charles W. Sands Chairman
Senator Sandness

Senate Bill No. 2372 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education

to whom was referred Senate Bill No. 2395

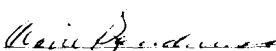
Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

TUESDAY, JANUARY 30, 1979

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 Chairman
Senator Sandness
Senate Bill No. 2395 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2473

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

PROPOSED AMENDMENTS TO SENATE BILL NO. 2473

Page 1, line 1, delete ", subsection 6"

Page 1, line 2, delete "and subsection 7"

Page 1, line 3, delete "subsection 1 and"

Page 2, line 5, delete the words "and industrial"

Page 2, delete lines 6 through 8

Page 2, line 9, delete the word "property,"

Page 2, delete lines 31 through 35

Page 3, delete lines 1 through 34

Page 5, line 2, strike through the word "a"

Page 5, line 3, strike through the word "engineer" and insert the word
"engineers"

Page 5, line 3, strike through "is" and insert "are"

On page 5, line 3, strike through the word "citizen" and insert
"citizens"

On page 5, line 3, strike through "resident" and insert "residents"

Page 5, line 4, strike through "shall"

Page 5, line 5, strike through "shall"

Page 5, line 6, strike through "shall"

Page 5, line 12, delete "shall have" insert in lieu thereof "has"

Page 5, line 13, delete "shall have" insert in lieu thereof "has"


Page 5, delete lines 15 through 35

Page 6, delete lines 1 through 5

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Renumber Sections, subsections, lines and pages accordingly.

And when so amended recommends the same do pass.



Senator Jones Chairman

Senate Bill No. 2473 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on STATE AND FEDERAL GOVERNMENT
to whom was referred House Bill No. 1042

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 2, of the engrossed bill, after the word "to"
delete the word "the"

On page 1, line 3, of the engrossed bill, delete the words
"timing of"

On page 1, line 3, of the engrossed bill, after the first word
"the" insert the words "classification and"

On page 1, line 4, of the engrossed bill, after the word
"division" delete the following: ", and providing for
exceptions"

On page 1, line 10 of the engrossed bill, after the word "TO"
insert the words "CLASSIFICATION AND"

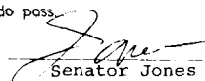
On page 1, line 10, of the engrossed bill, after the word "to"
insert the words "classification and"

On page 1, line 14 of the engrossed bill, delete everything after
the period

On page 1 of the engrossed bill delete lines 15 through 17

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.



Senator Jones Chairman

House Bill No. 1042 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government
to whom was referred House Bill No. 1045

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Jones
 _____ Chairman
 Senator Jones

House _____ Bill No. 1045 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State & Federal Government
 to whom was referred House Bill No. 1079

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Jones
 _____ Chairman
 Senator Jones

House _____ Bill No. 1079 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State & Federal Government
 to whom was referred House Bill No. 1083

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Jones
 _____ Chairman
 Senator Jones

House _____ Bill No. 1083 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2011 as recommended by the Committee on Appropriations as printed on pages 365 - 367 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to Senate Bill No. 2056 as recommended by the Committee on Education as printed on pages 367, 368 of the Senate Journal be adopted, and that Senate Bill 2056 be referred to the Committee on Appropriations, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2159 as recommended by the Committee on Judiciary as printed on page 369 of the Senate Journal not be adopted, which motion prevailed.

Senator Lashkowitz moved that Senate Bill 2159 be amended as follows:

On page 1, line 1, after the words "A BILL", delete the remainder of the line and bill and insert in lieu thereof the following: "for an Act to amend and reenact section 50-25.1-08 of the North Dakota Century Code, relating to the appointment of guardians ad litem.

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

SECTION 1. AMENDMENT.) Section 50-25.1-08 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

50-25.1-08. GUARDIAN AD LITEM.) The court, in every case involving an abused or neglected child which results in a judicial proceeding ~~or proceedings for informal adjustment under 27-20-10~~, shall appoint a guardian ad litem for the child in those proceedings.

Senator Lashkowitz moved that the amendments be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2183 as recommended by the Committee on Industry, Business and Labor as printed on page 370 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2206 as recommended by the Committee on Industry, Business and Labor as printed on page 371 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to Senate Bill No. 2344 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on page 373 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to Senate Bill No. 2390 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on page 374 of the Senate Journal be adopted, which motion prevailed.

FIRST READING OF

SENATE CONCURRENT RESOLUTIONS

Committee on Delayed Bills (at the request of Senator Hanson) introduced:

Senate Concurrent Resolution No. 4048. — A concurrent resolution expressing sorrow on the death of Arlon G. Hazen, former Dean of the College of Agriculture at North Dakota State University.

Senator Hanson moved that the rules be suspended, that Senate Concurrent Resolution No. 4048 not be printed, not be referred to a committee, but be read in its entirety, printed in the Journal and placed on the calendar for second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 4048

Introduced by Committee on Delayed Bills (At the request of Senator Hanson).

A concurrent resolution expressing sorrow on the death of Arlon G. Hazen, former Dean of the College of Agriculture at North Dakota State University.

WHEREAS, Arlon G. Hazen was Dean of the College of Agriculture at North Dakota State University for 22 years and was recently named Dean Emeritus of the College of Agriculture; and

WHEREAS, Arlon G. Hazen, as Dean of the College of Agriculture, was Director of the Agricultural Experiment Station at Fargo and the seven branch experiment stations around the state; and

WHEREAS, Arlon G. Hazen was named Acting President of North Dakota State University from June 1961 until January 1962; and

WHEREAS, Arlon G. Hazen recently resigned his post at North Dakota

State University to become Regional Director of the North Central Association of Agricultural Experiment Stations, one of four regional directors in the United States; and

WHEREAS, Arlon G. Hazen dedicated his career to acquiring and diffusing among the people of this state useful and practical information on subjects connected with agriculture, and to promoting scientific investigations and experiments representing the principles and practices of agricultural science; and

WHEREAS, Arlon G. Hazen worked for 32 years as part of the land-grant system to combine research, extension services, and on-campus education, with the ingenuity of the farmer, to make a truly significant contribution to the success of our American Society; and

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the members of the Forty-sixth Legislative Assembly officially express their sorrow at Arlon G. Hazen's death and convey their condolences to his family; and

BE IT FURTHER RESOLVED, that duly enrolled copies of this resolution be forwarded by the Secretary of State to members of Arlon G. Hazen's family.

SECOND READING OF

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4048. — A concurrent resolution expressing sorrow on the death of Arlon G. Hazen, former Dean of the College of Agriculture at North Dakota State University.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4048 was adopted.

FIRST READING OF

SENATE CONCURRENT RESOLUTIONS

Senators Hanson, Reiten, Fritzell, Schirado, Lips introduced:

Senate Concurrent Resolution No. 4049. — A concurrent resolution directing a Legislative Council study of residential developments in rural areas near cities and the incorporation of cities.

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

MOTION

Senator Holmberg moved that the Senate reconsider its action by which Senate Bill 2236 lost, which motion lost on a verification vote due to lack of a two thirds majority.

FIRST READING OF HOUSE BILLS

House Bill No. 1038. — A Bill for an Act making an appropriation for defraying the expenses of the crime victims reparations act under the supervision of the workmen's compensation bureau of the State of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1063. — A Bill for an Act to create and enact a new section to chapter 15-21 of the North Dakota Century Code, providing for coordination of adult basic and secondary education by the superintendent of public instruction.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1064. — A Bill for an Act to amend and reenact

sections 15-46-01 and 15-46-04 of the North Dakota Century Code, relating to adult education programs and funding; and to repeal sections 15-46-02, 15-46-03, and 15-46-05 of the North Dakota Century Code, relating to requirements for the establishment of evening schools, salaries of evening school teachers, and the expenditure of evening school funds.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1135. — A Bill for an Act creating a new section relating to claims against the North Dakota national guard resulting from state active duty.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1139. — A Bill for an Act making an appropriation for the national guard tuition waiver program.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1160. — A Bill for an Act to amend and reenact sections 47-16-07 and 47-16-15, relating to the notice required to be given by a landlord to change the terms of a lease and the notice required to be given by either party to terminate a lease.

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

House Bill No. 1185. — A Bill for an Act to create and enact a new section of chapter 14-17 of the North Dakota Century Code, relating to a presumption as to when a child was conceived; to amend and reenact subdivision e of subsection 1 of section 14-17-04 of the North Dakota Century Code, relating to the presumption of paternity; and to amend and reenact section 14-17-15 of the North Dakota Century Code, relating to the costs associated with the action under the Uniform Parentage Act.

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

House Bill No. 1248. — A Bill for an Act to amend and reenact section 12-55-03 of the North Dakota Century Code, relating to executive meetings of the pardon board.

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

House Bill No. 1290. — A Bill for an Act to amend and reenact subsection 26 of section 57-39.2-04 of the North Dakota Century Code, relating to the exemption of ostomy supplies from the sales tax.

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

House Bill No. 1301. — A Bill for an Act to amend and reenact sections 54-52.1-06 and 54-52.1-07 of the North Dakota Century Code, relating to the state contribution to the uniform group insurance program and optional coverage for employee's family.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1356. — A Bill for an Act to amend and reenact section 15-60-04 of the North Dakota Century Code, relating to amount of loan from the state school construction fund.

Which was read the first time and referred to the Committee on Education.

FIRST READING OF
HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3007. — A concurrent resolution directing an interim study by the Legislative Council of the feasibility and desirability of providing for comprehensive post-retirement adjustment programs for the Public Employees Retirement System, Teachers' Fund for Retirement, Highway Patrol retirement program, and Employment Security Bureau retirement program.

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

MOTION

Senator Goodman moved that Senate Concurrent Resolution No. 4022 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4022. — A concurrent resolution urging the President of the United States and the Congress to grant the state of North Dakota a two-year delay in complying with the regulations being promulgated by the Department of the Interior pursuant to the Surface Mining Reclamation and Control Act of 1977.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ pages 353, 354, Senate Concurrent Resolution No. 4022 was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2004. Homestead Tax Credit — A Bill for an Act making an appropriation for the homestead tax credit, and providing for the distribution of such funds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 345, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER	●		● SANDS		● WENSTROM
● HANSON			● MITCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● WR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2140. — A Bill for an Act to provide for the state board of equalization to review the amount of funds in the general fund and to make rate adjustments to the sales and use tax law.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 7; nays, 40; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISZLER	●		● NETHING			● SOLBERG		
● BARTH		●	● JACOBSON		●	● OLIN		●	● SORUM		●
● BERUBE		●	● JONES		●	● ORANGE		●	● STRAND		●
● CHRISTENSEN		●	● KRAUTER		●	● PETERSON		●	● STRINDEN		●
● CUSSONS		●	● LASKOWITZ		●	● RAIT		●	● TALLACKSON		●
● DOTZENROD		●	● LEE		●	● REDLIN		●	● TENNEFOS		●
● ERDMAN		●	● LIPS		●	● REITEN		●	● THANE		●
● FARRINGTON		●	● LODDOEN		●	● ROEN		●	● VOSPER		●
● FRITZELL		●	● MELLAND		●	● SANDNESS		●	● WALSH		●
● GOODMAN		●	● MILLER	●		● SANDS		●	● WENSTROM		●
● HANSON		●	● MUTCH		●	● SCHIRADO		●	● WRIGHT		●
● HOFFNER		●	● NAADEN		●	● SHABLOW		●	● MR. PRESIDENT		
● HOLMBERG		●	● NELSON		●	● SMYKOWSKI		●			

Senate Bill 2140 was declared lost.

Senate Bill No. 2147. — A Bill for an Act to create and enact section 54-16-13 of the North Dakota Century Code, relating to Emergency Commission action on requests to increase appropriation authority for intergovernmental service fund 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, 43; nays, 5; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISZLER	●		● NETHING			● SOLBERG		
● BARTH		●	● JACOBSON		●	● OLIN		●	● SORUM		●
● BERUBE		●	● JONES		●	● ORANGE		●	● STRAND		●
● CHRISTENSEN		●	● KRAUTER		●	● PETERSON		●	● STRINDEN		●
● CUSSONS		●	● LASKOWITZ		●	● RAIT		●	● TALLACKSON		●
● DOTZENROD		●	● LEE		●	● REDLIN		●	● TENNEFOS		●
● ERDMAN		●	● LIPS		●	● REITEN		●	● THANE		●
● FARRINGTON		●	● LODDOEN		●	● ROEN		●	● VOSPER		●
● FRITZELL		●	● MELLAND		●	● SANDNESS		●	● WALSH		●
● GOODMAN		●	● MILLER	●		● SANDS		●	● WENSTROM		●
● HANSON		●	● MUTCH		●	● SCHIRADO		●	● WRIGHT		●
● HOFFNER		●	● NAADEN		●	● SHABLOW		●	● MR. PRESIDENT		
● HOLMBERG		●	● NELSON		●	● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senate Bill No. 2165. — A Bill for an Act to amend and reenact subsections 8, 9, and 11 of section 54-44-04; and to repeal section 54-14-03 and subsection 10 of section 54-44-04 of the North Dakota Century Code, relating to the powers and duties of the director of accounts and purchases and the office of the budget.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 303, 304, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISZLER	●		● NETHING			● SOLBERG		
● BARTH		●	● JACOBSON		●	● OLIN		●	● SORUM		●
● BERUBE		●	● JONES		●	● ORANGE		●	● STRAND		●
● CHRISTENSEN		●	● KRAUTER		●	● PETERSON		●	● STRINDEN		●
● CUSSONS		●	● LASKOWITZ		●	● RAIT		●	● TALLACKSON		●
● DOTZENROD		●	● LEE		●	● REDLIN		●	● TENNEFOS		●
● ERDMAN		●	● LIPS		●	● REITEN		●	● THANE		●
● FARRINGTON		●	● LODDOEN		●	● ROEN		●	● VOSPER		●
● FRITZELL		●	● MELLAND		●	● SANDNESS		●	● WALSH		●
● GOODMAN		●	● MILLER	●		● SANDS		●	● WENSTROM		●
● HANSON		●	● MUTCH		●	● SCHIRADO		●	● WRIGHT		●
● HOFFNER		●	● NAADEN		●	● SHABLOW		●	● MR. PRESIDENT		
● HOLMBERG		●	● NELSON		●	● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that Senate Bill 2165 be re-printed, which motion prevailed.

Senate Bill No. 2184. — A Bill for an Act to create and enact a new section to chapter 13-05 of the North Dakota Century Code, relating to biennial report of collection agencies; and to amend and reenact sections 6-01-10, 7-05-03, 13-03-10, and 13-03.1-10 of the North Dakota Century Code, relating to the biennial reports of the state banking board, state credit union board, and 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		
● BERUBE			● JONES			● ORANGE		
● CHRISTENSEN			● KRAUTER			● PETERSON		
● CUSSONS			● LASHKOWITZ			● RAIT		
● DOTZENROD			● LEE			● REDLIN		
● ERDMAN			● LIPS			● REITEN		
● FARRINGTON			● LODGEN			● ROEN		
● FRITZELL			● MELLAND			● SANDNESS		
● GOODMAN			● MILLER ●			● SANDS		
● HANSON			● MUTCH			● SCHIRADO		
● HOFFNER			● NAADEN			● SHABLOW		
● HOLMBERG			● NELSON			● SMYKOWSKI		
						● SOLBERG		
						● SORUM		
						● STRAND		
						● STRINDEN		
						● TALLACKSON		
						● TENNEFOS		
						● THANE		
						● VOSPER		
						● WALSH		
						● WENSTROM		
						● WRIGHT		
						MR. PRESIDENT		

So the bill passed and the title was agreed to.

Senate Bill No. 2195. — A Bill for an Act to amend and reenact sections 6-10-01, 6-10-03, and 6-10-04 of the North Dakota Century Code, relating to agents for deposits.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 1; nays, 48; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
— ALBERS		●	— ISZLER		●	— NETHING		●
— BARTH		●	— JACOBSON		●	— OLIN		●
— BERUBE		●	— JONES		●	— ORANGE		●
— CHRISTENSEN		●	— KRAUTER		●	— PETERSON		●
— CUSSONS		●	— LASHKOWITZ		●	— RAIT		●
— DOTZENROD		●	— LEE		●	— REDLIN		●
— ERDMAN		●	— LIPS		●	— REITEN		●
— FARRINGTON		●	— LODGEN		●	— ROEN		●
— FRITZELL		●	— MELLAND		●	— SANDNESS		●
— GOODMAN		●	— MILLER ●		●	— SANDS		●
— HANSON		●	— MUTCH		●	— SCHIRADO		●
— HOFFNER		●	— NAADEN		●	— SHABLOW		●
— HOLMBERG		●	— NELSON		●	— SMYKOWSKI		●
						— SOLBERG		●
						— SORUM		●
						— STRAND		●
						— STRINDEN		●
						— TALLACKSON		●
						— TENNEFOS		●
						— THANE		●
						— VOSPER		●
						— WALSH		●
						— WENSTROM		●
						— WRIGHT		●
						MR. PRESIDENT		

Senate Bill No. 2195 was declared lost.

Senate Bill No. 2214. — A Bill for an Act placing jurisdiction over storage or disposal of nuclear and other wastes in the industrial commission, providing for permits for such storage or disposal, providing exemptions, providing for administrative regulations; and providing penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ, page 345, the roll was called and there were ayes, 47; nays, 2; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN		●	● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER ●			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2230. — A Bill for an Act to amend and reenact section 49-03.1-02 of the North Dakota Century Code, relating to the definition of public utility.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND ●		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER ●			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2240. — A Bill for an Act to amend and reenact section 49-02-01 of the North Dakota Century Code, relating to public service commission jurisdiction over utilities.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS ●			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES ●			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER ●			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2246. — A Bill for an Act to amend and reenact sections 39-05-03 and 39-05-17 of the North Dakota Century Code, relating to the department's refusal to license a vehicle until application for a title certificate is made and transfer of title to a vehicle.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 345-348, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER	●		● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2248. — A Bill for an Act to amend and reenact subsection 5 of section 39-04-19 and subsection 1 of section 39-04-23 of the North Dakota Century Code, relating to farm truck registration and change of registration to a higher gross weight.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 348-350, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER	●		● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Nothing moved that Senate Bills 2246 and 2248 be re-printed, which motion prevailed.

Senate Bill No. 2272. — A Bill for an Act to create and enact three new sections to chapter 39-21 of the North Dakota Century Code, relating to additional lighting equipment on vehicles, vehicular hazard warning signals, and the duration of the department's approval of equipment; to create and enact two new sections to chapter 39-27 of the North Dakota Century Code, relating to lights and brakes on motor-driven cycles; to amend and reenact sections 39-21-01, 39-21-03,

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 6; nays, 43; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
		●		●	ISZLER		●	NETHING		●	SOLBERG
●				●	JACOBSON		●	OLIN		●	SORUM
		●		●	JONES		●	ORANGE		●	STRAND
		●		●	KRAUTER		●	PETERSON		●	STRINDEN
		●		●	LASHKOWITZ		●	RAIT		●	TALLACKSON
		●		●	LEE		●	REDLIN		●	TENNEFOS
		●		●	LIPS		●	REITEN		●	THANE
		●		●	LODOEN		●	ROEN		●	VOSPER
		●		●	MELLAND		●	SANDNESS		●	WALSH
		●		●	MILLER		●	SANDS		●	WENSTROM
		●		●	MUTCH		●	SCHIRADO		●	WRIGHT
		●		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT
		●		●	NELSON		●	SMYKOWSKI		●	

Senate Bill No. 2282 was declared lost.

Senate Bill No. 2285. — A Bill for an Act to amend and reenact section 15-39.1-09, section 15-39.1-10, and section 15-39.1-11 of the North Dakota Century Code, relating to assessments for teachers, age for eligibility for benefits, calculation of benefits, and to vested rights in retirement benefits in the teachers' fund for retirement.

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, 1; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
●				●	ISZLER		●	NETHING		●	SOLBERG
●				●	JACOBSON		●	OLIN		●	SORUM
●				●	JONES		●	ORANGE		●	STRAND
●				●	KRAUTER		●	PETERSON		●	STRINDEN
●				●	LASHKOWITZ		●	RAIT		●	TALLACKSON
●				●	LEE		●	REDLIN		●	TENNEFOS
●				●	LIPS		●	REITEN		●	THANE
●		●		●	LODOEN		●	ROEN		●	VOSPER
●				●	MELLAND		●	SANDNESS		●	WALSH
●				●	MILLER		●	SANDS		●	WENSTROM
●				●	MUTCH		●	SCHIRADO		●	WRIGHT
●				●	NAADEN		●	SHABLOW		●	MR. PRESIDENT
●				●	NELSON		●	SMYKOWSKI		●	

So the bill passed and the title was agreed to.

Senate Bill No. 2299. — A Bill for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, providing a property tax exemption for certain associations and corporations furnishing potable water.

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, 3; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
●				●	ISZLER		●	NETHING		●	SOLBERG
●				●	JACOBSON		●	OLIN		●	SORUM
●				●	JONES		●	ORANGE		●	STRAND
●				●	KRAUTER		●	PETERSON		●	STRINDEN
●				●	LASHKOWITZ		●	RAIT		●	TALLACKSON
●				●	LEE		●	REDLIN		●	TENNEFOS
●				●	LIPS		●	REITEN		●	THANE
●				●	LODOEN		●	ROEN		●	VOSPER
●				●	MELLAND		●	SANDNESS		●	WALSH
●				●	MILLER		●	SANDS		●	WENSTROM

— HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2317. — A Bill for an Act to provide foundation program payments to school districts for high school students not enrolled in schools of the district; and to provide an appropriation.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 12; nays, 36; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
			ISZLER			NETHING			• SOLBERG		•
•			JACOBSON		•	OLIN		•	SORUM		•
•			JONES			ORANGE			STRAND		•
		•	KRAUTER		•	PETERSON			STRANDEN		•
			• LASHKOWITZ			RAIT			• TALLACKSON		•
		•	LEE			REDLIN		•	TENNEFOS		•
		•	LIPS		•	REITEN		•	THANE		•
		•	LODOEN		•	ROEN			VOSPER		•
		•	MELLAND		•	SANDNESS		•	WALSH		•
		•	MILLER		•	SANDS		•	WENSTROM		•
		•	MUTCH			SCHIRADO		•	WRIGHT		•
		•	NAADEN		•	SHABLOW		•	MR. PRESIDENT		
		•	NELSON		•	SMYKOWSKI		•			

Senate Bill No. 2317 was declared lost.

Senate Bill No. 2345. — A Bill for an Act to repeal Chapter 43-22 of the North Dakota Century Code, relating to the registration, bonding, and activities of persons engaged in the business of buying leases, mineral rights, royalties, or other interests in oil or gas properties and certain other described minerals.

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, 27; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	ISZLER			NETHING			• SOLBERG		•
•			JACOBSON		•	OLIN		•	SORUM		•
•			JONES			ORANGE			STRAND		•
•			KRAUTER		•	PETERSON			STRANDEN		•
		•	• LASHKOWITZ			RAIT			• TALLACKSON		•
		•	LEE			REDLIN		•	TENNEFOS		•
•		•	LIPS		•	REITEN		•	THANE		•
		•	LODOEN		•	ROEN			VOSPER		•
		•	MELLAND		•	SANDNESS		•	WALSH		•
		•	MILLER		•	SANDS		•	WENSTROM		•
		•	MUTCH			SCHIRADO		•	WRIGHT		•
•		•	NAADEN		•	SHABLOW		•	MR. PRESIDENT		
		•	NELSON		•	SMYKOWSKI		•			

Senate Bill 2345 was declared lost.

Senate Bill No. 2349. — A Bill for an Act to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds to construct a revenue-producing facility at Dickinson state college; to make an appropriation; to set a limitation and to provide an exception to it; and to declare 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, 6; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE		●	● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON		●	● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER	●		● SANDS	●		● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER		●	● NAEDEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

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

Senate Bill No. 2409. — A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, exempting from the sales tax the sales at food concessions at theaters and sporting events.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 7; nays, 40; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISZLER		●	● NOTHING		●	● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE		●	● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER	●		● SANDS	●		● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAEDEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

Senate Bill 2409 was declared lost.

Senate Bill No. 2422. — A Bill for an Act to amend and reenact section 10-30-02 of the North Dakota Century Code, relating to purposes of a state development corporation.

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, 8; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE		●	● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER	●		● SANDS	●		● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAEDEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2451. — A Bill for an Act to amend and reenact subsection 16 of section 20.1-03-12 of the North Dakota Century Code, relating to the license fee required of a nonresident fur buyer.

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, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING		● SOLBERG
● BARTH			● JACOBSON		●	● OLIN		● SORUM
● BERUBE			● JONES		●	● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ		●	● RAIT		● TALLACKSON
● DOTZENROD			● LEE		●	● REDLIN		● TENNEFOS
● ERDMAN			● LIPS		●	● REITEN		● THANE
● FARRINGTON			● LODOEN		●	● ROEN		● VOSPER
● FRITZELL		●	● MELLAND		●	● SANDNESS		● WALSH
● GOODMAN			● MILLER		●	● SANDS	●	● WENSTROM
● HANSON			● MÜTCH		●	● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN		●	● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON		●	● SMYKOWSKI		

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4012. — A concurrent resolution directing the Legislative Council to study and review possible implementation of Section 404 of the Federal Water Pollution Control Act by the State of North Dakota through its State Water Commission as provided in the Clean Water Act of 1977.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution 4012 was adopted.

MESSAGE TO THE HOUSE Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2014
Senate Bill No. 2287
Senate Bill No. 2295
Senate Bill No. 2315
Senate Bill No. 2330
Senate Bill No. 2333
Senate Bill No. 2359
Senate Bill No. 2360
Senate Bill No. 2384
Senate Concurrent Resolution No. 4047

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1065
House Bill No. 1075
House Bill No. 1092
House Bill No. 1184

House Bill No. 1212
House Bill No. 1247
House Bill No. 1261
House Bill No. 1265
House Bill No. 1273
House Bill No. 1280
House Bill No. 1292
House Bill No. 1294
House Bill No. 1321

ROY GILBREATH, Chief Clerk

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

Senator Nething moved that after the reading of Senate Bills Nos. 2011, 2050, 2159, 2183, 2191, 2206, 2209, 2211, 2221, 2270, 2271, 2301, 2304, 2324, 2344, 2390, 2395 and House Bills 1045, 1079 and 1083, the Senate adjourn, and will convene at 1:00 P.M., Wednesday, January 31, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY FIRST DAY

Bismarck, January 31, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding. The prayer was offered by Rev. George Walker, First Evangelical Free Church, Bismarck.

Our most gracious God and Heavenly Father, we come before You on this beautiful day, to thank You and praise You for the blessings You daily load upon us.

At the beginning of this Legislative Day, I pray for the men and women assembled here to conduct the business of this great State and its people. May they, through your guidance and direction, transact the business for the good of the people. Give to them wisdom, understanding and love as they consider the issues before them. These things I pray in the name of our Lord, Jesus Christ. Amen.

The roll was called and all members were present except Senators Naaden and Roen.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twentieth day and

finds the same to be correct.

SENATOR CUSSONS moved that the report be adopted, which motion prevailed. SENATOR TENNEPUS Chairman

Report of Procedural Committee

MR. PRESIDENT:

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

- SB NO. 2011
SB NO. 2056
SB NO. 2183
SB NO. 2206
SB NO. 2344
SB NO. 2390

and find the same correctly Engrossed

Senator Peterson Chairman

Senator Olin 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:

SB NO. 2159

and find the same correctly Re ~~Engrossed~~ Engrossed

Emil N. Peterson
Senator Peterson Chairman

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

Report of Standing Committee

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 2043

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows: [X]

- On page 1 of the engrossed bill, line 6, delete the following: "; and to provide an" and insert in lieu thereof a period
On page 1 of the engrossed bill delete line 7
On page 1 of the engrossed bill, line 16, delete the words "The board shall encourage all"
On page 1 of the engrossed bill delete lines 17 through 19
On page 1 of the engrossed bill, line 20, delete the words "appropriate state, county, or public agency."
On page 2 of the engrossed bill delete lines 12 through 24
And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT

This amendment deletes the appropriation of \$100,000 from the general fund for weather modification research and development and intends to allow use of federal funds for continuing weather modification research and development. It is the intent of this amendment to provide for continuing weather modification research supervised by the Weather Modification Board but not to provide for duplication of programs.

And when so amended recommends the same do pass

Emil N. Peterson
Senator Lips Chairman

Senate Bill No. 2043 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Social Welfare & Veterans Affairs

to whom was referred Senate Bill No. 2149

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Christensen

Senate Bill No. 2149 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on JUDICIARY

to whom was referred Senate Bill No. 2186

Has had the same under consideration and recommends that the same

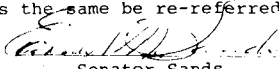
do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- on page 2, line 1, after the comma, insert the words "that notice of a claim be given within ninety days after such cause of action arose"
- on page 2, line 1, delete the word "claim" and insert in lieu thereof the word "lawsuit"
- on page 2, line 7, after the word "claims" insert the words "and judgments"
- on page 2, lines 7 and 8, delete the words "within three years after June 30, 1977"
- on page 2, line 17, after the word "claims" insert the words "and judgments"
- on page 2, line 21, after the word "claims" insert the words "and judgments"
- on page 2, line 25, after the word "claims" insert the words "and judgments"

and renumber the lines accordingly

and when so amended recommends the same be re-referred to committee for appropriations

 Chairman
Senator Sands

Senate Bill No. 2186 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on JUDICIARY

to whom was referred Senate Bill No. 2212

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- on page 3, line 8, delete the strike-through over the words "~~and-shall-be-numbered~~" and delete the underscored period.
- on page 3, delete all of lines 9, 10, and 11.
- on page 3, line 13, delete the strike-through over the words "~~for-the-purpose-of-placing-them-on-the~~"
- on page 3, line 14, delete the strike-through over the words "~~ballot--Measures-submitted~~" and delete the following words "and constitutional measures"
- on page 3, line 15, delete the word "approved" and delete the strike-through over the word "~~first~~"
- on page 3, line 16, following the word "in" delete the strike-through over the word "~~the~~", delete the word "an" and delete the strike-through over the word "~~approved~~"
- on page 3, line 17, delete the words "designated by resolution" and after the word "assembly" delete the words "or by the"
- on page 3, line 18, delete the words "legislative council" and delete the strike-through over the words "~~Constitutional measures-shall-be-placed~~"
- on page 3, line 19, delete the strike-through over entire line
- on page 3, line 20, delete the strike-through over the words "~~statutes-third~~" and insert underscored period "._"
- on page 5, line 11, delete the strike-through over the words "~~and-shall-be-numbered~~" and delete the underscored period.
- on page 5, delete all of lines 12, 13, and 14
- on page 5, line 16, delete the strike-through over the words "~~for-the-purpose-of-placing-them-on-the~~"
- on page 5, line 17, delete the strike-through over the words "~~ballot--Measures-submitted~~" and delete the words "and constitutional measures"
- on page 5, line 18, delete the word "approved" and delete the strike-through over the word "~~first~~"
- on page 5, line 19, delete the strike-through over the word "~~the~~" delete the word "an" and delete the strike-through over the word "~~approved~~"
- on page 5, line 20, delete the words "designated by resolution" and following the word "assembly" delete the words "or by the"
- on page 5, line 21, delete the words "legislative council" and delete the strike-through over the words "~~Constitutional measures-shall-be-placed~~"
- on page 5, line 22, delete the strike-through over the words of the entire line
- on page 5, line 23, delete the strike-through over the words "~~statutes-third~~" and insert underscored period "._"
- and renumber pages and lines accordingly

And when so amended recommends the same do pass

Chairman
Senator Sands Chairman

Senate Bill No. 2212 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education

to whom was referred Senate Bill No. 2215

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Chairman
Senator Sandness Chairman

Senate Bill No. 2215 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education

to whom was referred Senate Bill No. 2329

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Chairman
Senator Sandness Chairman

Senate Bill No. 2329 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education

to whom was referred Senate Bill No. 2365

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Chairman
Senator Sandness Chairman

Senate Bill No. 2365 was placed on the eleventh

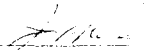
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred Senate Bill No. 2369

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


 _____ Chairman
 Senator Jones

Senate Bill No. 2369 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs

to whom was referred Senate Bill No. 2379

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 2, line 3, following the word "same" insert the word "therapeutic"

On page 2, line 22, following the word "may" delete the word "select" and insert in lieu thereof the word "substitute"

On page 2, line 29, following the word "not" delete the word "select" and insert in lieu thereof the word "substitute"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


 _____ Chairman
 Senator Christensen

Senate Bill No. 2379 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs

to whom was referred Senate Bill No. 2387

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


 _____ Chairman
 Senator Christensen

Senate Bill No. 2387 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION

to whom was referred Senate Bill No. 2421

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, after the word "chapter" insert the following:
"40-23 and to create and enact a new section to chapter"

On page 1, after line 7, insert the following new section:
"SECTION 1.) A new section to chapter 40-23 of the North Dakota Century Code is hereby created and enacted to read as follows:

If a townhouse development includes a right in the townhouse owners to use any lot or tract as a common area in connection with the townhouse development, the common area shall not be separately assessed for benefits but each lot or tract whose owner has a right to use the common area shall be assessed for the benefit to the common area in the proportion that each owner's right in the common area bears to all of the owners' rights in the common area."

On page 1, line 8, delete the numeral "1" and insert in lieu thereof the numeral "2"

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.


Senator Goodman Chairman

Senate Bill No. 2421 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred Senate Bill No. 2423

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


Senator Jones Chairman

Senate Bill No. 2423 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION

to whom was referred Senate Bill No. 2442

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:



Senator Goodman

Chairman

Senate Bill No. 2442

was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred House Bill No. 1072

Has had the same under consideration and recommends that the same

 do pass

 be indefinitely postponed

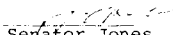
 be placed on calendar without recommendation

 be amended as follows:

Page 2, line 9, after the word "if" insert the following "the speaker of the house from the previous session is not re-elected and if"

And renumber the lines accordingly.

And when so amended recommends the same do pass.



Chairman

House Bill No. 1072

was placed on the 6th

order of business on the calendar for the succeeding legislative day.

CONSIDERATION OF AMENDMENTS

Senator Reiten moved that the amendments to Senate Bill No. 2197 as recommended by the Committee on Industry, Business and Labor as printed on page 389 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2199 as recommended by the Committee on Industry, Business and Labor as printed on page 389 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2251 as recommended by the Committee on Industry, Business and Labor as printed on page 390 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to Senate Bill No. 2372 as recommended by the Committee on Education as printed on page 392 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Bill No. 2473 as recommended by the Committee on State and Federal Government as printed on pages 393-394 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to House Bill No. 1042 as recommended by the Committee on State and Federal Government as printed on page 394 of the Senate Journal be adopted, which motion prevailed on a verification vote.

MOTIONS

Senator Tennesos moved that the Senate reconsider the action by which Senate Bill 2345 lost, which motion prevailed.

Senator Tennesos moved that Senate Bill 2345 be laid over one legislative day, which motion prevailed.

Senator Goodman moved that Senate Bill No. 2277 be returned to the Senate floor from the Committee on Finance and Taxation, which motion prevailed.

Senator Goodman requested the unanimous consent of the Senate to withdraw Senate Bill No. 2277. There being no objection, it was so ordered by the President.

FIRST READING OF SENATE BILLS

Committee on Delayed Bills (at the request of Senator Vosper and Rep. Olson) introduced:

Senate Bill No. 2478. — A Bill for an Act making an appropriation to the state historical society to renovate the museum at the Pembina state historic site.

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

FIRST READING OF
SENATE CONCURRENT RESOLUTIONS

Senator Melland introduced:

Senate Concurrent Resolution No. 4050. — A concurrent resolution directing a Legislative Council study of the use of special funds and cash accounts maintained in the state treasury and of the state's accounting system.

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

Senators Hoffner, Wenstrom introduced:

Senate Concurrent Resolution No. 4051. — A concurrent resolution to establish a procedure for calling the Forty-sixth Legislative Assembly back into regular session after July 1, 1979, should the remaining constitutional time allotted for the regular session be needed.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1065. — A Bill for an Act to create and enact a new section to chapter 40-57 of the North Dakota Century Code, relating to restrictions on the use of financing under the Municipal Industrial Development Act of 1955 for the construction of public vocational education facilities.

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

House Bill No. 1075. — A Bill for an Act to restrict and regulate products liability actions by establishing a statute of limitations, granting limited immunity to manufacturers or sellers of products against actions based on products liability, providing tests for determining whether or not a product shall be deemed to be defective or unreasonably dangerous, establishing rebuttable presumptions of freedom from defects, and precluding certain evidence from admission in products liability actions.

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

House Bill No. 1092. — A Bill for an Act to create and enact a new section to chapter 12.1-27.1 of the North Dakota Century Code, relating to exhibiting obscene motion pictures at outdoor theaters; to create

and enact a new subsection to section 12.1-27.1-01 of the North Dakota Century Code, relating to definition of sexual excitement; and to amend and reenact section 12.1-27.1-02 of the North Dakota Century Code, relating to promoting obscenity to minors.

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

House Bill No. 1184. — A Bill for an Act to amend and reenact subsection 2 of section 14-12.1-02 of the North Dakota Century Code, relating to the definition of duty of support under the Revised Uniform Reciprocal Enforcement of Support Act; to amend and reenact section 14-12.1-24 of the North Dakota Century Code, relating to the powers and duties of district courts when acting as responding courts in actions for enforcement of support under the Revised Uniform Reciprocal Enforcement of Support Act; and to amend and reenact section 14-12.1-31 of the North Dakota Century Code, relating to the application of payments made under the Uniform Reciprocal Enforcement of Support Act.

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

House Bill No. 1212. — A Bill for an Act to amend and reenact sections 39-08-06 and 39-08-07 of the North Dakota Century Code, relating to duty of drivers to give information and render aid and requiring drivers to give information concerning insurance coverage.

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

House Bill No. 1247. — A Bill for an Act to create and enact a new section to chapter 65-04 of the North Dakota Century Code, relating to the increase of base premium; and to amend and reenact section 65-04-04 of the North Dakota Century Code, relating to assessment of premiums.

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

House Bill No. 1261. — A Bill for an Act to amend and reenact section 60-02-17 of the North Dakota Century Code, relating to the grain and seed warehouse contract printed on warehouse receipts as it pertains to the amount charged for handling and delivery of grains and seeds.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1265. — A Bill for an Act to amend and reenact section 60-02-41 of the North Dakota Century Code, relating to voluntary closing or failure to renew warehouse license.

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

House Bill No. 1273. — A Bill for an Act to amend and reenact sections 43-07-04, 57-36-08, 57-36-12, 57-36-32, subsection 2 of section 57-39.2-04, subsection 5 of section 57-39.2-14, subsection 4 of section 57-52-03, and subsection 3 of section 57-53-01 of the North Dakota Century Code, relating to the requirement that an applicant for a contractor's license must have a sales tax permit, to provisions of the cigarette tax law for refunds, sale of tax stamps, and collection of the separate and additional tax, to provisions of the sales tax law relating to the exemption for freight transportation service, and the fee charged for reinstatement of a sales tax permit, and relating to the definition of special fuel.

repair of motor vehicles, appliances, and dwelling places; and providing a penalty.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 7; nays, 43; absent and not voting, 0.

NORTH DAKOTA SENATE												
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
				●	ISZLER			●	NETHING		●	SOLBERG
		●		●	JACOBSON			●	OLIN		●	SORUM
					JONES			●	ORANGE			STRAND
		●		●	KRAUTER			●	PETERSON			STRINDEN
				●	LASHKOWITZ			●	RAIT			TALLACKSON
		●		●	LEE			●	REDLIN			TENNEFOS
				●	LIPS			●	REITEN			THANE
		●		●	LODOEN			●	ROEN			VOSPER
				●	MELAND			●	SANDNESS			WALSH
		●		●	MILLER			●	SANDS			WENSTROM
				●	MUTCH			●	SCHIRADO			WRIGHT
		●		●	NAADEN			●	SHABLOW			MR. PRESIDENT
				●	NELSON			●	SMYKOWSKI			

Senate Bill 2209 was declared lost.

Senate Bill No. 2211. — A Bill for an Act to amend and reenact section 43-09-14 of the North Dakota Century Code, relating to the surety bond of a master and class B electrician.

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, 1; absent and not voting, 1.

NORTH DAKOTA SENATE												
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
●				●	ISZLER			●	NETHING		●	SOLBERG
●				●	JACOBSON			●	OLIN	●		SORUM
		●			JONES			●	ORANGE			STRAND
●				●	KRAUTER			●	PETERSON			STRINDEN
●				●	LASHKOWITZ			●	RAIT			TALLACKSON
●				●	LEE			●	REDLIN			TENNEFOS
●				●	LIPS			●	REITEN			THANE
●				●	LODOEN			●	ROEN			VOSPER
●				●	MELAND			●	SANDNESS			WALSH
●				●	MILLER			●	SANDS			WENSTROM
●				●	MUTCH			●	SCHIRADO			WRIGHT
●				●	NAADEN			●	SHABLOW			MR. PRESIDENT
●				●	NELSON			●	SMYKOWSKI			

So the bill passed and the title was agreed to.

Senate Bill No. 2221. — A Bill for an Act to repeal chapter 47-23 of the North Dakota Century Code, relating to the use of the North Dakota trademark and to the approval, by the state laboratories Department, for the use of the trademark.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE												
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
●				●	ISZLER			●	NETHING		●	SOLBERG
●				●	JACOBSON			●	OLIN	●		SORUM
●				●	JONES			●	ORANGE			STRAND
●				●	KRAUTER			●	PETERSON			STRINDEN
●				●	LASHKOWITZ			●	RAIT			TALLACKSON
●				●	LEE			●	REDLIN			TENNEFOS
●				●	LIPS			●	REITEN			THANE
●				●	LODOEN			●	ROEN			VOSPER

● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAAOEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2270. — A Bill for an Act to amend and reenact section 26-01-04 and 26-17.1-33 of the North Dakota Century Code, relating to the fees chargeable by the commissioner of insurance and refund of the agents examination appointment fee.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 50; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		●	ISZLER		●	NETHING		●	SOLBERG		●
BARTH		●	JACOBSON		●	OLIN		●	SORUM		●
BERUBE		●	JONES		●	ORANGE		●	STRAND		●
CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN		●
CUSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
DOTZENROOD		●	LEE		●	REDLIN		●	TENNEFOS		●
ERDMAN		●	LIPS		●	REITEN		●	THANE		●
FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER		●
FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH		●
GOODMAN		●	MILLER		●	SANDS		●	WENSTROM		●
HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
HOFFNER		●	NAAOEN		●	SHABLOW		●	MR. PRESIDENT		
HOLMBERG		●	NELSON		●	SMYKOWSKI		●			

Senate Bill 2270 was declared lost.

Senate Bill No. 2271. — A Bill for an Act to require inclusion of occupational therapy service under group accident and health policies, hospital service contracts and medical service contracts.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 2; nays, 48; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		●	ISZLER		●	NETHING		●	SOLBERG		●
BARTH		●	JACOBSON		●	OLIN		●	SORUM		●
BERUBE		●	JONES		●	ORANGE		●	STRAND		●
CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN		●
CUSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
DOTZENROOD		●	LEE		●	REDLIN		●	TENNEFOS		●
ERDMAN		●	LIPS		●	REITEN		●	THANE		●
FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER		●
FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH		●
GOODMAN		●	MILLER		●	SANDS		●	WENSTROM		●
HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
HOFFNER		●	NAAOEN		●	SHABLOW		●	MR. PRESIDENT		
HOLMBERG		●	NELSON		●	SMYKOWSKI		●			

Senate Bill 2271 was declared lost.

Senate Bill No. 2301. — A Bill for an Act relating to cutting, rerouting, or diverting telephone lines to prevent telephone communications by a person holding hostages with persons other than law enforcement officers; and to provide for telephone company security employee assistance to law enforcement officers and a defense to legal actions for providing such assistance.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2304. — A Bill for an Act to amend and reenact section 30.1-14-01.1 of the North Dakota Century Code, relating to forms to be provided by a county court and county courts with increased jurisdiction to an applicant for informal probate or informal appointment proceedings under the Uniform Probate 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, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2324. — A Bill for an Act to amend and reenact section 30.1-21-03 of the North Dakota Century Code, relating to the time for closing estates by sworn statement of the personal representative.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		

• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2344. — A Bill for an Act to amend and reenact sections 50-24-33 and 50-24.1-07 of the North Dakota Century Code, relating to recovery from estates of recipients of assistance to the aged, blind, or disabled.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 373, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER	•		• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODDEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2390. — A Bill for an Act to amend and reenact sections 15-10-18.2, 15-10-18.3, and 37-01-40 of the North Dakota Century Code; and to repeal chapter 37-20 of the North Dakota Century Code, relating to benefits for veterans and dependents.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 374, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER	•		• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODDEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2395. — A Bill for an Act to amend and reenact section 15-28-05 of the North Dakota Century Code, relating to the compensation for election officials at public school district 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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
<input checked="" type="checkbox"/>	ALBERS		<input checked="" type="checkbox"/>	ISZLER	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	NETHING		<input checked="" type="checkbox"/>	SOLBERG	
<input checked="" type="checkbox"/>	BARTH		<input checked="" type="checkbox"/>	JACOBSON		<input checked="" type="checkbox"/>	OLIN		<input checked="" type="checkbox"/>	SORUM	
<input checked="" type="checkbox"/>	BERUBE		<input checked="" type="checkbox"/>	JONES		<input checked="" type="checkbox"/>	ORANGE		<input checked="" type="checkbox"/>	STRAND	
<input checked="" type="checkbox"/>	CHRISTENSEN		<input checked="" type="checkbox"/>	KRAUTER		<input checked="" type="checkbox"/>	PETERSON		<input checked="" type="checkbox"/>	STRINDEN	
<input checked="" type="checkbox"/>	CUSSONS		<input checked="" type="checkbox"/>	LASHKOWITZ		<input checked="" type="checkbox"/>	RAIT		<input checked="" type="checkbox"/>	TALLACKSON	
<input checked="" type="checkbox"/>	DOTZENROD		<input checked="" type="checkbox"/>	LEE		<input checked="" type="checkbox"/>	REDLIN		<input checked="" type="checkbox"/>	TENNEFOS	
<input checked="" type="checkbox"/>	ERDMAN		<input checked="" type="checkbox"/>	LIPS		<input checked="" type="checkbox"/>	REITEN		<input checked="" type="checkbox"/>	THANE	
<input checked="" type="checkbox"/>	FARRINGTON		<input checked="" type="checkbox"/>	LODGEN		<input checked="" type="checkbox"/>	ROEN		<input checked="" type="checkbox"/>	VOSPER	
<input checked="" type="checkbox"/>	FRITZELL		<input checked="" type="checkbox"/>	MELLAND		<input checked="" type="checkbox"/>	SANDNESS		<input checked="" type="checkbox"/>	WALSH	
<input checked="" type="checkbox"/>	GOODMAN		<input checked="" type="checkbox"/>	MILLER		<input checked="" type="checkbox"/>	SANDS		<input checked="" type="checkbox"/>	WENSTROM	
<input checked="" type="checkbox"/>	HANSON		<input checked="" type="checkbox"/>	MITCH		<input checked="" type="checkbox"/>	SCHIRADO		<input checked="" type="checkbox"/>	WRIGHT	
<input checked="" type="checkbox"/>	HOFFNER		<input checked="" type="checkbox"/>	NAADEN		<input checked="" type="checkbox"/>	SHABLOW		<input checked="" type="checkbox"/>	MR. PRESIDENT	
<input checked="" type="checkbox"/>	HOLMBERG		<input checked="" type="checkbox"/>	NELSON		<input checked="" type="checkbox"/>	SMYKOWSKI				

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1045. — A Bill for an Act to amend and reenact section 12-47-22 of the North Dakota Century Code, relating to the confinement of and communication with penitentiary inmates and removing the prohibition against all communication between male and female inmates; 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, 3; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
<input checked="" type="checkbox"/>	ALBERS		<input checked="" type="checkbox"/>	ISZLER		<input checked="" type="checkbox"/>	NETHING		<input checked="" type="checkbox"/>	SOLBERG	
<input checked="" type="checkbox"/>	BARTH		<input checked="" type="checkbox"/>	JACOBSON		<input checked="" type="checkbox"/>	OLIN		<input checked="" type="checkbox"/>	SORUM	
<input checked="" type="checkbox"/>	BERUBE		<input checked="" type="checkbox"/>	JONES		<input checked="" type="checkbox"/>	ORANGE		<input checked="" type="checkbox"/>	STRAND	
<input checked="" type="checkbox"/>	CHRISTENSEN	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	KRAUTER		<input checked="" type="checkbox"/>	PETERSON		<input checked="" type="checkbox"/>	STRINDEN	
<input checked="" type="checkbox"/>	CUSSONS		<input checked="" type="checkbox"/>	LASHKOWITZ		<input checked="" type="checkbox"/>	RAIT		<input checked="" type="checkbox"/>	TALLACKSON	
<input checked="" type="checkbox"/>	DOTZENROD		<input checked="" type="checkbox"/>	LEE		<input checked="" type="checkbox"/>	REDLIN		<input checked="" type="checkbox"/>	TENNEFOS	
<input checked="" type="checkbox"/>	ERDMAN		<input checked="" type="checkbox"/>	LIPS		<input checked="" type="checkbox"/>	REITEN		<input checked="" type="checkbox"/>	THANE	
<input checked="" type="checkbox"/>	FARRINGTON		<input checked="" type="checkbox"/>	LODGEN		<input checked="" type="checkbox"/>	ROEN		<input checked="" type="checkbox"/>	VOSPER	
<input checked="" type="checkbox"/>	FRITZELL		<input checked="" type="checkbox"/>	MELLAND		<input checked="" type="checkbox"/>	SANDNESS		<input checked="" type="checkbox"/>	WALSH	
<input checked="" type="checkbox"/>	GOODMAN		<input checked="" type="checkbox"/>	MILLER		<input checked="" type="checkbox"/>	SANDS	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	WENSTROM	
<input checked="" type="checkbox"/>	HANSON		<input checked="" type="checkbox"/>	MITCH		<input checked="" type="checkbox"/>	SCHIRADO		<input checked="" type="checkbox"/>	WRIGHT	<input checked="" type="checkbox"/>
<input checked="" type="checkbox"/>	HOFFNER		<input checked="" type="checkbox"/>	NAADEN		<input checked="" type="checkbox"/>	SHABLOW		<input checked="" type="checkbox"/>	MR. PRESIDENT	
<input checked="" type="checkbox"/>	HOLMBERG		<input checked="" type="checkbox"/>	NELSON		<input checked="" type="checkbox"/>	SMYKOWSKI				

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

House Bill No. 1079. — A Bill for an Act to repeal chapters 4-06 and 25-04.1 and section 55-01-09 of the North Dakota Century Code, relating to the federated cooperative agricultural association and agricultural code commission, compulsory sterilization, and the North Dakota heritage study 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
<input checked="" type="checkbox"/>	ALBERS		<input checked="" type="checkbox"/>	ISZLER	<input checked="" type="checkbox"/>	<input checked="" type="checkbox"/>	NETHING		<input checked="" type="checkbox"/>	SOLBERG	
<input checked="" type="checkbox"/>	BARTH		<input checked="" type="checkbox"/>	JACOBSON		<input checked="" type="checkbox"/>	OLIN		<input checked="" type="checkbox"/>	SORUM	
<input checked="" type="checkbox"/>	BERUBE		<input checked="" type="checkbox"/>	JONES		<input checked="" type="checkbox"/>	ORANGE		<input checked="" type="checkbox"/>	STRAND	
<input checked="" type="checkbox"/>	CHRISTENSEN		<input checked="" type="checkbox"/>	KRAUTER		<input checked="" type="checkbox"/>	PETERSON		<input checked="" type="checkbox"/>	STRINDEN	
<input checked="" type="checkbox"/>	CUSSONS		<input checked="" type="checkbox"/>	LASHKOWITZ		<input checked="" type="checkbox"/>	RAIT		<input checked="" type="checkbox"/>	TALLACKSON	
<input checked="" type="checkbox"/>	DOTZENROD		<input checked="" type="checkbox"/>	LEE		<input checked="" type="checkbox"/>	REDLIN		<input checked="" type="checkbox"/>	TENNEFOS	
<input checked="" type="checkbox"/>	ERDMAN		<input checked="" type="checkbox"/>	LIPS		<input checked="" type="checkbox"/>	REITEN		<input checked="" type="checkbox"/>	THANE	
<input checked="" type="checkbox"/>	FARRINGTON		<input checked="" type="checkbox"/>	LODGEN		<input checked="" type="checkbox"/>	ROEN		<input checked="" type="checkbox"/>	VOSPER	
<input checked="" type="checkbox"/>	FRITZELL		<input checked="" type="checkbox"/>	MELLAND		<input checked="" type="checkbox"/>	SANDNESS		<input checked="" type="checkbox"/>	WALSH	
<input checked="" type="checkbox"/>	GOODMAN		<input checked="" type="checkbox"/>	MILLER		<input checked="" type="checkbox"/>	SANDS		<input checked="" type="checkbox"/>	WENSTROM	
<input checked="" type="checkbox"/>	HANSON		<input checked="" type="checkbox"/>	MITCH		<input checked="" type="checkbox"/>	SCHIRADO		<input checked="" type="checkbox"/>	WRIGHT	
<input checked="" type="checkbox"/>	HOFFNER		<input checked="" type="checkbox"/>	NAADEN		<input checked="" type="checkbox"/>	SHABLOW		<input checked="" type="checkbox"/>	MR. PRESIDENT	
<input checked="" type="checkbox"/>	HOLMBERG		<input checked="" type="checkbox"/>	NELSON		<input checked="" type="checkbox"/>	SMYKOWSKI				

So the bill passed and the title was agreed to.

MOTION

Senator Reiten moved that House Bill 1083 be laid over one legislative day, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1111

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2245

Senate Bill No. 2294

Senate Bill No. 2352

Senate Bill No. 2357

Senate Bill No. 2366

Senate Bill No. 2375

Senate Concurrent Resolution No. 4022

Senate Concurrent Resolution No. 4048

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1041

House Bill No. 1070

House Bill No. 1077

House Bill No. 1209

House Bill No. 1299

House Bill No. 1308

House Bill No. 1318

House Bill No. 1320

House Bill No. 1330

House Bill No. 1340

House Bill No. 1345

House Bill No. 1361

House Bill No. 1375

ROY GILBREATH, Chief Clerk

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

Senator Nething moved that after the reading of Senate Bills 2011, 2149, 2197, 2199, 2215, 2251, 2329, 2345, 2365, 2369, 2372, 2387, 2423, 2442, 2473 and House Bills 1042 and 1083, the Senate adjourn and will convene at 1:30 P.M., Thursday, February 1, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY SECOND DAY

Bismarck, February 1, 1979

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

The prayer was offered by Rev. Myron Snider, Evangel Temple, Bismarck.

Our Heavenly Father I thank You for the opportunity given each Senate member in the proceedings this afternoon. I pray that each decision would be made with Your perfect and complete anointing. I pray that Your Holy presence would be felt and that Your divine direction would lead in even the smallest of details as well as the great items of importance. And Lord, as we are cognizant of Your presence, even now, may we praise and glorify Your name in whatever we do. This I pray in the Holy and precious name of Jesus Christ our Savior. Amen.

The roll was called and all members were present.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty first day and finds the same to be correct

Chairman SENATOR TENNEFOS

SENATOR SHABLOW moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

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

- SB NO. 2197
SB NO. 2199
SB NO. 2251
SB NO. 2372
SB NO. 2473

and find the same correctly Engrossed

Chairman Senator Peterson

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

Report of Standing Committee

Mr. President : Your Committee on Appropriations
to whom was referred Senate Bill No. 2012

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 11, delete the numerals "1,511,004" and insert in lieu thereof the numerals "1,480,476"

On page 1, line 17, delete the numerals "673,030" and insert in lieu thereof the numerals "662,419"

On page 1, line 18, delete the numerals "439,071" and insert in lieu thereof the numerals "431,306"

On page 1, line 21, delete the numerals "286,403" and insert in lieu thereof the numerals "274,251"

On page 1, line 24, delete the numerals "1,511,004" and insert in lieu thereof the numerals "1,480,476"

On page 2, line 1, delete the numerals "816,000" and insert in lieu thereof the numerals "817,419"

On page 2, line 2, delete the numerals "695,004" and insert in lieu thereof the numerals "663,057"

On page 2, after line 18, insert the following section:

"SECTION 4. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury the sum of \$189,000.00, or so much thereof as may be necessary, to the state library commission during the biennium beginning July 1, 1979, and ending June 30, 1981, to be used only in the event of a reduction and only to the extent of such reduction in the receipt of federal funds by the library commission. The library commission shall not spend funds pursuant to this appropriation without the approval of the legislative council's committee on budget.

Grand total general fund appropriation SB 2012 \$852,057

Grand total special fund appropriation SB 2012 \$817,419

Grand total all funds appropriated SB 2012 \$1,669,476"

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The amount recommended for salaries and wages is reduced \$10,611 by deleting \$25,996 for temporary salaries and by adding \$15,385 to provide adequate funds for 6.5 percent annual salary increases and adequate fringe benefits for full family medical insurance. The amount recommended for fees and services is reduced \$7,765 leaving sufficient funds to continue operations. The amount recommended for supplies and materials is reduced \$12,152 leaving sufficient funds to continue operations. The amount recommended for estimated income is increased \$1,419 to reflect additional estimated collections.

An additional \$189,000 from the general fund is appropriated to be used only in the event of a reduction in the amount of federal funds received by the Library Commission during the 1979-81 biennium and only upon approval by the Legislative Council's Committee on Budget.

And when so amended recommends the same do pass

W. C. Lips Senator Lips *F. J. ...* Chairman

Senate Bill No. 2012 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations

to whom was referred Senate Bill No. 2016

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

- On page 1, line 10, delete the numerals "690,799" and insert in lieu thereof the numerals "400,000"
- On page 1, line 12, delete the words "for the purpose of"
- On page 1, line 13, delete the words "defraying the expenses thereof,"
- On page 1, delete lines 15 through 18
- On page 1, line 19, delete the words "Land, structures, and major improvements" and insert in lieu thereof the words "Grant to educational broadcasting council", and delete the numerals "150,000" and insert in lieu thereof the numerals "400,000"
- On page 1, line 20, delete the numerals "690,799" and insert in lieu thereof the numerals "400,000"
- On page 2, delete lines 5 through 11 and insert in lieu thereof the following sections:

"SECTION 3. APPROPRIATION.) In addition to the other appropriations and authorizations in this Act, there is hereby appropriated any federal, private, or other funds which may be available to the educational broadcasting council during the biennium beginning July 1, 1979, and ending June 30, 1981.

SECTION 4. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the general fund appropriation to the educational broadcasting council in section 1 of this Act be used to complete construction of the educational television network in the state, to provide for necessary operations of the educational broadcasting council, and to allow the educational broadcasting council to enter into agreements for program broadcasting."

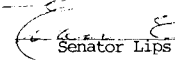

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment provides a general fund appropriation to the Educational Broadcasting Council to complete construction of the educational television network in the state, to provide for necessary operations of the council, and to allow the council to enter into agreements for program broadcasting. This amendment also appropriates any federal, private, or other funds which may be available to the Educational Broadcasting Council during the 1979-81 biennium.

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And when so amended recommends the same do pass.

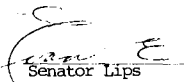

 Senator Lips  Chairman
 Senate Bill No. 2016 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
 to whom was referred Senate Bill No. 2031

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
 without recommendation
 be amended as follows:

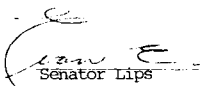

 Senator Lips  Chairman
 Senate Bill No. 2031 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
 to whom was referred Senate Bill No. 2171

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
 without recommendation
 be amended as follows:

 Senator Lips  Chairman
 Senate Bill No. 2171 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
 to whom was referred Senate Bill No. 2228

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
 without recommendation
 be amended as follows:

 Senator Lips  Chairman
 Senate Bill No. 2228 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred Senate Bill No. 2241

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

(Signature)
 Chairman
 Senator Lips

Senate Bill No. 2241 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred SENATE Bill No. 2250

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

(Signature)
 Chairman
 SENATOR I. E. SOLBERG

SENATE Bill No. 2250 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES

to whom was referred Senate Bill No. 2261

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

(Signature)
 Chairman
 Senator Jacobson

Senate Bill No. 2261 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred SENATE Bill No. 2320

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

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I. E. Solberg

SENATOR I. E. SOLBERG Chairman

SENATE Bill No. 2320 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred SENATE Bill No. 2350

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

I. E. Solberg

SENATOR I. E. SOLBERG Chairman

SENATE Bill No. 2350 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on AGRICULTURE

to whom was referred Senate Bill No. 2386

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Isidor

Senator Isidor Chairman

Senate Bill No. 2386 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred SENATE Bill No. 2391

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 4 delete the word "twelve" and insert in lieu thereof the word "fourteen"

On page 1, line 15, delete the word "twelve" and insert in lieu thereof the word "fourteen"

On page 1, line 16, delete the comma and word "whether" and insert in lieu thereof the word "and who is not"

On page 1, line 17, delete the words and comma "or not,"

On page 1, line 20, delete the word "commissioner" and insert in lieu thereof the word "director pursuant to Chapter 28-32"

On page 2, after line 11, insert the following section:

"SECTION 3. EFFECTIVE DATE.) The provisions of this Act shall be effective on and after July 1, 1981.

And renumber the line, pages and sections accordingly.

And when so amended recommends the same do pass.

J. E. Solberg Chairman
SENATOR J. E. SOLBERG

SENATE Bill No. 2391 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred SENATE Bill No. 2397

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

J. E. Solberg Chairman
Senator Solberg

SENATE Bill No. 2397 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on AGRICULTURE

to whom was referred Senate Bill No. 2401

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen. Iszler Chairman
Senator Iszler

Senate Bill No. 2401 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on POLITICAL SUBDIVISIONS

to whom was referred Senate Bill No. 2407

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 18 following the word "commissioners" insert the following "upon a vote of the majority of the people,"

On page 1, underscore all of lines 17 through 22

On page 2, underscore all of lines 1 through 4

And renumber pages and lines accordingly

And when so amended recommends the same do pass

John L. Loden Chairman
Senate Bill No. 2407 Senator Lodoen was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on AGRICULTURE
to whom was referred Senate Bill No. 2417

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Iszler Chairman
Senate Bill No. 2417 Senator Iszler was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on POLITICAL SUBDIVISIONS
to whom was referred Senate Bill No. 2426

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Lodoen Chairman
Senate Bill No. 2426 Senator Lodoen was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on POLITICAL SUBDIVISIONS
to whom was referred Senate Bill No. 2427

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

John L. Lodoen Chairman
Senator Lodoen
eleventh

Senate Bill No. 2427 was placed on the _____

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on Appropriations
to whom was referred Senate Bill No. 2429

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Edward J. Lips Chairman
Senator Lips
11th

Senate Bill No. 2429 was placed on the _____

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION
to whom was referred SENATE Bill No. 2438

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, after line 30, insert the following new sections:

"SECTION 6. DISPOSITION OF FEES.) Any ten dollar fee collected pursuant to this Act shall be deposited by the motor vehicle registrar with the state treasurer and credited to the general fund in the state treasury."

"Section 7. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$2,000.00, or so much thereof as may be necessary, to the motor vehicle registrar, for the purpose of implementing collection of the fee prescribed by this Act."

And renumber the line, sections, and pages accordingly.

And when so amended recommends the same be rereferred to the Committee on Appropriations.

I. E. Solberg Chairman
Senator I. E. Solberg

SENATE Bill No. 2438 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

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Mr. President Your Committee on Appropriations
to whom was referred Senate Bill No. 2448

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

John E. Lips Chairman
Senate Lips

Senate Bill No. 2448 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
Senate Concurrent Resolution
to whom was referred Senate Bill No. 4023

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Jacobson Chairman

Senate Concurrent Resolution Senator Jacobson
Bill No. 4023 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on AGRICULTURE
to whom was referred House Concurrent Resolution No. 3012

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 2, line 14, after the word "commodities" delete the period and insert "; and"

On page 2, line 18, after "1979" delete the period and insert "; and"

And renumber the pages, lines, and sections accordingly.

And when so amended recommends the same do pass.

Senator Iszler Chairman

House Concurrent Resolution 3012 Senator Iszler
was placed on the sixth

order of business on the calendar for the succeeding legislative day.

MOTIONS

Senator Farrington moved that Senate Bill No. 2335 be returned to the Senate floor from the Committee on Judiciary, which motion prevailed.

Senator Farrington requested the unanimous consent of the Senate to

withdraw Senate Bill No. 2335. There being no objection, it was so ordered by the President.

Senator Goodman moved that Senate Bills Nos. 2118 and 2119 be returned to the Senate floor from the Committee on Finance and Taxation, which motion prevailed.

Senator Goodman requested the unanimous consent of the Senate to withdraw Senate Bills Nos. 2118 and 2119. There being no objection, it was so ordered by the President.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2043 as recommended by the Committee on Appropriations as printed on page 412 of the Senate Journal be adopted. Senator Strinden moved to lay the amendments to Senate Bill 2043 on the table, which motion lost. The proposed amendments were adopted on a voice vote.

Senator Sands moved that the amendments to Senate Bill No. 2186 as recommended by the Committee on Judiciary as printed on page 413 of the Senate Journal be adopted, and that Senate Bill 2186 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2212 as recommended by the Committee on Judiciary as printed on page 414 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that Senate Bill 2379 be re-referred to the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

Senator Goodman moved that the amendments to Senate Bill No. 2421 as recommended by the Committee on Finance and Taxation as printed on page 417 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to House Bill No. 1072 as recommended by the Committee on State and Federal Government as printed on page 418 of the Senate Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

House Bill No. 1041. — A Bill for an Act to create and enact a new section to chapter 54-03 of the North Dakota Century Code, relating to distribution of the North Dakota Administrative Code to each member of the legislative assembly; to amend and reenact section 28-32-03.2 of the North Dakota Century Code, relating to printing, sales, and distribution of the administrative code; and providing an appropriation.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1070. — A Bill for an Act to create and enact chapter 27-17.1 of the North Dakota Century Code, relating to retirement of judges.

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

House Bill No. 1077. — A Bill for an Act to create and enact two new sections to chapter 50-18 of the North Dakota Century Code, relating to cooperation between the state laboratories department and the state social service board in determining licensing responsibility and actions against operations without a license; and to amend and reenact section 50-18-01 of the North Dakota Century Code, relating to the definition of boarding home for the aged and infirm.

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

House Bill No. 1209. — A Bill for an Act to prohibit the sale of agricultural lands to nonresident aliens, to prohibit the recording of instruments of title for nonresident alien purchases of agricultural land, to provide for enforcement by the attorney general, and to require annual reports to the commissioner of agriculture; to amend and reenact section 47-01-11 of the North Dakota Century Code, relating to qualifications for private ownership of property; and to provide a penalty.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1299. — A Bill for an Act to amend and reenact section 20.1-03-08 of the North Dakota Century Code, relating to nonresident fishing license requirements.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1308. — A Bill for an Act to amend and reenact subsection 12 of section 40-57-03 of the North Dakota Century Code, relating to the powers of a municipality under the Municipal Industrial Development Act, and providing that construction, reconstruction, improvement, and betterment projects where the lessee is a governmental entity or public institution are subject to chapter 48-02 which deals with government construction projects.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1318. — A Bill for an Act to amend and reenact subsections 2 and 5 of section 11-10-10 of the 1977 Supplement to the North Dakota Century Code, relating to the salaries of county officers.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1320. — A Bill for an Act to amend and reenact subsection 26 of section 20.1-03-12 and section 20.1-06-07 of the North Dakota Century Code, relating to the fee and effective period for fish house licenses.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1330. — A Bill for an Act to amend and reenact subsection 4 of section 23-06-03 of the North Dakota Century Code, relating to duty and cost of burial by the county social service board.

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

House Bill No. 1340. — A Bill for an Act to amend and reenact section 20.1-05-04 of the North Dakota Century Code, relating to the use of horses and mules in hunting big game.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1345. — A Bill for an Act to amend and reenact section 11-10-15 of the North Dakota Century Code, relating to mileage reimbursement for county officials.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1361. — A Bill for an Act to amend and reenact subsection 1 of section 11-15-12 of the North Dakota Century Code, relating to mileage for sheriffs.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1375. — A Bill for an Act to amend and reenact sections 11-28.3-03, 11-28.3-04, 11-28.3-09, 57-15-50, 57-15-51, and 57-15-51.1 of the North Dakota Century Code, relating to increasing the city, county, township, and rural ambulance service district mill levies allowed for ambulance services and providing for a dedicated ambulance sinking fund for replacement of equipment and ambulances.

Which was read the first time and referred to the Committee on Political Subdivisions.

SECOND READING OF SENATE BILLS

Senate Bill No. 2011. — A Bill for an Act making an appropriation for defraying the expenses of the state penitentiary and various divisions thereof of the state of North Dakota; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 365-367, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH	●	●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENROD		●	LEE	●	●	REDLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER	
●	FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS		●	WENSTROM	
●	HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT	
●	HOFFNER		●	NAADEN		●	SHABLOW			MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI				

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

Senate Bill No. 2149. — A Bill for an Act to provide for the creation of a board of medical investigations; to amend and reenact subsections 6, 7, and 8 of section 11-08-06; subsection 1 of section 11-08-08; sections 11-08-13 and 11-10-02; subsection 3 of section 11-10-06; sections 11-15-06; 11-15-22; 11-16-15; 12-45-01; 12-45-03; 14-02.1-10; subsection 2 of section 19-04-03; subsections 3, 4, and 5 of section 23-02.1-19; subsections 3, 4, and 5 of section 23-02.1-20; section 23-06-02; subsection 2 of section 23-06-13; subsection 2 of section 26-41-18; section 27-09.1-14; subsection 1 of section 27-10-03; subsection 1 of section 28-01-17; section 28-21-06; sections 28-21-18; 29-05-10; subsection 4 of section 29-17-36; section 32-22-10; 32-22-29; 32-22-39; 36-14-20; subsection 1 of section 39-08-13; sections 39-20-13; 44-11-01; and subsection 1 of section 50-25.1-03, removing references to county coroner; to repeal section 11-09-27 and chapters 11-19 and 11-19.1, relating to county and city coroners; providing a penalty, and providing an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 340, the roll was called and there were ayes, 19; nays, 30; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS	●		ISZLER	●		NETHING	●		SOLBERG	●

● BARTH		JACOBSON	●	OLIN	●	SORUM	●
● BERUBE	●	● JONES	●	● ORANGE		● STRAND	●
● CHRISTENSEN		● KRAUTER		● PETERSON		● STRINDEN	●
● CUSSONS	●	● LASHKOWITZ	●	● RAIT		● TALLACKSON	●
● DOTZENROD		● LEE	●	● REDLIN		● TENNEFOS	●
● ERDMAN	●	● LIPS		● REITEN		● THANE	●
● FARRINGTON	●	● LODOEN		● ROEN	●	● VOSPER	●
● FRITZELL		● MELLAND	●	● SANDNESS		● WALSH	●
● GOODMAN		● MILLER		● SANDS		● WENSTROM	●
● HANSON	●	● MUTCH		● SCHRADO	●	● WRIGHT	●
● HOFFNER		● NAA DEN	●	● SHABLOW	●	MR. PRESIDENT	
● HOLMBERG		● NELSON	●	● SMYKOWSKI	●		

Senate Bill No. 2149 was declared lost.

Senate Bill No. 2197. — A Bill for an Act to amend and reenact section 6-03-69 of the North Dakota Century Code, relating to report of examining committee.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 389, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAA DEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2199. — A Bill for an Act to amend and reenact subsection 1 of section 6-01-03 of the North Dakota Century Code, relating to the makeup of the banking board and regular meetings thereof.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 389, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAA DEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Sandness moved that Senate Bill 2215 be re-referred to the Committee on Education, which motion prevailed.

● BERUBE	● JONES	● ORANGE	● STRAND
● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAAEDEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2365. — A Bill for an Act to amend and reenact section 44-08-01 of the North Dakota Century Code, relating to the preference given to North Dakota bidders and sellers in the purchase of athletic equipment by public schools; and declaring an emergency.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 7; nays, 42; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ALBERS	●		ISZLER	●	NETHING	●		SOLBERG	●		
BARTH	●		JACOBSON	●	OLIN	●		SORUM	●		
BERUBE	●		JONES	●	ORANGE	●		STRAND	●		
CHRISTENSEN	●		KRAUTER	●	PETERSON	●		STRINDEN	●		
CUSSONS	●		LASHKOWITZ	●	RAIT	●		TALLACKSON	●		
DOTZENROD	●		LEE	●	REDLIN	●		TENNEFOS	●		
ERDMAN	●		LIPS	●	REITEN	●		THANE	●		
FARRINGTON	●		LODDEN	●	ROEN	●		VOSPER	●		
FRITZELL	●		MELLAND	●	SANDNESS	●		WALSH	●		
GOODMAN	●		MILLER	●	SANDS	●		WENSTROM	●		
HANSON	●		MUTCH	●	SCHIRADO	●		WRIGHT	●		
HOFFNER	●		NAAEDEN	●	SHABLOW	●		MR. PRESIDENT			
HOLMBERG	●		NELSON	●	SMYKOWSKI	●					

Senate Bill 2365 was declared lost.

Senate Bill No. 2369. — A Bill for an Act to prohibit state employees or officers employed on a full-time basis from receiving compensation, wages, or unvouchered reimbursement for living expenses for performing duties resulting from any other state employment or service, including service in the legislative assembly.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 15; nays, 35; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ALBERS	●		ISZLER	●	NETHING	●		SOLBERG	●		
BARTH	●		JACOBSON	●	OLIN	●		SORUM	●		
BERUBE	●		JONES	●	ORANGE	●		STRAND	●		
CHRISTENSEN	●		KRAUTER	●	PETERSON	●		STRINDEN	●		
CUSSONS	●		LASHKOWITZ	●	RAIT	●		TALLACKSON	●		
DOTZENROD	●		LEE	●	REDLIN	●		TENNEFOS	●		
ERDMAN	●		LIPS	●	REITEN	●		THANE	●		
FARRINGTON	●		LODDEN	●	ROEN	●		VOSPER	●		
FRITZELL	●		MELLAND	●	SANDNESS	●		WALSH	●		
GOODMAN	●		MILLER	●	SANDS	●		WENSTROM	●		
HANSON	●		MUTCH	●	SCHIRADO	●		WRIGHT	●		
HOFFNER	●		NAAEDEN	●	SHABLOW	●		MR. PRESIDENT			
HOLMBERG	●		NELSON	●	SMYKOWSKI	●					

Senate Bill 2369 was declared lost.

Senate Bill No. 2372. — A Bill for an Act to authorize school districts to levy for replacement costs for school buses.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 392, the roll was called and there were ayes, 36; nays, 14; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS				• ISZLER	•	•	•	• NETHING	•	• SOLBERG	
• BARTH			•	• JACOBSON		•	• OLIN		•	• SORUM	•
• BERUBE				• JONES	•	•	• ORANGE		•	• STRAND	
• CHRISTENSEN			•	• KRAUTER	•	•	• PETERSON		•	• STRINDEN	•
• CUSSONS	•			• LASHKOWITZ	•	•	• RAIT	•	•	• TALLACKSON	
• DOTZENROD			•	• LEE	•	•	• REDLIN	•	•	• TENNEFOS	•
• ERDMAN			•	• LIPS	•	•	• REITEN	•	•	• THANE	
• FARRINGTON			•	• LODGEN	•	•	• ROEN	•	•	• VOSPER	•
• FRITZELL			•	• MELLAND	•	•	• SANDNESS	•	•	• WALSH	•
• GOODMAN			•	• MILLER	•	•	• SANDS	•	•	• WENSTROM	
• HANSON			•	• MUTCH	•	•	• SCHIRADO	•	•	• WRIGHT	
• HOFFNER			•	• NAADEN	•	•	• SHABLOW	•	•	• MR. PRESIDENT	
• HOLMBERG			•	• NELSON	•	•	• SMYKOWSKI	•			

So the bill passed and the title was agreed to.

Senate Bill No. 2387. — A Bill for an Act establishing educational placement services for children of mandatory school age prior to placement by judicial or social service agencies, for determination of appropriate educational programs, appeals and scope of review.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 10; nays, 39; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•		• ISZLER	•	•	•	• NETHING	•	• SOLBERG	
• BARTH		•		• JACOBSON		•	• OLIN		•	• SORUM	•
• BERUBE		•		• JONES	•	•	• ORANGE	•	•	• STRAND	
• CHRISTENSEN		•		• KRAUTER	•	•	• PETERSON	•	•	• STRINDEN	•
• CUSSONS		•	•	• LASHKOWITZ	•	•	• RAIT	•	•	• TALLACKSON	•
• DOTZENROD		•		• LEE	•	•	• REDLIN	•	•	• TENNEFOS	•
• ERDMAN		•		• LIPS	•	•	• REITEN	•	•	• THANE	
• FARRINGTON		•		• LODGEN	•	•	• ROEN	•	•	• VOSPER	•
• FRITZELL		•		• MELLAND	•	•	• SANDNESS	•	•	• WALSH	•
• GOODMAN		•		• MILLER	•	•	• SANDS	•	•	• WENSTROM	
• HANSON		•	•	• MUTCH	•	•	• SCHIRADO	•	•	• WRIGHT	•
• HOFFNER		•	•	• NAADEN	•	•	• SHABLOW	•	•	• MR. PRESIDENT	
• HOLMBERG		•		• NELSON	•	•	• SMYKOWSKI	•			

Senate Bill 2387 was declared lost.

Senate Bill No. 2423. — A Bill for an Act to create and enact a new section to chapter 49-05 of the North Dakota Century Code, relating to the effectiveness of suspended public utility rates under bond.

Which has been read.

Senator Melland stated he had a conflict of interest in regard to Senate Bill 2423. Senator Nething moved that Senator Melland be permitted to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 36; nays, 13; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			•	• ISZLER		•	•	• NETHING	•	• SOLBERG	
• BARTH		•		• JACOBSON		•	• OLIN		•	• SORUM	
• BERUBE	•			• JONES		•	• ORANGE	•	•	• STRAND	
• CHRISTENSEN				• KRAUTER	•	•	• PETERSON		•	• STRINDEN	

● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2442. — A Bill for an Act to amend and reenact subsection 2 of section 57-02-08.1 of the North Dakota Century Code, eliminating the homestead credit for persons living in government subsidized low or middle income housing.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 50; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER	●		● NETHING	●		● SOLBERG	●	
● BARTH	●		● JACOBSON	●		● OLIN	●		● SORUM	●	
● BERUBE	●		● JONES	●		● ORANGE	●		● STRAND	●	
● CHRISTENSEN	●		● KRAUTER	●		● PETERSON	●		● STRINDEN	●	
● CUSSONS	●		● LASHKOWITZ	●		● RAIT	●		● TALLACKSON	●	
● DOTZENROD	●		● LEE	●		● REDLIN	●		● TENNEFOS	●	
● ERDMAN	●		● LIPS	●		● REITEN	●		● THANE	●	
● FARRINGTON	●		● LODDEN	●		● ROEN	●		● VOSPER	●	
● FRITZELL	●		● MELLAND	●		● SANDNESS	●		● WALSH	●	
● GOODMAN	●		● MILLER	●		● SANDS	●		● WENSTROM	●	
● HANSON	●		● MUTCH	●		● SCHIRADO	●		● WRIGHT	●	
● HOFFNER	●		● NAADEN	●		● SHABLOW	●		● MR. PRESIDENT	●	
● HOLMBERG	●		● NELSON	●		● SMYKOWSKI	●				

Senate Bill No. 2442 was declared lost.

Senate Bill No. 2473. — A Bill for an Act to amend and reenact subsection 4 of section 43-19.1-02, sections 43-19.1-03 and 43-19.1-04, subsection 5 of section 43-19.1-29 and section 43-19.1-30 of the North Dakota Century Code relating to the registration and regulation of the practice of engineering and land surveying.

Which has been read.

Senator Hanson requested to be excused from voting due to a conflict of interest. Senator Nething moved that Senator Hanson be excused, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 393-394, the roll was called and there were ayes, 43; nays, 6; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER	●		● NETHING	●		● SOLBERG	●	
● BARTH	●		● JACOBSON	●		● OLIN	●		● SORUM	●	
● BERUBE	●		● JONES	●		● ORANGE	●		● STRAND	●	
● CHRISTENSEN	●		● KRAUTER	●		● PETERSON	●		● STRINDEN	●	
● CUSSONS	●		● LASHKOWITZ	●		● RAIT	●		● TALLACKSON	●	
● DOTZENROD	●		● LEE	●		● REDLIN	●		● TENNEFOS	●	
● ERDMAN	●		● LIPS	●		● REITEN	●		● THANE	●	
● FARRINGTON	●		● LODDEN	●		● ROEN	●		● VOSPER	●	
● FRITZELL	●		● MELLAND	●		● SANDNESS	●		● WALSH	●	
● GOODMAN	●		● MILLER	●		● SANDS	●		● WENSTROM	●	
● HANSON	●		● MUTCH	●		● SCHIRADO	●		● WRIGHT	●	
● HOFFNER	●		● NAADEN	●		● SHABLOW	●		● MR. PRESIDENT	●	
● HOLMBERG	●		● NELSON	●		● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1042. — A Bill for an Act to create and enact a new section to chapter 54-44.3 of the North Dakota Century Code, relating to the timing of revisions to the compensation plan established by the central personnel division, and providing for exceptions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 394, the roll was called and there were ayes, 35; nays, 12; absent and not voting, 3.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH		●	● JACOBSON			● OLIN		● SORUM
● BERUBE		●	● JONES			● ORANGE	●	● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ	●		● RAIT	●	● TALLACKSON
● DOTZENROD		●	● LEE			● REDLIN	●	● TENNEFOS
● ERDMAN	●		● LIPS			● REITEN		● THANE
● FARRINGTON			● LODDEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER	●		● SANDS		● WENSTROM
● HANSON			● MUTCH	●		● SCHIRADO	●	● WRIGHT
● HOFFNER	●		● NAADEN	●		● SHABLOW	●	MR PRESIDENT
● HOLMBERG		●	● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1083. — A Bill for an Act to provide for the transfer of property and funds of the Minot district fair; and to repeal sections 4-02-17, 4-02-18, 4-02-19, 4-02-20, 4-02-22, 4-02-23, 4-02-24, and 4-02-25 of the North Dakota Century Code, relating to the location, premises, title to land, board of directors, executive committee, contributions, and report of the prize list of the Minot district fair.

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, 3; absent and not voting, 2.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE	●	● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT	●	● TALLACKSON
● DOTZENROD			● LEE			● REDLIN	●	● TENNEFOS
● ERDMAN	●		● LIPS			● REITEN		● THANE
● FARRINGTON			● LODDEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO	●	● WRIGHT
● HOFFNER			● NAADEN	●		● SHABLOW	●	MR PRESIDENT
● HOLMBERG		●	● NELSON			● SMYKOWSKI	●	

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2004
- Senate Bill No. 2147
- Senate Bill No. 2165
- Senate Bill No. 2184

Senate Bill No. 2214
 Senate Bill No. 2230
 Senate Bill No. 2240
 Senate Bill No. 2246
 Senate Bill No. 2248
 Senate Bill No. 2272
 Senate Bill No. 2285
 Senate Bill No. 2299
 Senate Bill No. 2349
 Senate Bill No. 2422
 Senate Bill No. 2451
 Senate Concurrent Resolution No. 4012.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2102
 Senate Bill No. 2103
 Senate Concurrent Resolution No. 4047.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1013
 House Bill No. 1080
 House Bill No. 1206
 House Bill No. 1233
 House Bill No. 1259
 House Bill No. 1268
 House Bill No. 1278
 House Bill No. 1285
 House Bill No. 1293
 House Bill No. 1311
 House Bill No. 1313
 House Bill No. 1341
 House Bill No. 1423
 House Bill No. 1532
 House Concurrent Resolution No. 3016.

ROY GILBREATH, Chief Clerk

Senator Nething moved that after the reading of Senate Bills 2031, 2043, 2171, 2212, 2228, 2241, 2250, 2261, 2320, 2350, 2386, 2397, 2401, 2417, 2421, 2426, 2427, 2429, 2448, SCR 4023 and House Bill No. 1072, the Senate adjourn and will convene at 12:30 P.M., Friday, February 2, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-THIRD DAY

Bismarck, February 2, 1979

The Senate convened at 12:30 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Don DeKok, Pastor, Bismarck Reformed Church, Bismarck.

“Our most gracious Father in heaven, it is with respect and admiration that we come before You. Respect for Your greatness and majesty and admiration for Your love and concern for us. For the matters of this day in this chamber we ask for Your wisdom. We ask that not our will but Yours be done in the matter of this state. Father, let us not be politicians, but servants first of all of You and then our fellow man. Let us be servants of love and compassion. Servants who hold others as more important than ourselves. Servants who will respect one another. For these men and women, let Your hand rest upon them, guide them, direct them, strengthen them, in Your name we pray, Amen.

The roll was called and all members were present except Senators Naaden and Peterson.

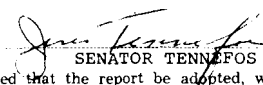
A quorum was declared by the President.

Senator Nothing requested that the record show that on February 2 and 3, 1979, Senator Curtis Peterson and Reps. Unhjem and Hoffner will represent the 46th Legislative Assembly at a conference sponsored by the Council of State Governments on medical and health costs, which conference is to be held in St. Louis, Missouri.

Correction and Revision of The Journal

Mr. _____ President _____ Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-second _____ day

and finds the same to be correct.


 Chairman
SENATOR TENNESSEE

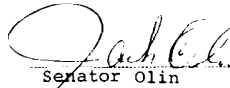
SENATOR CUSSONS _____ moved that the report be adopted, which motion prevailed.

MR. PRESIDENT:

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

- SB NO. 2186
- SB NO. 2212
- SB NO. 2421

and find the same correctly  Engrossed



Vice-Chairman

Senator Olin

Senator Fritzell 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:

SB NO. 2043

and find the same correctly

~~Enrolled~~
Engrossed



Vice-Chairman

Senator Olin

Senator Fritzell 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:

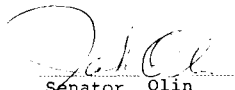
SB No. 2102

SB NO. 2103

SCR NO. 4047

and find the same correctly

Enrolled
~~Engrossed~~



Vice-Chairman

Senator Olin

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

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2012 as recommended by the Committee on Appropriations as printed on pages 432 and 433 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2016 as recommended by the Committee on Appropriations as printed on page 433 of the Senate Journal be adopted.

Senator Hoffner requested a recorded roll call vote on the motion to adopt the amendments to Senate Bill No. 2016, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to Senate Bill No. 2016, the roll was called and there were 32 yeas; 15 nays; absent and not voting, 3.

NORTH DAKOTA SENATE														
REGULAR SESSION						ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
●			●	●				●	●		●			
ALBERS			ISZLER					NOTHING			●			
BARTH	●		JACOBSON					OLIN			●			
BERUBE		●	JONES					ORANGE		●	●			
CHRISTENSEN			KRAUTER		●			PETERSON			●			
CUSSONS			LASHKOWITZ					RAIT		●	●			
DOTZENROD			LEE					REDLIN			●			
ERDMAN		●	LIPS					REITEN		●	●			
FARRINGTON			LODOEN					ROEN			●			
FRITZELL			MELLAND					SANDNESS			●			
GOODMAN			MILLER		●			SANDS			●			
HANSON			MUTCH					SCHIRADO			●			
HOFFNER		●	NAADEN					SHABLOW		●	●			
HOLMBERG		●	NELSON					SMYKOWSKI			MR. PRESIDENT			

The amendments to Senate Bill No. 2016 were adopted.

Senator Solberg moved that the amendments to Senate Bill No. 2391 as recommended by the Committee on Transportation as printed on pages

436 and 437 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to Senate Bill No. 2407 as recommended by the Committee on Political Subdivisions as printed on page 438 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to Senate Bill No. 2438 as recommended by the Committee on Transportation as printed on page 439 of the Senate Journal be adopted, and that Senate Bill No. 2438 be referred to the Committee on Appropriations, which motion prevailed.

Senator Iszler moved that the amendments to House Concurrent Resolution No. 3012 as recommended by the Committee on Agriculture as printed on page 440 of the Senate Journal be adopted, which motion prevailed.

Senator Albers moved that the rules be suspended, that House Concurrent Resolution No. 3012 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3012 — A concurrent resolution requesting full implementation of the Agricultural Adjustment Act of 1949, as amended in 1977, which includes ninety percent of parity loan rates on the major agricultural commodities.

Was read the second time.

The question being on the final adoption of the resolution, as amended, House Concurrent Resolution No. 3012 was adopted.

Report of Standing Committee

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 2024

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

On page 1, line 24 delete the amount "\$636,799" and insert in lieu thereof the amount "\$685,447"

On page 2, line 1 delete the amount "\$268,543" and insert in lieu thereof the amount "\$269,895"

PURPOSE OF INTENT: to adjust the amount of federal funds to be received

And when so amended recommends the same do pass

Senator Lips Chairman

Senate Bill No. 2024 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 2028

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 12 delete the amount "\$1,745,950" and insert in lieu thereof the amount "\$1,695,950"

On page 1, line 21 delete the amount "\$1,579,762" and insert in lieu thereof the amount "\$1,529,762"

On page 1, line 24 delete the amount "\$214,100" and insert in lieu thereof the amount "\$164,100"

On page 2, delete section 2

And renumber lines and pages accordingly.

And when so amended recommends the same do pass

Senator Lips Chairman

Senate Bill No. 2028 was placed on the 6th

order of business on the calendar for the succeeding legislative day

Mr. President: Your Committee on Appropriations

to whom was referred Senate Bill No. 2030

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 12, delete the numerals "2,736,581" and insert in lieu thereof the numerals "2,811,262"

On page 1, line 18, delete the numerals "1,486,166" and insert in lieu thereof the numerals "1,676,588"

On page 1, line 19, delete the numerals "256,692" and insert in lieu thereof the numerals "283,147"

On page 1, line 21, delete the numerals "165,308" and insert in lieu thereof the numerals "198,787"

On page 1, line 22, delete the numerals "85,435" and insert in lieu thereof the numerals "109,760"

On page 1, line 23, delete the numerals "500,000" and insert in lieu thereof the numerals "500,000"

On page 1, delete line 24

On page 2, line 1, delete the numerals "2,736,581" and insert in lieu thereof the numerals "2,811,262"

On page 2, line 2, delete the numerals "586,765" and insert in lieu thereof the numerals "1,098,645"

On page 2, line 3, delete the numerals "2,149,816" and insert in lieu thereof the numerals "1,712,617"

On page 2, delete lines 4 through 15 and insert in lieu thereof the following section:

"SECTION 2. LANDS AND MINERALS TRUST FUND - TRANSFER.) The sum of \$1,011,880 or so much thereof as may be necessary, at such times as may be requested by the state geologist shall be transferred by the state treasurer from the lands and minerals trust fund created by section 15-08.1-08 of the North Dakota Century Code to the geological survey for the biennium beginning July 1, 1979, and ending June 30, 1981."

On page 2, line 16, delete the numeral "4" and insert in lieu thereof the numeral "3"

On page 2, line 23, delete the numeral "5" and insert in lieu thereof the numeral "4"

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass.

STATEMENT OF PURPOSE OF AMENDMENT:

The purpose of this amendment is to increase salaries and wages by \$190,422 by adding \$815 to provide adequate funds for 6.5 percent annual salary increases and adequate fringe benefits; and by adding \$189,607 for seven additional positions including three petroleum engineers, a data processing analyst, a lab technician, a secretary, and a clerk-typist. The salaries and wages line item also includes \$198,709 for five positions recommended in the executive budget which are three petroleum engineers, a geologist, and a drafting technician.

The fees and services line item is increased by \$26,455, supplies and materials by \$33,479 and equipment by \$24,325 to provide adequate operating funds for the additional positions.

The recommended \$200,000 general fund contingency appropriation is deleted.

The estimated income is increased by \$511,880 from funds from the lands and mineral trust fund to finance the salaries and operating expenses of the new positions. This amendment provides a total of \$1,011,880 for expenditures of the Geological Survey, including construction of a core storage warehouse, which will be transferred from the lands and mineral trust fund to the Geological Survey during the 1979-81 biennium.

Conrad Lips Chairman
Senator Lips

Senate Bill No. 2030 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations to whom was referred Senate Bill No. 2034

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation be amended as follows:

Conrad Lips Chairman
Senator Lips

Senate Bill No. 2034 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President : Your Committee on Appropriationsto whom was referred .. Senate .. Bill No. 2042

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

 be amended as follows:

On page 1, line 1, after the word "Act" insert the words "to amend and reenact section 1 of chapter 4 of the 1977 Session Laws of North Dakota, relating to the appropriation for the personal property tax replacement and homestead tax credit; and"

On page 2, delete lines 3 and 4

On page 2, line 5, delete the numerals "360,764" and insert in lieu thereof the numerals "637,048"

On page 3, after line 2, insert the following subdivision:

"Subdivision 9.
DEPARTMENT OF ACCOUNTS AND PURCHASES
Supplies and materials \$6,000
Data processing 1,000
Total general fund appropriation \$7,000"

On page 3, line 11, delete the numerals "967,157" and insert in lieu thereof the numerals "1,250,441"

On page 3, line 12, delete the numerals "683,828" and insert in lieu thereof the numerals "407,544"

On page 3, line 13, delete the numerals "1,650,985" and insert in lieu thereof the numerals "1,657,985"

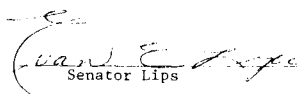
On page 3, after line 13 insert the following section:
"SECTION 3. AMENDMENT.) Section 1 of chapter 4 of the 1977 Session Laws of North Dakota is hereby amended and reenacted to read as follows:
SECTION 1. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$24,300,000.00, or so much thereof as may be necessary, for the replacement of personal property taxes, in accordance with the formula for personal property tax replacement payments as provided for in section 57-58-01, and as a supplemental appropriation for the homestead tax credit in addition to the appropriation provided in section 2 of chapter 4 of the 1977 Session Laws of North Dakota during the biennium beginning July 1, 1977, and ending June 30, 1979. During the year ending June 30, 1978, such payments shall not exceed one-half of the total appropriation provided for in this Act."

And renumber the lines, subdivisions, sections, and pages accordingly

And when so amended recommends the same do pass

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment provides a \$7,000 general fund appropriation to the Department of Accounts and Purchases for increased printing and data processing expenditures. This amendment also provides that the total deficiency appropriation for the State Hospital of \$637,048 will come from the general fund. Also, this amendment will provide that sufficient funds are available to make all homestead tax credit payments for the 1977-79 biennium.

 Chairman
Senator Lips

Senate Bill No. 2042 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2092

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete the word "service" and insert in lieu thereof the words "late payment"

On page 1, line 8, delete the word "SERVICE" and insert in lieu thereof the words "LATE PAYMENT"

On page 1, line 9, delete the word "service" and insert in lieu thereof the words "late payment"

On page 1, line 12, delete the word "service" and insert in lieu thereof the words "late payment"

On page 1, line 13, delete the words "on all accounts"

On page 1, line 14, delete the word "except" and insert in lieu thereof the following: "only if at the time the obligation was incurred the creditor did not intend to extend any credit beyond thirty days and any late payment of the obligation was unanticipated. The provisions of this section shall not apply to"

On page 1, line 18, delete the word "service" and insert in lieu thereof the words "late payment"

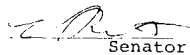
On page 2, line 3, delete the word "service" and insert in lieu thereof the words "late payment"

On page 2, line 12, delete the word "service" and insert in lieu thereof the words "late payment"

On page 2, line 21, delete the word "service" and insert in lieu thereof the words "late payment"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Reiten

Senate Bill No. 2092 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

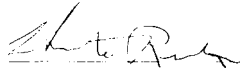
Mr. President Your Committee on Industry, Business & Labor
to whom was referred Senate Bill No. 2105

Has had the same under consideration and recommends that the same

JOURNAL OF THE SENATE

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:



Chairman

Senate Bill No. 2105 was placed on the eleventh

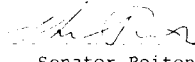
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business & Labor
to whom was referred Senate Bill No. 2145

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:



Chairman

Senate Bill No. 2145 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
to whom was referred Senate Bill No. 2156

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete the words "provide for the making of natural gas" and insert in lieu thereof the words "authorize the state geologist and the industrial commission to make natural gas well status determinations and findings pursuant to the Natural Gas Policy Act of 1978 and to make oil well status determinations and findings pursuant to any future federal legislation or rules"

On page 1, delete lines 2 and 3

On page 1, line 4, delete the words "Act of 1978"

On page 1, line 9, after the word "DETERMINATIONS" insert the words "AND FINDINGS"

On page 1, line 11, after the word "determinations" insert the words "and findings"

On page 1, line 18, following the period, insert the following sentence:
"In the event that similar federal legislation or federal rules are adopted that require or permit oil well status determinations and findings by a state regulatory authority, the state geologist and the industrial commission are hereby designated as the state regulatory authority and authorized to make such determinations and findings in accordance with such legislation or rules."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass

Lee Jacobson Chairman
Senator Jacobson

Senate Bill No. 2156 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2180

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2, delete lines 10 through 20

And when so amended recommends the same do pass.

Lee Reiten Chairman
Senator Reiten

Senate Bill No. 2180 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
to whom was referred Senate Bill No. 2218

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2, delete all of lines 1 through 8, and insert in lieu thereof the following new paragraph:

"Any monies collected for permit and registration fees shall be deposited in the health department operating fund in the state treasury and shall be spent subject to appropriation by the Legislative Assembly."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Lee Jacobson Chairman
Senator Jacobson

Senate Bill No. 2218 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
to whom was referred Senate Bill No. 2254

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

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On page 2, line 4, following the word "section" insert the following "61-04-04.1 and section"

On page 2, line 9, delete the words "All income of the Water Use"

On page 2, delete all of lines 10 and 11

On page 2, line 13, delete the words "under the direction of" and insert in lieu thereof the words "subject to appropriation by"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Senate Bill No. 2254 was placed on the sixth day of the month of _____, 1961, by Senator Jacobson, Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2266

Has had the same under consideration and recommends that the same

do pass, be indefinitely postponed, or be placed on calendar without recommendation

be amended as follows:

On page 3, after line 3, insert the following:

"3. Nothing contained in the North Dakota antitrust law shall be construed to apply to activities or arrangements expressly approved or regulated by any regulatory body or officer acting under statutory authority of this state or of the United States."

And renumber the lines and pages accordingly.

And when so amended recommends the same be indefinitely postponed.

Senate Bill No. 2266 was placed on the sixth day of the month of _____, 1961, by Senator Reiten, Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2267

Has had the same under consideration and recommends that the same

do pass, be indefinitely postponed, or be placed on calendar without recommendation

be amended as follows:

Senate Bill No. 2267 was placed on the eleventh day of the month of _____, 1961, by Senator Reiten, Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Agriculture

to whom was referred Senate Bill No. 2293

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Iszler

Senate Bill No. 2293 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

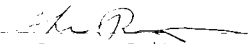
Mr. President Your Committee on Industry, Business & Labor

to whom was referred Senate Bill No. 2314

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten

Senate Bill No. 2314 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Agriculture

to whom was referred Senate Bill No. 2327

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, after line 28, insert the following:
"j. The North Dakota livestock feeders association."

On page 3, line 15, after the word "west" insert the following:
", comprising approximately forty-two acres,"

On page 3, line 16, after the period insert the following: "The full appraised value of the land transferred to the use of Dickinson state college shall be reflected in the purchase of the working ranch unit under section 1."

And renumber the lines and pages accordingly.

And when so amended recommends the same be rereferred to the Committee on Appropriations

 Chairman
Senator Iszler

Senate Bill No. 2327 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President Your Committee on Industry, Business & Labor
to whom was referred Senate Bill No. 2363

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


Senator Reiten

Chairman

Senate Bill No. 2363 was placed on the eleventh

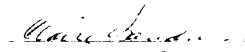
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred Senate Bill No. 2368

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


Senator Sandness

Chairman

Senate Bill No. 2368 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Social Welfare & Veterans Affairs
to whom was referred Senate Bill No. 2373

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations.


Senator Christensen

Chairman

Senate Bill No. 2373 was rereferred to the

Committee on Appropriations.

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Social Welfare & Veterans Affairs
to whom was referred Senate Bill No. 2379

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2, line 3, following the word "same" insert the word "therapeutic"

On page 2, after line 20, insert the following: "The form for a written prescription shall have two signature lines at opposite ends of the bottom of the form. Under the line on the right side shall be clearly printed the words "dispense as written." Under the line on the left side shall be clearly printed the words "substitution permitted." The physician shall communicate his instructions to the pharmacist by signing the appropriate line. If an oral prescription for a brand name drug product is given to a pharmacist, the practitioner shall instruct the pharmacist as to whether the drug must be dispensed as written or whether a therapeutically equivalent generic name drug product may be substituted in its place. The pharmacist shall note the instructions on the file copy of the prescription."

On page 2, delete all of lines 21 through 27.

On page 2, line 28, delete the following: "drug product is medically necessary."

On page 2, line 29, following the word "not" delete the word "select" and insert in lieu thereof the word "substitute"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass

 Chairman
Senator Christensen

Senate Bill No. 2379 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Agriculture
to whom was referred Senate Bill No. 2380

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Iszler

Senate Bill No. 2380 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs
to whom was referred Senate Bill No. 2385

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Christensen

Senate Bill No. 2385 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President Your Committee on Political Subdivisions
to whom was referred Senate Bill No. 2396

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

Robert L. Lodoen Chairman
Senator Lodoen
Senate Bill No. 2396 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on POLITICAL SUBDIVISIONS
to whom was referred Senate Bill No. 2414

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

Robert L. Lodoen Chairman
Senator Lodoen
Senate Bill No. 2414 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on POLITICAL SUBDIVISIONS
to whom was referred Senate Bill No. 2420

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

Robert L. Lodoen Chairman
Senator Lodoen
Senate Bill No. 2420 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on POLITICAL SUBDIVISIONS
to whom was referred Senate Bill No. 2431

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

Robert L. Lodoen Chairman
Senator Lodoen
Senate Bill No. 2431 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
to whom was referred Senate Bill No. 2436

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 2, delete the numerals "24-02-20,"

On page 3, delete lines 6 thru 34

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.

Senator Jacobson Chairman

Senate Bill No. 2436 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
to whom was referred Senate Bill No. 2453

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows.

Senator Jacobson Chairman

Senate Bill No. 2453 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

MOTIONS

Senator Jones moved that Senate Bill No. 2031 be laid over one legislative day, which motion prevailed.

Senator Melland moved that the Senate reconsider the action by which Senate Bill No. 2149 lost, which motion prevailed.

Senator Lips moved that Senate Bill No. 2149 be re-referred to the Committee on Appropriations, which motion prevailed.

FIRST READING OF SENATE BILLS

Committee on Delayed Bills (At the request of Senator Holmberg) introduced:

Senate Bill No. 2479. — A Bill for an Act to amend and reenact section 12.1-27.1-12 of the North Dakota Century Code as contained in section 1 of Senate Bill No. 2100, as approved by the forty-sixth legislative assembly, relating to state preemption of local laws regulating obscenity except when local ordinances are specifically authorized; and declaring an emergency.

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

**FIRST READING OF SENATE
CONCURRENT RESOLUTION**

Senator Dotzenrod introduced:

Senate Concurrent Resolution No. 4052. — A concurrent resolution directing a Legislative Council study of state aid to nonpublic schools.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1013. Indian Affairs Commission — A Bill for an Act making an appropriation for defraying the expenses of the Indian affairs commission of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1080. — A Bill for an Act to provide for the deposit of trade commission funds in the general fund; to amend and reenact subsection 1 of section 54-07-01.2 of the North Dakota Century Code, relating to gubernatorial appointments; and to repeal subsections 1 through 10 of section 51-10-06 and 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 was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1206. — A Bill for an Act to amend and reenact subsection 1 of section 20.1-13-03 of the North Dakota Century Code, relating to the distribution of revenue derived from motorboat licenses and providing an effective date.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1233. — A Bill for an Act to amend and reenact section 26-25-15 of the North Dakota Century Code, relating to the maximum benefits and assessments under a benevolent society membership contract.

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

House Bill No. 1259. — A Bill for an Act to amend and reenact section 55-10-11 of the North Dakota Century Code, relating to the acquisition of historic sites by the state historical society.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1268. — A Bill for an Act relating to prohibited provisions in any individual or group accident and sickness insurance policies and nonprofit medical or hospital service contracts, and the responsibility of individual or group insurers and nonprofit medical or hospital service corporations to release information to the social service board of North Dakota pertaining to the coverage of an individual under an individual or group accident and sickness insurance policy or nonprofit medical or hospital service contract.

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

House Bill No. 1278. — A Bill for an Act to create and enact section 54-14-04.2 of the North Dakota Century Code, relating to the use of automatic fund transfer systems by the office of the budget for departmental payrolls, and to authorize two pay periods a month.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1285. — A Bill for an Act to create and enact a new section to chapter 49-18 of the North Dakota Century Code, relating to interstate carrier registration and identification; to create and enact a

new section to chapter 49-18 of the North Dakota Century Code, relating to violation of commission order or rule and penalty; to amend and reenact subsections 4, 5, 6, 7, 8, 9, 10, and 11 of section 49-18-01, subsection 6 of section 49-18-02 and sections 49-18-14 and 49-18-17 of the North Dakota Century Code, relating to definitions, exemption of agricultural commodities, factors to be considered by the commission in granting certificates, and discontinuance of service by common motor carriers by order of the commission; and to repeal sections 49-18-34.1, 49-18-35, 49-18-36, 49-18-37, 49-18-38, 49-18-38.1, 49-18-38.2, 49-18-38.3, and 49-18-39 of the North Dakota Century Code, relating to regulation of agricultural carriers.

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

House Bill No. 1293. — A Bill for an Act to create and enact a new section to chapter 40-33.2 of the North Dakota Century Code, relating to joint exercise of powers by a city with another public agency in respect to its electric utility system or any project and relating to joint exercise of powers by a municipal power agency with another public agency; to create and enact two new subsections to section 40-33.2-05 of the North Dakota Century Code, relating to exempting bonds and notes issued by a municipal power agency from taxation, and right of any holder of bonds or notes issued by a municipal power agency to bring suit; and to amend and reenact subsection 6 of section 40-33.2-02, subdivision g of subsection 1 of section 40-33.2-03, subsection 4 of section 40-33.2-03, subsection 9 of section 40-33.2-03, subsection 2 of section 40-33.2-05, and section 40-33.2-08 of the North Dakota Century Code, relating to definition of governing body of a city, requirements for agency agreements, bylaws of municipal power agencies, amendment of agency agreements, issuance of bonds and notes and pledges of revenues by the municipal power agencies, and city powers in regard to municipal power agencies, and contracts for electric power and energy and related services.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1311. — A Bill for an Act to amend and reenact subdivision b of subsection 2 of section 39-04-18 of the North Dakota Century Code relating to motor vehicles exempt from registration fees.

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

House Bill No. 1313. — A Bill for an Act to amend and reenact sections 43-04-02 and 43-04-07, subsection 2 of section 43-04-11, subsection 5 of section 43-04-12, and section 43-04-42 of the North Dakota Century Code, relating to a declaration of policy, the compensation of members of the board of barber examiners, rules and orders, the general powers of the board, and the fees to be paid by an applicant for a barbering license; and to repeal sections 43-04-16 and 43-04-17 of the North Dakota Century Code, relating to an order fixing minimum barber service price schedules and the amendment or modification of price schedules after approval.

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

House Bill No. 1341. — A Bill for an Act to create and enact a new section to chapter 20.1-01 of the North Dakota Century Code, relating to hunting birds on utility lines and providing a penalty; and to amend and reenact subsection 6 of section 20.1-01-02 of the North Dakota

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•	• ISZLER		•	• NOTHING		•	• SOLBERG		
• BARTH		•	• JACOBSON		•	• OLIN		•	• SORUM		•
• BERUBE		•	• JONES		•	• ORANGE		•	• STRAND		•
• CHRISTENSEN		•	• KRAUTER		•	• PETERSON		•	• STRANDEN		•
• CUSSONS		•	• LASHKOWITZ		•	• RAIT		•	• TALLACKSON		•
• DOTZENROD		•	• LEE		•	• REDLIN		•	• TENNEFOS		•
• ERDMAN		•	• LIPS		•	• REITEN		•	• THANE		•
• FARRINGTON		•	• LODOEN		•	• ROEN		•	• VOSPER		•
• FRITZELL		•	• MELLAND		•	• SANDNESS		•	• WALSH		•
• GOODMAN		•	• MILLER		•	• SANDS		•	• WENSTROM		•
• HANSON		•	• MUTCH		•	• SCHIRADO		•	• WRIGHT		•
• HOFFNER		•	• NAAOEN		•	• SHABLOW		•	• MR. PRESIDENT		
• HOLMBERG		•	• NELSON		•	• SMYKOWSKI		•			

Senate Bill No. 2171 was declared lost.

Senate Bill No. 2212. — A Bill for an Act to amend and reenact section 16-11-07 of the North Dakota Century Code, relating to the ballot order of measures to be submitted to electors; or, in the alternative, to amend and reenact section 16.1-06-09 of the North Dakota Century Code, as created by section 4 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, relating to the ballot order of measures to be submitted to the electors.

Which has been read.

Senator Holmberg moved that Senate Bill No. 2212 be amended as follows:

On page 3, line 8 of the engrossed bill, delete the word "numbered" and insert in lieu thereof the word "placed"

On page 5, line 6 of the engrossed bill, delete the word "numbered" and insert in lieu thereof the word "placed"

Senator Holmberg moved that the amendments be adopted, which motion prevailed.

Senator Holmberg moved that the rules be suspended, that Senate Bill No. 2212 be deemed properly re-engrossed, and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2212. — A Bill for an Act to amend and reenact section 16-11-07 of the North Dakota Century Code, relating to the ballot order of measures to be submitted to electors; or, in the alternative, to amend and reenact section 16.1-06-09 of the North Dakota Century Code, as created by section 4 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, relating to the ballot order of measures to be submitted to the electors.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 414, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•	• ISZLER		•	• NOTHING		•	• SOLBERG		
• BARTH		•	• JACOBSON		•	• OLIN		•	• SORUM		•
• BERUBE		•	• JONES		•	• ORANGE		•	• STRAND		•
• CHRISTENSEN		•	• KRAUTER		•	• PETERSON		•	• STRANDEN		•
• CUSSONS		•	• LASHKOWITZ		•	• RAIT		•	• TALLACKSON		•
• DOTZENROD		•	• LEE		•	• REDLIN		•	• TENNEFOS		•
• ERDMAN		•	• LIPS		•	• REITEN		•	• THANE		•
• FARRINGTON		•	• LODOEN		•	• ROEN		•	• VOSPER		•
• FRITZELL		•	• MELLAND		•	• SANDNESS		•	• WALSH		•
• GOODMAN		•	• MILLER		•	• SANDS		•	• WENSTROM		•
• HANSON		•	• MUTCH		•	• SCHIRADO		•	• WRIGHT		•
• HOFFNER		•	• NAAOEN		•	• SHABLOW		•	• MR. PRESIDENT		
• HOLMBERG		•	• NELSON		•	• SMYKOWSKI		•			

So the bill passed and the title was agreed to.

Senate Bill No. 2228. — A Bill for an Act to provide authority for the North Dakota workmen's compensation bureau to utilize bureau reserve funds or to issue negotiable bonds for the purpose of construction of an office building, to establish the location of the office building, to provide a grant of land, to provide for the advertising and letting of construction bids, to provide for the rental of space to state agencies, and to provide for incidental authority in the North Dakota workmen's compensation bureau necessary to accomplish the purposes of this Act.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 1; nays, 46; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
—	ALBERS	•	—	ISLER	•	—	NOTHING	•
—	BARTH	•	—	JACOBSON	•	—	OLIN	•
—	BERUBE	•	—	JONES	•	—	ORANGE	•
—	CHRISTENSEN	•	—	KRAUTER	•	—	PETERSON	•
—	CUSSONS	•	—	LASKOWITZ	•	—	RAIT	•
—	DOTZENROD	•	—	LEE	•	—	REDLIN	•
—	ERDMAN	•	—	LIPS	•	—	REITEN	•
—	FARRINGTON	•	—	LOOEN	•	—	ROEN	•
—	FRITZELL	•	—	MELLAND	•	—	SANDNESS	•
—	GOODMAN	•	—	MILLER	•	—	SANDS	•
—	HANSON	•	—	MUTCH	•	—	SCHRADER	•
—	HOFFNER	•	—	NAADEN	•	—	SHABLOW	•
—	HOLMBERG	•	—	NELSON	•	—	SMYKOWSKI	•
						—	SOLBERG	•
						—	SORUM	•
						—	STRAND	•
						—	STRINDEN	•
						—	TALLACKSON	•
						—	TENNEFOS	•
						—	THANE	•
						—	VOSPES	•
						—	WALSH	•
						—	WENSTROM	•
						—	WRIGHT	•
							MR. PRESIDENT	•

Senate Bill No. 2228 was declared lost.

Senate Bill No. 2241. — A Bill for an Act to create and enact three new sections to chapter 54-52 and a new subsection to section 54-52-01 of the North Dakota Century Code, relating to the definition of "penitentiary employee", and assessments, contributions, length of service, and normal retirement age for penitentiary 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, 33; nays, 15; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•	ALBERS	•	•	ISLER	•	•	NOTHING	•
•	BARTH	•	•	JACOBSON	•	•	OLIN	•
•	BERUBE	•	•	JONES	•	•	ORANGE	•
•	CHRISTENSEN	•	•	KRAUTER	•	•	PETERSON	•
•	CUSSONS	•	•	LASKOWITZ	•	•	RAIT	•
•	DOTZENROD	•	•	LEE	•	•	REDLIN	•
•	ERDMAN	•	•	LIPS	•	•	REITEN	•
•	FARRINGTON	•	•	LOOEN	•	•	ROEN	•
•	FRITZELL	•	•	MELLAND	•	•	SANDNESS	•
•	GOODMAN	•	•	MILLER	•	•	SANDS	•
•	HANSON	•	•	MUTCH	•	•	SCHRADER	•
•	HOFFNER	•	•	NAADEN	•	•	SHABLOW	•
•	HOLMBERG	•	•	NELSON	•	•	SMYKOWSKI	•
						•	SOLBERG	•
						•	SORUM	•
						•	STRAND	•
						•	STRINDEN	•
						•	TALLACKSON	•
						•	TENNEFOS	•
						•	THANE	•
						•	VOSPES	•
						•	WALSH	•
						•	WENSTROM	•
						•	WRIGHT	•
							MR. PRESIDENT	•

So the bill passed and the title was agreed to.

Senate Bill No. 2250. — A Bill for an Act to create and enact a new section to chapter 49-19 of the North Dakota Century Code, relating to common carrier pipelines and the necessity to secure a certificate of public convenience and necessity from the public service 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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL				1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NOTHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRANDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODGEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2261. — A Bill for an Act to create and enact three new sections to Chapter 61-04 of the North Dakota Century Code, relating to "best management practices", for farming land to be irrigated by water.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 1; nays, 47; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL				1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NOTHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRANDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODGEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

Senate Bill No. 2261 was declared lost.

Senate Bill No. 2320. — A Bill for an Act to provide for the registration of transporters of radioactive materials, to provide for routing and surveillance of radioactive material shipments, to provide penalties for violation of this Act, and to direct the health department to formulate procedures in the event of a nuclear transportation emergency.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 6; nays, 42; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL				1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NOTHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRANDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		

ERDMAN	●	LIPS	●	REITEN	●	THANE	●
FARRINGTON	●	LODOEN	●	ROEN	●	VOSPER	●
FRITZELL	●	MELLAND	●	SANDNESS	●	WALSH	●
GOODMAN	●	MILLER	●	SANDS	●	WENSTROM	●
HANSON	●	MUTCH	●	SCHIRADO	●	WRIGHT	●
HOFFNER	●	NAADEN	●	SHABLOW	●	MR. PRESIDENT	
HOLMBERG	●	NELSON	●	SMYKOWSKI	●		

Senate Bill No. 2320 was declared lost.

Senate Bill No. 2350. — A Bill for an Act to amend and reenact paragraph 11 of subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to points assessed against drivers' licenses for violation of the speed limit.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE	●	●	REDLIN	●	●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN	●	●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER	●	●	SANDS		●	WENSTROM	
●			●	MUTCH	●	●	SCHIRADO		●	WRIGHT	
●			●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON	●	●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senate Bill No. 2386. — A Bill for an Act to amend and reenact section 4-10.3-08 of the North Dakota Century Code, requiring a handler of edible beans to record in the report to the council the individual and total amounts of edible beans received, sold, or shipped by the handler.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE	●	●	REDLIN	●	●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN	●	●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER	●	●	SANDS		●	WENSTROM	
●			●	MUTCH	●	●	SCHIRADO		●	WRIGHT	
●			●	NAADEN	●	●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI	●			

So the bill passed and the title was agreed to.

Senate Bill No. 2397. — A Bill for an Act to amend and reenact subsection 3 of section 39-10-46 of the North Dakota Century Code, relating to school buses actuating red visual signals when in the process of stopping and allowing school buses to actuate red visual signals on all city streets.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 2; nays, 46; absent and not voting, 2.

NORTH DAKOTA SENATE									
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
				ISZLER			NETHING		SOLBERG
				JACOBSON			OLIN		SORUM
				JONES			ORANGE		STRAND
				KRAUTER			PETERSON		STRINDEN
				LASHKOWITZ			RAIT		TALLACKSON
				LEE			REDLIN		TENNEFOS
				LIPS			REITEN		THANE
				LODOEN			ROEN		VOSPER
				MELLAND			SANDNESS		WALSH
				MILLER			SANDS		WENSTROM
				MUTCH			SCHIRADO		WRIGHT
				NAADEN			SHABLOW		MR. PRESIDENT
				NELSON			SMYKOWSKI		

Senate Bill No. 2397 was declared lost.

Senate Bill No. 2401. — A Bill for an Act to create and enact a new section to chapter 61-03 of the North Dakota Century Code, relating to removal of unauthorized drains.

Which has been read and has committee recommendation for Indefinite Postponement.

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, 3.

NORTH DAKOTA SENATE									
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
				ISZLER			NETHING		SOLBERG
				JACOBSON			OLIN		SORUM
				JONES			ORANGE		STRAND
				KRAUTER			PETERSON		STRINDEN
				LASHKOWITZ			RAIT		TALLACKSON
				LEE			REDLIN		TENNEFOS
				LIPS			REITEN		THANE
				LODOEN			ROEN		VOSPER
				MELLAND			SANDNESS		WALSH
				MILLER			SANDS		WENSTROM
				MUTCH			SCHIRADO		WRIGHT
				NAADEN			SHABLOW		MR. PRESIDENT
				NELSON			SMYKOWSKI		

Senate Bill No. 2401 was declared lost.

Senate Bill No. 2417. — A Bill for an Act relating to the removal of illegal dikes and dams by 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, 3.

NORTH DAKOTA SENATE									
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
				ISZLER			NETHING		SOLBERG
				JACOBSON			OLIN		SORUM
				JONES			ORANGE		STRAND
				KRAUTER			PETERSON		STRINDEN
				LASHKOWITZ			RAIT		TALLACKSON
				LEE			REDLIN		TENNEFOS
				LIPS			REITEN		THANE
				LODOEN			ROEN		VOSPER
				MELLAND			SANDNESS		WALSH
				MILLER			SANDS		WENSTROM
				MUTCH			SCHIRADO		WRIGHT
				NAADEN			SHABLOW		MR. PRESIDENT
				NELSON			SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2421. — A Bill for an Act to create and enact a new section to chapter 40-23; and to create and enact a new section to chapter 57-02 of the North Dakota Century Code, relating to assessment and taxation of townhouse property.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 417, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 4.

NORTH DAKOTA SENATE												
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
●			ISZLER ●			●			●			
●			●	JACOBSON			●	OLIN			●	SOLBERG
●			●	JONES			●	ORANGE			●	SORUM
●			●	KRAUTER			●	PETERSON			●	STRAND
●			●	LASHKOWITZ			●	RAIT			●	TALLACKSON
●			●	LEE			●	REDLIN			●	TENNEFOS
●			●	LIPS			●	REITEN			●	THANE
●			●	LOODEN			●	ROEN			●	VOSPER
●			●	MELLAND			●	SANDNESS			●	WALSH
●			●	MILLER			●	SANDS			●	WENSTROM
●			●	MUTCH			●	SCHIRADO			●	WRIGHT
●			●	NAADEN			●	SHABLOW			●	MR. PRESIDENT
●			●	NELSON			●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senate Bill No. 2426. — A Bill for an Act to create and enact new sections to chapter 11-33 of the North Dakota Century Code, relating to county subdivision authority.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 41; absent and not voting, 6.

NORTH DAKOTA SENATE												
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
			ISZLER ●			●			●			
			●	JACOBSON			●	OLIN			●	SOLBERG
			●	JONES			●	ORANGE			●	SORUM
			●	KRAUTER			●	PETERSON			●	STRAND
			●	LASHKOWITZ			●	RAIT			●	TALLACKSON
			●	LEE			●	REDLIN			●	TENNEFOS
			●	LIPS			●	REITEN			●	THANE
			●	LOODEN			●	ROEN			●	VOSPER
			●	MELLAND			●	SANDNESS			●	WALSH
			●	MILLER			●	SANDS			●	WENSTROM
			●	MUTCH			●	SCHIRADO			●	WRIGHT
			●	NAADEN			●	SHABLOW			●	MR. PRESIDENT
			●	NELSON			●	SMYKOWSKI				

Senate Bill No. 2426 was declared lost.

Senate Bill No. 2427. — A Bill for an Act to create and enact new sections to chapter 58-03 of the North Dakota Century Code, relating to township subdivision authority.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 6; nays, 37; absent and not voting, 7.

NORTH DAKOTA SENATE												
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
●			ISZLER ●			●			●			
			●	JACOBSON			●	OLIN			●	SOLBERG
											●	SORUM

BERUBE ●	JONES ●	ORANGE ●	STRAND ●
CHRISTENSEN ●	KRAUTER ●	PETERSON ●	STRINDEN ●
CUSONS ●	LASHKOWITZ ●	RAIT ●	TALLACKSON ●
DOTZENROD ●	LEE ●	REDLIN ●	TENNEFOS ●
ERDMAN ●	LIPS ●	REITEN ●	THANE ●
FARRINGTON ●	LODOEN ●	ROEN ●	VOSPER ●
FRITZELL ●	MELLAND ●	SANDNESS ●	WALSH ●
GOODMAN ●	MILLER ●	SANDS ●	WENSTROM ●
HANSON ●	MUTCH ●	SCHIRADO ●	WRIGHT ●
HOFFNER ●	NAADEN ●	SHABLOW ●	MR. PRESIDENT
HOLMBERG ●	NELSON ●	SMYKOWSKI ●	

Senate Bill No. 2427 was declared lost.

Senate Bill No. 2429. — A Bill for an Act making an appropriation to provide funds for salary increases for Grafton state school nonprofessional employees.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 12; nays, 33; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●			SOLBERG ●		
BARTH ●			JACOBSON ●			OLIN ●			SORUM ●		
BERUBE ●			JONES ●			ORANGE ●			STRAND ●		
CHRISTENSEN ●			KRAUTER ●			PETERSON ●			STRINDEN ●		
CUSONS ●			LASHKOWITZ ●			RAIT ●			TALLACKSON ●		
DOTZENROD ●			LEE ●			REDLIN ●			TENNEFOS ●		
ERDMAN ●			LIPS ●			REITEN ●			THANE ●		
FARRINGTON ●			LODOEN ●			ROEN ●			VOSPER ●		
FRITZELL ●			MELLAND ●			SANDNESS ●			WALSH ●		
GOODMAN ●			MILLER ●			SANDS ●			WENSTROM ●		
HANSON ●			MUTCH ●			SCHIRADO ●			WRIGHT ●		
HOFFNER ●			NAADEN ●			SHABLOW ●			MR. PRESIDENT		
HOLMBERG ●			NELSON ●			SMYKOWSKI ●					

Senate Bill No. 2429 was declared lost.

Senate Bill No. 2448. — A Bill for an Act providing an appropriation for publication of North Dakota history textbooks and their subsequent distribution to elementary schools.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 4; nays, 42; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●			SOLBERG ●		
BARTH ●			JACOBSON ●			OLIN ●			SORUM ●		
BERUBE ●			JONES ●			ORANGE ●			STRAND ●		
CHRISTENSEN ●			KRAUTER ●			PETERSON ●			STRINDEN ●		
CUSONS ●			LASHKOWITZ ●			RAIT ●			TALLACKSON ●		
DOTZENROD ●			LEE ●			REDLIN ●			TENNEFOS ●		
ERDMAN ●			LIPS ●			REITEN ●			THANE ●		
FARRINGTON ●			LODOEN ●			ROEN ●			VOSPER ●		
FRITZELL ●			MELLAND ●			SANDNESS ●			WALSH ●		
GOODMAN ●			MILLER ●			SANDS ●			WENSTROM ●		
HANSON ●			MUTCH ●			SCHIRADO ●			WRIGHT ●		
HOFFNER ●			NAADEN ●			SHABLOW ●			MR. PRESIDENT		
HOLMBERG ●			NELSON ●			SMYKOWSKI ●					

Senate Bill No. 2448 was declared lost.

SECOND READING OF SENATE
CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4023. — A concurrent resolution urging the Secretary of Agriculture to delete the Twin Buttes area from any legislation to increase the National Wilderness System, and to manage the area and all other areas of the Little Missouri National

Grasslands for multiple uses pursuant to the Badlands and Rolling Prairies management plans.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4023 was adopted.

MOTION

Senator Jones moved that Senate Bill No. 2308 be returned to the Senate floor from the Committee on Judiciary, which motion prevailed.

Senator Jones requested the unanimous consent of the Senate to withdraw Senate Bill No. 2308. There being no objection, it was so ordered by the President.

SECOND READING OF HOUSE BILLS

House Bill No. 1072. — A Bill for an Act to amend and reenact section 54-03-04 of the North Dakota Century Code, relating to calling the house and senate to order on the first day of the organizational session of the legislative assembly.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 418, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	●	NETHING	●	●	SOLBERG	
●			●	JACOBSON		●	OLIN	●	●	SORUM	
●			●	JONES		●	ORANGE	●	●	STRAND	
●			●	KRAUTER		●	PETERSON	●	●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT	●	●	TALLACKSON	
●			●	LEE		●	REDLIN	●	●	TENNEFOS	
●			●	LPS		●	REITEN	●	●	THANE	
●			●	LODGEN		●	ROEN	●	●	VOSPER	
●			●	MELLAND		●	SANDNESS	●	●	WALSH	
●			●	MILLER		●	SANDS	●	●	WENSTROM	
●			●	MUTCH	●	●	SCHRADO	●	●	WRIGHT	
●			●	NAADEN		●	SHALOW	●	●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Senator Nothing:

We are now concluding the 23rd Legislative Day and by the 33rd Legislative Day we need to have all Senate Bills passed to the House. I want to report to you that the Senate will meet that schedule. We have had 478 bills introduced into the Senate and 51 Resolutions for a total of 529. While this is not as many as the past session, it is nevertheless a terrific workload. I want to commend each committee chairman and each committee member for their diligent efforts in fairly and impartially processing these bills through our Senate structure. February 14th, the 31st Legislative Day, is the day that all Senate Bills must be reported out of committee. I am happy to report to you — not only will each committee meet that deadline — but 10 of the 11 committees will have begun processing House Bills several days before that time. This is an example of what attention, diligence and discipline can do for the legislative process.

To avoid any House member misinterpreting my remarks, I want all of you to know that their workload involved considerable more bills than ours did — 205 more to be exact. There are also twice as many members in the House and naturally this will account for some of the duplications, but there are also the same number of legislative districts represented in each body which should help offset some of the total bills introduced. If we want to continue to have a citizen legislature, it is incumbent upon

each of us to discipline ourselves and to support only those bills which deal with an interest good for all of North Dakota, and to refrain from duplication of bills that have already been introduced or disposed of by the other House. It is that personal discipline which will be the key ingredient to retention of a citizen legislature because we can easily make enough extra work for ourselves to justify spending more time here.

While speaking of discipline, I also want to remind each of you that in dealing with the fiscal affairs of this state, we will need to exemplify and practice more dollar discipline than in any time in recent years. By doing so we will be able to complete this legislative session without a tax increase and with the full confidence of the citizens of North Dakota regarding our abilities to recognize and abide by their best interests.

As we conclude our work this week, I again want to thank each of you for your willingness to not only spend long hours of concentrated effort in handling our workload, but to also compliment you for the discipline you have shown towards management of the finances of this Great State.

POINT OF PERSONAL PRIVILEGE

Senator Hoffner: Mr. President, I rise on a point of personal privilege.

Mr. President, members of the Senate, I want to take this opportunity to also throw out some compliments. I want to commend the majority leader, now he is just next door to me, and I see him move around and we are always suspicious of each other in what direction we are moving. But I know for a fact that he moves into these committee rooms and keeps on his chairmen to keep an orderly process of bills and keeps an orderly flow of bills coming up to this chamber. I also want to commend the chairmen and all of the members because I have attended a lot of the meetings, there are always a lot of members there, I know how difficult it is for the members to move around and be at committee hearings and hear bills. I have really been impressed with the way things are going. There have been some incidents, but so very few that it is unbelievable.

The majority leader mentioned that he doesn't want the House to misunderstand, and I will say the same thing, I don't want the House to misunderstand — we joke about the House and Senate. The other night I heard the majority leader of the House say that he thought we should have a unicameral system and that way eliminate the Senate. I told him no, in a unicameral system I think they would call it the Senate, and we go back and forth. I go over there and tell them I feel like I am at a convention center, and over here is where the work is being done.

I do want to remind the House that 2 years ago, everyone was worried about the even split and that really caused some problems. I did some checking and 2 years ago we did have fewer bills but not that many fewer, there were 601 in the House, this time there are 692, (that is the report that I got). We have introduced 479 bills.

As we go through this session, we should think about all the things we think should be done to improve the legislative process. Now we have done that, we have a committee on Procedure and Arrangements and incidentally the leadership in the House also sits on this committee. During the interim we sent out questionnaires and we come up with all the ideas we think are important to improve the legislative process, and one of the real improvements, in my opinion, was that no more than three bills be introduced after the 10th legislative day. Had the House adopted that rule, I think they would be in much better shape right now. Two years from now they will probably change that rule.

SIGNING OF BILLS

The Secretary announced that the President was about to sign:
Senate Bill No. 2102

Senate Bill No. 2103

Senate Concurrent Resolution No. 4047

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 herewith the following:

Senate Bill No. 2102

Senate Bill No. 2103

Senate Concurrent Resolution No. 4047

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2159

Senate Bill No. 2183

Senate Bill No. 2191

Senate Bill No. 2206

Senate Bill No. 2211

Senate Bill No. 2221

Senate Bill No. 2301

Senate Bill No. 2304

Senate Bill No. 2324

Senate Bill No. 2344

Senate Bill No. 2390

Senate Bill No. 2395

Senate Concurrent Resolution No. 4015

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1045

House Bill No. 1079

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Concurrent Resolution No. 3012

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged.

Senate Bill No. 2049

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1012

House Bill No. 1240

House Bill No. 1346

House Bill No. 1364

House Bill No. 1365

House Bill No. 1366
House Bill No. 1376
House Bill No. 1398
House Bill No. 1416
House Bill No. 1426
House Bill No. 1441
House Bill No. 1457
House Bill No. 1525
House Bill No. 1526

ROY GILBREATH, Chief Clerk

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

Senator Nething moved that after the reading of Senate Bills 2012, 2016, 2031, 2034, 2105, 2145, 2267, 2293, 2314, 2363, 2368, 2380, 2385, 2391, 2396, 2407, 2414, 2420, 2431 and 2453, the Senate adjourn and will convene at 1:00 P.M., Monday, February 5, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-FOURTH DAY

Bismarck, February 5, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Norman E. Winkelman, Pastor, Calvary United Methodist Church, Bismarck.

Our heavenly Father, we feel these words within our hearts. We know what other people say about us. Are we what other people say? Are we what our political friends say? Are we what our political enemies say? Are we somewhere in between? Help us, oh God, to know confidently within our hearts that we are Yours, and help each one of us today to live at our best. Amen.

The roll was called and all members were present.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-third day and

finds the same to be correct.

SENATOR SHABLOW moved that the report be adopted, which motion prevailed. SENATOR TENNEPOS Chairman

Report of Procedural Committee

MR. PRESIDENT:

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

- SB NO. 2012
SB NO. 2016
SB NO. 2391
SB NO. 2407
SB NO. 2438

and find the same correctly Engrossed

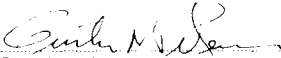
Senator Dotzenrod moved that the report be adopted, which motion prevailed. Senator Peterson Chairman

MR. PRESIDENT:

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

SB NO. 2212

and find the same correctly ~~Referred~~
 Referred Engrossed


 Senator Peterson Chairman

Senator Dotzenrod 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:

SB NO. 2049

and find the same correctly ~~Enrolled~~
 Enrolled Engrossed


 Senator Peterson Chairman

Senator Dotzenrod 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. 2049.
 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 herewith the following:
 Senate Bill No. 2049.
 Which the President has signed and your signature is respectfully re-
 quested.

LEO LEIDHOLM, Secretary

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2024 as recommended by the Committee on Appropriations as printed on page 453 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that Senate Bill No. 2028 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2030 as recommended by the Committee on Appropriations as printed on pages 454 and 455 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2042 as recommended by the Committee on Appropriations as printed on page 456 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2092 as recommended by the Committee on Industry, Business and Labor as printed on page 457 of the Senate Journal be adopted, which motion prevailed.

Senator Jacobson moved that the amendments to Senate Bill No. 2156 as recommended by the Committee on Natural Resources as printed on page 458 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2180 as recommended by the Committee on Industry, Business and Labor as printed on page 459 of the Senate Journal be adopted, which motion prevailed.

Senator Jacobson moved that the amendments to Senate Bill No. 2218 as recommended by the Committee on Natural Resources as printed on page 459 of the Senate Journal be adopted, which motion prevailed.

Senator Jacobson moved that the amendments to Senate Bill No. 2254 as recommended by the Committee on Natural Resources as printed on pages 459 and 460 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2266 as recommended by the Committee on Industry, Business and Labor as printed on page 460 of the Senate Journal be adopted, which motion prevailed. Senate Bill No. 2266 has committee recommendation for Indefinite Postponement.

Senator Iszler moved that the amendments to Senate Bill No. 2327 as recommended by the Committee on Agriculture as printed on page 461 of the Senate Journal be adopted, and that Senate Bill No. 2327 be referred to the Committee on Appropriations, which motion prevailed.

Senator Christensen moved that the amendments to Senate Bill No. 2379 as recommended by the Committee on Social Welfare & Veterans Affairs as printed on page 463 of the Senate Journal be adopted, which motion prevailed.

Senator Jacobson moved that the amendments to Senate Bill No. 2436 as recommended by the Committee on Natural Resources as printed on page 465 of the Senate Journal be adopted, which motion prevailed.

MOTION

Senator Fritzell moved that Senate Bill No. 2400 be returned to the Senate floor from the Committee on Judiciary, which motion prevailed.

Senator Fritzell requested the unanimous consent of the Senate to withdraw Senate Bill No. 2400. There being no objection, it was so ordered by the President.

Report of Standing Committee

Mr. President Your Committee on Appropriations
 to whom was referred Senate Bill No. 2009

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 20, delete the numerals "15,297,139" and insert in lieu thereof the numerals "15,736,576"

On page 1, line 21, delete the numerals "3,806,723" and insert in lieu thereof the numerals "3,439,785"

On page 1, line 22, delete the numerals "377,694" and insert in lieu thereof the numerals "236,653"

On page 1, line 24, delete the numerals "20,448,659" and insert in lieu thereof the numerals "20,380,117"

On page 2, line 2, delete the numerals "17,914,220" and insert in lieu thereof the numerals "17,845,678"

On page 2, line 5, delete the numerals "5,533,358" and insert in lieu thereof the numerals "5,774,919"

- On page 2, line 6, delete the numerals "1,225,381" and insert in lieu thereof the numerals "1,253,845"
- On page 2, line 9, delete the numerals "7,415,200" and insert in lieu thereof the numerals "7,685,225"
- On page 2, line 10, delete the numerals "477,758" and insert in lieu thereof the numerals "572,948"
- On page 2, line 11, delete the numerals "6,937,442" and insert in lieu thereof the numerals "7,112,277"
- On page 2, line 12, delete the numerals "24,851,662" and insert in lieu thereof the numerals "24,957,955"
- On page 2, line 13, delete the numerals "3,012,197" and insert in lieu thereof the numerals "3,107,387"
- On page 2, line 14, delete the numerals "27,863,859" and insert in lieu thereof the numerals "28,065,342"
- On page 2, delete lines 23 through 34
- On page 2, line 35, delete the numeral "4" and insert in lieu thereof the numeral "3"

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Grafton State School

The salaries and wages line item is increased \$439,437 by adding \$352,895 to correct a necessary adjustment in the executive budget; by adding \$443,996 to provide adequate funds for fringe benefits; and by deleting \$357,454 for 13 additional positions including one dentist, one dental hygienist, one lab technician, seven ward attendants, one food service worker, one instructor, and one physical therapist.

The operating expense line item is reduced \$366,938 by subtracting \$357,873 to correct a necessary adjustment in the executive budget and by subtracting \$9,065 to provide funds for continuing operations. The operating expense line item includes \$78,779 for electricity, \$432,467 for natural gas, \$92,209 for heating fuel oil, and \$1,062,676 for food.

The equipment line item is reduced \$141,041 to correct a necessary adjustment to the executive budget.

San Haven State Hospital

The salaries and wages line item is increased \$241,561 to provide adequate funds for necessary fringe benefits. The salaries and wages line item includes \$140,210 for five additional positions which are two ward attendants, a nurse, a physical therapist, and a special education instructor.

The operating expense line item is increased \$28,464 to provide adequate funds necessary for continuing operations. The operating expense line item includes \$54,716 for electricity, \$192,512 for coal, \$22,500 for heating fuel oil, and \$521,026 for food.

The estimated income line item is increased \$95,190 by adding \$8,940 for additional estimated collections, and by adding \$86,250 of federal funds for expenditures for an improved waste water treatment system. The executive budget included a total of \$115,000 from the general fund for this project, however, the amendment allows \$86,250 of federal funds and \$28,750 from the general fund for this project.

And when so amended recommends the same do pass.

Senator Lips Chairman
Senator Lips

Senate Bill No. 2009 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred Senate Bill No. 2010

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- On page 1, line 11, delete the numerals "1,629,105" and insert in lieu thereof the numerals "1,424,417"
 - On page 1, line 17, delete the numerals "1,051,725" and insert in lieu thereof the numerals "851,117"
 - On page 1, line 18, delete the numerals "254,744" and insert in lieu thereof the numerals "253,744"
 - On page 1, line 20, delete the numerals "42,162" and insert in lieu thereof the numerals "40,582"
 - On page 1, line 21, delete the numerals "91,861" and insert in lieu thereof the numerals "91,861"
 - On page 1, delete line 22
 - On page 1, line 23, delete the numerals "1,629,105" and insert in lieu thereof the numerals "1,424,417"
 - On page 2, line 1, delete the numerals "1,599,105" and insert in lieu thereof the numerals "1,394,417"
- And renumber the lines, sections, and pages accordingly

And when so amended recommend the same do pass

STATEMENT OF PURPOSE OF AMENDMENT:

The State Radio Communications salaries and wage line item is reduced \$200,608 by deleting \$176,645 in permanent salaries and \$32,433 in overtime salaries for six additional positions; and by adding \$8,470 to provide adequate funds for 6.5 percent annual salary increases and adequate fringe benefits. The fees and services line item is reduced by \$1,000, supplies and materials by \$1,580, and land, structures and major improvements by \$1,500 for operating expenses for these additional positions.

And when so amended recommends the same do pass:

Senator Lips Chairman
Senator Lips

Senate Bill No. 2010 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred Senate Bill No. 2037

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

JOURNAL OF THE SENATE

be amended as follows:

On page 1, line 10, after the numerals "\$16,077,500" insert the words and commas ", or so much thereof as may be necessary,"

On page 1, delete line 15 and insert in lieu thereof the following:

"Grants, benefits, and claims July 1, 1979,
through June 30, 1980 \$7,497,700

Grants, benefits, and claims July 1, 1980,
through June 30, 1981 8,579,800"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The purpose of this amendment is to provide an allocation of the state revenue sharing appropriation for each year of the 1979-81 biennium.

And when so amended recommends the same do pass.

_____ Chairman
_____ Senator Lips
_____ Senate Bill No. 2037 _____ was placed on the _____ 6th _____

order of business on the calendar for the succeeding legislative day.

Mr. President _____ Your Committee on Education _____
to whom was referred: Senate _____ Bill No. 2215 _____

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 4, delete the second word "to" and insert in lieu thereof the word "of"

On page 2, line 1, after the word "paid" insert the words
"by the teacher"

On page 2, after line 9, insert the following:

" Any nonpublic school teacher who exercises the election to come within the provisions of this chapter as authorized by this section shall give the teacher's employer written notice of the teacher's election and shall authorize such employing authority, as part of said notice, to deduct from each payment of salary the teacher assessments due the fund as prescribed in section 15-39.1-09. The nonpublic school shall advise the teacher whether it assents to payment of employer contributions prescribed in section 15-39.1-09. If the nonpublic school assents, it shall pay the employer

contribution and perform all other acts required of it under this chapter. If the nonpublic school declines to pay employer's contributions, it shall be paid by the teacher, in addition to the teacher's assessments deducted from the teacher's salary, and shall be forwarded to the fund as provided by this chapter. Once having assented to the payment of employer contributions for a specific teacher, the nonpublic school shall be required to continue payment of employer contributions as long as the teacher remains a member of the fund and continues teaching at that nonpublic school. "

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass

Clairmont Chairman
Senator Sandness
Senate Bill No. 2215 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2216

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Clairmont Chairman
Senator Reiten
Senate Bill No. 2216 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
to whom was referred Senate Bill No. 2226

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Clairmont Chairman
Senator Sandness
Senate Bill No. 2226 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President Your Committee on State & Federal Government to whom was referred Senate Bill No. 2273

Has had the same under consideration and recommends that the same

[X] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

[Handwritten signature]

Senator Jones

Chairman

Senate Bill No. 2273 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on INDUSTRY, BUSINESS AND LABOR to whom was referred Senate Bill No. 2291

Has had the same under consideration and recommends that the same

[] do pass [X] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

[Handwritten signature]

Senator Reiten

Chairman

Senate Bill No. 2291 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2303

Has had the same under consideration and recommends that the same

[] do pass [X] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

[Handwritten signature]

Senator Reiten

Chairman

Senate Bill No. 2303 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations to whom was referred Senate Bill No. 2378

Has had the same under consideration and recommends that the same

[] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[X] be amended as follows:

On page 1, line 8, delete the numerals "200,000.00" and insert in lieu thereof the numerals "100,000.00"

On page 1, line 9, after the word "necessary" insert the following:
", and the sum of \$100,000.00 from the Vietnam bonus fund in
the state treasury, or so much thereof as may be necessary"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The purpose of this amendment is to provide a \$100,000 general
fund appropriation and a \$100,000 appropriation from the Vietnam
bonus fund for renovation of Pioneer Hall at Minot State College.

And when so amended recommends the same do pass.

Senator Lips Chairman

Senate Bill No. 2378 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES

to whom was referred Senate Bill No. 2424

Has had the same under consideration and recommends that the same

- do pass
be indefinitely postponed
be placed on calendar without recommendation

be amended as follows:

On page 1, line 15, after the word "so" insert the words ", if the entry
fee for such tournament is over ten dollars per person or if the
total prizes offered in such tournament are over two thousand
dollars"

On page 1, line 16, following the period, insert the following sentence:
"The commissioner must either grant or deny the permit within
fourteen days, excluding holidays, after receipt of the permit
application or the application is deemed granted.

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Senator Jacobson Chairman

Senate Bill No. 2424 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business & Labor

to whom was referred Senate Bill No. 2434

Has had the same under consideration and recommends that the same

- do pass
be indefinitely postponed
be placed on calendar without recommendation

be amended as follows:

Senator Reiten Chairman

Senate Bill No. 2434 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

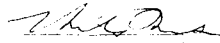
JOURNAL OF THE SENATE

Mr. President : Your Committee on INDUSTRY, BUSINESS AND LABOR
 to whom was referred Senate Bill No. 2446

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
 Senator Reiten

Senate Bill No. 2446 was placed on the eleventh

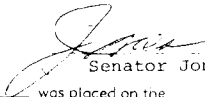
order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State & Federal Government
 to whom was referred Senate Concurrent Resolution No. 4026

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
 Senator Jones

Senate Concurrent Resolution No. 4026 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State & Federal Government
 to whom was referred Senate Concurrent Resolution No. 4028

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
 Senator Jones

Senate Concurrent Resolution No. 4028 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State & Federal Government
 to whom was referred Senate Concurrent Resolution No. 4031

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Jones

Chairman

Senator Jones

Senate Concurrent Resolution No. 4031 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred Senate Concurrent Resolution No. 4032

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Jones

Chairman

Senator Jones

Senate Concurrent Resolution No. 4032 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred Senate Concurrent Resolution No. 4039

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Page 1, line 20, remove the word "indentity" and insert in lieu thereof the word "identity"

And when so amended recommends the same do pass.

Jones

Chairman

Senator Jones

Senate Concurrent Resolution No. 4039 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senator Sandness, Rep. Eagles introduced:

Senate Concurrent Resolution No. 4053. — A concurrent resolution requesting the legislative council to study the laws relating to residence for poor relief purposes, North Dakota Century Code chapter 50-02, and to determine the adequacy of the provisions of this chapter.

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

Senators Strinden, Thane, Smykowski introduced:

Senate Concurrent Resolution No. 4054. — A concurrent resolution for the amendment of sections 31 and 77 of the Constitution of the State of North Dakota, relating to the powers and duties of the lieutenant governor and to the election of the president pro tempore of the senate.

Was read the first time and referred to the Committee on Constitutional Revision.

FIRST READING OF HOUSE BILLS

House Bill No. 1012. Council on Human Resources — A Bill for an Act making an appropriation for defraying the expenses of the governor's council on human resources of the State of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1240. — A Bill for an Act to create and enact four new sections to chapter 50-25.1 of the North Dakota Century Code, relating to the reporting of child abuse and neglect; and to amend and reenact sections 50-25.1-02, subsection 1 of section 50-25.1-03, 50-25.1-04, 50-25.1-05, and subsection 3 of section 50-25.1-11 of the North Dakota Century Code, relating to the reporting of child abuse and neglect.

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

House Bill No. 1346. — A Bill for an Act to amend and reenact sections 23-19-01, 23-19-04, and 23-19-05 of the North Dakota Century Code, relating to license and permit requirements for the business of cleaning, pumping, and servicing cesspools, septic tanks, or privies; license and permit fees; and licenses and license tags.

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

House Bill No. 1364. — A Bill for an Act to create and enact section 57-38-29.1 of the North Dakota Century Code, relating to an income tax credit for child and dependent care expenses; and providing an effective date.

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

House Bill No. 1365. — A Bill for an Act to amend and reenact subsection 1 of section 47-16-07.1 of the North Dakota Century Code, relating to real property and dwelling security deposits.

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

House Bill No. 1366. — A Bill for an Act to create and enact a new section to chapter 6-05 of the North Dakota Century Code, relating to common trust funds of affiliates.

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

House Bill No. 1376. — A Bill for an Act to authorize the state board of higher education to issue revenue bonds for the construction of student housing at North Dakota state university of agriculture and applied science; to provide an appropriation; and to declare an emergency.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1398. — A Bill for an Act to create and enact five new subsections to section 43-11-01 and three new sections to chapter 43-11 of the North Dakota Century Code, relating to the definitions of terms relating to electrology, qualifications and examinations of electrologists and electronic hair removal technicians, and the special licensing of electrologists and electronic hair removal technicians and their establishments.

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

House Bill No. 1416. — A Bill for an Act to create and enact a new section to chapter 15-39.2 of the North Dakota Century Code, relating to the election of beneficiaries of certain deceased college teachers, and declaring an emergency.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1426. — A Bill for an Act to amend and reenact section 7-02-14 of the North Dakota Century Code, relating to extending powers granted federally chartered savings and loan associations to state-chartered savings and loan associations.

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

House Bill No. 1441. — A Bill for an Act to amend and reenact sections 27-02-02 and 27-05-03 of the North Dakota Century Code, relating to salaries of the judges of the supreme and district courts.

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

House Bill No. 1457. — A Bill for an Act to repeal Chapter 51-11 of the North Dakota Century Code, relating to fair trade.

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

House Bill No. 1525. — A Bill for an Act to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds to construct a revenue-producing facility at the university of North Dakota; to make an appropriation; to set a limitation and provide an exception; and to declare an emergency.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1526. — A Bill for an Act to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds to construct revenue-producing facilities at the university of North Dakota; to make an appropriation; to set a limitation and provide for an exception; and to declare an emergency.

Which was read the first time and referred to the Committee on Appropriations.

SECOND READING OF SENATE BILLS

Senate Bill No. 2012. State Library Commission — A Bill for an Act making an appropriation for defraying the expenses of the state library commission of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 432-433, the roll was called and there were ayes, 43; nays, 7; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
ALBERS			ISZLER			●			SOLBERG		
BARTH			JACOBSON			●			SORUM		
BERUBE			JONES			●			STRAND		
CHRISTENSEN			KRAUTER			●			STRINDEN		
CUSSONS			LASHKOWITZ			●			TALLACKSON		●
DOTZENROD			LEE		●	●			TENNEFOS		●
ERDMAN			LIPS			●			THANE		
FARRINGTON			LODDEN			●			VOSPER		●
FRITZELL			MELLAND			●			WALSH		
GOODMAN			WILLER			●			WENSTROM		
MANSON			WUTCH			●			WRIGHT		
HOFFNER			NAADEN		●	●			MR. PRESIDENT		
MOLMBERG			NELSON			●			SMYKOWSKI		●

(This is an addition of 168,646)

INTENT OF AMENDMENT:

It is the intent of this amendment to add \$168,646 to the general fund appropriation for the State Water Commission in order to increase its capability to monitor and analyze the existing and potential ground water supplies throughout the state.

Senator Jones moved that the amendments be adopted, which motion lost.

Senator Lips moved that Senate Bill No. 2031 be amended as follows:

On page 2, line 7 delete the word "facilities" and insert in lieu thereof the word "facilities"

On page 2, line 9 delete the word "facilities" and insert in lieu thereof the word "facilities"

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

Senator Lips moved that the rules be suspended, that Senate Bill No. 2031 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2031. Water Commission — A Bill for an Act making an appropriation for defraying the expenses of the water commission of the State of North Dakota.

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, 49; nays, 1; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER			●	NETHING		●	SOLBERG
●			●	JACOBSON			●	OLIN		●	SORUM
●			●	JONES			●	ORANGE		●	STRAND
●			●	KRAUTER			●	PETERSON		●	STRINDEN
●			●	LASHKOWITZ			●	RAIT		●	TALLACKSON
●			●	LEE			●	REDLIN		●	TENNEFOS
●			●	LIPS			●	REITEN		●	THANE
●			●	LODOEN			●	ROEN		●	VOSPER
●			●	MELLAND			●	SANDNESS		●	WALSH
●			●	MILLER			●	SANDS		●	WENSTROM
●			●	MUTCH			●	SCHRADO		●	WRIGHT
●			●	NAADEN			●	SHABLOW		●	MR. PRESIDENT
●			●	NELSON			●	SMYKOWSKI			

So the bill passed and the title was agreed to.

Senate Bill No. 2034. Bonding Fund and Fire and Tornado Fund — A Bill for an Act making an appropriation for defraying the expenses of the bonding fund and the fire and tornado fund 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, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER			●	NETHING		●	SOLBERG
●			●	JACOBSON			●	OLIN		●	SORUM
●			●	JONES			●	ORANGE		●	STRAND
●			●	KRAUTER			●	PETERSON		●	STRINDEN
●			●	LASHKOWITZ			●	RAIT		●	TALLACKSON
●			●	LEE			●	REDLIN		●	TENNEFOS
●			●	LIPS			●	REITEN		●	THANE
●			●	LODOEN			●	ROEN		●	VOSPER
●			●	MELLAND			●	SANDNESS		●	WALSH
●			●	MILLER			●	SANDS		●	WENSTROM
●			●	MUTCH			●	SCHRADO		●	WRIGHT

• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2105. — A Bill for an Act to require a thirty-day notice prior to evicting a mobile home owner from a mobile home park, and to amend sections 47-17-04 and 47-17-05 of the North Dakota Century Code, relating to the right of a grantor or lessor to reenter.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 37; absent and not voting, 0.

NORTH DAKOTA SENATE												
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
		•		ISZLER	•		•	NETHING	•		SOLBERG	•
•	BARTH			JACOBSON	•		•	OLIN	•		SORUM	•
•	BERUBE	•		JONES	•	•	•	ORANGE	•		STRAND	•
	CHRISTENSEN	•	•	KRAUTER	•	•	•	PETERSON	•		STRINDEN	•
	CUSSONS	•		LASHKOWITZ	•	•	•	RAIT	•		TALLACKSON	•
	DOTZENROD	•		LEE	•		•	REDLIN	•		TENNEFOS	•
	ERDMAN	•		LIPS	•		•	REITEN	•		THANE	•
	FARRINGTON	•		LODGEN	•		•	ROEN	•		VOSPER	•
•	FRITZELL	•		MELLAND	•		•	SANDNESS	•		WALSH	•
•	GOODMAN	•	•	MILLER	•		•	SANDS	•		WENSTROW	•
•	HANSON	•		MITCH	•		•	SCHRADO	•		WRIGHT	•
•	HOFFNER	•		NAADEN	•	•	•	SHABLOW	•		MR. PRESIDENT	
•	HOLMBERG	•		NELSON	•		•	SMYKOWSKI	•			

Senate Bill No. 2105 was declared lost.

Senate Bill No. 2145. — A Bill for an Act to create and enact a new section to chapter 23-10 of the North Dakota Century Code, relating to determination of reasonableness of mobile home park rules.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 11; nays, 39; absent and not voting, 0.

NORTH DAKOTA SENATE												
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
		•		ISZLER	•		•	NETHING	•		SOLBERG	•
•	BARTH			JACOBSON	•		•	OLIN	•		SORUM	•
	BERUBE	•		JONES	•	•	•	ORANGE	•		STRAND	•
	CHRISTENSEN	•	•	KRAUTER	•	•	•	PETERSON	•		STRINDEN	•
	CUSSONS	•		LASHKOWITZ	•	•	•	RAIT	•		TALLACKSON	•
	DOTZENROD	•		LEE	•		•	REDLIN	•		TENNEFOS	•
•	ERDMAN	•		LIPS	•		•	REITEN	•		THANE	•
	FARRINGTON	•		LODGEN	•		•	ROEN	•		VOSPER	•
•	FRITZELL	•		MELLAND	•		•	SANDNESS	•		WALSH	•
•	GOODMAN	•	•	MILLER	•		•	SANDS	•		WENSTROW	•
•	HANSON	•		MITCH	•		•	SCHRADO	•		WRIGHT	•
•	HOFFNER	•		NAADEN	•	•	•	SHABLOW	•		MR. PRESIDENT	
•	HOLMBERG	•		NELSON	•		•	SMYKOWSKI	•			

Senate Bill No. 2145 was declared lost.

Senate Bill No. 2267. — A Bill for an Act to create and enact a new section to chapter 51-04 of the North Dakota Century Code, relating to optional licensing of transient merchants by the attorney general; and to amend and reenact subsection 1 of section 51-04-01 of the North Dakota Century Code, relating to the definition of transient merchants; to amend and reenact section 51-04-02 of the North Dakota Century Code, relating to the application for a transient merchants license; to amend and reenact section 51-04-05 of the North Dakota Century Code, relating to the failure of a transient merchant's affidavit for certain sales; to amend and reenact section 51-04-07 of the

North Dakota Century Code, relating to service of process; to amend and reenact section 51-04-08 of the North Dakota Century Code, relating to certain excepted sales from the transient merchants 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, 26; nays, 25; absent and not voting, 0.

President Sanstead cast the 26th "aye" vote, thus breaking the 25-25 tie.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●	ISZLER		●	NETHING		●	SOLBERG		●
●	BARTH		JACOBSON		●	OLIN		●	SORUM		●
	BERUBE	●	JONES		●	ORANGE		●	STRAND		●
	CHRISTENSEN		KRAUTER		●	PETERSON		●	STRINDEN		●
	CUSSONS	●	LASKOWITZ		●	RAIT		●	TALLACKSON		●
●	DOTZENROD		LEE		●	REDLIN		●	TENNEFOS		●
	ERDMAN	●	LIPS		●	REITEN		●	THANE		●
	FARRINGTON	●	LODOEN		●	ROEN		●	VOSPER		●
	FRITZELL	●	MELLAND		●	SANDNESS		●	WALSH		●
●	GOODMAN		MILLER		●	SANDS		●	WENSTROM		●
	HANSON	●	MUTCH		●	SCHRADO		●	WRIGHT		●
	HOFFNER	●	NAADEN		●	SHABLOW		●	MR. PRESIDENT		●
	HOLMBERG	●	NELSON		●	SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senate Bill No. 2293. --- A Bill for an Act to provide for enactment of an interstate compact to provide for a commission to conduct comprehensive and continuing studies and investigations of agricultural grain marketing practices, procedures, and controls and their relationship to and effect upon the citizens and economies of the member states; to provide for filing of bylaws; and to provide an appropriation.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 9; nays, 41; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS		ISZLER		●	NETHING		●	SOLBERG		●
●	BARTH		JACOBSON		●	OLIN		●	SORUM		●
	BERUBE	●	JONES		●	ORANGE		●	STRAND		●
	CHRISTENSEN		KRAUTER		●	PETERSON		●	STRINDEN		●
	CUSSONS	●	LASKOWITZ		●	RAIT		●	TALLACKSON		●
●	DOTZENROD		LEE		●	REDLIN		●	TENNEFOS		●
	ERDMAN	●	LIPS		●	REITEN		●	THANE		●
	FARRINGTON	●	LODOEN		●	ROEN		●	VOSPER		●
	FRITZELL	●	MELLAND		●	SANDNESS		●	WALSH		●
●	GOODMAN		MILLER		●	SANDS		●	WENSTROM		●
	HANSON	●	MUTCH		●	SCHRADO		●	WRIGHT		●
	HOFFNER	●	NAADEN		●	SHABLOW		●	MR. PRESIDENT		●
	HOLMBERG	●	NELSON		●	SMYKOWSKI		●			

Senate Bill No. 2293 was declared lost.

Senate Bill No. 2314. — A Bill for an Act to create and enact two new sections to chapter 23-10 of the North Dakota Century Code, relating to the authority of mobile home owners to sublet their homes on lots situated in mobile home parks and the authority of mobile home owners to sell their mobile homes without interference by mobile home park owners.

Which has been read and has committee recommendation for Indefinite Postponement.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS	•			ISZLER	•		•	NETHING	•		SOLBERG
• BARTH	•		•	JACOBSON	•		•	OLIN	•		SORUM
• BERUBE	•			JONES	•		•	ORANGE	•		STRAND
• CHRISTENSEN	•		•	KRAUTER	•		•	PETERSON	•		STRINDEN
• CUSSONS	•			LASHKOWITZ	•		•	RAIT	•		TALLACKSON
• DOTZENROD	•			LEE	•		•	REDLIN	•		TENNEFOS
• ERDMAN	•			LIPS	•		•	REITEN	•		THANE
• FARRINGTON	•			LODDEN	•		•	ROEN	•		VOSPERS
• FRITZELL	•			MELLAND	•		•	SANDNESS	•		WALSH
• GOODMAN	•		•	MILLER	•		•	SANDS	•		WENSTROM
• HANSON	•			MUTCH	•		•	SCHIRADO	•		WRIGHT
• HOFFNER	•			NAADEN	•		•	SHABLOW	•		MR. PRESIDENT
• HOLMBERG	•			NELSON	•		•	SMYKOWSKI	•		

Senate Bill No. 2314 was declared lost.

MOTION

Senator Miller-Heinrich moved that Senate Bill No. 2363 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Senate Bill No. 2368. — A Bill for an Act to amend and reenact sections 15-47-43 and 15-53.1-02 of the North Dakota Century Code, relating to changing school district boundaries automatically upon changing city boundaries.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 37; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS	•		•	ISZLER	•		•	NETHING	•		SOLBERG
• BARTH	•			JACOBSON	•		•	OLIN	•		SORUM
• BERUBE	•			JONES	•		•	ORANGE	•		STRAND
• CHRISTENSEN	•		•	KRAUTER	•		•	PETERSON	•		STRINDEN
• CUSSONS	•			LASHKOWITZ	•		•	RAIT	•		TALLACKSON
• DOTZENROD	•			LEE	•		•	REDLIN	•		TENNEFOS
• ERDMAN	•			LIPS	•		•	REITEN	•		THANE
• FARRINGTON	•			LODDEN	•		•	ROEN	•		VOSPERS
• FRITZELL	•			MELLAND	•		•	SANDNESS	•		WALSH
• GOODMAN	•		•	MILLER	•		•	SANDS	•		WENSTROM
• HANSON	•			MUTCH	•		•	SCHIRADO	•		WRIGHT
• HOFFNER	•			NAADEN	•		•	SHABLOW	•		MR. PRESIDENT
• HOLMBERG	•			NELSON	•		•	SMYKOWSKI	•		

Senate Bill No. 2368 was declared lost.

Senate Bill No. 2380. — A Bill for an Act to amend and reenact section 61-16-08 of the North Dakota Century Code, relating to the eligibility, term of office, and compensation for appointed members to a water management district 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, 3; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS	•		•	ISZLER	•		•	NETHING	•		SOLBERG
• BARTH	•			JACOBSON	•		•	OLIN	•		SORUM
• BERUBE	•			JONES	•		•	ORANGE	•		STRAND
• CHRISTENSEN	•		•	KRAUTER	•		•	PETERSON	•		STRINDEN
• CUSSONS	•			LASHKOWITZ	•		•	RAIT	•		TALLACKSON
• DOTZENROD	•			LEE	•		•	REDLIN	•		TENNEFOS
• ERDMAN	•			LIPS	•		•	REITEN	•		THANE
• FARRINGTON	•			LODDEN	•		•	ROEN	•		VOSPERS
• FRITZELL	•			MELLAND	•		•	SANDNESS	•		WALSH

• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2385. — A Bill for an Act to establish a state policy statement in the areas of abortion and childbirth, family planning, payment for abortions by health insurance contracts, limiting abortions in government hospitals in North Dakota, regulating payment for dilatation and curettage under insurance contracts, and directing the state health department to provide forms required by this Act; providing a penalty; and declaring an emergency.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 13; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NOTHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE		•	• STRAND		•
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

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

Senate Bill No. 2391. — A Bill for an Act to create and enact a new section to chapter 30-24 of the North Dakota Century Code, relating to a snowmobile safety course for operators of snowmobiles between the ages of fourteen and sixteen; to amend and reenact subsection 6 of section 39-24-09 of the North Dakota Century Code, relating to the possession of a valid driver's license or permit by operators of snowmobiles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 436 and 437, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NOTHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2396. — A Bill for an Act to create and enact a new

subsection to section 11-11-14 of the North Dakota Century Code, relating to powers of boards 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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING		● SOLBERG
● BARTH			● JACOBSON	●		● OLIN		● SORUM
● BERUBE	●		● JONES	●		● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER	●		● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ	●		● RAIT		● TALLACKSON
● DOTZENROD			● LEE	●		● REDLIN		● TENNEFOS
● ERDMAN			● LIPS	●		● REITEN		● THANE
● FARRINGTON			● LODGEN	●		● ROEN		● VOSPER
● FRITZELL			● MELLAND	●		● SANDNESS		● WALSH
● GOODMAN			● MILLER	●		● SANDS		● WENSTROM
● HANSON			● MUTCH	●		● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN	●		● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON	●		● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2407. — A Bill for an Act to amend and reenact section 50-03-01 of the North Dakota Century Code, relating to an additional county levy for the support of the poor.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 438, the roll was called and there were ayes, 39; nays, 10; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING		● SOLBERG
● BARTH			● JACOBSON	●		● OLIN		● SORUM
● BERUBE	●		● JONES	●		● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER	●		● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ	●		● RAIT		● TALLACKSON
● DOTZENROD			● LEE	●		● REDLIN		● TENNEFOS
● ERDMAN			● LIPS	●		● REITEN		● THANE
● FARRINGTON			● LODGEN	●		● ROEN		● VOSPER
● FRITZELL	●		● MELLAND	●		● SANDNESS		● WALSH
● GOODMAN			● MILLER	●		● SANDS		● WENSTROM
● HANSON			● MUTCH	●		● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN	●		● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON	●		● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2414. — A Bill for an Act to amend and reenact subsection 4 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of county 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, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING		● SOLBERG
● BARTH			● JACOBSON	●		● OLIN		● SORUM
● BERUBE			● JONES	●		● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER	●		● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ	●		● RAIT		● TALLACKSON
● DOTZENROD			● LEE	●		● REDLIN		● TENNEFOS
● ERDMAN			● LIPS	●		● REITEN		● THANE
● FARRINGTON			● LODGEN	●		● ROEN		● VOSPER
● FRITZELL			● MELLAND	●		● SANDNESS		● WALSH

• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2420. — A Bill for an Act to amend and reenact sections 11-33-03, 40-47-03, and 58-03-12 of the North Dakota Century Code, relating to the purpose of zoning regulations and the definition of the term "comprehensive plan".

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 23; nays, 27; absent and not voting, 0.

REGULAR SESSION									NORTH DAKOTA SENATE			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
• ALBERS		•	•	ISZLER				•	•	NETHING		•	•	SOLBERG			
• BARTH		•	•	JACOBSON		•		•	•	OLIN		•	•	SORUM			
• BERUBE		•	•	JONES		•		•	•	ORANGE		•	•	STRAND			
• CHRISTENSEN		•	•	KRAUTER		•		•	•	PETERSON		•	•	STRIDEN			
• CUSSONS		•	•	LASHKOWITZ		•		•	•	RAIT		•	•	TALLACKSON			
• DOZZENROD		•	•	LEE		•		•	•	REDLN		•	•	TENNEFOS			
• ERDMAN		•	•	LIPS		•		•	•	REITEN		•	•	THANE			
• FARRINGTON		•	•	LODGEN		•		•	•	ROEN		•	•	VOSPER			
• FRITZELL		•	•	MELLAND		•		•	•	SANDNESS		•	•	WALSH			
• GOODMAN		•	•	MILLER		•		•	•	SANDS		•	•	WENSTROM			
• HANSON		•	•	MUTCH		•		•	•	SCHRADO		•	•	WRIGHT			
• HOFFNER		•	•	NAADEN		•		•	•	SHABLOW		•	•	MR. PRESIDENT			
• HOLMBERG		•	•	NELSON		•		•	•	SMYKOWSKI		•	•				

Senate Bill No. 2420 was declared lost.

POINT OF PERSONAL PRIVILEGE

President Sanstead: I would like to thank you for all the public statements as well as a considerable number of personal notes, greetings and salutations from the members on my voting this afternoon. I am saving those for my scrapbook, since it was a long, hard struggle.

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2102

Senate Bill No. 2103

Senate Concurrent Resolution No. 4047

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chambers

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2049

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1045

House Bill No. 1079

House Bill No. 1111

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1014
 House Bill No. 1018
 House Bill No. 1035
 House Bill No. 1039
 House Bill No. 1040
 House Bill No. 1058
 House Bill No. 1217
 House Bill No. 1229
 House Bill No. 1243
 House Bill No. 1281
 House Bill No. 1322
 House Bill No. 1327
 House Bill No. 1334
 House Bill No. 1338
 House Bill No. 1378
 House Bill No. 1379
 House Bill No. 1408
 House Bill No. 1412
 House Bill No. 1422
 House Bill No. 1432
 House Bill No. 1433
 House Bill No. 1437
 House Bill No. 1494

ROY GILBREATH, Chief Clerk
 MESSAGE TO THE HOUSE
 Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2011
 Senate Bill No. 2197
 Senate Bill No. 2199
 Senate Bill No. 2251
 Senate Bill No. 2345
 Senate Bill No. 2372
 Senate Bill No. 2423
 Senate Bill No. 2473

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1083

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1042

LEO LEIDHOLM, Secretary
 SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 1045
 House Bill No. 1079
 House Bill No. 1111

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 herewith the following:

House Bill No. 1045

House Bill No. 1079

House Bill No. 1111

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution 4047

Was delivered to the Secretary of State on February 5, 1979.

SENATOR PETERSON, Chairman

Senator Nething moved that after the reading of Senate Bills 2024, 2030, 2042, 2092, 2156, 2180, 2216, 2218, 2226, 2254, 2266, 2273, 2291, 2303, 2379, 2434, 2436, 2446 and SCR's 4026, 4028, 4031 and 4032, the Senate adjourn and convene at 1:00 P.M., Tuesday, February 6, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-FIFTH DAY

Bismarck, February 6, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Jim Butler, First Presbyterian Church, Bismarck.

Save this moment, O Lord, from being only a gesture to custom. However brief, may it be a creative instant when we are aware of Your presence and Your concern and also of Your resource.

Give grace and strength to our Governor, his staff, the officials and employees, this Senate, and the representatives of Your people, for they are tempted and they are tried. How grateful we are that in a world where so many become fearful and impatient of freedom, and turn to tyranny or to chaos, there are those willing to accept the risks of public life; and to bring their experience and skills to the place of decision. Purify and strengthen the processes of democracy.

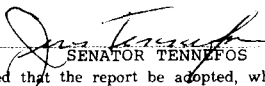
You know how blind and stubborn we can all be in our own intention. Please help Your servants here assembled, that they may protect and use wisely the wealth and resources of this state, may they make decisions which will help bring abundant life to people and may they be aware of the special needs of the poor, the voiceless, the displaced, and the dispossessed. May we all serve our state, within Your divine will. Amen.

The roll was called and all Senators were present.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-fourth day and finds the same to be correct.

SENATOR CUSSONS moved that the report be adopted, which motion prevailed.  Chairman
SENATOR TENNESSEE

Report of Procedural Committee

MR. PRESIDENT:

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

- S.B. NO. 2024
- S.B. NO. 2030
- S.B. NO. 2031
- S.B. NO. 2042
- S.B. NO. 2092

S.B. NO. 2156
 S.B. NO. 2180
 S.B. NO. 2218
 S.B. NO. 2254
 S.B. NO. 2266
 S.B. NO. 2327
 S.B. NO. 2379
 S.B. NO. 2436

and find the same correctly ~~Amended~~
 Engrossed

Emile A. Peterson
 Senator Peterson

Chairman

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

Report of Standing Committee

Mr. President Your Committee on Appropriations
 to whom was referred Senate Bill No. 2027

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
 without recommendation

be amended as follows:

- On page 1, line 21, delete the numerals "1,226,343" and insert in lieu thereof the numerals "1,247,035"
- On page 1, line 22, delete the numerals "566,804" and insert in lieu thereof the numerals "568,220"
- On page 2, line 1, delete the numerals "128,517" and insert in lieu thereof the numerals "141,763"
- On page 2, line 2, delete the numerals "64,301" and insert in lieu thereof the numerals "72,590"
- On page 2, line 4, delete the numerals "429,375" and insert in lieu thereof the numerals "213,375"
- On page 2, line 5, delete the numerals "2,954,130" and insert in lieu thereof the numerals "2,781,773"
- On page 2, line 6, delete the numerals "1,016,500" and insert in lieu thereof the numerals "964,000"
- On page 2, line 7, delete the numerals "1,937,630" and insert in lieu thereof the numerals "1,817,773"
- On page 2, line 10, delete the numerals "212,000" and insert in lieu thereof the numerals "220,000"
- On page 2, line 11, delete the numerals "212,000" and insert in lieu thereof the numerals "220,000"
- On page 2, line 18, delete the numerals "2,149,630" and insert in lieu thereof the numerals "2,037,773"
- On page 2, line 19, delete the numerals "1,107,148" and insert in lieu thereof the numerals "1,054,648"
- On page 2, line 20, delete the numerals "3,256,778" and insert in lieu thereof the numerals "3,092,421"
- On page 3, after line 4, insert the following section:

"SECTION 5. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the sum of \$400,000.00 or so much thereof as may be necessary, which is appropriated in the fees and services line item in subdivision 1 of section 1 of this Act be used by the state historical board for development of displays. Of this amount, \$200,000.00, or so much thereof as may be necessary, which is included in the appropriation of estimated income in subdivision 1 of section 1 of this Act, shall be expended from federal funds received by the state historical board."

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Historical Board

The salaries and wages line item is increased \$20,692 by adding \$42,086 for a historical architect position which was originally intended to be included in the executive budget; by adding \$29,825 to provide adequate funds for fringe benefits; and by deleting \$51,219 for salaries for the first year of the biennium for the new positions of a securities supervisor, two security officers, and a receptionist. The appropriation for salaries and wages includes funds for the entire 1979-81 biennium of \$21,263 for a secretary and \$42,086 for a historical architect. The salaries and wages appropriation also includes \$56,317 for the new positions of a security supervisor, two security officers, and a receptionist for the second year of the biennium.

The fees and services appropriation is increased \$1,416 by adding \$38,689 to correct a necessary adjustment to the executive budget; by deleting \$12,273 to provide adequate funds for continuing operations; and by deleting \$25,000 for professional movers expenses. The fees and services line item includes \$50,000 for professional movers expense. The fees and services line item also includes \$400,000 of which \$200,000 is from the general fund and \$200,000 is federal funds for display development.

The supplies and materials appropriation is increased \$13,246 to correct the executive budget.

The equipment line item is increased \$8,289 to correct the executive budget.

The land, structures, and major improvements line item is reduced \$216,000 by deleting \$101,000 to correct the executive budget; by deleting \$25,000 for the Fort Totten utilities project; by deleting \$20,000 for completion of the Fort Totten visitor center; and by deleting \$70,000 of which \$35,000 is from the general fund and \$35,000 is from federal funds for land acquisition at Fort Buford.

The estimated income line item is reduced by \$52,500 by deleting \$17,500 to correct the executive budget and by deleting \$35,000 for Fort Buford land acquisition.

International Peace Garden

The appropriation to the International Peace Garden is increased \$8,000 to provide funds for a two-way radio system at the garden.

And when so amended recommends the same do pass.

 Chairman

Senate Bill No. 2027 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President : Your Committee on Appropriations
to whom was referred Senate Bill No. 2028

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 12 delete the amount "\$1,745,950" and insert in lieu thereof the amount "\$1,695,950"

On page 1, line 21 delete the amount "\$1,579,762" and insert in lieu thereof the amount "\$1,529,762"

On page 1, line 22 delete the amount "\$1,745,950" and insert in lieu thereof the amount "\$1,695,950"

On page 1, line 24 delete the amount "\$214,100" and insert in lieu thereof the amount "\$164,100"

On page 2, delete section 2

And renumber lines and pages accordingly.

And when so amended recommends the same do pass.

 Chairman
Senator Lips

Senate Bill No. 2028 was placed on the 6th


order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2116

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Goodman

Senate Bill No. 2116 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on JUDICIARY
to whom was referred Senate Bill No. 2169

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Carol M. Sands
Senator Sands Chairman

Senate Bill No. 2169 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION

to whom was referred Senate Bill No. 2189

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Goodman
Senator Goodman Chairman

Senate Bill No. 2189 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred Senate Bill No. 2305

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Lawrence
Senator Lips Chairman

Senate Bill No. 2305 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education

to whom was referred Senate Bill No. 2342

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen Sandness
Senator Sandness Chairman

Senate Bill No. 2342 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred Senate Bill No. 2348

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Jones
 _____ Chairman
 Senator Jones

_____ Senate Bill No. 2348 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on AGRICULTURE
 to whom was referred Senate Bill No. 2398

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 2, line 15, after the word "available" delete the word "in"
 On page 2, line 16, delete "the county drainage board fund"

And renumber the lines accordingly.

And when so amended recommends it be indefinitely postponed.

Iszter
 _____ Chairman
 Senator Iszter

_____ Senate Bill No. 2398 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State & Federal Government
 to whom was referred Senate Bill No. 2450

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Jones
 _____ Chairman
 Senator Jones

_____ Senate Bill No. 2450 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
 to whom was referred Senate Bill No. 2452

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 15, delete the words "thirty-six" and insert in lieu thereof "twenty-nine"

On page 1, line 15, delete the strike-through through the word "and" and also through the word "cents"

On page 1, line 15, after the word "nine" insert "forty-six"

And when so amended recommends the ~~XXXXXXX~~ rules be suspended and be rereferred to the Committee on Appropriations.

Chairman Sandness Chairman
Senator Sandness

Senate Bill No. 2452 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education

to whom was referred Senate Bill No. 2459

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Chairman Sandness Chairman
Senator Sandness

Senate Bill No. 2459 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education

to whom was referred Senate Bill No. 2461

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, delete lines 14 through 16

And renumber the lines accordingly

And when so amended recommends the same do pass.

Chairman Sandness Chairman
Senator Sandness

Senate Bill No. 2461 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

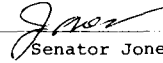
Mr. President: Your Committee on State & Federal Government

to whom was referred House Bill No. 1081

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman

House Bill No. 1081 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government


to whom was referred House Bill No. 1207

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations.

 Chairman

House Bill No. 1207 was rereferred to the Committee on Appropriations

CONSIDERATION OF AMENDMENTS

Senator Tallackson moved to amend the amendments to Senate Bill 2009 as printed on pages 483 and 484 of the Senate Journal as follows:

On page 1, line 20, delete the numerals "15,736,576" and insert in lieu thereof the numerals "15,875,487"

On page 1, line 24, delete the numerals "20,380,117" and insert in lieu thereof the numerals "20,519,028"

On page 2, line 2, delete the numerals "17,845,678" and insert in lieu thereof the numerals "17,984,589"

On page 2, line 14, delete the numerals "28,065,342" and insert in lieu thereof the numerals "28,204,253"

The increases listed above include the following positions plus the adjusted fringe benefits:

Dentists:	\$76,121
Hygienist:	\$27,593
Physical Therapist:	\$35,197

Senator Tallackson moved that the amendments be adopted, which motion prevailed on a division vote.

Senator Lips moved that the amendments to Senate Bill No. 2009 as recommended by the Committee on Appropriations as printed on pages 483 and 484 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2010 as

recommended by the Committee on Appropriations as printed on page 485 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2037 as recommended by the Committee on Appropriations as printed on page 486 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to Senate Bill No. 2215 as recommended by the Committee on Education as printed on pages 486 and 487 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2378 as recommended by the Committee on Appropriations as printed on pages 488 and 489 of the Senate Journal be adopted, which motion prevailed.

Senator Jacobson moved that the amendments to Senate Bill No. 2424 as recommended by the Committee on Natural Resources as printed on page 489 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Concurrent Resolution No. 4039 as recommended by the Committee on State and Federal Government as printed on page 491 of the Senate Journal be adopted, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Senator Lips: Mr. President, I rise on a point of personal privilege. Mr. President, I was asked a question relative to the funding of medical care for the family, etc., of employees of the State, which I answered correctly; but the thing in our mind in the Appropriations Committee, and I think the Senate should know, and I think it should be a matter for the record: When we analyzed the budgets that came to us from the various institutions we found that in the ones that we had, that were assigned to the Senate, that we're short about 1½ million dollars in the Governor's budget from paying a full family medical program. The House had other bills and sizable institutions, like Higher Education, and I think it was somewhere near at least a million and a half or two million dollars that those budgets were short to fully fund the family program. So we had a sub-committee from the Senate Appropriations Committee and a sub-committee from the House Appropriations Committee who met with representatives of Blue Cross and Blue Shield. We saw their contracts, we went over their contracts, and we felt that with the money available, the most we can possibly fund, as far as the family was concerned, was the alternate family contract, which is a part of that contract now and was an option to the family members at the present time. This contract runs from January 1, 1979 until June 30, 1981 so that it will then coincide with the biennial budget of the state. I think the Senate as a whole should understand that, and that's what we're trying to do in our budgets and that's what the House is trying to do in their budgets.

MOTIONS

Senator Reiten moved that Senate Bill No. 2303 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Senator Orange moved that Senate Bill No. 2446 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Senator Reiten moved that Senate Bill No. 2205 be returned to the Senate floor from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Reiten requested the unanimous consent of the Senate to withdraw Senate Bill No. 2205. There being no objection, it was so ordered by the President.

Senator Lee moved that Senate Bill No. 2190 be returned to the Senate floor from the Committee on Finance and Taxation, which motion prevailed.

Senator Lee requested the unanimous consent of the Senate to

withdraw Senate Bill No. 2190. There being no objection, it was so ordered by the President.

FIRST READING OF HOUSE BILLS

House Bill No. 1014. Department of Veterans' Affairs — A Bill for an Act making an appropriation for defraying the expenses of the department of veterans' affairs of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1018. Department of Banking and Financial Institutions — A Bill for an Act making an appropriation for defraying the expenses of the department of banking and financial institutions of the

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1035. Teachers' Fund for Retirement — A Bill for an Act making an appropriation for defraying the expenses of the teachers' fund for retirement of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1039. Transfer From Mill and Elevator — A Bill for an Act to transfer moneys from the accumulated and undivided profits of the North Dakota mill and elevator association to the general fund of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1040. Transfer From Bank of North Dakota — A Bill for an Act to transfer moneys from the accumulated and undivided profits of the Bank of North Dakota to the general fund of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1058. — A Bill for an Act to amend and reenact section 57-38-35.1, subsection 1 of section 57-39.2-18, section 57-39.2-25, and subsection 1 of section 57-40.2-15 of the North Dakota Century Code, relating to interest, penalties, and refunds on income taxes and sales and use taxes; and providing an effective date.

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

House Bill No. 1217. — A Bill for an Act to amend and reenact section 54-44-11 of the 1977 Supplement to the North Dakota Century Code, relating to the purchasing department operating fund.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1229. — A Bill for an Act providing for the filing of statements of campaign contributions and expenditures by candidates and political committees and parties, the audit of such statements; and providing a penalty.

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

House Bill No. 1243. — A Bill for an Act to amend and reenact section 4-27-11, subsection 10 of section 4-34-05, section 18-03-08, section 18-05-13 and section 18-10-09 of the North Dakota Century Code, relating to the duty of the state auditor to audit books and accounts.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1281. — A Bill for an Act to amend and reenact

section 44-08-04 of the North Dakota Century Code, relating to employee expenses.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1322. — A Bill for an Act to provide for supplementary benefits to persons receiving workmen's compensation benefits under previous benefit allowances, and establishment of a supplementary benefit fund within the workmen's compensation fund.

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

House Bill No. 1327. — A Bill for an Act to amend and reenact sections 4-19-05, 4-19-07, and 4-19-08 of the North Dakota Century Code, relating to the duties of the state forester, the authority to charge a user fee for state forest facilities, and the disposition of revenues derived from forestry activities.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1334. — A Bill for an Act to amend and reenact section 15-62.1-01, subsection 1 of 15-62.1-02, and sections 15-62.1-04, 15-62.1-07, and 15-62.1-09 of the North Dakota Century Code, relating to the guaranteed student loan program; and to repeal sections 15-62.1-11 and 15-62.1-12 of the North Dakota Century Code, relating to the guaranteed loan program.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1338. — A Bill for an Act to amend and reenact section 16-18-05 of the North Dakota Century Code, relating to the time for making application for an absent voters' ballot, and providing that an application form may be obtained from either the county or city auditor for general, special, primary, or county elections; or in the alternative to amend and reenact section 16.1-07-05 of the North Dakota Century Code, as created by section 5 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, relating to the time for making application for an absent voters' ballot.

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

House Bill No. 1378. — A Bill for an Act to amend and reenact subsection 13 of section 15-10-17 of the North Dakota Century Code, relating to a retirement program for employees of institutions of higher education as an alternative to chapter 15-39.1.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1379. — A Bill for an Act to amend and reenact section 13-03.1-03 and subsection 1 of section 13-03.1-15 of the North Dakota Century Code, relating to the maximum loan ceiling.

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

House Bill No. 1408. — A Bill for an Act to create and enact a new section to chapter 26-07 of the North Dakota Century Code, relating to requirements for termination of fire or casualty insurance agency contracts.

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

House Bill No. 1412. — A Bill for an Act to amend and reenact section 27-07-40 of the North Dakota Century Code, relating to the fees for filing estate and guardianship petitions.

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

House Bill No. 1422. — A Bill for an Act to amend and reenact sections 43-10-05, 43-10-13, 43-10-14, 43-10-15, and 43-10-22 of the North Dakota Century Code, relating to the power of the board of embalmers to establish license fees, the fees for embalmer licenses issued after examination and without examination, license renewal fees, and license and renewal fees for funeral establishments.

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

House Bill No. 1432. — A Bill for an Act to repeal sections 54-03-20.2 and 54-03-20.3 of the North Dakota Century Code, relating to the creation, membership, and powers and duties of the legislative compensation commission.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1433. — A Bill for an Act to amend and reenact subsection 3 of section 14-15-13 of the North Dakota Century Code, relating to the time at which an interlocutory decree of adoption may become a final decree.

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

House Bill No. 1437. — A Bill for an Act to establish the North Dakota cultural endowment fund under the jurisdiction of the council on the arts.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1494. — A Bill for an Act to amend and reenact section 16-01-02 of the North Dakota Century Code, relating to the hours polls are required to be open on election days; or, in the alternative, to amend and reenact section 16.1-01-03 of the North Dakota Century Code as created by section 1 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, relating to the hours polls are required to be open on election days.

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

MOTION

Senator Christensen moved that Senate Bill No. 2379 be placed ahead of Senate Bill No. 2156 on the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2024. Disaster Emergency Services — A Bill for an Act making an appropriation for defraying the expenses of the division of disaster emergency services of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 453, the roll was called and there were ayes, 45; nays, 5; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
ALBERS			ISZLER			NETHING			SOLBERG		
BARTH			JACOBSON			OLIN			SORUM		
BERUBE			JONES			ORANGE			STRAND		
CHRISTENSEN			KRAUTER			PETERSON			STRINGEN	●	
CUSONS			LASHKOWITZ			RAIT			TALLACKSON		
DOTTENROD			LEE			REDLIN			TENNEFOS		
ERDMAN			LIPS			REITEN			THANE		
FARRINGTON			LODOEN			ROEN			VOSPER	●	
FRITZELL			MELAND			SANDNESS			WALSH		

● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2030. Geological Survey — A Bill for an Act making an appropriation for defraying the expenses of the geological survey of the State of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 454 and 455, the roll was called and there were ayes, 45; nays, 3; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON		●	● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLANO			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2042. — A Bill for an Act to amend and reenact section 1 of chapter 4 of the 1977 Session Laws of North Dakota, relating to the appropriation for the personal property tax replacement and homestead tax credit; and making an appropriation for defraying the expenses of various departments and institutions of the state of North Dakota; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 456, the roll was called and there were ayes, 45; nays, 4; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLANO			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

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

Senate Bill No. 2092. — A Bill for an Act to allow creditors to charge a service charge in the amount of one and one-half percent on accounts receivable from thirty days after the obligation is incurred, and to require creditors to supply debtors with a periodic statement.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page

457, the roll was called and there were ayes, 40; nays, 9; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
		●	●	ISZLER		●	NETHING		●	SOLBERG	
		●	●	JACOBSON		●	OLIN		●	SORUM	
		●	●	JONES		●	ORANGE	●	●	STRAND	●
●			●	KNAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ	●	●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	●
●			●	MELLAND		●	SANDNESS		●	WALSH	●
●			●	MILLER		●	SANDS	●	●	WENSTROM	
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	
●			●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

MOTION

Senator Nothing moved that Senate Bill No. 2092 be re-printed, which motion prevailed.

Senate Bill No. 2379. — A Bill for an Act to create and enact two new subsections to section 19-02.1-14.1 of the North Dakota Century Code, relating to the selecting and dispensing of generic name drug products, the liability of pharmacists, manufacturing standards and practices; and to amend and reenact subsections 1 and 2 of section 19-02.1-14.1 of the North Dakota Century Code, relating to definitions and the labeling of prescription drugs.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 463, the roll was called and there were ayes, 48; nays, 1; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	●
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KNAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●		●	●	MILLER		●	SANDS		●	WENSTROM	
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	
●			●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senate Bill No. 2156. — A Bill for an Act to authorize the state geologist and the industrial commission to make natural gas well status determinations and findings pursuant to the Natural Gas Policy Act of 1978 and to make oil well status determinations and findings pursuant to any future federal legislation or rules; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 458, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES		●	● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

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

Senate Bill No. 2180. — A Bill for an Act to amend and reenact section 13-05-04 of the North Dakota Century Code, relating to the annual license fee for collection agencies.

Which has been read.

Senator Tennefos moved that Senate Bill No. 2180 be amended as follows:

On page 1, line 1, delete the word "sections" and insert in lieu thereof the word "section" and on the same line delete the last word "and"

On page 1, line 2, delete the numerals "13-05-06" and after the word "to" insert the word "the"

On page 1, line 3, delete the words "and provide" and the words "an examination fee of"

On page 1, delete lines 17-21

On page 2, delete lines 1 through 13

Senator Tennefos moved that the amendments be adopted, which motion prevailed.

Senator Tennefos moved that the rules be suspended, that Senate Bill No. 2180 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2180. — A Bill for an Act to amend and reenact section 13-05-04 of the North Dakota Century Code, relating to the annual license fee for collection agencies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 459, the roll was called and there were ayes, 40; nays, 6; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES		●	● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN		●	● ROEN			● VOSPER		
● FRITZELL	●		● MELLAND			● SANDNESS	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO		●	● WRIGHT		
● HOFFNER			● NAAEDN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2216. — A Bill for an Act to create and enact a new section to Title 65 of the North Dakota Century Code, relating to the establishment of a workmen's compensation advisory council.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 7; nays, 40; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•		ISZLER	•		•	NETHING			SOLBERG
	•			JACOBSON	•		•	OLIN			SORUM
	•			JONES	•		•	ORANGE			STRAND
		•		KRAUTER	•			PETERSON			STRINDEN
		•		LASHKOWITZ	•			RAIT			TALLACKSON
		•		LEE	•		•	REDLIN			TENNEFOS
		•		LIPS	•			REITEN			THANE
		•		LODDEN	•			SANDNESS			VOSPER
		•		MELLAND	•			SANDS			WALSH
		•		MILLER	•			SCHIRADO			WENSTROM
		•		MUTCH	•			SHALOW			WRIGHT
		•		NAADEN	•			SMYKOWSKI			MR. PRESIDENT
		•		NELSON	•						

Senate Bill No. 2216 was declared lost.

Senate Bill No. 2218. — A Bill for an Act to create and enact a new section to chapter 23-25 of the North Dakota Century code, relating to the collection and appropriation of fees for the issuance of permits and registration certificates for air contaminant sources by the state department of health; to amend and reenact section 23-25-04.1 of the North Dakota Century Code, relating to the issuance of permits and registration certificates for air contaminant sources.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 459, the roll was called and there were ayes, 37; nays, 9; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•				ISZLER			•	NETHING			SOLBERG
	•			JACOBSON			•	OLIN			SORUM
	•			JONES		•		ORANGE			STRAND
		•		KRAUTER				PETERSON			STRINDEN
		•		LASHKOWITZ				RAIT			TALLACKSON
		•		LEE			•	REDLIN			TENNEFOS
		•		LIPS				REITEN			THANE
		•		LODDEN				ROEN			VOSPER
		•		MELLAND				SANDNESS			WALSH
		•		MILLER				SANDS			WENSTROM
		•		MUTCH				SCHIRADO			WRIGHT
		•		NAADEN				SHALOW			MR. PRESIDENT
		•		NELSON				SMYKOWSKI			

So the bill passed and the title was agreed to.

Senate Bill No. 2226. — A Bill for an Act to repeal chapter 197 of the 1969 Session Laws of North Dakota relating to the adoption of the quarter system of institutions of higher education in 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, 41; nays, 7; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•				ISZLER			•	NETHING			SOLBERG
	•			JACOBSON			•	OLIN			SORUM
	•			JONES			•	ORANGE			STRAND
		•		KRAUTER				PETERSON			STRINDEN
		•		LASHKOWITZ				RAIT			TALLACKSON
		•		LEE			•	REDLIN			TENNEFOS
		•		LIPS				REITEN			THANE

<input type="checkbox"/>	FARRINGTON	<input type="checkbox"/>	LODOEN	<input type="checkbox"/>	ROEN	<input type="checkbox"/>	VOSPER
<input type="checkbox"/>	FRITZELL	<input type="checkbox"/>	MELLAND	<input type="checkbox"/>	SANDNESS	<input type="checkbox"/>	WALSH
<input type="checkbox"/>	GOODMAN	<input type="checkbox"/>	MILLER	<input type="checkbox"/>	SANDS	<input type="checkbox"/>	WENSTROM
<input type="checkbox"/>	HANSON	<input type="checkbox"/>	MUTCH	<input type="checkbox"/>	SCHIRADO	<input type="checkbox"/>	WRIGHT
<input type="checkbox"/>	HOFFNER	<input type="checkbox"/>	NAADEN	<input type="checkbox"/>	SHABLOW	<input type="checkbox"/>	MR. PRESIDENT
<input type="checkbox"/>	HOLMBERG	<input type="checkbox"/>	NELSON	<input type="checkbox"/>	SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2254. — A Bill for an Act to create and enact Chapter 61-02.1 of the North Dakota Century Code, relating to the establishment of a special fund for water use fees.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 459, 460, the roll was called and there were ayes, 40; nays, 9; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
<input type="checkbox"/>			<input type="checkbox"/>		<input type="checkbox"/>	<input type="checkbox"/>			<input type="checkbox"/>		
<input type="checkbox"/>	ALBERS	<input type="checkbox"/>	<input type="checkbox"/>	ISZLER	<input type="checkbox"/>	<input type="checkbox"/>	NOTHING	<input type="checkbox"/>	<input type="checkbox"/>	SOLBERG	<input type="checkbox"/>
<input type="checkbox"/>	BARTH	<input type="checkbox"/>	<input type="checkbox"/>	JACOBSON	<input type="checkbox"/>	<input type="checkbox"/>	OLIN	<input type="checkbox"/>	<input type="checkbox"/>	SORUM	<input type="checkbox"/>
<input type="checkbox"/>	BERUBE	<input type="checkbox"/>	<input type="checkbox"/>	JONES	<input type="checkbox"/>	<input type="checkbox"/>	ORANGE	<input type="checkbox"/>	<input type="checkbox"/>	STRAND	<input type="checkbox"/>
<input type="checkbox"/>	CHRISTENSEN	<input type="checkbox"/>	<input type="checkbox"/>	KRAUTER	<input type="checkbox"/>	<input type="checkbox"/>	PETERSON	<input type="checkbox"/>	<input type="checkbox"/>	STRINDEN	<input type="checkbox"/>
<input type="checkbox"/>	CUSSONS	<input type="checkbox"/>	<input type="checkbox"/>	LASHKOWITZ	<input type="checkbox"/>	<input type="checkbox"/>	RAIT	<input type="checkbox"/>	<input type="checkbox"/>	TALLACKSON	<input type="checkbox"/>
<input type="checkbox"/>	DOTZENROD	<input type="checkbox"/>	<input type="checkbox"/>	LEE	<input type="checkbox"/>	<input type="checkbox"/>	REDLIN	<input type="checkbox"/>	<input type="checkbox"/>	TENNEFOS	<input type="checkbox"/>
<input type="checkbox"/>	ERDMAN	<input type="checkbox"/>	<input type="checkbox"/>	LIPS	<input type="checkbox"/>	<input type="checkbox"/>	REITEN	<input type="checkbox"/>	<input type="checkbox"/>	THANE	<input type="checkbox"/>
<input type="checkbox"/>	FARRINGTON	<input type="checkbox"/>	<input type="checkbox"/>	LODOEN	<input type="checkbox"/>	<input type="checkbox"/>	ROEN	<input type="checkbox"/>	<input type="checkbox"/>	VOSPER	<input type="checkbox"/>
<input type="checkbox"/>	FRITZELL	<input type="checkbox"/>	<input type="checkbox"/>	MELLAND	<input type="checkbox"/>	<input type="checkbox"/>	SANDNESS	<input type="checkbox"/>	<input type="checkbox"/>	WALSH	<input type="checkbox"/>
<input type="checkbox"/>	GOODMAN	<input type="checkbox"/>	<input type="checkbox"/>	MILLER	<input type="checkbox"/>	<input type="checkbox"/>	SANDS	<input type="checkbox"/>	<input type="checkbox"/>	WENSTROM	<input type="checkbox"/>
<input type="checkbox"/>	HANSON	<input type="checkbox"/>	<input type="checkbox"/>	MUTCH	<input type="checkbox"/>	<input type="checkbox"/>	SCHIRADO	<input type="checkbox"/>	<input type="checkbox"/>	WRIGHT	<input type="checkbox"/>
<input type="checkbox"/>	HOFFNER	<input type="checkbox"/>	<input type="checkbox"/>	NAADEN	<input type="checkbox"/>	<input type="checkbox"/>	SHABLOW	<input type="checkbox"/>	<input type="checkbox"/>	MR. PRESIDENT	<input type="checkbox"/>
<input type="checkbox"/>	HOLMBERG	<input type="checkbox"/>	<input type="checkbox"/>	NELSON	<input type="checkbox"/>	<input type="checkbox"/>	SMYKOWSKI	<input type="checkbox"/>			

So the bill passed and the title was agreed to.

Senate Bill No. 2266. — A Bill for an Act to create and enact a new chapter to title 51 of the North Dakota Century Code, relating to illegal restraints of trade and monopolies, and penalties and remedies for violations of this chapter; and to repeal chapter 51-08 of the North Dakota Century Code, relating to pools and trusts.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 460, the roll was called and there were ayes, 0; nays, 48; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
<input type="checkbox"/>	ALBERS	<input type="checkbox"/>	<input type="checkbox"/>	ISZLER	<input type="checkbox"/>	<input type="checkbox"/>	NOTHING	<input type="checkbox"/>	<input type="checkbox"/>	SOLBERG	<input type="checkbox"/>
<input type="checkbox"/>	BARTH	<input type="checkbox"/>	<input type="checkbox"/>	JACOBSON	<input type="checkbox"/>	<input type="checkbox"/>	OLIN	<input type="checkbox"/>	<input type="checkbox"/>	SORUM	<input type="checkbox"/>
<input type="checkbox"/>	BERUBE	<input type="checkbox"/>	<input type="checkbox"/>	JONES	<input type="checkbox"/>	<input type="checkbox"/>	ORANGE	<input type="checkbox"/>	<input type="checkbox"/>	STRAND	<input type="checkbox"/>
<input type="checkbox"/>	CHRISTENSEN	<input type="checkbox"/>	<input type="checkbox"/>	KRAUTER	<input type="checkbox"/>	<input type="checkbox"/>	PETERSON	<input type="checkbox"/>	<input type="checkbox"/>	STRINDEN	<input type="checkbox"/>
<input type="checkbox"/>	CUSSONS	<input type="checkbox"/>	<input type="checkbox"/>	LASHKOWITZ	<input type="checkbox"/>	<input type="checkbox"/>	RAIT	<input type="checkbox"/>	<input type="checkbox"/>	TALLACKSON	<input type="checkbox"/>
<input type="checkbox"/>	DOTZENROD	<input type="checkbox"/>	<input type="checkbox"/>	LEE	<input type="checkbox"/>	<input type="checkbox"/>	REDLIN	<input type="checkbox"/>	<input type="checkbox"/>	TENNEFOS	<input type="checkbox"/>
<input type="checkbox"/>	ERDMAN	<input type="checkbox"/>	<input type="checkbox"/>	LIPS	<input type="checkbox"/>	<input type="checkbox"/>	REITEN	<input type="checkbox"/>	<input type="checkbox"/>	THANE	<input type="checkbox"/>
<input type="checkbox"/>	FARRINGTON	<input type="checkbox"/>	<input type="checkbox"/>	LODOEN	<input type="checkbox"/>	<input type="checkbox"/>	ROEN	<input type="checkbox"/>	<input type="checkbox"/>	VOSPER	<input type="checkbox"/>
<input type="checkbox"/>	FRITZELL	<input type="checkbox"/>	<input type="checkbox"/>	MELLAND	<input type="checkbox"/>	<input type="checkbox"/>	SANDNESS	<input type="checkbox"/>	<input type="checkbox"/>	WALSH	<input type="checkbox"/>
<input type="checkbox"/>	GOODMAN	<input type="checkbox"/>	<input type="checkbox"/>	MILLER	<input type="checkbox"/>	<input type="checkbox"/>	SANDS	<input type="checkbox"/>	<input type="checkbox"/>	WENSTROM	<input type="checkbox"/>
<input type="checkbox"/>	HANSON	<input type="checkbox"/>	<input type="checkbox"/>	MUTCH	<input type="checkbox"/>	<input type="checkbox"/>	SCHIRADO	<input type="checkbox"/>	<input type="checkbox"/>	WRIGHT	<input type="checkbox"/>
<input type="checkbox"/>	HOFFNER	<input type="checkbox"/>	<input type="checkbox"/>	NAADEN	<input type="checkbox"/>	<input type="checkbox"/>	SHABLOW	<input type="checkbox"/>	<input type="checkbox"/>	MR. PRESIDENT	<input type="checkbox"/>
<input type="checkbox"/>	HOLMBERG	<input type="checkbox"/>	<input type="checkbox"/>	NELSON	<input type="checkbox"/>	<input type="checkbox"/>	SMYKOWSKI	<input type="checkbox"/>			

Senate Bill No. 2266 was declared lost.

Senate Bill No. 2273. — A Bill for an Act to amend and reenact section 54-52-17 of the North Dakota Century Code, relating to normal and postponed retirement under the public employees retirement 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, 2; absent and not voting, 1.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN	●	● SORUM
● BERUBE	●		● JONES			● ORANGE		● STRAND
● CHRISTENSEN		●	● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS		●	● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD		●	● LEE			● REDLIN		● TENNEFOS
● ERDMAN		●	● LIPS			● REITEN		● THANE
● FARRINGTON		●	● LODOEN			● ROEN		● VOSPER
● FRITZELL		●	● MELLAND			● SANDNESS		● WALSH
● GOODMAN		●	● MILLER			● SANDS		● WENSTROM
● HANSON		●	● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER		●	● NAAOEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG		●	● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2291. — A Bill for an Act to provide for supplementary benefits to persons receiving workmen's compensation benefits under previous benefit allowances; and to provide an appropriation.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 6; nays, 40; absent and not voting, 4.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
— ALBERS ●			— ISZLER ●			— NETHING ●		— SOLBERG ●
— BARTH ●			— JACOBSON ●			— OLIN ●		— SORUM ●
— BERUBE ●			— JONES ●			— ORANGE ●		— STRAND ●
— CHRISTENSEN ●		●	— KRAUTER ●			— PETERSON ●		— STRINDEN ●
— CUSSONS ●		●	— LASHKOWITZ ●			— RAIT ●		— TALLACKSON ●
— DOTZENROD ●			— LEE ●			— REDLIN ●		— TENNEFOS ●
— ERDMAN ●			— LIPS ●			— REITEN ●		— THANE ●
— FARRINGTON ●			— LODOEN ●			— ROEN ●		— VOSPER ●
— FRITZELL ●			— MELLAND ●			— SANDNESS ●		— WALSH ●
— GOODMAN ●			— MILLER ●			— SANDS ●		— WENSTROM ●
— HANSON ●			— MUTCH ●			— SCHIRADO ●		— WRIGHT ●
— HOFFNER ●			— NAAOEN ●			— SHABLOW ●		MR. PRESIDENT
— HOLMBERG ●			— NELSON ●			— SMYKOWSKI ●		

Senate Bill No. 2291 was declared lost.

Senate Bill No. 2431. — A Bill for an Act to amend and reenact section 58-03-11 of the North Dakota Century Code, relating to the establishment, limitation, and scope of zoning districts.

Which has been read and has committee recommendation for Indefinite Postponement.

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, 2.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN		●	● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS		●	● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD		●	● LEE			● REDLIN		● TENNEFOS
● ERDMAN		●	● LIPS			● REITEN		● THANE
● FARRINGTON		●	● LODOEN			● ROEN		● VOSPER
● FRITZELL		●	● MELLAND			● SANDNESS		● WALSH
● GOODMAN		●	● MILLER			● SANDS		● WENSTROM
● HANSON		●	● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER		●	● NAAOEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG		●	● NELSON			● SMYKOWSKI		

Senate Bill No. 2431 was declared lost.

Senate Bill No. 2434. — A Bill for an Act to create the North Dakota housing finance agency and define its powers in financing residential housing affordable by persons and families of low and moderate income; and to provide an appropriation.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 1; nays, 48; absent and not voting, 1.

NORTH DAKOTA SENATE									
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
				ISZLER ●			NOTHING ●		SOLBERG ●
				JACOBSON ●			OLIN ●		SORUM ●
				JONES ●			ORANGE ●		STRAND ●
				KRAUTER ●			PETERSON ●		STRINDEN ●
				LASHKOWITZ ●			RAIT ●		TALLACKSON ●
				LEE ●			REDLIN ●		TENNEFOS ●
				LIPS ●			REITEN ●		THANE ●
				LODOEN ●			ROEN ●		VOSPER ●
				MELLAND ●			SANDNESS ●		WALSH ●
				MILLER ●			SANDS ●		WENSTROM ●
				MUTCH ●			SCHIRADO ●		WRIGHT ●
				NAADEN ●			SHABLOW ●		MR. PRESIDENT ●
				NELSON ●			SMYKOWSKI ●		

Senate Bill No. 2434 was declared lost.

Senate Bill No. 2436. — A Bill for an Act to amend and reenact sections 2-07-09.1, 11-11-28, 15-34.2-07, 39-03-08.3, 40-22-20, 40-28-07, 40-29-07, 40-31-03, 40-54-01, 48-02-04, and 61-19-08 of the North Dakota Century Code, relating to submission of bidders' bonds in envelopes separate from bids.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 465, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE									
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
●				ISZLER ●			NOTHING ●		SOLBERG ●
●				JACOBSON ●			OLIN ●		SORUM ●
●				JONES ●			ORANGE ●		STRAND ●
●				KRAUTER ●			PETERSON ●		STRINDEN ●
●				LASHKOWITZ ●			RAIT ●		TALLACKSON ●
●				LEE ●			REDLIN ●		TENNEFOS ●
●				LIPS ●			REITEN ●		THANE ●
●				LODOEN ●			ROEN ●		VOSPER ●
●				MELLAND ●			SANDNESS ●		WALSH ●
●				MILLER ●			SANDS ●		WENSTROM ●
●				MUTCH ●			SCHIRADO ●		WRIGHT ●
●				NAADEN ●			SHABLOW ●		MR. PRESIDENT ●
●				NELSON ●			SMYKOWSKI ●		

So the bill passed and the title was agreed to.

Senate Bill No. 2453. — A Bill for an Act to amend and reenact section 61-04-14 of the North Dakota Century Code, relating to extending time for application to beneficial use.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	●	NOTHING	●	●	SOLBERG	●
●			●	JACOBSON	●	●	OLIN	●	●	SORUM	●
●			●	JONES	●	●	ORANGE	●	●	STRAND	●
●			●	KRAUTER	●	●	PETERSON	●	●	STRANDEN	●
●			●	LASHKOWITZ	●	●	RAIT	●	●	TALLACKSON	●
●			●	LEE	●	●	REDLIN	●	●	TENNEFOS	●
●			●	LIPS	●	●	REITEN	●	●	THANE	●
●			●	LODOEN	●	●	ROEN	●	●	VOSPER	●
●			●	MELLAND	●	●	SANDNESS	●	●	WALSH	●
●			●	MILLER	●	●	SANDS	●	●	WENSTROM	●
●			●	MUTCH	●	●	SCHRADO	●	●	WRIGHT	●
●			●	NAADEN	●	●	SHABLOW	●	●	MR. PRESIDENT	●
●			●	NELSON	●	●	SMYKOWSKI	●			

So the bill passed and the title was agreed to.

SECOND READING OF

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4026. — A concurrent resolution urging state agencies, departments, boards, and commissions to furnish the Employment Security Bureau with information relating to employment opportunities.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4026 was adopted.

Senate Concurrent Resolution No. 4028. — A concurrent resolution to request appropriate action by the Congress, either acting by consent of two-thirds of both houses or, upon the application of the legislatures of two-thirds of the several states, calling a constitutional convention to propose an amendment to the Federal Constitution to require, with certain exceptions, that the federal budget be balanced.

Was read the second time.

Senator Hoffner moved that Senate Concurrent Resolution No. 4028 be amended as follows:

On page 1, line 4 of the resolution, delete the following:

“calling a constitutional convention”

On page 2, delete lines 5 through 13

On page 3, delete lines 7 through 12

Senator Hoffner moved that the amendments be adopted.

Senator Hoffner requested a recorded roll call vote on the motion to adopt the amendments to Senate Concurrent Resolution No. 4028, which request was granted.

ROLL CALL

The question being on the motion to adopt the amendments to Senate Concurrent Resolution No. 4028, the roll was called and there were ayes, 16; nays, 34; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	●	NOTHING	●	●	SOLBERG	●
●			●	JACOBSON	●	●	OLIN	●	●	SORUM	●
●			●	JONES	●	●	ORANGE	●	●	STRAND	●
●			●	KRAUTER	●	●	PETERSON	●	●	STRANDEN	●
●			●	LASHKOWITZ	●	●	RAIT	●	●	TALLACKSON	●
●			●	LEE	●	●	REDLIN	●	●	TENNEFOS	●
●			●	LIPS	●	●	REITEN	●	●	THANE	●
●			●	LODOEN	●	●	ROEN	●	●	VOSPER	●
●			●	MELLAND	●	●	SANDNESS	●	●	WALSH	●
●			●	MILLER	●	●	SANDS	●	●	WENSTROM	●
●			●	MUTCH	●	●	SCHRADO	●	●	WRIGHT	●
●			●	NAADEN	●	●	SHABLOW	●	●	MR. PRESIDENT	●
●			●	NELSON	●	●	SMYKOWSKI	●			

The proposed amendments lost.

House Bill No. 1479
 House Bill No. 1512
 House Bill No. 1582
 House Bill No. 1584
 House Bill No. 1592
 House Bill No. 1614
 House Bill No. 1628
 House Bill No. 1630
 House Bill No. 1680

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Concurrent Resolution No. 4048

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 Concurrent Resolution No. 3012.

ROY GILBREATH, Chief Clerk
 REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 2049
 Senate Bill No. 2102
 Senate Bill No. 2103

Were delivered to the Governor for his approval on February 6, 1979.

SENATOR PETERSON, Chairman

Senator Nothing moved that after the reading of Senate Bills 2009, 2010, 2037, 2116, 2169, 2189, 2215, 2305, 2342, 2348, 2378, 2424, 2450, 2459, SCR 4039 and House Bill 1081, the Senate adjourn and convene at 1:30 P.M., Wednesday, February 7, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-SIXTH DAY

Bismarck, February 7, 1979

The Senate convened at 1:30 P.M., with President Sanstead presiding. The prayer was offered by Capt. Ed. Jarvis, Salvation Army, Bismarck.

Our Father, who has ordained that whatever is to be desired should be sought by labor, and who by Thy blessing bringest honest labor to good effect. Look with mercy upon our deliberations and endeavors. Grant us O God, to design only what is lawful and right; and afford us calmness of mind and steadiness of purpose that we may so do Thy will in this short life so as to obtain happiness and peace of mind.

Assist us that we may be blessed in our work this day, and above all things may we attain the knowledge of Thee, according to Thy holy example, that we may ever be found going about our daily task doing good and being a helper to our brothers.

We thank Thee today for Thou art our refuge, our strength and our exceeding great reward, in Thy name we pray. Amen.

The roll was called and all Senators were present. A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-fifth day and finds the same to be correct.

SENATOR SHABLOW moved that the report be adopted, which motion prevailed. SENATOR TENNEFOS Chairman

Report of Procedural Committee

MR. PRESIDENT:

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

SCR NO. 4048

and find the same correctly } Enrolled

Senator Schirado moved that the report be adopted, which motion prevailed. Senator Peterson Chairman

MR. PRESIDENT:

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

SB NO. 2180

and find the same correctly Re { Engrossed

Keith Peterson Chairman
Senator Peterson

Senator Schirado 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:

SB NO. 2009

SB NO. 2010

SB NO. 2037

SB NO. 2215

SB NO. 2378

SB NO. 2424

SCR NO. 4039

and find the same correctly { Engrossed

Keith Peterson Chairman
Senator Peterson

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

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2027 as recommended by the Committee on Appropriations as printed on pages 506, 507 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2028 as recommended by the Committee on Appropriations as printed on page 508 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the amendments to Senate Bill No. 2398 as recommended by the Committee on Agriculture as printed on page 510 of the Senate Journal be adopted, which motion prevailed, and recommends that Senate Bill No. 2398 be Indefinitely Postponed.

Senator Sandness moved that the amendments to Senate Bill No. 2452 as recommended by the Committee on Education as printed on page 511 of the Senate Journal be adopted, and also moved that the rules be suspended, and that Senate Bill No. 2452 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Sandness moved that the amendments to Senate Bill No. 2461 as recommended by the Committee on Education as printed on page 511 of the Senate Journal be adopted, which motion prevailed.

Report of Standing Committee

Mr. President Your Committee on Education
to whom was referred Senate Bill No. 2059

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

PROPOSED AMENDMENTS TO SENATE BILL NO. 2059

After the words "A BILL", delete the remainder of the bill and insert the following in lieu thereof: "for an Act to create and enact a new section to chapter 25-01.1 of the North Dakota Century Code, relating to the duty of the heads of state institutions to provide for surrogate parents where necessary; to create and enact a new section to chapter 25-09 of the North Dakota Century Code, relating to the duty of certain handicapped patients to pay for costs of education and related services; and declaring an emergency.

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

SECTION 1.) A new section to chapter 25-01.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

HEADS OF INSTITUTIONS - DUTY TO APPOINT SURROGATE PARENTS.)

The heads of each of the state institutions shall establish as required by the state superintendent a procedure for determining whether a patient under the age of twenty-one years needs a surrogate parent and for assigning such a surrogate parent for the purpose of special education and related services.

SECTION 2.) A new section to chapter 25-09 of the North Dakota Century Code is hereby created and enacted to read as follows:

HANDICAPPED PATIENTS - LIMITATION.) Notwithstanding any other provision of this chapter, no handicapped patient under twenty-one years of age nor the estate nor the responsible relative of such patient may be charged for educational or related services provided at the state hospital. However, the state hospital shall have prior claim on all benefits accruing to such patients for medical and medically related services under entitlement by the federal government, medical or hospital insurance contracts, workmen's compensation or medical care and disability provisions of programs administered by the social service board of North Dakota. For the purposes of this section, "related services" means transportation and such developmental, corrective, and other supportive services, as determined by the state department of public instruction, as are required to assist a handicapped patient to benefit from special education. The cost of related services, other than medical and medically related services, shall be paid by the state hospital, the school district of residence of the handicapped child, and other appropriate state agencies and political subdivisions of this state. The department of public instruction, the state hospital, the school district of residence and other appropriate state agencies and political subdivisions, as determined by the department of public instruction, shall determine and agree to that portion of related services, other than medical and medically related services, for which each such agency and political subdivision shall be liable. The department of public instruction shall have the authority to adopt such regulations and guidelines as shall be necessary to implement the provisions of this section.

SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval.

And when so amended recommends the same do pass.

W. L. Sandness Chairman
Senator Sandness

Senate Bill No. 2059 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

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Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 2098

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Lips Chairman

Senate Bill No. 2098 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government to whom was referred Senate Bill No. 2144

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Jones Chairman

Senate Bill No. 2144 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION to whom was referred Senate Bill No. 2170

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Goodman Chairman

Senate Bill No. 2170 was placed on the eleventh


order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 2220

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lips

Senate Bill No. 2220 was placed on the 11th

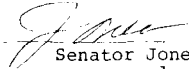
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2276

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Jones

Senate Bill No. 2276 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education
to whom was referred Senate Bill No. 2289

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 16, delete the words "On the petition of not less than five percent of the"

On page 1, delete all of line 17

On page 1, line 18, delete the words "question at the next annual or special school election."

On page 1, after line 5, insert the following new language:

"On a petition signed by electors of the school district comprising at least five percent of the number of persons enumerated in the school census for that district for the most recent year such census was taken, but in no case less than twenty-five electors, the school board must submit the question of establishing a kindergarten program at the next annual or special school election. Whenever the question of establishing a kindergarten program is placed upon the ballot by petition, the board shall also place on that same ballot the question of providing for an annual levy sufficient to finance such program. Both proposals must be approved by a majority of the votes cast on each before either may take effect. After the kindergarten program is established, the board shall levy such tax until the program is discontinued as provided in this chapter or until the board determines a levy is no longer necessary. Such levy shall be over and above any mill levy limitations provided by law."

And renumber the lines, pages and sections accordingly

And when so amended recommends the same do pass

Senator Sandness Chairman
 Senator Sandness

Senate Bill No. 2289 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
 to whom was referred Senate Bill No. 2306

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows.

On page 2, line 33, delete the word "are"

On page 2, delete lines 34 and 35 and insert in lieu thereof the words "shall be subject to appropriation by the legislative assembly."

On page 3, delete lines 1 and 2

On page 3, line 6, delete the words "general fund" and insert in lieu thereof the words "seed department revolving fund"

On page 3, line 7, delete the numerals "13,469.00" and insert in lieu thereof the numerals "43,069.00"

On page 3, line 10, delete the period and insert in lieu thereof the words "as follows:"

On page 3, after line 10, insert the following:

"Salaries and wages	\$23,500
Fees and services	10,850
Supplies and materials	725
Equipment	6,494
Land, structures, and major improvements	<u>1,500</u>
Total appropriation from seed department revolving fund	\$43,069"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The purpose of this amendment is to appropriate the moneys for the initial expenses and continuing operating expenses for the inspection and grading program from the Seed Department revolving fund.

And when so amended recommends the same do pass

Senator Lips Chairman
 Senator Lips

Senate Bill No. 2306 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
 to whom was referred Senate Bill No. 2307

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows.

Goodman
Senator Goodman

Chairman

Senate Bill No. 2307 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2311

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Goodman
Senator Goodman

Chairman

Senate Bill No. 2311 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
to whom was referred Senate Bill No. 2313

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 1, line 16, after the word "year" insert the words
"except during the time when an employee of a state agency or political subdivision is subject to a probationary period of employment"

On page 2, line 8, after the word "year" insert the words "except during the time when an employee of a state agency or political subdivision is subject to a probationary period of employment"

On page 2, line 12, after the word "employment" insert the words "except during the time when an employee of a state agency or political subdivision is subject to a probationary period of employment"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass

Lips
Senator Lips

Chairman

Senate Bill No. 2313 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2363

Has had the same under consideration and recommends that the same

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do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 6, delete the numerals "6-06-12" and insert in lieu thereof the numerals "6-06-14"

On page 1, line 16, delete the strike-through over the words "STATE-CREDIT-UNION-BOARD" and delete the word "COMMISSIONER"

On page 1, line 23, delete the word "amendment" and insert in lieu thereof the word "amendments"

On page 2, line 6, after the word "state" insert the word "credit"

On page 2, line 10, delete the words "state-examiner" and insert in lieu thereof the word "commissioner"

On page 2, line 19, delete the word "commissioner" and insert in lieu thereof the words "state credit union board"

On page 2, line 21, delete the word "commissioner" and insert in lieu thereof the words "state credit union board"

On page 2, line 22, delete the word "to" and insert in lieu thereof the word "of"

On page 2, line 25, delete the word "commissioner" and insert in lieu thereof the words "state credit union board"

On page 3, line 3, after the word "which" delete the word "if" and insert in lieu thereof the word "is"

and renumber the lines accordingly

And when so amended recommends the same do pass.

 Senator Reiten Chairman

Senate Bill No. 2363 was placed on the Sixth

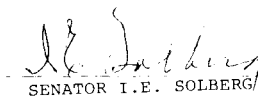
order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION
to whom was referred SENATE Bill No. 2364

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 SENATOR I.E. SOLBERG Chairman

SENATE Bill No. 2364 was placed on the Eleventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT : Your Committee on TRANSPORTATION
to whom was referred SENATE Bill No. 2388

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


SENATOR I.E. SOLBERG Chairman

SENATE Bill No. 2388 was placed on the Eleventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT : Your Committee on TRANSPORTATION
to whom was referred SENATE Bill No. 2406

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 22 delete the word "following"

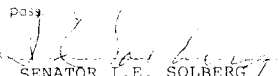
On page 1, line 22 after the word "limitations" delete "on the standard A scale." and insert in lieu thereof "as established by the Environmental Protection Agency."

On page 2, delete lines 1 through 12

On page 2, line 23, following the word "mechanical" insert the word "exhaust"

And renumber the lines accordingly

And when so amended recommends the same do pass


SENATOR I.E. SOLBERG Chairman

SENATE Bill No. 2406 was placed on the SIXTH

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on JUDICIARY
to whom was referred Senate Bill No. 2412

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

on page 1, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide for the appointment of interpreters to assist deaf persons in criminal and administrative proceedings."

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

SECTION 1. DEFINITIONS.) In this Act, unless the context or subject matter otherwise requires:

1. "Appointing authority" means the presiding judge of any court, the chairman of any board, commission, or authority, and the director or commissioner of any department or agency before which a qualified interpreter is required pursuant to this Act.
2. "Deaf person" means any person whose hearing is totally impaired or whose hearing is so seriously impaired as to prohibit the person from understanding voice communication, or the English language including, but not limited to, a person who is deaf, mute, deaf-mute, or deaf-blind.
3. "Principal party in interest" means a person in any proceeding in which he is a named party or a person with respect to whom the decision or action which may be taken in any proceeding directly affects.
4. "Qualified interpreter" means an interpreter certified by the National Registry of Interpreters for the Deaf or North Dakota Association for the Deaf, or an interpreter who has been approved by the superintendent of the school for the deaf, or, in the event such an interpreter is not available, any other interpreter whose actual qualifications have otherwise been appropriately determined.

SECTION 2. INTERPRETER REQUIRED.)

1. At all stages of any judicial proceeding in which a deaf person is a principal party in interest, the appointing authority shall appoint a qualified interpreter to interpret or to translate the proceedings to the deaf person and to interpret or translate his testimony.
2. Immediately after a deaf person is arrested for any alleged violation of criminal law where the penalty may include imprisonment or a fine in excess of one hundred dollars, or both, an interpreter shall be appointed. No attempt to interrogate or take a statement from such person shall be permitted until a qualified interpreter is appointed for the deaf person and then only through the use of the interpreter.

SECTION 3. PROOF OF DISABILITY.) An appointing authority may require a person requesting the appointment of an interpreter to furnish reasonable proof of his disability when the appointing authority has reason to believe that the person is not so disabled. In no event is a failure of a party or witness to request an interpreter to be deemed a waiver of the right.

SECTION 4. OATH OF INTERPRETER.) Every interpreter appointed pursuant to the provisions of this Act shall take an oath that he will make a true interpretation in an understandable manner to the person for whom he is appointed and that he will repeat the statements of such person in the English language to the best of his skill and judgment.

SECTION 5. COMPENSATION.) An interpreter appointed under the provisions of this Act shall be compensated at a reasonable rate to be determined by the appointing authority, including travel expenses. Nothing

in this section shall be construed to prevent any state department, board, commission, agency, or licensing authority or any political subdivision of the state from employing an interpreter on a full-time basis or under contract.

SECTION 6. PRIVILEGED COMMUNICATIONS.) Whenever a deaf person communicates through an interpreter to any person under such circumstances that the communication would be privileged and the deaf person could not be compelled to testify as to the communications, the privilege shall apply to the interpreter as well.

SECTION 7. VISUAL RECORDING.) In any judicial proceeding, the appointing authority, on his own motion or on the motion of a party to the proceedings, may order that the testimony of the deaf person and the interpretation thereof be electronically recorded for use in verification of the official transcript of the proceedings.

SECTION 8. COORDINATION OF INTERPRETER REQUESTS.)

1. Whenever an appointing authority receives a valid request for the services of an interpreter or on his own motion, the authority shall request the superintendent of the school for the deaf to furnish the authority with a list of sources of qualified interpreters at the time and place specified by the authority.
2. When requested by an appointing authority to provide assistance in providing an interpreter, the superintendent shall supply a list of sources and do all necessary to assist the appointing authority in obtaining a qualified interpreter; providing, however, if the choice of qualified interpreter does not meet the needs of the deaf person, the appointing authority shall appoint another qualified interpreter."

and renumber the lines and pages accordingly

And when so amended recommends the same do pass.



Senator Sands Chairman

Senate Bill No. 2412 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION to whom was referred Senate Bill No. 2432

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 14, strike through the first word "the" and insert the word "a"

And when so amended recommends the same do pass.



Senator Goodman Chairman

Senate Bill No. 2432 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred Senate Bill No 2435

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 11, after the word "reenact" insert "section 32-15-32 and"

On page 1, line 13, after the word "to" insert the following:
"court costs and to"

On page 1, line 21, after the word "acquired" insert the words "by condemnation"

On page 2, line 1, after the word "shall" insert the words and comma ", at its own expense"

On page 2, line 3, delete the word "employ" and insert in lieu thereof the word "establish" and after the word "committee" insert the words and commas ", for each county in which all or a major part of the land being condemned is located,"

On page 2, line 5, delete the word "three" and insert in lieu thereof the words "one fee appraiser chosen by the person or persons in each county whose property is"

On page 2, delete lines 6, 7, and 8

On page 2, line 13, delete the words "based on the current land use value of the" and insert in lieu thereof the following: "as to the amount of damages to the property in accordance with section 32-15-22"

On page 2, line 14, delete the word "property", and delete the words and comma "considered by the jury," and insert in lieu thereof the following: "the amount of damages established as a basis for the negotiations authorized in section 2 of this Act."

On page 2, delete lines 15 and 16

On page 2, line 21, after the word "acquired" insert the words "by condemnation"

On page 2, line 29, delete the word "thirty" and insert in lieu thereof the word "sixty"

On page 3, after line 21, insert the following section:

"SECTION 5. AMENDMENT.) Section 32-15-32 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

32-15-32. COSTS.) The court may in its discretion award to the defendant reasonable actual or statutory costs or both, which may include interest from the time of taking except interest on the amount of a deposit which is available for withdrawal without prejudice to right of appeal, costs on appeal, and reasonable attorney's fees based upon the customary hourly or

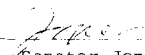
contingent rate charged in the community as agreed to between counsel and the defendant for all judicial proceedings. If the defendant appeals and does not prevail, the costs on appeal may be taxed against him. In all cases when a new trial has been granted upon the application of the defendant and he has failed upon ~~such~~ new trial to obtain greater compensation than was allowed him upon the first trial, the costs of ~~such~~ the new trial shall be taxed against him."

On page 3, line 26, strike through the numeral "1" and insert the numeral "2"

On page 3, line 29, strike through the numeral "1" and insert the numeral "2"

And renumber the lines, sections and pages accordingly

and when so amended recommends the rules be suspended, and be re-referred to the Committee on Appropriations.

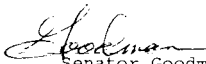
 Chairman
Senator Jones
Senate Bill No. 2435 was placed on the sixth

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2437

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows.

 Chairman
Senator Goodman
Senate Bill No. 2437 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2460

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 2, line 28, delete the word "For"

On page 2, delete lines 29 through 35

On page 3, delete lines 1 and 2

On page 3, line 9, after the word "fund" delete the word "are"

On page 3, line 10, delete the words "appropriated and" and insert in lieu thereof the words "shall be"

On page 3, line 16, delete the word and comma "deposited,", and delete the comma after the word "administered"

On page 3, line 17, delete the words "for other"

On page 3, line 18, delete the words "special funds in the state treasury"

On page 3, line 19, after the word "except" insert the words "general fund"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Senate Bill No. 2460 was placed on the sixth day of June Senator Jones Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education to whom was referred Senate Bill No. 2463

Has had the same under consideration and recommends that the same

[X] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

Senate Bill No. 2463 was placed on the eleventh day of June Senator Sandness Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education to whom was referred Senate Bill No. 2464

Has had the same under consideration and recommends that the same

[X] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

Senate Bill No. 2464 was placed on the eleventh day of June Senator Sandness Chairman

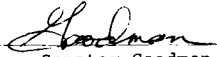
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION to whom was referred Senate Bill No. 2474

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Goodman

Senate Bill No. 2474 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
to whom was referred Senate Bill No. 2478

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

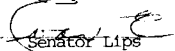
be amended as follows:

On page 1, delete lines 6 through 13 and insert in lieu thereof the following:

"SECTION 1. APPROPRIATION.) There is hereby appropriated from any private or other funds the sum of \$5,000.00, or so much thereof as may be necessary, to the state historical board to be matched with funds appropriated to the state historical board in Senate Bill No. 2027 for the purpose of renovating the museum located at the Pembina state historic site for the biennium beginning July 1, 1979, and ending June 30, 1981."

And renumber the lines and pages accordingly

And when so amended recommends the same ~~do pass~~

 Chairman
Senator Lips

Senate Bill No. 2478 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred Senate Concurrent Resolution No. 4010

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten

Senate Concurrent Resolution No. 4010 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY
to whom was referred Senate Concurrent Resolution 4019

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 3, after the word "Mandan" insert the words:
"as integral parts of a total corrections master plan for the state"

On page 1, line 19, after the word "begin" delete the words "concrete plans" and in lieu thereof insert the word "planning"


On page 2, after line 2, insert the following paragraphs:
 "WHEREAS, other states have successfully utilized local correctional facilities not only to relieve the strain on the state penitentiary but also as community correction alternatives; and
 WHEREAS, the state is in need of sentencing alternatives at the local and state level; and
 WHEREAS, all correction facility needs are best reviewed within the scope of a total rather than fragmented study;"

On page 2, line 6, after the word "to" insert the following words:
"conduct a comprehensive study and evaluation of adult correctional facility needs throughout the state and to develop a comprehensive state corrections master plan which includes a long range approach to meeting those needs; and"

BE IT FURTHER RESOLVED, that within the scope of this study the Legislative Council is directed to"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass



Chairman
Senator Sands

Senate Concurrent Resolution No. 4019 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

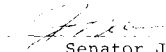
Mr. President: Your Committee on STATE & FEDERAL GOVERNMENT

to whom was referred Senate Concurrent Resolution No. 4033

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:



Chairman
Senator Jones

Senate Concurrent Resolution 4033 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred Senate Concurrent Resolution No. 4035

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Chairman

Senate Concurrent Resolution No. 4035 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government

to whom was referred Senate Concurrent Resolution No. 4036

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Chairman

Senate Concurrent Resolution No. 4036 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government

to whom was referred Senate Concurrent Resolution No. 4038

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Chairman

Senate Concurrent Resolution No. 4038 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION

to whom was referred Senate Concurrent Resolution No. 4040

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Chairman

Senate Concurrent Resolution No. 4040 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State & Federal Government

to whom was referred Senate Concurrent Resolution No. 4046

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Jones
 _____ Chairman
 Senator Jones

Senate Concurrent Resolution No. 4046 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education

to whom was referred House Bill No. 1057

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Chairman
 _____ Chairman
 Senator Sandness

House Bill No. 1057 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State & Federal Government

to whom was referred House Bill No. 1073

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Jones
 _____ Chairman
 Senator Jones

House Bill No. 1073 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education

to whom was referred House Bill No. 1085

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

W. A. Sandness Chairman

Senator Sandness

House _____ Bill No. 1085 _____ was placed on the _____ fourteenth _____

order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE BILLS

House Bill No. 1022. Livestock Sanitary Board — A Bill for an Act making an appropriation for defraying the expenses of the livestock sanitary board of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1023. Milk Stabilization Board — A Bill for an Act making an appropriation for defraying the expenses of the milk stabilization board of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1276. — A Bill for an Act to amend and reenact section 61-04-02.1 of the North Dakota Century Code, relating to emergency or temporary use of water.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1279. — A Bill for an Act to amend and reenact section 25-01-01.1 of the North Dakota Century Code, relating to the coordinating committee on mental retardation.

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

House Bill No. 1354. — A Bill for an Act to amend and reenact section 44-08-11 of the North Dakota Century Code, relating to the defense of law enforcement officers by the State and political subdivisions.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1357. — A Bill for an Act to create and enact a new subsection to section 43-11-31 of the North Dakota Century Code, relating to refusal to grant a certificate of registration for hairdressers and cosmetologists; and to amend and reenact sections 43-11-11 and 43-11-12, subsection 2 of section 43-11-16, sections 43-11-17 and 43-11-19, subsection 1 of section 43-11-20.1, subsections 3 and 4 of section 43-11-21, sections 43-11-24 and 43-11-25, subsections 1 and 2 of section 43-11-26, subsections 1, 2, and 3 of section 43-11-27, subsections 1, 2, and 3 of section 43-11-28, and section 43-11-30 of the North Dakota Century Code, relating to sanitary rules, aid of the board of hairdressers and cosmetologists, registered schools, fees for certificates of registration for schools, student registration, tuition refund, operator's certificate examination, operator's certificate without examination, manager-operator, instructor's license, renewal of certificates, and revocation of certificate.

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

House Bill No. 1394. — A Bill for an Act to create and enact a new subsection to section 41-08-36, and a new section to chapter 10-18.1 of the North Dakota Century Code, relating to the holding and transferring of securities deposited with clearing corporations.

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

House Bill No. 1419. — A Bill for an Act to amend and reenact section 39-16-05 and subsection 2 of section 39-16.1-11 of the North Dakota Century Code, relating to the minimum liability limits in automobile insurance policies under the financial responsibility laws.

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

House Bill No. 1431. — A Bill for an Act to amend and reenact section 26-24-13 of the North Dakota Century Code, relating to additional premium assessments for the state fire and tornado fund and the reporting of premiums and losses pertaining to the state fire and tornado fund.

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

House Bill No. 1474. — A Bill for an Act to repeal section 11-11-32 of the North Dakota Century Code, relating to the employment of architects by the board of county commissioners.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1479. — A Bill for an Act to create and enact section 61-16-34.1 of the North Dakota Century Code, relating to the terms and conditions for refunding special assessment warrants of water management districts; and to amend and reenact subdivision c of subsection 7 of section 21-03-06, and sections 21-03-26, 40-27-13, and 40-57-04 of the North Dakota Century Code, relating to refunding general obligation bonds of municipalities, publication of notice of municipal bond issues, refunding special assessment warrants, and approval of resolutions authorizing issuance of municipal industrial development bonds.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1512. — A Bill for an Act to amend and reenact section 5-02-01.1 and subsection 2 of section 53-02-05 of the North Dakota Century Code, relating to allowing the on and off sale of alcoholic beverages by special permit at special events, and allowing an alcoholic beverage licensee to conduct special events and sell beverages on and off sale.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1582. — A Bill for an Act to amend and reenact sections 47-18-01, 47-18-03, 47-18-14, 47-18-17, 47-18-18, and 47-18-19 of the North Dakota Century Code, relating to the homestead; and to repeal section 47-18-02 of the North Dakota Century Code, relating to the homestead.

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

House Bill No. 1584. — A Bill for an Act to amend and reenact section 28-22-16 of the North Dakota Century Code, relating to limitations of exemptions.

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

House Bill No. 1592. — A Bill for an Act to amend and reenact subsection 2 of section 39-10-03 of the North Dakota Century Code,

● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2037. State Revenue Sharing — A Bill for an Act making an appropriation for the distribution of state general fund revenue to local political subdivisions of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 486, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2116. — A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 57-38-01.2 and subdivision c of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for individuals, fiduciaries, and corporations.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 10; nays, 40; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	ISZLER		●	NETHING		●	SOLBERG		
● BARTH			JACOBSON			● OLIN			● SORUM		●
● BERUBE		●	JONES		●	● ORANGE		●	● STRAND		●
● CHRISTENSEN		●	KRAUTER			● PETERSON		●	● STRINDEN		
● CUSSONS		●	LASHKOWITZ			● RAIT		●	● TALLACKSON		
● DOTZENROD		●	● LEE			● REDLIN		●	● TENNEFOS		
● ERDMAN			● LIPS			● REITEN		●	● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS		●	● WALSH		
● GOODMAN			● MILLER		●	● SANDS		●	● WENSTROM		●
● HANSON		●	● MUTCH			● SCHIRADO		●	● WRIGHT		●
● HOFFNER		●	● NAADEN			● SHABLOW		●	MR PRESIDENT		
● HOLMBERG		●	● NELSON			● SMYKOWSKI		●			

Senate Bill No. 2116 was declared lost.

Senate Bill No. 2169. — A Bill for an Act to create and enact a new section to chapter 12.1-32 of the North Dakota Century Code, relating to a sentence of death or life imprisonment for murder and providing a proceeding separate from the trial to determine the sentence; to create and enact chapter 12.1-32.1 of the North Dakota Century Code, relating to the trial court setting a time for execution and issuing a warrant of execution; the delivery of a murderer to the prison warden; the delivery of a statement of conviction, sentence, and

evidence to the governor; the governor's power to reprieve a death sentence; infliction of the death penalty by lethal injection; time of execution; the warden or deputy warden serving as executioner; a return concerning the execution; who is allowed at an execution; a jury to witness the execution; disposition of the body; proceedings in case of escape; the procedure when a condemned convict appears mentally ill; a sentence suspension when a condemned female prisoner is pregnant; and fees and mileage incurred under the Act; to amend and reenact sections 12.1-16.01 and 12.1-32.01 of the North Dakota Century Code, relating to murder and the penalty for murder, making murder a capital felony punishable by death or life imprisonment; and providing an appropriation.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 14; nays, 36; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●		●				●			●
ALBERS		●	ISZLER		●			●	SOLBERG		●
BARTH		●	JACOBSON		●		●	OLIN	●		●
BERUBE		●	JONES		●		●	ORANGE	●		●
CHRISTENSEN		●	KRAUTER		●		●	PETERSON	●		●
CUSSONS		●	LASHKOWITZ		●		●	RAIT	●	●	TALLACKSON
DOTZENROD		●	LEE		●		●	REDLIN	●	●	TENNEFOS
ERDMAN		●	LIPS		●		●	REITEN	●	●	THANE
FARRINGTON		●	LODOEN		●		●	ROEN	●	●	VOSPER
FRITZELL		●	MELLAND		●		●	SANDNESS	●	●	WALSH
GOODMAN		●	MILLER		●		●	SANDS	●	●	WENSTROM
HANSON		●	MUTCH		●		●	SCHIRADO	●	●	WRIGHT
HOFFNER		●	NAADEN		●		●	SHABLOW	●	●	MR. PRESIDENT
HOLMBERG		●	NELSON		●		●	SMYKOWSKI			

Senate Bill No. 2169 was declared lost.

Senate Bill No. 2189. — A Bill for an Act to create a new section to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program, combining the funds of the trusts created by the forty-fourth and forty-fifth legislative assemblies under the coal severance tax legislation and administered by the state land 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●		●	●		●
●			●	ISZLER		●		●	●		●
●			●	JACOBSON		●		●	●		●
●			●	JONES		●		●	●		●
●			●	KRAUTER		●		●	●		●
●			●	LASHKOWITZ		●		●	●	●	TALLACKSON
●			●	LEE		●		●	●	●	TENNEFOS
●			●	LIPS		●		●	●	●	THANE
●			●	LODOEN		●		●	●	●	VOSPER
●			●	MELLAND		●		●	●	●	WALSH
●			●	MILLER		●		●	●	●	WENSTROM
●			●	MUTCH		●		●	●	●	WRIGHT
●			●	NAADEN		●		●	●	●	MR. PRESIDENT
●			●	NELSON		●		●			

So the bill passed and the title was agreed to.

Senate Bill No. 2215. — A Bill for an Act to create and enact a new section to chapter 15-39.1 of the North Dakota Century Code, relating to permitting nonpublic school teachers to participate in the teachers'

fund for retirement; and to amend subsection 3 of section 15-39.1-10 of the North Dakota Century Code, relating to the eligibility of nonpublic school teachers to participate in the teachers' fund for retirement.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 486, 487, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODGEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MITCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAAEDN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2305. — A Bill for an Act to direct the adjutant general to compile and publish a record of men and women in military service during the Vietnam conflict; and to provide 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, 49; nays, 0; absent and not voting, 1.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODGEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MITCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAAEDN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2342. — A Bill for an Act to authorize reciprocal postsecondary vocational education agreements with Minnesota; and to provide an appropriation.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 24; nays, 25; absent and not voting, 1.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS

EROMAN	•	LIPS	•	REITEN	•	THANE	•
FARRINGTON	•	LODOEN	•	ROEN	•	VOSPER	•
FRITZELL	•	MELLAND	•	SANDNESS	•	WALSH	•
GOODMAN	•	MILLER	•	SANDS	•	WENSTROM	•
• HANSON	•	MUTCH	•	• SCHIRADO	•	WRIGHT	•
• HOFFNER	•	• NAADEN	•	• SHABLOW	•	MR. PRESIDENT	•
• HOLMBERG	•	NELSON	•	SMYKOWSKI	•		

Senate Bill No. 2342 was declared lost.

Senate Bill No. 2348. — A Bill for an Act to require disclosure of the unit price of specified consumer commodities, to require the disclosure of the total price of such commodities, to specify the means of disclosure, to delegate rulemaking authority to the state laboratories department; and to provide a penalty.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 5; nays, 44; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		•	ISZLER		•	NETHING		•	SOLBERG		•
BARTH		•	JACOBSON		•	OLIN		•	SORUM		•
BERUBE		•	JONES		•	ORANGE		•	STRAND		•
CHRISTENSEN		•	KRAUTER		•	PETERSON		•	STRIDEN		•
CUSSONS		•	LASHKOWITZ		•	RAIT		•	TALLACKSON		•
DOTZENROD		•	LEE		•	REDLIN		•	TENNEFOS		•
EROMAN		•	LIPS		•	REITEN		•	THANE		•
FARRINGTON		•	LODOEN		•	ROEN		•	VOSPER		•
• FRITZELL		•	MELLAND		•	SANDNESS		•	WALSH		•
GOODMAN		•	MILLER		•	SANDS		•	WENSTROM		•
HANSON		•	MUTCH		•	SCHIRADO		•	WRIGHT		•
• HOFFNER		•	• NAADEN		•	• SHABLOW		•	MR. PRESIDENT		•
• HOLMBERG		•	NELSON		•	SMYKOWSKI		•			

Senate Bill No. 2348 was declared lost.

Senate Bill No. 2378. — A Bill for an Act making an appropriation for defraying the expense of remodeling and renovating pioneer hall at Minot state college; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 488, 489, the roll was called and there were ayes, 33; nays, 17; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•	ISZLER		•	• NETHING		•	• SOLBERG		•
• BARTH		•	JACOBSON		•	• OLIN		•	• SORUM		•
• BERUBE		•	JONES		•	• ORANGE		•	• STRAND		•
• CHRISTENSEN		•	KRAUTER		•	• PETERSON		•	• STRIDEN		•
• CUSSONS		•	LASHKOWITZ		•	• RAIT		•	• TALLACKSON		•
• DOTZENROD		•	LEE		•	• REDLIN		•	• TENNEFOS		•
• EROMAN		•	LIPS		•	• REITEN		•	• THANE		•
FARRINGTON		•	LODOEN		•	• ROEN		•	• VOSPER		•
• FRITZELL		•	MELLAND		•	• SANDNESS		•	• WALSH		•
• GOODMAN		•	MILLER		•	• SANDS		•	• WENSTROM		•
• HANSON		•	MUTCH		•	• SCHIRADO		•	• WRIGHT		•
• HOFFNER		•	• NAADEN		•	• SHABLOW		•	MR. PRESIDENT		•
• HOLMBERG		•	• NELSON		•	SMYKOWSKI		•			

So the bill passed and the title was agreed to, but the emergency clause lost for lack of a two-thirds majority.

Senate Bill No. 2424. — A Bill for an Act to create and enact a new section to chapter 20.1-06 of the North Dakota Century Code, relating to the conducting of fishing tournaments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 489, the roll was called and there were ayes, 37; nays, 12; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN	●	● SORUM
● BERUBE			● JONES	●		● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ	●		● RAIT	●	● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODOEN	●		● ROEN		● YOSPER
● FRITZELL			● MELLAND			● SANDNESS	●	● WALSH
● GOODMAN	●		● MILLER			● SANDS	●	● WENSTROM
● HANSON			● MITCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN	●		● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI	●	

So the bill passed and the title was agreed to.

MOTION

Senator Jones moved that the rules be suspended, that Senate Bill No. 2450 be re-referred to the Committee on Appropriations, which motion lost.

Senate Bill No. 2450. — A Bill for an Act to provide for parimutuel horse and dog racing conducted by nonprofit charitable, fraternal, religious, and veterans' organizations, civic and service clubs, and other public-spirited organizations; definitions; the creation of a racing commission; appointment of a director of racing; racing commission powers and duties; issuance of licenses; license authorization and fees; allotment of racing days to applicants; bets and certificates; bet payoff formulas; payments to school districts; audits and investigations; reasons and procedure for license refusal, suspension and revocation; and the attorney general to represent the commission in hearings; providing a penalty; and providing an appropriation.

Which has been read and has committee recommendation for Indefinite Postponement.

Senator Barth moved that Senate Bill No. 2450 be amended as follows:

On page 1, line 1, delete the words "and dog"

On page 1, line 11, after the semi-colon, insert the word "and"

On page 1, line 12, delete "; and providing an appropriation"

On page 2, line 30, delete the words "and dog"

On page 6, line 13, delete the word "and"

On page 6, line 14, delete the word "dog"

On page 6, line 17, delete the words "and dogs"

On page 7, line 16, delete the word "or"

On page 7, line 17, delete the word "dog"

On page 8, line 29, delete the words "or dog"

On page 8, line 30, delete the words "or dog"

On page 8, line 31, delete the words "or dogs"

On page 9, line 2, delete the words "or dog"

On page 9, line 6, delete the words "and dog"

On page 12, delete lines 7 through 13

And renumber the lines and pages accordingly.

Senator Barth moved that the amendments be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended, that Senate Bill 2450 be

deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senator Lips moved that Senate Bill No. 2450 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Senate Bill No. 2459. — A Bill for an Act to amend and reenact section 15-53.1-02 of the North Dakota Century Code, relating to boundary changes in school districts.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 6; nays, 41; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		●	ISZLER		●	NETHING		●	SOLBERG		●
BARTH	●		JACOBSON		●	OLIN		●	SORUM		●
BERUBE		●	JONES		●	ORANGE		●	STRAND		●
CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRANDEN		●
CUSSONS		●	LASHKOWITZ		●	RAIT	●		TALLACKSON		●
DOTZENROD		●	LEE		●	REIDIN		●	TENNEFOS		●
ERDMAN		●	LIPS	●		REITEN		●	THANE		●
FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER		●
FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH		●
GOODMAN		●	MILLER		●	SANDS		●	WENSTROM		●
HANSON	●		MUTCH		●	SCHIRADO		●	WRIGHT		●
HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT		●
HOLMBERG	●		NELSON		●	SMYKOWSKI		●			

Senate Bill No. 2459 was declared lost.

MOTION

Senator Reiten moved that Senate Bill No. 2389 be returned to the Senate floor from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Reiten requested the unanimous consent of the Senate to withdraw Senate Bill No. 2389. There being no objection, it was so ordered by the President.

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

- House Bill No. 1021
- House Bill No. 1186
- House Bill No. 1250
- House Bill No. 1282
- House Bill No. 1291
- House Bill No. 1389
- House Bill No. 1409
- House Bill No. 1445
- House Bill No. 1449
- House Bill No. 1463
- House Bill No. 1468
- House Bill No. 1471
- House Bill No. 1518
- House Bill No. 1524
- House Bill No. 1560
- House Bill No. 1572
- House Bill No. 1578
- House Bill No. 1591
- House Bill No. 1645

House Concurrent Resolution No. 3005.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Concurrent Resolution No. 4022.

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. 1042 and the Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Gunderson
Scofield
Hanson

ROY GILBREATH, Chief Clerk
MESSAGE TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2012
Senate Bill No. 2016
Senate Bill No. 2031
Senate Bill No. 2034
Senate Bill No. 2267
Senate Bill No. 2380
Senate Bill No. 2385
Senate Bill No. 2391
Senate Bill No. 2396
Senate Bill No. 2407
Senate Bill No. 2414.

LEO LEIDHOLM, Secretary
SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution 4048.

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 herewith the following:

Senate Concurrent Resolution No. 4048.

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 herewith the following:

Senate Concurrent Resolution No. 4048.

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1083

House Concurrent Resolution No. 3012.

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. 1083

House Concurrent Resolution 3012.

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 herewith the following:

House Bill No. 1083

House Concurrent Resolution No. 3012.

Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 4048 was delivered to the Secretary of State on, February 7, 1979.

SENATOR PETERSON, Chairman

Senator Nething moved that after the reading of Senate Bills 2009, 2027, 2028, 2098, 2144, 2170, 2220, 2276, 2307, 2311, 2364, 2388, 2398, 2437, 2461, 2463, 2464, 2474, SCR's 4010, 4033, 4035, 4036, 4038, 4040, 4046 and House Bills 1057, 1073 and 1085, the Senate adjourn and convene at 1:00 P.M., Thursday, February 8, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-SEVENTH DAY

Bismarck, February 8, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Dave Knecht, McCabe Methodist Church, Bismarck.

Eternal God, Whom to know is Life and Peace; apart from You our best laid plans become victimized by the limits of our vision, and the prejudices of our desires.

We invoke Your Presence among this body today, that we may be ever sensitive to Your will and purpose. Grant us here, O Lord, to resolve to know only that which is worth knowing, and to love only that which You love. Keep ever before us the vision of persons and their needs — for this is the highest of all your Creation.

Grant us the honesty and simplicity of true judgment, that we may search out and do only that which is right and good in Your sight. Amen.

The roll was called and all members were present except Senators Jones, Reiten and Smykowski.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. _____ President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-sixth day and finds the same to be correct.

SENATOR CUSSONS prevailed.

James Tennefos Chairman SENATOR TENNEFOS moved that the report be adopted, which motion

Report of Procedural Committee

MR. PRESIDENT:

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

SCR NO. 4022

and find the same correctly { Enrolled

Senator Fritzell

Carl N. Peterson Chairman Senator Peterson 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:

SB NO. 2027
 SB NO. 2028
 SB NO. 2398
 SB NO. 2450
 SB NO. 2452
 SB NO. 2461

and find the same correctly } Engrossed



Senator Peterson

Chairman

Senator Olin

moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Sandness moved that the amendments to Senate Bill No. 2059 as recommended by the Committee on Education as printed on page 529 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to Senate Bill No. 2289 as recommended by the Committee on Education as printed on page 531 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2306 as recommended by the Committee on Appropriations as printed on page 532 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2313 as recommended by the Committee on Appropriations as printed on page 533 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2363 as recommended by the Committee on Industry, Business and Labor as printed on page 534 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to Senate Bill No. 2406 as recommended by the Committee on Transportation as printed on page 535 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2412 as recommended by the Committee on Judiciary as printed on pages 535-537 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to Senate Bill No. 2432 as recommended by the Committee on Finance and Taxation as printed on page 537 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Bill No. 2435 as recommended by the Committee on State and Federal Government as printed on pages 538-539 of the Senate Journal be adopted, and also moved that the rules be suspended and that Senate Bill No. 2435 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Jones moved that the amendments to Senate Bill No. 2460 as recommended by the Committee on State and Federal Government as printed on pages 539-540 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2478 as recommended by the Committee on Appropriations as printed on page 541 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Concurrent Resolution No. 4019 as recommended by the Committee on Judiciary as

printed on page 542 of the Senate Journal be adopted, which motion prevailed.

Report of Standing Committee

Mr. President: Your Committee on Appropriations
to whom was referred Senate Bill No. 2007

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows.

- On page 1, line 12, delete the numerals "3,559,681" and insert in lieu thereof the numerals "3,503,844"
 - On page 1, line 18, delete the numerals "2,462,405" and insert in lieu thereof the numerals "2,429,877"
 - On page 1, line 19, delete the numerals "832,690" and insert in lieu thereof the numerals "815,381"
 - On page 1, line 20, delete the numerals "62,595" and insert in lieu thereof the numerals "56,595"
 - On page 1, line 22, delete the numerals "3,559,681" and insert in lieu thereof the numerals "3,503,844"
 - On page 1, line 23, delete the numerals "640,766" and insert in lieu thereof the numerals "744,388"
 - On page 1, line 24, delete the numerals "2,918,915" and insert in lieu thereof the numerals "2,759,456"
 - On page 2, delete lines 9 through 15
- And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The Industrial School salaries and wages line item is reduced \$32,528 by deleting \$76,715 for three additional counselor positions included in the executive budget; and by adding \$44,187 to provide adequate funds for family medical insurance. The salaries and wages line item includes \$24,989 for one additional counselor position and \$37,812 for one additional instructor position formerly paid from fees and services.

The operating expense line item is reduced \$17,309 to provide adequate funds for continuing operations. The operating expense line item includes \$135,428 for natural gas, \$24,276 for electricity, \$40,000 for heating fuel oil, and \$177,135 for food.

The equipment line item is reduced \$6,000 for equipment for the proposed vocational education building for which funding was not included in the executive budget.

The estimated income line item is increased \$103,622 by adding \$100,475 to reflect revised State Land Department interest and income estimates, and by \$3,147 for additional income from other collections.

And when so amended recommends the same do pass.

[Signature] Chairman
Senator Lips

Senate Bill No. 2007 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President: Your Committee on Appropriations
to whom was referred Senate Bill No. 2039

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

On page 1, line 3, after the word "Dakota" insert the following: "; and setting forth legislative intent and guidelines; and declaring an emergency"

On page 1, line 11, delete the numerals "11,341,562" and insert in lieu thereof the numerals "8,341,562"

On page 1, line 20, delete the numerals "11,229,509" and insert in lieu thereof the numerals "8,229,509"

On page 1, line 22, delete the numerals "11,341,562" and insert in lieu thereof "8,341,562"

On page 1, after line 22, insert the following section:

"SECTION 2. APPROPRIATION.) There is hereby appropriated out of any moneys in the coal development impact fund in the state treasury, not otherwise appropriated, the sum of \$978,120.00, or so much thereof as may be necessary, to the coal development impact office of the state of North Dakota during the biennium ending June 30, 1981. This appropriation is for projects approved but not funded during the 1977-79 biennium."

On page 1, line 23, delete the numeral "2" and insert in lieu thereof the numeral "3"

On page 2, after line 6, insert the following section:

"SECTION 4. LEGISLATIVE INTENT AND GUIDELINES ON IMPACT GRANTS.) The legislative assembly intends that the moneys appropriated by section 1 for grants, benefits, and claims are to be used by grantees to meet initial impacts affecting basic governmental services directly necessitated by coal development impact. In developing grant criteria, the director of the coal development impact office shall consider the following guidelines:

1. Basic governmental services include construction of schools and other essential governmental buildings; construction of water, street, and sewer facilities; the hiring and equipping of necessary law enforcement personnel; and similar basic governmental services.
2. Basic governmental services do not include activities relating to marriage or guidance counseling, services or programs to alleviate other sociological impacts, or services or facilities requested to meet secondary impacts."

On page 2, line 7, delete the numeral "3" and insert in lieu thereof the numeral "5"

On page 2, after line 14, insert the following section:

"SECTION 6. EMERGENCY.) Section 2 of this Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment reappropriates \$978,120 of coal development impact funds to the Coal Impact Office. The appropriation is for projects approved but not funded during the 1977-79 biennium. The amendment also includes legislative intent and guidelines on coal development impact grants.

And when so amended recommends the same do pass.

Senate Bill No. 2039 was placed on the 6th day of February 1979 by Senator Lips, Chairman.

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on STATE AND FEDERAL GOVERNMENT to whom was referred Senate Bill No. 2208

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

On page 1, line 14, delete the strike-through over the word "shall" and delete the word "may"

On page 1, strike through all of lines 16 through 20

On page 1, line 21, strike through the letter "b" and insert the letter "a"

On page 2, line 6, strike through the letter "c" and insert the letter "b"

On page 2, after line 9 insert the following new paragraph:

"Summary statements may include, but not be limited to, a comparative consolidated balance sheet showing all the assets and liabilities of the state and the surplus or deficit, as the case may be, at the close of the first fiscal year of the current biennium."

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.

Senate Bill No. 2208 was placed on the sixth day of February 1979 by Senator Jones, Chairman.

order of business on the calendar for the succeeding legislative day.

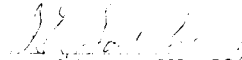
JOURNAL OF THE SENATE

Mr. PRESIDENT Your Committee on TRANSPORTATION
to whom was referred SENATE Bill No. 2249

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


SENATOR I. E. SOLBERG Chairman

SENATE Bill No. 2249 was placed on the ELEVENTH

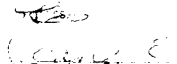
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred Senate Bill No. 2252

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Lips Chairman

Senate Bill No. 2252 was placed on the 11th

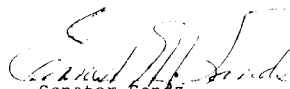
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred Senate Bill No. 2331

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sands Chairman

Senate Bill No. 2331 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred Senate Bill No. 2340

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- on page 1, line 2, delete the words "when the"
- on page 1, line 3, delete the words "primary election is held before state party conventions;"
- on page 1, line 20, delete the words "when the state"
- on page 1, delete all of lines 21 and 22
- on page 2, line 1, delete the words "election in this state"
- on page 2, line 12, delete the word "which"
- on page 2, line 13, delete the words "have chosen to conduct a presidential preference primary"

- on page 2, delete all of section 4, lines 20 through 28, and in lieu thereof insert the following paragraph:

"SECTION 4. PRESIDENTIAL PREFERENCE PRIMARY BALLOTS.) Paper ballots for presidential preference primary elections shall be combined with the primary election ballot, with each party's candidates in the presidential preference primary listed in the same columns as other candidates of that party. Machine or other voting system ballots shall be prepared so as to place each party's candidates in the presidential preference primary with other candidates of that party, and shall allow for voting for only one of the candidates put forth by one party. Ballots shall conform in form and style to other ballots as prescribed by the secretary of state."

- on page 3, line 21, delete the word "first" and insert in lieu thereof, the word "third"

- on page 4, line 7, delete the word "February" and insert in lieu thereof the word "March" and delete the word "March" and insert in lieu thereof the word "April"
- on page 4, line 30, delete the word "February" and insert in lieu thereof the word "March"
- on page 4, line 35, delete the word "February" and insert in lieu thereof the word "March"
- on page 5, line 27, delete the word "February" and insert in lieu thereof, the word "March" and delete the word "March" and in lieu thereof insert the word "April"
- on page 6, line 11, delete "February" and insert in lieu thereof the word "March"
- on page 6, line 16, delete the word "February" and insert in lieu thereof the word "March"
- on page 6, line 20, delete the word "as" and insert the word in lieu thereof the word "so"

and renumber pages and lines thereof

And when so amended recommends the same ~~XXXXX~~ for indefinite postponement

Charles W. Sands
 Senator Sands, Chairman

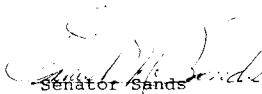
Senate Bill No. 2340 was placed on the sixth

JOURNAL OF THE SENATE

Mr. President Your Committee on JUDICIARY
to whom was referred Senate Bill No. 2399

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:



Senator Sands

Chairman

Senate Bill No. 2399 was placed on the eleventh

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on AGRICULTURE
to whom was referred Senate Bill No. 2405

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:



Senator Iszler

Chairman

Senate Bill No. 2405 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on AGRICULTURE
to whom was referred Senate Bill No. 2410

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

On page 1, line 13, delete the word "and"

On page 1, line 17, delete the word "and"

On page 1, line 19, following the word "products" insert the words
"and every organization acquiring milk or milk products as
an agent for sale on behalf of others"

On page 2, line 18, after the period, insert the following sentence:
"Every organization acquiring milk or milk products as an
agent for sale on behalf of others shall, for the purposes of
this chapter, be deemed to be a purchaser of milk or cream
from a dairy producer."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Sen Iszler Chairman
Senator Iszler

Senate Bill No. 2410 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions
to whom was referred Senate Bill No. 2449

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen Lodoen Chairman
Senator Lodoen

Senate Bill No. 2449 was placed on the eleventh

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on AGRICULTURE
to whom was referred Senate Bill No. 2456

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen Iszler Chairman
Senator Iszler

Senate Bill No. 2456 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions
to whom was referred Senate Bill No. 2462

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen Lodoen Chairman
Senator Lodoen

Senate Bill No. 2462 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions
to whom was referred Senate Bill No. 2470

Has had the same under consideration and recommends that the same

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do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

Senate Bill No. 2470 was placed on the calendar of the eleventh day of the month of _____, 1966. Senator Lodoen, Chairman.

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs to whom was referred: Senate Bill No. 2471

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

Senate Bill No. 2471 was placed on the calendar of the eleventh day of the month of _____, 1966. Senator Christensen, Chairman.

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION to whom was referred: SENATE CONCURRENT RESOLUTION No. 4016

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

SENATE CONCURRENT RESOLUTION No. 4016 was placed on the calendar of the ELEVENTH day of the month of _____, 1966. SENATOR I. E. SOLBERG, Chairman.

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations to whom was referred: House Bill No. 1026

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

House Bill No. 1026 was placed on the calendar of the fourteenth day of the month of _____, 1966. Senator Lips, Chairman.

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred House Bill No. 1038

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Frank E. Lips
 _____ Chairman
 Senator Lips

House Bill No. 1038 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1120

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

I. E. Solberg
 _____ Chairman
 SENATOR I. E. SOLBERG

HOUSE Bill No. 1120 was placed on the FOURTEENTH

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred House Bill No. 1139

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Frank E. Lips
 _____ Chairman
 Senator Lips

House Bill No. 1139 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

RECOGNITION

Senator Nething moved that a committee of two be appointed to escort Mr. Olaf Solli, Royal Norwegian Consul General, Minneapolis, and Chester J. Serkland, Norwegian Vice-Consul for North Dakota, Fargo. The motion prevailed and the President appointed as such committee, Senators Christensen and Solberg.

Mr. Solli and Mr. Serkland were escorted to the rostrum and introduced to the Senate. Mr. Solli then addressed the assembly.

Senator Nething moved that the remarks of Mr. Solli be printed in the Journal, which motion prevailed.

REMARKS OF MR. OLAF SOLLI
ROYAL NORWEGIAN CONSUL, MINNEAPOLIS

Thank you Mr. President, distinguished Senators, Ladies and Gentlemen:

You have accorded my country and myself a great honor in inviting me to enter this rostrum and say a few words to this distinguished Assembly.

As a representative of Norway I am most happy to be able to face you and sense the kind of kinship and friendship which meets a Norwegian official in this part of the country. Your State and my Country are topographically as different as they can possibly be; but otherwise they are very much alike: small and sparsely populated rich in energy resources, perhaps burdened with environmental problems that go with energy extraction, and finally they both have a large Norwegian ethnic population.

Next to Ireland, no country has sent a higher percentage of its population to America than Norway. And no state in the Union has such a large percentage of people of Norwegian ancestry as North Dakota. I am not going to congratulate you with your heritage, nor have I come here to tell you how fortunate you North Dakotans are that you got more Norwegians than Swedes here.

Rather I want to say that for a small country like Norway it is exciting and nice to find right in the heart of North America a population with a feeling and knowledge about Norway and her culture that we find nowhere else in the other 150 foreign nations of the world.

I feel strongly that the multi-ethnic societies of Norway on her part is proud of the special relationship she can feel with this part of the world. It has shown itself by visits to North Dakota by the King, Crown Princess and Prime Minister of Norway. The United States are more interrelated to the rest of the world and more content with their cultural diversity than any other nation. You are self reliant and strong.

North Dakota food and energy resources are important in a world context. I am happy to pay my respects to you, ladies and gentlemen, who are charged with the task of leading the people of North Dakota to a good life, and find ways to progress and prosperity for your state.

I, on my side, can tell you that Norway as a shipping nation is happy to transport your oils and grain across the oceans economically and efficiently. I also want to say that Norway, by having a full fledged Consulate General in your neighbor state of Minnesota and a Vice Consul in Fargo, wants to facilitate the solution of all legal and administrative problems which may hamper the Norwegian and North Dakotan people in their dealings with each other.

I salute you on behalf of Norway's government and people.

FIRST READING OF HOUSE BILLS

House Bill No. 1021. State Laboratories Department — A Bill for an Act making an appropriation for defraying the expenses of the state laboratories department of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1186. — A Bill for an Act to amend and reenact sections 50-11.1-01, 50-11.1-02, 50-11.1-04, 50-11.1-05, 50-11.1-06, subsections 1 and 3 of section 50-11.1-07, subsection 2 of section 50-11.1-08, subsection 2 of section 50-11.1-09, and section 50-11.1-11 of the North Dakota Century Code, relating to the regulation of supplemental parental care for children.

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

House Bill No. 1250. — A Bill for an Act to amend and reenact section 38-12-01, section 38-12-02 and section 38-12-03 of the North Dakota Century Code relating to subsurface mineral regulation.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1282. — A Bill for an Act making a deficiency appropriation for defraying expenses of the Payments to Fire Departments program of the State of North Dakota and declaring an emergency.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1291. — A Bill for an Act to amend and reenact section 57-60-06 of the North Dakota Century Code, relating to the exemption from property taxes of coal conversion facilities under construction.

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

House Bill No. 1389. — A Bill for an Act to amend and reenact subsection 4 of section 23-06.1-04 of the North Dakota Century Code, relating to the manner of executing anatomical gifts.

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

House Bill No. 1409. — A Bill for an Act to amend and reenact section 40-55-06 of the North Dakota Century Code, relating to rural representation on recreation boards.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1445. — A Bill for an Act to create and enact two new sections to chapter 20.1-13 of the North Dakota Century Code, relating to possession and sale of outboard motors without serial numbers; and providing penalties.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1449. — A Bill for an Act to amend and reenact sections 39-06.1-06 and 39-06.1-09 of the North Dakota Century Code, relating to a graduated system of fines and points assessed against drivers' licenses for violation of the speed limit, and to the definition of moving violation, and removing certain violations related to motorcycles from that definition.

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

House Bill No. 1463. — A Bill for an Act to provide landowners adjoining abandoned railroad right-of-way options to acquire the right of way, and to regulate the acquisition of abandoned railroad right of way for wildlife programs or projects.

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

House Bill No. 1468. — A Bill for an Act to amend and reenact section 54-03-20 and subsection 1 of section 54-35-10 of the North Dakota Century Code, relating to the living allowance received by legislators during the legislative session and the compensation of members of the legislative council and its committees for attending sessions of the legislative council or its committees.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1471. — A Bill for an Act to provide for political party organization; and to repeal chapter 16-17 of the North Dakota Century Code, relating to party committee organization.

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

House Bill No. 1518. — A Bill for an Act to amend and reenact section 18-10-04 of the North Dakota Century Code, relating to organization of board of directors for rural fire protection districts.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1524. — A Bill for an Act to create and enact a new subsection to section 21-03-06 of the North Dakota Century Code, relating to permissible purposes for issuing rural fire protection district bonds; and to amend and reenact subsection 7 of section 18-10-06, sections 18-10-08 and 18-10-14, and subsection 1 of section 21-03-01 of the North Dakota Century Code, relating to the authority of rural fire protection districts to issue bonds.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1560. — A Bill for an Act to amend and reenact subsection 1 of section 40-49-12 of the North Dakota Century Code, relating to ownership by a park district of property located outside this state.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1572. — A Bill for an Act to amend and reenact section 21-06-10 of the North Dakota Century Code, relating to distribution of moneys received for flood control lands.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1578. — A Bill for an Act to amend and reenact sections 21-02-02, 21-02-03, 21-02-06, 21-02-07, 21-02-08, and 21-02-10 of the North Dakota Century Code, to allow political subdivisions to borrow against funds due them under federal contracts.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1591. — A Bill for an Act to amend and reenact sections 40-47-01.1 and 40-48-18 of the North Dakota Century Code, relating to the application of zoning and subdivision regulation authority to unincorporated territory outside the limits of a city.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1645. — A Bill for an Act to amend and reenact sections 57-54-14 and 57-54-19 of the North Dakota Century Code, relating to transferring a portion of motor fuel taxes collected to the state snowmobile fund; and providing an appropriation.

Which was read the first time and referred to the Committee on Appropriations.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3005. — A concurrent resolution creating a new article III of the Constitution of the State of North Dakota, relating to the executive branch of government, to the election, qualification, and compensation of executive officials, to executive branch organization, to the powers and duties of the

governor, and to gubernatorial succession; to repeal article III, consisting of sections 71 through 84, of the Constitution of the State of North Dakota, relating to the executive branch of government, to the election, qualification, and compensation of executive officials, to the powers and duties of the governor, and to gubernatorial succession; and providing an effective date.

Which was read the first time and referred to the Committee on Constitutional Revision.

SECOND READING OF SENATE BILLS

Senate Bill No. 2009. Grafton State School and San Haven State Hospital — A Bill for an Act making an appropriation for defraying the expenses of the Grafton state school and the San Haven state hospital of the state of North Dakota.

Which has been read.

Senator Melland moved that Senate Bill 2009 be amended as follows:

On page 1 of the engrossed bill, line 18, delete the numerals "15,875,487" and insert in lieu thereof the numerals "15,736,576"

On page 1 of the engrossed bill, line 22, delete the numerals "20,519,028" and insert in lieu thereof the numerals "20,380,117"

On page 2 of the engrossed bill, line 2, delete the numerals "17,984,589" and insert in lieu thereof the numerals "17,845,678"

On page 2 of the engrossed bill, line 14, delete the numerals "28,204,253" and insert in lieu thereof the numerals "28,065,342"

And renumber the lines accordingly.

STATEMENT OF PURPOSE OF AMENDMENT:

The purpose of this amendment is to delete \$138,911 for three additional positions of a dentist, hygienist, and a physical therapist at Grafton State School.

Senator Melland moved that the amendments be adopted.

Senator Tallackson requested a recorded roll call vote on the motion to adopt the amendments, which request was granted.

Senator Nothing requested a call of the Senate, which request was granted.

Senator Melland moved that the amendments be laid on the table for one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2027. State Historical Board, International Peace Garden and Heritage Commission — A Bill for an Act making an appropriation for defraying the expenses of the state historical board and international peace garden of the State of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 506, 507, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISLER			●	NOTHING	●	SO. BERG	
●			●	JACOBSON			●	OLA	●	SOPRY	
●			●	JONES			●	ORANGE	●	STRAND	
●			●	KRAUTER			●	PETERSON	●	STRINDEN	
●			●	LASKOWITZ			●	RAIT	●	TALLACKSON	
●			●	LEE			●	REDUN	●	TENNEFOS	
●			●	JIPS			●	REITEN	●	THANE	
●			●	LODOEN			●	ROEN	●	VOSPER	
●			●	MELLAND			●	SANDNESS	●	WALSH	
●			●	MILLER			●	SANDS	●	WENSTROM	
●			●	MUTCH			●	SCHWADOC	●	WRIGHT	
●			●	NAADEN			●	SABLOW	●	MR. PRESIDENT	
●			●	NELSON			●	SMYKOWSKI			

So the bill passed and the title was agreed to.

Senate Bill No. 2028. Council on Arts and Humanities — A Bill for an Act making an appropriation for defraying the expenses of the council on arts and humanities of the State of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 454 and 508, the roll was called and there were ayes, 40; nays, 6; absent and not voting, 4.

REGULAR SESSION			NORTH DAKOTA SENATE			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS				● ISZLER		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON		● OLIN			● SORUM			
● BERUBE			● JONES		● ORANGE			● STRAND			
● CHRISTENSEN	●		● KRAUTER		● PETERSON			● STALLACKSON			●
● CUSSONS			● LASHKOWITZ		● RAIT			● TENNEFOS			
● DOTZENROD			● LEE		● REDLIN			● THANE			
● ERDMAN			● LIPS		● REITEN	●		● VOSPER			●
● FARRINGTON			● LODOEN		● ROEN			● WALSH			
● FRITZELL			● MELLAND		● SANDNESS			● WENSTROM			
● GOODMAN			● MILLER		● SANDS		●	● WRIGHT			
● HANSON			● MUTCH		● SCHIRADO			● MR. PRESIDENT			
● HOFFNER			● NAARDEN	●	● SHABLOW						
● HOLMBERG			● NELSON		● SMYKOWSKI						

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Senator Barth: Mr. President, I rise on a point of personal privilege in regard to Senate Bill No. 2098. I would like my remarks recorded, Mr. President, if I may, in the Journal. Mr. President, Members of the Senate:

It is true — I did visit with the Chairman of the Appropriations Committee and I knew the bill was up for an I.P. and knew, of course, that I had no way to stop this — but I would like to inform the Senate as to why this bill is here and what took place in the interim and what has really happened. I introduced this same bill two years ago and it was then felt that the machinery was not in order; it was not in the Governor's budget and the price tag honorably was something like seven or six million dollars last year. I think it's higher than that now.

I promised the state employees two years ago that if I were back I would re-introduce this bill. In December, during the pre-session, I pre-filed this bill to accommodate the legislative process and speed it up. I'd like to just relate the scenario as to what has happened to this bill and it is rather interesting. I pre-filed it in December. I introduced it on the third of January. It was referred to the State and Federal Committee and ironically on January the eleventh, House Bill No. 1301 was introduced in the House, just 8 days later, and I have a copy of that bill before me. It is that same bill — it is the same language as my bill word for word. The ironic part of it is, Mr. President and members of the Senate, that the sponsors, of course, must make a difference and I'd like to read the sponsors to you. The sponsors are: Representative Martinson, whose district is Bismarck — a large group of state employees; Representative Kingsbury who represents Grafton (the Grafton School); Representative Swiontek for Fargo (the North Dakota State University); Representative Stenhjem who represents the University of North Dakota at Grand Forks and Representative Unhjem at Jamestown.

It's ironic the five sponsors are Republicans; the five sponsors are people who have a state supported institution and a large number of state employees within their districts. I believe, and I'm not sure Mr. Chairman, I guess that's my involvement with my employees in my district, I

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 35; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●		●			●				●
●			ISZLER		●	NETHING		●	SOLBERG		●
		●	JACOBSON		●	OLIN		●	SORUM		●
●			JONES		●	ORANGE		●	STRAND		●
		●	KRAUTER		●	PETERSON		●	STRINDEN		●
		●	LASHKOWITZ		●	RAIT			TALLACKSON		●
●			LEE		●	REDLIN		●	TENNEFOS		●
●			LIPS		●	REITEN		●	THANE		●
		●	LODDEN		●	ROEN			VOSPER		●
		●	MELLAND		●	SANDNESS		●	WALSH		●
		●	MILLER		●	SANDS		●	WENSTROM		●
		●	MUTCH		●	SCHRADO		●	WRIGHT		●
●			NAADEN		●	SHABLOW		●	MR PRESIDENT		●
		●	NELSON		●	SMYKOWSKI					

Senate Bill No. 2144 was declared lost.

Senate Bill No. 2170. — A Bill for an Act to provide for a severance tax upon all coal mines; to provide procedures for the imposition, collection, and administration of such tax; to provide for the allocation of moneys collected; to provide an impact program for impacted school districts, cities, counties, and other taxing districts; to provide for the establishment of a coal impact commission; to provide for impact loans to be administered by the board of university and school lands; and to provide a penalty.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 5; nays, 42; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●		●			●				●
●			ISZLER		●	NETHING		●	SOLBERG		●
		●	JACOBSON		●	OLIN		●	SORUM		●
●			JONES		●	ORANGE		●	STRAND		●
		●	KRAUTER		●	PETERSON		●	STRINDEN		●
		●	LASHKOWITZ		●	RAIT			TALLACKSON		●
●			LEE		●	REDLIN		●	TENNEFOS		●
●			LIPS		●	REITEN		●	THANE		●
		●	LODDEN		●	ROEN			VOSPER		●
		●	MELLAND		●	SANDNESS		●	WALSH		●
		●	MILLER		●	SANDS		●	WENSTROM		●
		●	MUTCH		●	SCHRADO		●	WRIGHT		●
●			NAADEN		●	SHABLOW		●	MR PRESIDENT		●
		●	NELSON		●	SMYKOWSKI					

Senate Bill No. 2170 was declared lost.

Senate Bill No. 2220. — A Bill for an Act to create and enact a new section to chapter 23-20.1 of the North Dakota Century Code, relating to the collection of fees for the issuance of licenses and registration certificates for sources of ionizing radiation by the state department of health.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 251 and 252, the roll was called and there were ayes, 35; nays, 11; absent and not voting, 4.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISLER		●	● NOTHING		● SOLBERG
● BARTH	●		● JACOBSON			● OLIN	●	● SORUM
● BERUBE			● JONES			● ORANGE	●	● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS	●		● LASHKOWITZ			● RAIF		● TALLACKSON
● DOTZENROD			● LEE	●		● REDUN	●	● TENNEFOS
● ERDMAN			● LIPS			● REITEN	●	● TANE
● FARRINGTON			● LODGEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS	●	● WENSTROM
● HANSON			● MUTCH	●		● SCHIRADO	●	● WRIGHT
● HOFFNER			● NAADEN	●		● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON	●		● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senate Bill No. 2276. — A Bill for an Act to create and enact a new section to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program to provide qualifications for the director of the coal development impact office and to require confirmation by the senate; to amend and reenact section 14 of chapter 560 of the 1977 Session Laws of North Dakota, relating to the coal development impact office and providing for qualifications for the director and confirmation by the senate; and declaring an emergency.

Which has been read.

Senator Nething moved that Senate Bill No. 2276 be amended as follows:

On page 2, line 4, after the second word "in" insert the word "state"

On page 2, line 26, after the second word "in" insert the word "state"

And renumber the lines and pages accordingly.

Senator Nething moved that the amendments be adopted, which motion prevailed.

Senator Nething moved that the rules be suspended, that Senate Bill No. 2276 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2276. — A Bill for an Act to create and enact a new section to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program to provide qualifications for the director of the coal development impact office and to require confirmation by the senate; to amend and reenact section 14 of chapter 560 of the 1977 Session Laws of North Dakota, relating to the coal development impact office and providing for qualifications for the director and confirmation by the senate; 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, 44; nays, 3; absent and not voting, 3.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISLER		●	● NOTHING		● SOLBERG
● BARTH	●		● JACOBSON			● OLIN	●	● SORUM
● BERUBE			● JONES			● ORANGE	●	● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS	●		● LASHKOWITZ			● RAIF	●	● TALLACKSON
● DOTZENROD			● LEE	●		● REDUN	●	● TENNEFOS
● ERDMAN			● LIPS			● REITEN	●	● TANE
● FARRINGTON			● LODGEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS	●	● WENSTROM
● HANSON			● MUTCH	●		● SCHIRADO	●	● WRIGHT
● HOFFNER			● NAADEN	●		● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON	●		● SMYKOWSKI		

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

MOTIONS

Senator Jones 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. 1042, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1042:

Senator Jones
 Senator Cussons
 Senator Rait

Senator Jones 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. 1072, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1072:

Senator Cussons
 Senator Albers
 Senator Rait

Senator Nothing moved that the Senate stand in recess for ten minutes, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

Senator Nothing requested a call of the Senate, which request was granted.

Senator Nothing moved that the call of the Senate be dissolved, which motion prevailed.

MOTIONS

Senator Goodman moved that House Bill No. 1095 be returned to the Senate floor from the Committee on Judiciary, which motion prevailed.

Senator Goodman moved that House Bill No. 1095 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Naaden moved that Senate Bill No. 2334 be returned to the Senator floor from the Committee on Finance and Taxation, which motion prevailed.

Senator Naaden requested the unanimous consent of the Senate to withdraw Senate Bill No. 2334. There being no objection, it was so ordered by the President.

POINT OF PERSONAL PRIVILEGE

Senator Naaden: Mr. President, I rise on a point of personal privilege and request that my remarks be printed in the Journal. Mr. President and members of the Senate. Senate Bill No. 2334 before this body at this time, provides for the total repeal of tax on estates by North Dakota. That consideration has had overwhelming endorsement at nearly every level of consideration. People, at least most people, view estate taxes as duplicatory, as unfair, as contrary to the principal of the foundation of this country. People, at least most people, view estate taxes as duplicatory because the person who earned and accumulated the estate has paid taxes every step of the way in building the estate and the estate tax taxes it all over again. The only possible exception to duplication is the tax on the appreciation of the property in the estate. The tax on appreciation is a large contribution to the unfairness of the estate tax. Inflation and disproportionate values that are the result of government action and government interference have caused valuations to be increased beyond real worth. At the time of death, the artificial gain is taxed through the real tax on estates. As to the estate tax being contrary to the principles of the foundation of our nation — this country was founded by people who wanted to govern themselves and keep the rewards of their in-

initiative, the rewards of their innovation and the rewards of their energy and productivity. The founders of this country wanted the rewards of personal effort to remain with the person that earned them or with his heirs.

Today the paternalism of our new federalism is so overwhelming, we dare not vote our complete conviction and conscience because we are so compromised by our federal dependency. If we, acting as free thinking North Dakotans, repeal our state tax on estates without regard to the conditions imposed on us by the federal government that are called deductions and tax credits but which are, in truth, federal restrictions in disguise — if we repeal our estate tax we penalize ourselves. Only a few of us are willing to pay the penalty to preserve the principal. The price of that penalty in 1979 seems too high for a majority of this body to accept and to pay.

It is with sadness and regret that I withdraw Senate Bill No. 2334.

MOTION

Senator Barth moved that Senate Bill 2213 be returned to the Senate floor from the Committee on Finance and Taxation, which motion prevailed.

Senator Barth requested the unanimous consent of the Senate to withdraw Senate Bill No. 2213. There being no objection it was so ordered by the President.

SECOND READING OF SENATE BILLS

Senate Bill No. 2307. — A Bill for an Act to provide for the optional assessment of private recreational, open space, and park lands, and to provide for the payment of higher taxes on such lands if there is a change in ownership or use after taxes have been paid.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 20; nays, 28; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	ISZLER		•	NETHING		•	SOLBERG		
		•	JACOBSON		•	OLIN		•	SORUM		
		•	JONES		•	ORANGE		•	STRAND		•
		•	KRAUTER		•	PETERSON		•	STRINDEN		
•			LASHKOWITZ		•	RAIT		•	TALLACKSON		•
		•	LEE		•	REDLIN		•	TENNEFOS		
•			LIPS		•	REITEN	•		THANE		
		•	LODOEN		•	ROEN		•	VOSPER		
		•	MELLAND		•	SANDNESS		•	WALSH		•
		•	MILLER		•	SANDS		•	WENSTROM		
•			MITCH		•	SCHIRADO		•	WRIGHT		•
		•	NAADEN		•	SHAWLOW		•	MR. PRESIDENT		
		•	NELSON		•	SMYKOWSKI					

Senate Bill No. 2307 was declared lost.

Senate Bill No. 2311. — A Bill for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code to allow an income tax credit for contributions to the North Dakota independent college 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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			ISZLER			•			•		
•			JACOBSON			•			•		
						•			•		
						•			•		

● BERUBE ●	● JONES	● ORANGE	● STRAND
● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN ●	● THANE
● FARRINGTON	● LODDOEN	● ROEN	● VOSPER
● FRITZELL	● WELAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2364. — A Bill for an Act to amend and reenact subsection 4 of section 23-13-02.1, subsection 2 of section 23-13-02.3, sections 23-13-02.4 and 23-13-02.5, and subsection 1 of section 23-13-02.6 of the North Dakota Century Code, relating to the use of coin-operated and card-operated dispensing devices in self-service motor fuel dispensing facilities.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE ●			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN ●		
● CUSSONS			● LASHKOWITZ			● RAIT		●	● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN ●			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER ●		
● FRITZELL			● WELAND			● SANDNESS		●	● WALSH ●		
● GOODMAN			● MILLER			● SANDS ●			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2388. — A Bill for an Act to amend and reenact subsection 1 of section 39-04-18, subsection 4 of section 39-04-19, section 39-04-26, and subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to abolishing separate motor vehicle registration for farm trailers; and to repeal subsection 17.1 of section 39-01-01 of the North Dakota Century Code, relating to definition of farm trailer.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 46; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING		●	● SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● STRAND		●
● BERUBE ●			● JONES			● ORANGE			● STRINDEN		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● TALLACKSON		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TENNEFOS		●
● DOTZENROD			● LEE			● REDLIN			● THANE		●
● ERDMAN ●			● LIPS			● REITEN ●			● VOSPER ●		●
● FARRINGTON			● LODDOEN			● ROEN			● WALSH ●		●
● FRITZELL			● WELAND			● SANDNESS		●	● WENSTROM		●
● GOODMAN			● MILLER			● SANDS ●			● WRIGHT		●
● HANSON			● MUTCH			● SCHIRADO			MR. PRESIDENT		
● HOFFNER			● NAADEN			● SHABLOW					
● HOLMBERG			● NELSON			● SMYKOWSKI					

Senate Bill No. 2388 was declared lost.

● BERUBE	● JONES	● ORANGE	● STRAND
● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2463. — A Bill for an Act to create and enact a new subsection to section 43-32-30 of the North Dakota Century Code, relating to the exemption from licensure as a psychologist of persons practicing as school psychologists.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2464. — A Bill for an Act to create and enact a new section to chapter 15-03 of the North Dakota Century Code, relating to the execution of instruments under the board of university and school lands loan pool account.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2474. — A Bill for an Act to create and enact a new section to chapter 57-02 of the North Dakota Century Code, providing for a graduated land tax; to create and enact two new subsections to section 57-02-01 of the North Dakota Century Code, relating to definitions for property tax purposes; to amend and reenact section 57-15-02 of the North Dakota Century Code, relating to the determination of property tax rates; and to provide a penalty.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 5; nays, 41; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•			•			•			•
•			ISZLER		•	NETHING		•	SOLBERG		•
•			JACOBSON		•	OLIN		•	SORUM		•
			JONES		•	ORANGE		•	STRAND		•
		•	KRAUTER		•	PETERSON		•	STRINDEN		•
		•	LASHKOWITZ		•	RAT		•	TALLACKSON		•
		•	LEES		•	REDLIN		•	TENNEFOS		•
		•	LIPS		•	REITEN		•	THANE		•
		•	LODOEN		•	ROEN		•	VOSPER		•
		•	MELLAND		•	SANDNESS		•	WALSH		•
		•	MILLER		•	SANDS		•	WENSTROM		•
		•	MUTCH		•	SCHIRADO		•	WRIGHT		•
		•	NAADEN		•	SHABLOW		•	MR. PRESIDENT		•
		•	NELSON		•	SMYKOWSKI		•			

Senate Bill No. 2474 was declared lost.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4010. — A concurrent resolution urging the United States Congress not to pass any legislation mandating conversion to the metric system in the United States.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4010 was adopted.

Senate Concurrent Resolution No. 4031. — A concurrent resolution urging a congressional investigation of the United States Postal Service, and directing that the resolution be delivered by courier to appropriate persons in Washington so as to avoid the risk of delay or loss in the United States mail.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4031 was adopted.

MOTION

Senator Melland moved that Senate Bill No. 2460 be re-referred to the Committee on Appropriations, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

- House Bill No. 1025
- House Bill No. 1037
- House Bill No. 1316
- House Bill No. 1347
- House Bill No. 1448
- House Bill No. 1452
- House Bill No. 1459
- House Bill No. 1481
- House Bill No. 1497.

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. 1072 and the

Speaker has appointed as a conference committee to act with a like committee from the Senate, Representatives:

Martinson
Gunderson
Pomeroy

ROY GILBREATH, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2024
Senate Bill No. 2030
Senate Bill No. 2042
Senate Bill No. 2092
Senate Bill No. 2156
Senate Bill No. 2180
Senate Bill No. 2218
Senate Bill No. 2226
Senate Bill No. 2254
Senate Bill No. 2273
Senate Bill No. 2379
Senate Bill No. 2436
Senate Bill No. 2453
Senate Concurrent Resolution No. 4026
Senate Concurrent Resolution No. 4028.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:
Senate Concurrent Resolution No. 4022.

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 herewith the following:
Senate Concurrent Resolution No. 4022

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. 4022 was delivered to the Secretary of State on February 8, 1979.

SENATOR PETERSON, Chairman

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. 1042 Senators:

Jones
Cussons
Rait
House Bill No. 1072:
Senators:
Cussons

Albers
Rait

LEO LEIDHOLM, Secretary

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

Senator Nething moved that after the reading of Senate Bills 2009, 2059, 2249, 2252, 2289, 2306, 2313, 2331, 2363, 2399, 2405, 2406, 2412, 2432, 2449, 2456, 2462, 2470, 2471, 2478, SCR's 4016, 4019, and House Bills 1026, 1038, 1120, 1139, the Senate adjourn and convene at 12:30 P.M., Friday, February 9, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-EIGHTH DAY

Bismarck, February 9, 1979

The Senate convened at 12:30 P.M., with President Pro Tem Strinden presiding.

The prayer was offered by Rev. Ron Mayforth, area minister for the North American Baptist Church.

Almighty God, Our Heavenly Father,

In Jesus name we come to bless You for the freedom which permits us to gather to govern. We bless You for our state — its colorful heritage, beautiful people, bountiful resources, expanding industries, multiple potentials, and bright future.

We thank You for all who serve in our State Government. Especially, I pray for those who serve in the Senate. Grant them this day a new measure of strength, wisdom, fairness, vision, creativity, compassion, and courage. Grant them to know the difference between the good and bad, the good and best, the necessities and the nice, and the workable and the wasteful. Help them to make difficult choices. May the laws they enact decrease burdens, not increase them; make life here better, not harder; and may they protect the common good but also encourage individual fulfillment.

Protect and compensate their families while their time is taken up with governing. Reward each Senate member for his or her good efforts.

May North Dakota be more strong, free, and beautiful because these have served.

In the name of Christ, Amen.

The roll was called and all members were present except Senators Iszler and Reiten.

A quorum was declared by the President.

Correction and Revision of The Journal


Mr. _____ President _____ Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the _____ Twenty-seventh _____ day and finds the same to be correct.

Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-sixth day and recommends that the same be corrected as follows:

On page 531, line 27, delete the numeral "1" and insert in lieu thereof the numeral "2"

And when so corrected recommends that the same be approved.

SENATOR SHABLOW
prevailed.


SENATOR TENEFOS Chairman
moved that the report be adopted, which motion

Report of Procedural Committee

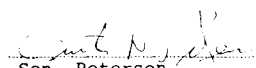
MR. PRESIDENT:

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

SB NO. 2059
SB NO. 2276
SB NO. 2289
SB NO. 2306
SB NO. 2313
SB NO. 2363
SB NO. 2406
SB NO. 2412
SB NO. 2432
SB NO. 2435
SB NO. 2460
SB NO. 2478
SCR NO. 4019

and find the same correctly } Engrossed

Senator Dotzenrod


Sen. Peterson Chairman
moved that the report be adopted, which motion prevailed.

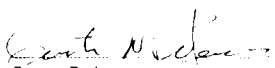
MR. PRESIDENT:

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

SB NO. 2378

and find the same correctly Re} Engrossed

Senator Dotzenrod


Sen. Peterson Chairman
moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2007 as recommended by the Committee on Appropriations as printed on page 559 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2039 as recommended by the Committee on Appropriations as printed on pages 560, 561 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that Senate Bill No. 2208 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2340 as recommended by the Committee on Judiciary as printed on page 563 of the Senate Journal be adopted, which motion prevailed. Senate Bill No. 2340 has Committee recommendation for Indefinite Postponement.

Senator Iszler moved that the amendments to Senate Bill No. 2410 as

recommended by the Committee on Agriculture as printed on page 564 of the Senate Journal be adopted, which motion prevailed.

Report of Standing Committee

Mr. President : Your Committee on Appropriations
to whom was referred Senate Bill No. 2186

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

(Signature)
 Senator Lips Chairman

Senate Bill No. 2186 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations
to whom was referred Senate Bill No. 2256

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2, line 11 of the engrossed bill delete the words "credit to" and insert in lieu thereof the words "deposit in"

On page 2, line 11 of the engrossed bill delete ", and such" and insert a period after the word "fund"

On page 2, of the engrossed bill delete lines 12 through 14

And renumber the lines accordingly.

And when so amended recommends the same do pass.

(Signature)
 Senator Lips Chairman

Senate Bill No. 2256 was placed on the 6th


order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2312

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 Senator Goodman Chairman
 eleventh

Senate Bill No. 2312 was placed on the

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs
 to whom was referred Senate Bill No. 2383

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
 without recommendation

be amended as follows:

- 1 On page 3, line 23, delete the strike-through over the word "of"
- 2 On page 3, line 24, delete the strike-through over the words and
 3 comma "eleven-members,-seven", delete the word "with", and
 4 delete the strike-through over the words "of-which-shall-be"
- 5 On page 3, line 25, delete the strike-through over the words
 6 "representatives-of-each-of", and delete the word "representing"
- 7 On page 3, line 29, delete the strike-through over the words
 8 "Workmen's-compensation-bureau", and delete the words and
 9 hyphen "Vocational education -"
- 10 On page 3, line 30, delete the words "special needs"
- 11 On page 3, line 32, delete the strike-through over the words
 12 "Organized-labor", and delete the words and hyphen
 13 "Grafton state school - habilitation"
- 14 On page 3, line 33, delete the word "services"
- 15 On page 3, line 34, delete the strike-through over the word
 16 and hyphen "--medicai"
- 17 On page 3, line 35, delete the strike-through over the word
 18 "services"
- 19 On page 4, line 1, delete the word "Health" and insert in lieu
 20 thereof the words "North Dakota Chapter association of
 21 retarded persons"
- 22 On page 4, line 2, delete the word "department"
- 23 On page 4, line 3, delete the words "Department of Accounts and
 24 Purchases" and insert in lieu thereof the words and hyphen
 25 "Vocational education - special needs"
- 26 On page 4, delete lines 4 through 9
- 27 On page 4, line 10, delete the strike-through over the words
 28 "The-other", after the word "four" insert the word "three",
 29 and delete the strike-through over the words and comma
 30 "members-shall-be-appointed-from-professional,"
- 31 On page 4, delete the strike-through over lines 11 through 14
- 32 On page 4, line 18, delete the strike-through over the words and
 33 comma ",-including-the"
- 1 On page 4, line 19, delete the strike-through over the words
 2 "mentally-retarded"

- 3 On page 5, line 4, delete the strike-through over the words
 4 "~~mentally-retarded-or-seriously~~"
- 5 On page 5, line 22, delete the strike-through over the words
 6 and commas "~~7-including-the-mentally-retarded,~~"
- 7 On page 6, line 28, strike the words "community sheltered" and
 8 insert after the word "sheltered" the words "vocational
 9 rehabilitation facility"
- 10 On page 6, line 29, strike the words "workshop board"
- And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

 Chairman
 Senator Christensen

Senate Bill No. 2383 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Political Subdivisions
 to whom was referred Senate Bill No. 2430

Has had the same under consideration and recommends that the same

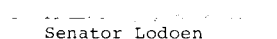
- do pass be indefinitely postponed be placed on calendar
 without recommendation
- be amended as follows:

On page 1, line 16 delete the word "two" and insert in lieu thereof
 the word "one"

On page 1, line 16 strike through the word "fifty"

And renumber lines and pages accordingly

And when so amended recommends the same do pass.

 Chairman
 Senator Lodoen

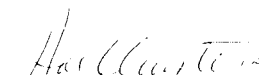
Senate Bill No. 2430 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Social Welfare & Veterans Affairs
 to whom was referred Senate Bill No. 2445

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
 without recommendation
- be amended as follows:

 Chairman
 Senator Christensen

Senate Bill No. 2445 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Social Welfare & Veterans Affairs
to whom was referred Senate Bill No. 2447

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

Senate Bill No. 2447 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions
to whom was referred Senate Bill No. 2466

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

Senate Bill No. 2466 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Agriculture
to whom was referred Senate Bill No. 2475

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

On page 1, line 2, delete the word "subsection" and insert in lieu thereof the following: "subsections 4 and"

On page 1, line 7, after the word "the" insert "definition and"

On page 1, line 13, delete "Subsection" and insert in lieu thereof the following: "Subsections 4 and"

On page 1, after line 15, insert the following new subsection:

4. "Noxious weed" means any plant propagated by either seed or vegetative parts which is determined by the commissioner after consulting with the state cooperative extension service, or a county control authority after consulting with the county extension agent, to be injurious to public health, crops, livestock, land, or other property.

On page 5, line 8, after the word "commissioner." insert the following:
"The commissioner may remove the county noxious weed determination

from the county list after consulting with the board of county commissioners and the state cooperative extension service."

And renumber the pages, lines, and sections accordingly.

And when so amended recommends the same do pass.

Sen Iszler Chairman
Senator Iszler

Senate Bill No. 2475 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on AGRICULTURE

to whom was referred Senate Bill No. 2476

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen Iszler Chairman
Senator Iszler

Senate Bill No. 2476 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions

to whom was referred Senate Concurrent Resolution No. 4018

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen Lodoen Chairman
Senator Lodoen

Senate Concurrent Resolution No. 4018 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred SENATE CONCURRENT RESOLUTION No. 4021

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

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- 1 On page 1, line 6, after the word "announced" insert the
- 2 words "by the Department of Transportation", and delete
- 3 the word "will" and insert in lieu thereof the word "may"
- 4 On page 2, line 5, following the semicolon insert the word "and"
- 5 On page 2, after line 5, insert the following:
- 6 "WHEREAS, electrical generating plants in North Dakota
- 7 are now supplying, and will continue to supply, electricity
- 8 to several states in this region, with the vast majority of
- 9 the lignite utilized by these plants being mined at or near
- 10 the plant site, thereby eliminating the need to ship lignite
- 11 on railroads;"
- 12 On page 2, line 22, delete the comma after the second word "and",
- 13 and after the word and comma "Means," insert the word "and"
- 14 On page 2, line 23, delete the comma and word ", and" and insert
- 15 in lieu thereof a period
- 16 On page 2, delete line 24

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

J. E. Solberg Chairman

SENATE CONCURRENT RESOLUTION No. 4021 SENATOR I. E. SOLBERG was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION
 to whom was referred. SENATE CONCURRENT RESOLUTION No. 4029

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, line 22 after the first "the" insert "President of the United States,"

On page 2, line 23 after the ", " insert "Secretary of the Department of Transportation,"

And renumber the lines accordingly

And when so amended recommends the same do pass.

J. E. Solberg Chairman

SENATE CONCURRENT RESOLUTION No. 4029 SENATOR I. E. SOLBERG was placed on the SIXTH

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on POLITICAL SUBDIVISIONS
 to whom was referred. Senate Concurrent Resolution No. 4049

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

..... Chairman
Senator Lodoen
Senate Concurrent Resolution No. 4049 was placed on the eleventh
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
to whom was referred Senate Concurrent Resolution No. 4050
Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

..... Chairman
Senator Lips
S.C.R. No. 4050 was placed on the 11th
order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1103
Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 17 of the engrossed bill delete "commissioner" and insert in lieu thereof "commission"

On page 2 of the engrossed bill delete all of lines 3 and 4 and insert in lieu thereof "1. Prepare and recommend a state plan for all rail transportation and local rail services under the direction of an intermodal team appointed by the Governor."

On page 2, line 33 of the engrossed bill delete "commissioner" and insert in lieu thereof "commission"

On page 3, line 5 of the engrossed bill delete "commissioner" and insert in lieu thereof "commission"

On page 3, line 16 of the engrossed bill delete "commissioner" and insert in lieu thereof "commission"

And renumber the lines and pages accordingly

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And when so amended recommends the same do pass.

I. E. Solberg
SENATOR I. E. SOLBERG

Chairman

HOUSE Bill No. 1103 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1153

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2, of the engrossed bill, line 7, after the word "lights" insert "in accordance with chapter 28-32"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

I. E. Solberg
SENATOR I. E. SOLBERG

Chairman

House Bill No. 1153 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1188

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

I. E. Solberg
SENATOR I. E. SOLBERG

Chairman

HOUSE Bill No. 1188 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1189

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

I. E. Solberg Chairman
SENATOR I. E. SOLBERG 14th

HOUSE Bill No. 1189 was placed on the

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1214

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Harold Christensen Chairman
Senator Christensen

House Bill No. 1214 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

President

Mr. Speaker: Your Joint Committee on Constitutional Revision

to whom was referred House Concurrent Resolution

BHK No. 3005, has had the same under consideration and recommends, by a vote of

Ayes, 9; Nays, 0; Absent, 1, that the same

do pass. do not pass. be placed on calendar without recommendation.

be amended as follows:

Winston *Bob Conmy* Chairman
Senator Christensen

House Concurrent Resolution BHK No. 3005 Rep. Conmy was placed on the 14th

order of business on the calendar for the succeeding legislative day.

FIRST READING OF
SENATE CONCURRENT RESOLUTIONS

Senator Solberg introduced:

Senate Concurrent Resolution No. 4055. — A concurrent resolution directing the Legislative Council to study and review motor vehicle registration and title registration.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1025. Business and Industrial Development Department — A Bill for an Act making an appropriation for defraying the expenses of the business and industrial development department of the State of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1037. Workmen's Compensation Bureau — A Bill for an Act making an appropriation for defraying the expenses of the workmen's compensation bureau of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1316. — A Bill for an Act to amend and reenact section 27-17-03 of the North Dakota Century Code, relating to the services and compensation of retired judges; and declaring an emergency.

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

House Bill No. 1347. — A Bill for an Act to create and enact section 63-01.1-14.1 of the North Dakota Century Code, relating to expenditure of investment money interest credited to the state game and fish fund for the purpose of destruction, prevention, and control of noxious weeds on lands owned or leased by the state game and fish department.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1448. — A Bill for an Act to create and enact a new subsection to section 32-15-22 of the North Dakota Century Code, allowing a jury, court, or referee to award special or consequential damages in condemnation cases.

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

House Bill No. 1452. — A Bill for an Act to amend and reenact subsection 3 of section 1 and section 6 of chapter 59 of the 1977 Session Laws of North Dakota, relating to the purpose and use of assessments by the beef commission and effective date of the Act.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1459. — A Bill for an Act to create and enact section 43-19.1-33 of the North Dakota Century Code, relating to the indemnification of members of the Board of Registration for Professional Engineers and Land Surveyors.

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

House Bill No. 1481. — A Bill for an Act to amend and reenact section 26-24-22 of the North Dakota Century Code, relating to the minimum specifications for reinsurance with the state fire and tornado fund.

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

House Bill No. 1497. — A Bill for an Act to amend and reenact section 39-06.1-03 of the North Dakota Century Code, relating to an administrative hearing for disposition of traffic offenses.

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

MOTIONS

Senator Sands moved that the Senate reconsider its action by which Senate Bill No. 2398 lost, which motion prevailed.

Senator Shablow moved that Senate Bill No. 2398 be re-referred to the Committee on Agriculture, which motion prevailed.

Senator Thane moved that Senate Bill No. 2126 be returned to the Senate floor from the Committee on Natural Resources, which motion prevailed.

Senator Thane requested the unanimous consent of the Senate to

withdraw Senate Bill No. 2126. There being no objection, it was so ordered by the President.

Senator Solberg moved that Senate Bill No. 2166 be returned to the Senate floor from the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

Senator Solberg requested the unanimous consent of the Senate to withdraw Senate Bill No. 2166. There being no objection, it was so ordered by the President.

RECOGNITION

Senator Nething moved that a committee of two be appointed to escort the Hon. Mark Andrews, United States Congressman, and his wife Mary to the rostrum. The motion prevailed and President Pro Tem Strinden appointed as such committee, Senators Nelson and Melland.

The Hon. Mark Andrews addressed the Senate.

Senator Nething moved that the remarks of Congressman Andrews be printed in the Journal, which motion prevailed.

REMARKS OF

REPRESENTATIVE MARK ANDREWS

Mr. President, Members of the North Dakota Senate and ladies and gentlemen: It's, of course, a great privilege to be here and to have the opportunity to kind of say "hello" to our many friends of this legislative body of our home state. Actually you are old friends because Mary and I have met you so many times in your own homes, campaigned with you and gotten to know your areas better through your eyes, your thoughts and your friends. My Democratic friends in the Senate say that when we're in your area and we're walking down one side of the street and you're walking down the other side; often we pretty well get together in a lot of the issues too. Serving in a legislative body is a unique experience. We understand that the seniority is even creeping in to the North Dakota State Senate. I thought that that was one of those vices that was only enjoyed at the national level but in the escort committee, between Senator Nelson and Senator Melland, when they met us back by the gate, the information came quickly that seniority won out. Melland got to escort Mary and my friend Gary was stuck with me so you're learning, of course, a lot of the same techniques. Buckshot told me when I visited him a minute ago, how come they turned you loose, you know, they give you all these vacations and I said, "Buckshot, I'll tell you the people are safe when the United States Congress isn't meeting. I mean, the fewer days we put in the better off we all are." And, you know, he agreed with me. I think we're getting a new bi-partisan bright spirit here. But it's good to be home and it's particularly good to be here in our own legislature and to see the support and confidence that people put in individual members of the legislature, when I think of the years of service that some of you have put in. Frank Wenstrom serving here in the Senate for a period of time as long as he has, means the people back home who know him best feel that he's an outstanding individual. Buckshot Hoffner, other members of the Senate, enjoy the respect of their people over a long and fruitful period of time. This really is what makes serving in the legislature really an enjoyable thing — not just the chores that are heaped on us — but we're part of a team. We represent a community and of course having the privilege of representing the state of North Dakota is indeed a great honor and privilege as well. I understand that when members of the North Dakota Congressional Delegation address the State Legislature, that it's become traditional this year for them to have suggestions as to how the election law must

be changed and I don't want to step back from that tradition, but I want to immediately remind you that I'm not going to push for some benefits for incumbents or some benefits for challengers or some benefits for Republicans or some benefits for the Democratic Party. I think the incumbents, the challengers, the Democrats and the Republicans can pretty well take care of themselves. I think that if you are thinking and since it's the tradition and since I hesitate, however, but I want to follow that tradition, to offer this suggestion. I would hope that if the North Dakota State Legislature sees fit to move the primaries back to June, that you include in that primary a presidential preference ballot for the people of North Dakota. I'm getting sick and tired of having people in New Hampshire and these other places kind of pick and choose between candidates for the presidency and I think that the latter week in June would be an excellent time for the presidential candidates and I don't think my crystal ball is all that cloudy. I think many people in both parties will agree with me that there might well be 3 or 4 candidates for the presidency in each of the 2 great parties in 1980, and they might well be coming down to the wire that last week in June and I'd kind of like to have a little North Dakota input. I think we've got a good group from North Dakota right now in Washington...in the tractorcade the farmers are putting on and it's great to see the type of individual that comes down. We've got all kinds of demonstrations from all kinds of different groups but when you talk to a young man who'd been the President of his FFA Chapter and he's driving one of those tractors you know there is a commitment. We enjoy that as North Dakotans. Sometimes we take it for granted but this desire to participate ought to be extended for our people so they can participate in a presidential preference plan. Again, with propagation only, I suggest that because this is your responsibility — you do a whole of a lot better job of measuring up to the expectations of the people than the United States Congress has ever done — but since it was in order to mention something about election law changes, I was told, I thought I might just as well leave that suggestion with you. Frankly, I'm proud to be addressing the North Dakota Legislature of course. Not only because we're proud of our state but because you're one of the first legislatures that memorialized the United States Congress to put a limit on spending through a Constitutional amendment. Other legislatures have followed your footsteps and now we have well over 20 that memorialized Congress to that end. We think that there's a good chance in the next year that we might have enough to force the Constitutional amendment through Congress and I think as you do — I'm sure that that would be a step in the right direction. But I think more than just limiting spending, one of the challenges to those of us who serve in legislative bodies has to be the fact that we have to do more in our nation than just adjust spending. This whole concept of unloading the wagon has been one that's been around for 25 or 30 years — certainly as long as I've been in politics — and I think we ought to get away from it. It doesn't take a lot of brains to unload a wagon. You ought to start wondering, how do you keep that wagon full? How do we provide incentives to our farmers? How do we provide incentives to businessmen, to working people for job opportunities and all these other things? How do we legislate so that we provide for the filling of the wagon that is all too easy to unload later on, with a whole host of programs. I think it's far more important for us to take a close look at finding new forms of energy, finding ways to utilize geothermal potential, solar potential, nuclear potential, than it is to tax and tax and make energy that we now have higher priced and scarcer. That's

no way towards a higher standard of living. I think it's far more important to broaden agriculture exports than it is to put together a farm program that will cut back the production and limit the opportunities of individual farmers and I would like to hope that we could find ways, as we did in the last Congress, to provide more incentives for capital accumulation so the small businessman can prosper, and often with job opportunities right in his own small town. These are methods of loading the wagon that those of us who are in legislative responsibility should be looking towards more and more and not just dealing with ways of unloading the wagon. Again, it's a privilege to be with you because you're the legislative body that, probably among all the 50 state legislatures, has done your work, done your homework, kept the state a great place to live in and provided opportunities for all our people. I want to thank you for giving Mary and me the opportunity to appear before you this afternoon; I want to wish you the best in the word ahead of you; I want to say that I'm proud to share with you the title of North Dakota State Legislature. Thank you so much for letting me be with you this afternoon.

SECOND READING OF SENATE BILLS

Senate Bill No. 2009. Grafton State School and San Haven State Hospital — A Bill for an Act making an appropriation for defraying the expenses of the Grafton state school and the San Haven state hospital of the state of North Dakota.

Which has been read and has proposed amendments that were laid on the table for one legislative day, SJ page 571.

Senator Melland moved that the proposed amendments be adopted.

Senator Tallackson requested a recorded roll call vote on the motion to adopt the amendments, which request was granted.

ROLL CALL

The question being on the motion to adopt the amendments to Senate Bill No. 2009, the roll was called and there were ayes, 29; nays, 20; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		●	●	ISZLER		●	NETTING		●	SOLBERG	
BARTH		●	●	JACOBSON		●	OLAN		●	SORUM	
BERUBE		●	●	JONES		●	ORANGE		●	STRAND	
CHRISTENSEN		●		KRAUTER		●	PETERSON		●	STRINDEN	
● CUSSENS				JASHKOWITZ		●	RAIT		●	TALLACKSON	●
DOTZENROD				LEE		●	REDLIN		●	TENNEFOS	
ERDMAN		●		LIPS		●	REITEN		●	THANE	
● FARRINGTON				LOOSEN		●	ROEN		●	VOSPER	●
● FRITZELL				MELLAND		●	SANDNESS		●	WALSH	●
● GOODMAN				MILLER		●	SANDS		●	WENSTROM	●
● HANSON				MUTCH		●	SCHIPADO		●	WRIGHT	●
● HOFFNER		●		NAADEN		●	SHABLOW		●	MR. PRESIDENT	
● HOLMBERG				NELSON		●	SMYKOWSKI				

The proposed amendments to Senate Bill No. 2009 were adopted.

Senator Melland moved that the rules be suspended, that Senate Bill No. 2009 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2009. Grafton State School and San Haven State Hospital — A Bill for an Act making an appropriation for defraying the expenses of the Grafton state school and the San Haven state hospital of the state of North Dakota.

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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN ●		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	
●			●	NAADEN		●	SHABLOW		MR	PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senate Bill No. 2059. — A Bill for an Act to create and enact a new section to chapter 25-01.1 of the North Dakota Century Code, relating to the duty of the heads of state institutions to provide for surrogate parents where necessary; and to create and enact a new section to chapter 25-09 of the North Dakota Century Code, relating to the duty of certain handicapped patients to pay for costs of education and related services; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 529, the roll was called and there were ayes, 46; nays, 2; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN ●		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	
●			●	NAADEN		●	SHABLOW		MR	PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

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

MOTION

Senator Nething moved that Senate Bill No. 2059 be re-printed, which motion prevailed.

Senate Bill No. 2249. — A Bill for an Act to create and enact a new chapter to title 39 of the North Dakota Century Code, relating to licensing of wholesale motor vehicle dealers; 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, 46; nays, 0; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN ●		●	THANE	

● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAAEDN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2252. — A Bill for an Act to create and enact a new subsection to section 15-29-08 of the North Dakota Century Code, relating to the powers and duties of the school board; and to create and enact eleven new sections to the North Dakota Century Code, relating to the regulation of boarding home care for special education students; and providing a penalty.

Which has been read and is placed on the calendar without recommendation.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

Senate Bill No. 2289. — A Bill for an Act to amend and reenact section 15-45-01 of the North Dakota Century Code, to allow the electors of a school district to petition the school board to place the question of establishing a kindergarten on the ballot at the next annual or special school election.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 531, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT		●	● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that Senate Bill No. 2289 be re-printed, which motion prevailed.

Senate Bill No. 2306. — A Bill for an Act to provide for the inspection and grading of agricultural commodities by the North Dakota seed

commission; to repeal section 4-25-05 of the North Dakota Century Code, relating to seed sales regulation by the North Dakota seed commission; and providing an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 532, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2313. — A Bill for an Act to amend and reenact subsection 8 of section 54-52-01 and section 54-52-05 of the North Dakota Century Code, relating to definition of terms and membership and assessments for the public employees retirement system.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 533, the roll was called and there were ayes, 41; nays, 7; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN		●	● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LODGEN			● ROEN		●	● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON		●	● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senate Bill No. 2331. — A Bill for an Act to create and enact two new subsections to section 10-24-05 of the North Dakota Century Code, relating to the general powers of a nonprofit corporation, and providing that a nonprofit corporation shall have power to act as a trustee of a trust and be a remainderman beneficiary of a trust for which it acts as a trustee.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND ●		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLN			● TENNEFOS		
● EPDMAN			● LIPS			● REYEN ●			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2363. — A Bill for an Act to create and enact subsection 12 of section 6-06-06 of the North Dakota Century Code, relating to authority of state credit unions to exercise federal powers; to amend and reenact section 6-06-04 of the North Dakota Century Code, relating to amendments to bylaws and certificate of organization; and to amend and reenact subsection 7 of section 6-06-14 of the North Dakota Century Code, relating to loan limits.

Which has been read.

Senator Miller Heinrich moved that Senate Bill No. 2363 be amended as follows:

On page 1, line 1, delete the numeral "12" and insert in lieu thereof the numeral "11"

On page 1, line 3, after the semicolon insert the word "and"

On page 1, line 4, delete the word "section" and insert the word "sections" and after the numerals "6-06-04" insert "and 6-06-14"

On page 1, line 6, after the word "organization" insert "and to loan limits." and delete "; and to amend and reenact subsection 7 of section"

On page 1, delete lines 7 and 8

On page 2, line 24, delete the numeral "12" and insert in lieu thereof the numeral "11"

On page 2, line 27, delete the numeral "12" and insert in lieu thereof the numeral "11"

Senator Miller Heinrich moved that the amendments be adopted, which motion prevailed.

Senator Miller Heinrich moved that the rules be suspended, that Senate Bill No. 2363 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2363. — A Bill for an Act to create and enact subsection 11 of section 6-06-06 of the North Dakota Century Code, relating to authority of state credit unions to exercise federal powers; and to amend and reenact sections 6-06-04 and 6-06-14 of the North Dakota Century Code, relating to amendments to bylaws and certificate of organization and to loan limits.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 534, the roll was called and there were yeas, 25; nays, 23; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISZLER		●	● NETHING			● SOLBERG		

• BARTH	JACOBSON	• OLIN	• SORUM
• BERUBE	• JONES	• ORANGE	• STRAND
• CHRISTENSEN	• KRAUTER	• PETERSON	• STRINDEN
• CUSSONS	• LASHKOWITZ	• RAIT	• TALLACKSON
• DOTZENROD	• LEE	• REDLIN	• TENNEFOS
• ERDMAN	• LIPS	• REITEN	• THANE
• FARRINGTON	• LODOEN	• ROEN	• VOSPER
• FRITZELL	• MELLAND	• SANDNESS	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

Senate Bill No. 2363 was declared lost.

Senate Bill No. 2399. — A Bill for an Act relating to the submission of the question of the proposed ratification of amendments to the Constitution of the United States to the people for a plebiscite.

Which has been read and has committee recommendation for Indefinite Postponement.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH	•		• JACOBSON	•		• OLIN	•		• SORUM	•	
• BERUBE			• JONES	•		• ORANGE	•		• STRAND		
• CHRISTENSEN	•		• KRAUTER	•		• PETERSON	•		• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE	•		• REDLIN	•		• TENNEFOS		
• ERDMAN	•		• LIPS	•		• REITEN	•		• THANE		
• FARRINGTON			• LODOEN	•		• ROEN	•		• VOSPER		
• FRITZELL	•		• MELLAND	•		• SANDNESS	•		• WALSH		
• GOODMAN			• MILLER	•		• SANDS	•		• WENSTROM		
• HANSON	•		• MUTCH	•		• SCHIRADO	•		• WRIGHT	•	
• HOFFNER	•		• NAADEN	•		• SHABLOW	•		MR. PRESIDENT		
• HOLMBERG	•		• NELSON	•		• SMYKOWSKI	•				

Senate Bill No. 2399 was declared lost.

Senate Bill No. 2405. — A Bill for an Act to amend and reenact subsection 3 of section 41-02-33 of the North Dakota Century Code, relating to the applicability of implied warranties in the sale of cattle, hogs, and sheep.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH	•		• JACOBSON	•		• OLIN	•		• SORUM	•	
• BERUBE			• JONES	•		• ORANGE	•		• STRAND		
• CHRISTENSEN	•		• KRAUTER	•		• PETERSON	•		• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE	•		• REDLIN	•		• TENNEFOS		
• ERDMAN	•		• LIPS	•		• REITEN	•		• THANE		
• FARRINGTON			• LODOEN	•		• ROEN	•		• VOSPER		
• FRITZELL	•		• MELLAND	•		• SANDNESS	•		• WALSH		
• GOODMAN			• MILLER	•		• SANDS	•		• WENSTROM		
• HANSON	•		• MUTCH	•		• SCHIRADO	•		• WRIGHT	•	
• HOFFNER	•		• NAADEN	•		• SHABLOW	•		MR. PRESIDENT		
• HOLMBERG	•		• NELSON	•		• SMYKOWSKI	•				

So the bill passed and the title was agreed to.

Senate Bill No. 2406. — A Bill for an Act to amend and reenact sections 39-27-08 and 39-27-22 of the North Dakota Century Code, relating to requiring motorcycle mufflers to meet standards for noise control, and requiring the motor vehicle department to approve muffler requirements.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 535, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● EROMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LOOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Nothing moved that Senate Bill No. 2406 be re-printed, which motion prevailed.

Senate Bill No. 2412. — A Bill for an Act to provide for the appointment of interpreters to assist deaf persons in criminal and administrative proceedings.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 535-537, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● EROMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LOOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTIONS

Senator Nothing moved that Senate Bill No. 2412 be re-printed, which motion prevailed.

Senator Nothing moved that the Senate stand in recess for ten minutes, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

Senate Bill No. 2432. — A Bill for an Act to amend and reenact section 57-55-01 of the North Dakota Century Code, relating to the definition of mobile home for the purpose of taxation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 537, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 4.

REGULAR SESSION									NORTH DAKOTA SENATE									1979 LEGISLATURE																																																																																																																																						
YEAS			N-V			NAYS			YEAS			N-V			NAYS			YEAS			N-V			NAYS																																																																																																																																
●	ALBERS		●	ISZLER		●	NETHING		●	SOLBERG		●	BARTH		●	JACOBSON		●	OLIN		●	SORUM		●	BERUBE		●	JONES		●	ORANGE		●	STRAND		●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRANDEN		●	GUSSENS		●	LASHKOWITZ		●	RAIF		●	TALLACKSON		●	DOTZENROD		●	LEE	●	●	REDLIN	●	●	TENNEFOS		●	ERDMAN	●	●	LIPS	●	●	REITEN	●	●	THANE		●	FARRINGTON		●	LOOGEN		●	ROEN		●	VOSPER		●	FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH		●	GOODMAN		●	MILLER		●	SANDS		●	WENSTROM		●	HANSON		●	MITCH	●	●	SCHIRADO		●	WRIGHT		●	HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT		●	HOLMBERG		●	NELSON		●	SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2449. — A Bill for an Act to create and enact a new section to chapter 57-15 and a new subsection to section 58-03-07 of the North Dakota Century Code, relating to a township tax levy for airport purpose and to the powers of townships concerning airports; and declaring an emergency.

Which has been read.

Senator Sands moved that Senate Bill No. 2449 be amended as follows:

On page 1, line 5, after the semicolon insert the following:
 "to amend and reenact section 2-06-15 of the North Dakota Century Code, relating to the county tax levy for airport purposes;"

On page 1, after line 7, insert the following section:

"SECTION 1. AMENDMENT.) Section 2-06-15 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

2-06-15. COUNTY TAX LEVY FOR AIRPORT PURPOSES.) In counties supporting airports or airport authorities, a levy in addition to all other levies permitted by law, not to exceed four mills on the net taxable valuation of property in such county, may be made for such purposes, but such levy shall not apply to any city or park district, or other taxing district that already has an airport levy."

On page 1, underscore lines 11 through 19

On page 2, underscore lines 1 through 4

And renumber the lines, sections, and pages accordingly

Senator Lashkowitz moved that the proposed amendments be laid over one legislative day, which motion lost.

Senator Goodman moved that the proposed amendments be laid on the table for one legislative day, which motion prevailed.

Senate Bill No. 2456. — A Bill for an Act to amend and reenact section 4-21.1-02 of the North Dakota Century Code, relating to administration of nurseries and nurseymen and appointment of a state entomologist.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 42; absent and not voting, 5.

REGULAR SESSION									NORTH DAKOTA SENATE									1979 LEGISLATURE								
YEAS			N-V			NAYS			YEAS			N-V			NAYS			YEAS			N-V			NAYS		
	ALBERS	●		ISZLER			NETHING			SOLBERG																

BARTH	•	JACOBSON	•	OLIN	•	SORUM	•
BERUBE	•	JONES	•	ORANGE	•	STRAND	•
CHRISTENSEN	•	KRAUTER	•	PETERSON	•	STRINDEN	•
CUSSONS	•	LASHKOWITZ	•	RAIT	•	TALLACKSON	•
DOTZENROD	•	LEE	•	REULIN	•	TENNEFOS	•
ERDMAN	•	LIPS	•	REITEN	•	THANE	•
FARRINGTON	•	LODOEN	•	ROEN	•	VOSPER	•
FRITZELL	•	MELLAND	•	SANDNESS	•	WALSH	•
GOODMAN	•	MILLER	•	SANDS	•	WENSTROM	•
HANSON	•	MUTCH	•	SCHIRADO	•	WRIGHT	•
HOFFNER	•	NAADEN	•	SHABLOW	•	MR. PRESIDENT	•
HOLMBERG	•	NELSON	•	SMYKOWSKI	•		

Senate Bill No. 2456 was declared lost.

Senate Bill No. 2462. — A Bill for an Act to create and enact a new section to chapter 57-15, relating to the authorization of a one-half mill levy by counties to establish and maintain youth programs.

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, 5.

REGULAR SESSION			NORTH DAKOTA SENATE			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•	ALBERS		•	ISZLER		•	NEHING		•	SOLBERG	
•	BARTH		•	JACOBSON		•	OLIN		•	SORUM	
•	BERUBE		•	JONES		•	ORANGE		•	STRAND	
•	CHRISTENSEN		•	KRAUTER		•	PETERSON		•	STRINDEN	
•	CUSSONS		•	LASHKOWITZ		•	RAIT	•	•	TALLACKSON	
•	DOTZENROD		•	LEE	•	•	REULIN		•	TENNEFOS	
•	ERDMAN		•	LIPS		•	REITEN	•	•	THANE	
•	FARRINGTON		•	LODOEN		•	ROEN		•	VOSPER	
•	FRITZELL		•	MELLAND		•	SANDNESS		•	WALSH	
•	GOODMAN	•	•	MILLER		•	SANDS		•	WENSTROM	
•	HANSON		•	MUTCH	•	•	SCHIRADO		•	WRIGHT	•
•	HOFFNER			NAADEN	•	•	SHABLOW			MR. PRESIDENT	
•	HOLMBERG		•	NELSON		•	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senate Bill No. 2470. — A Bill for an Act to create and enact five new sections to chapter 40-50 of the North Dakota Century Code, relating to the making by the owner of public improvements for a platted subdivision and financing of the cost by the city approving the plat; and declaring an emergency.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 8; nays, 37; absent and not voting, 5.

REGULAR SESSION			NORTH DAKOTA SENATE			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•	ALBERS		•	ISZLER		•	NEHING		•	SOLBERG	
•	BARTH		•	JACOBSON		•	OLIN		•	SORUM	
•	BERUBE		•	JONES		•	ORANGE		•	STRAND	
•	CHRISTENSEN		•	KRAUTER		•	PETERSON		•	STRINDEN	
•	CUSSONS		•	LASHKOWITZ		•	RAIT		•	TALLACKSON	
•	DOTZENROD		•	LEE	•	•	REULIN		•	TENNEFOS	
•	ERDMAN		•	LIPS		•	REITEN	•	•	THANE	
•	FARRINGTON		•	LODOEN		•	ROEN		•	VOSPER	
•	FRITZELL		•	MELLAND		•	SANDNESS		•	WALSH	
•	GOODMAN		•	MILLER		•	SANDS		•	WENSTROM	
•	HANSON		•	MUTCH	•	•	SCHIRADO		•	WRIGHT	•
•	HOFFNER			NAADEN	•	•	SHABLOW			MR. PRESIDENT	
•	HOLMBERG		•	NELSON		•	SMYKOWSKI				

Senate Bill No. 2470 was declared lost.

Senate Bill No. 2471. — A Bill for an Act to provide for an interim study of the establishment of procedures for containment of health care costs and to provide for the appointment of four additional lay members of the health council, appointed by the governor, to serve on the health council, during the interim, only for consideration of

business dealing with the establishment of methods and procedures for maintenance of quality health care and containment of health care costs.

Which has been read and has committee recommendation for In-definite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 33; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●		ISZLER				●	●	SOLBERG	
●				JACOBSON				●	●	SORUM	
●				JONES				●	●	STRAND	
			●	KRAUTER				●	●	STRANDEN	
		●		LASHKOWITZ				●	●	TALLACKSON	
●				LEE				●	●	TENNEFOS	
●				LIPS				●	●	THANE	
				LODOEN				●		VOSPER	
				MELLAND				●		WALSH	
			●	WILLER				●		WENSTROW	
			●	WUTCH				●		WRIGHT	
●				NAADEN				●	●	MR. PRESIDENT	
				NELSON				●			
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Senate Bill No. 2471 was declared lost.

Senate Bill No. 2478. — A Bill for an Act making an appropriation to the state historical society to renovate the museum at the Pembina state historic site.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 541, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●				ISZLER				●	●	SOLBERG	
●				JACOBSON				●	●	SORUM	
●				JONES				●	●	STRAND	
●				KRAUTER				●	●	STRANDEN	
●				LASHKOWITZ				●	●	TALLACKSON	
●				LEE				●	●	TENNEFOS	
●				LIPS				●	●	THANE	
●				LODOEN				●		VOSPER	
●				MELLAND				●		WALSH	
●				WILLER				●		WENSTROW	
●				WUTCH				●		WRIGHT	
●				NAADEN				●	●	MR. PRESIDENT	
●				NELSON				●			
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So the bill passed and the title was agreed to.

Senator Nothing moved that Senate Bill No. 2478 be re-printed, which motion prevailed.

**SECOND READING OF
SENATE CONCURRENT RESOLUTIONS**

Senate Concurrent Resolution 4016. — A concurrent resolution directing the Legislative Council to study and review the possibility of barge traffic on the Missouri River above Sioux City, Iowa, with emphasis on alternative means and economic and logistical effects of such navigation, and routes to be taken by extension of the Missouri River Navigation Project from its present head at Sioux City, Iowa.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4016 was adopted.

Senate Concurrent Resolution No. 4019. — A concurrent resolution directing a Legislative Council study of the North Dakota state penitentiary, state farm, and the "sunny farm" in Mandan as integral parts of a total corrections master plan for the state.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 542, Senate Concurrent Resolution No. 4019 was adopted.

Senate Concurrent Resolution No. 4032. — A concurrent resolution urging the Congress of the United States to review and amend the federal statute relating to the earned income exemption in the aid to families with dependent children program.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4032 was adopted.

Senate Concurrent Resolution No. 4033. — A concurrent resolution of the North Dakota Legislative Assembly calling for an amendment to the United States Constitution prohibiting federal estate taxes.

Was read the second time.

Senator Melland moved that Senate Concurrent Resolution No. 4033 be amended as follows:

On page 1, line 1, delete everything after the words "A concurrent resolution" and delete the remainder of the resolution and insert in lieu thereof the following: "to request appropriate action by the Congress, either acting by consent of two-thirds of both houses or, upon the application of the legislatures of two-thirds of the several states, calling a constitutional convention to propose an amendment to the Federal Constitution to prohibit federal estate taxes.

WHEREAS, under Article V of the Constitution of the United States, amendments to the Federal Constitution may be proposed by the Congress whenever two-thirds of both houses deem it necessary, or on the application of the legislatures of two-thirds of the several states the Congress shall call a constitutional convention for the purpose of proposing amendments which shall be valid to all intents and purposes when ratified by three-fourths of the several states;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Forty-sixth Legislative Assembly of North Dakota proposes to the Congress of the United States that procedures be instituted in the Congress to propose and submit to the several states an amendment to the Constitution of the United States to prohibit Congress from passing any laws taxing death or property, real or personal, transferred upon death by action of law, devise, or bequest; and

BE IT FURTHER RESOLVED, that, alternatively, this body respectfully petitions the Congress of the United States to call a convention for the specific and exclusive purpose of proposing an amendment to the Constitution of the United States to prohibit Congress from passing any laws taxing death or property, real or personal, transferred upon death by action of law, devise, or bequest; and

BE IT FURTHER RESOLVED, that this application by this body constitutes a continuing application in accordance with Article V of the Constitution of the United States until at least two-thirds of the

legislatures of the several states have made similar applications pursuant to Article V, but if Congress proposes an amendment to the Constitution identical in subject matter to that contained in this concurrent resolution, then this petition for a constitutional convention shall no longer be of any force or effect; and

BE IT FURTHER RESOLVED, that this application and request be deemed null and void, rescinded, and of no effect in the event that such convention not be limited to such specific and exclusive purpose; and

BE IT FURTHER RESOLVED, that this body also proposes that the legislatures of each of the several states comprising the United States apply to the Congress requesting the enactment of an appropriate amendment to the Federal Constitution; or requiring the Congress to call a constitutional convention for proposing such an amendment to the Federal Constitution; and

BE IT FURTHER RESOLVED, that copies of this resolution be sent to the Secretary of State and presiding officers of both houses of the legislatures of each of the several states in the union, the Speaker and the Clerk of the United States House of Representatives, the President and the Secretary of the United States Senate, and to the North Dakota Congressional Delegation."

And renumber the lines and pages accordingly.

Senator Melland moved that the amendments be adopted.

Senator Jones moved that the amendments be laid over one legislative day, which motion prevailed.

Senate Concurrent Resolution No. 4035. — A concurrent resolution directing the Legislative Council to conduct a study of the Administrative Agencies Practice Act.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4035 was adopted.

Senate Concurrent Resolution No. 4036. — A concurrent resolution directing the Legislative Council to study land use policies for state-owned land and uniformity of transfer requirements for state-owned land.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4036 was adopted.

Senate Concurrent Resolution No. 4038. — A concurrent resolution urging Congress to recognize the contribution of a spouse as homemaker for estate tax and social security purposes.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4038 was adopted.

Senate Concurrent Resolution No. 4039. — A concurrent resolution opposing the Bureau of Alcohol, Tobacco, and Firearms' back door approach to a computerized firearms registration system.

Was read the second time.

The question being on the final adoption of the resolution, as amended, Senate Concurrent Resolution No. 4039 was adopted.

Senate Concurrent Resolution No. 4040. — A concurrent resolution directing the Legislative Council to study the taxation of real property with emphasis upon the role of the state board of equalization.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4040 was adopted.

Senate Concurrent Resolution No. 4046. — A concurrent resolution directing the legislative council to conduct an interim study to examine the effectiveness of the state's disaster mitigation, preparedness, response, and recovery programs and to determine the feasibility of future legislation to better enable the state and its political subdivisions to meet all types of disasters and emergencies.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4046 was adopted.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2010
 Senate Bill No. 2037
 Senate Bill No. 2189
 Senate Bill No. 2215
 Senate Bill No. 2305
 Senate Bill No. 2378
 Senate Bill No. 2424

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1059
 House Bill No. 1076
 House Bill No. 1090
 House Bill No. 1098
 House Bill No. 1128
 House Bill No. 1138
 House Bill No. 1244
 House Bill No. 1272
 House Bill No. 1399
 House Bill No. 1421
 House Bill No. 1451
 House Bill No. 1476
 House Bill No. 1487
 House Bill No. 1493
 House Bill No. 1505
 House Bill No. 1510
 House Bill No. 1511
 House Bill No. 1536
 House Bill No. 1541
 House Bill No. 1543
 House Bill No. 1557
 House Bill No. 1583
 House Bill No. 1615

ROY GILBREATH, Chief Clerk

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

Senator Nething moved that after the reading of Senate Bills 2007, 2039,

2186, 2312, 2340, 2410, 2445, 2447, 2449, 2466, 2476, SCR's 4018, 4033, 4049, 4050 and House Bills 1188, 1189, 1214 and HCR 3005, the Senate adjourn and convene at 1:00 P.M., Monday, February 12, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

TWENTY-NINTH DAY

Bismarck, February 12, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding. The prayer was offered by Fr. Luke Koller, St. Alexius Hospital, Bismarck.

INFINITE GOD, Direct our finite minds and inspire us with Your wisdom!

Our People have entrusted to us their temporal welfare — but with that is linked a deep human desire to serve You in peace. Give us strength to bear our daily burden for the sake of the people You love. Amen.

The roll was called and all Senators were present.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-eighth day and recommends that the same be corrected as follows:

On page 610 line 54, after the word resolution, insert

"as amended"

And when so corrected recommends that the same be approved

Chairman SENATOR TENNEFOS

SENATOR CUSSONS moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

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

SB NO. 2009

SB NO. 2363

and find the same correctly Re Engrossed

Chairman Senator Peterson

Senator Schirado 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:

SB NO. 2007

SB NO. 2039

SB NO. 2340

SB NO. 2410

and find the same correctly

Engrossed

Senator Schirado



Chairman

moved that the report be adopted, which motion prevailed.

COMMUNICATIONS
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

February 8, 1979

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on February 8, 1979, I signed the following Senate Bills:

Senate Bill No. 2049

Senate Bill No. 2102

Senate Bill No. 2103

On January 29, 1979, I signed the following Senate Bills:

Senate Bill No. 2077

Senate Bill No. 2100

Sincerely yours,

ARTHUR A. LINK, Governor

Arthur A. Link

Governor

February 6, 1979

The Honorable Wayne Sanstead
President of the Senate
North Dakota State Senate
Bismarck, North Dakota 58505

Dear Mr. President:

I have made the following two appointments which are subject to Senate confirmation:

Social Service Board of North Dakota (Section 50-06-02)

Mr. John A. Gefroh, Minot

April 6, 1979 — April 6, 1985

Mrs. Alice K. Olson, Fargo

April 6, 1979 — April 6, 1985

Attached are biographical sketches of Mr. Gefroh and Mrs. Olson.

A third appointment to the Social Service Board, which will also be subject to Senate confirmation, will be made in the near future.

With best regards.

Sincerely yours,
ARTHUR A. LINK
Governor

President Sanstead referred the above appointments to the Committee on Social Welfare and Veterans Affairs.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2256 as recommended by the Committee on Appropriations as printed on page

587 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to Senate Bill No. 2383 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on pages 588 and 589 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to Senate Bill No. 2430 as recommended by the Committee on Political Subdivisions as printed on page 589 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the amendments to Senate Bill No. 2475 as recommended by the Committee on Agriculture as printed on pages 590 and 591 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to Senate Concurrent Resolution No. 4021 as recommended by the Committee on Transportation as printed on page 592 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to Senate Concurrent Resolution No. 4029 as recommended by the Committee on Transportation as printed on page 592 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to House Bill No. 1103 as recommended by the Committee on Transportation as printed on page 593 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to House Bill No. 1153 as recommended by the Committee on Transportation as printed on page 594 of the Senate Journal be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Committee on Delayed Bills (At the request of Senator Strinden) introduced:

Senate Bill No. 2480. — A Bill for an Act to create and enact section 19-01-01.1 of the North Dakota Century Code, relating to the definition of the state laboratories department and related terms; to amend and reenact sections 4-30-18, 19-01-01, 19-01-02, 19-01-05, 19-01-13, 19-01-17, 19-01-18, subsection 1 of section 19-02.1-01, subsection 7 of section 19-10-01, subsection 1 of section 19-21-01, and subsection 2 of section 23-10-01 of the North Dakota Century Code, relating to the abolishment of the state laboratories department and the state laboratories commission and the transfer of functions to the state department of health; and to repeal sections 19-01-03, 19-01-04, 19-01-06, 19-01-07, and 19-01-08, relating to the director and assistant director of the state laboratories department, and the offices, fees, and expenses of the department.

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

POINT OF PERSONAL PRIVILEGE

Senator Redlin: Mr. President, I rise on a point of personal privilege and request my remarks be printed in the Journal.

We have just witnessed the introduction of a bill out of Delayed Bills Committee relating to the complete rewriting of North Dakota Law relating to the State Laboratories Department.

I believe we must jealously guard the prerogative of limiting bills coming through delayed bills to those items of extreme emergency where timeliness of action is important and where the subject was near impossible to address earlier in the session.

Many times we have been schooled about the difficulty of getting a bill through the delayed bills committee when it concerns a matter which clearly could have been covered earlier in the session.

I know where the power lies in this body and I respect the will of the majority which used its power 4 to 2 to introduce this bill.

That does not free me from voicing a strenuous objection to the introduction of this type of legislation at this time because I believe this action to be an abuse of the delayed bills introduction process.

A serious overhaul of any part of the code is deserving of more lead time than is being given this subject. Those citizens vitally interested in a fundamental change are deserving of maximum opportunity to prepare testimony and supporting evidence.

FIRST READING OF
SENATE CONCURRENT RESOLUTIONS

Committee on Delayed Bills (At the request of Senator Nething) introduced:

Senate Concurrent Resolution No. 4056. — A concurrent resolution expressing the support of the Forty-sixth Legislative Assembly and urging cooperation for the Young Men's Christian Association model legislature program.

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

Committee on Delayed Bills (At the request of Senator Goodman) introduced:

Senate Concurrent Resolution No. 4057. — A concurrent resolution urging the United States Congress to permanently suspend the carryover basis rules enacted under the 1976 Tax Reform Act and to restore the stepped-up basis rules applicable to the basis of property acquired from a decedent dying after 1976 to apply the same basis rules which were applicable prior to the 1976 Tax Reform Act.

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

Committee on Delayed Bills (At the request of Senator Nething) introduced:

Senate Concurrent Resolution No. 4058. — A concurrent resolution urging Congress to take appropriate steps to ensure continued AMTRAK service and to provide for a review of AMTRAK service schedules to make the schedules more compatible with the needs of a majority of passengers.

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

Senator Lips introduced:

Senate Concurrent Resolution No. 4059. — A concurrent resolution directing the Legislative Council to study state employees retirement.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1059. — A Bill for an Act to provide for the appointment of a human service center board of directors; to create and enact sections 54-40-10 and 54-40-11 of the North Dakota Century Code, relating to certification of human service centers and to a fiscal incentive for the collocation of county social services with human service centers; and to amend and reenact section 54-40-09 of the North Dakota Century Code, relating to human service centers, their boards of directors, powers, duties, and certification.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1076. — A Bill for an Act relating to insurance companies and providing for the reporting of certain products liability claims and other information to the commissioner of insurance.

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

House Bill No. 1090. — A Bill for an Act to create and enact section 11-33-09.1 of the North Dakota Century Code, relating to referral to the electors of amendments to county zoning plans; and to amend and reenact sections 11-33-09, 11-33-10, and 11-33-13 of the North Dakota Century Code, relating to the adoption and amendment of zoning plans, separate hearings on the adoption of such amendments, and the effect on existing uses of land.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1098. — A Bill for an Act to amend and reenact section 39-24-05 of the North Dakota Century Code, relating to disposition of the snowmobile trail tax.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1128. — A Bill for an Act to amend and reenact section 61-16-28.1 of the North Dakota Century Code, relating to removal of obstructions to a drain, and providing a definition of "obstruction to a drain".

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1138. — A Bill for an Act to create and enact chapters 16.1-01, 16.1-04, 16.1-05, 16.1-06, 16.1-07, 16.1-08, 16.1-09, 16.1-10, 16.1-12, 16.1-13, 16.1-14, 16.1-15, and 16.1-16, and sections 16.1-11-03 through 16.1-11-24 and sections 16.1-11-26 through 16.1-11-34 of the North Dakota Century Code, relating to a new election code establishing qualifications for electors, initiative and referendum procedures, election offenses, the administration of elections, the establishment of voting precincts, the qualifications and duties of election officers, election supplies, ballots, electronic voting systems, and voting machines, absent voters' ballots, political contributions by corporations and associations, the disclosure of financial interests, corrupt practices, primary elections, nominations at the general election, the conduct of elections, presidential electors, election returns, recounts, and contests; and to repeal chapters 16-01, 16-03, 16-05, 16-06, 16-08, 16-09, 16-10, 16-11, 16-12, 16-13, 16-14, 16-15, 16-16, 16-18, 16-20, 16-21, 16-21.1, 16-22, and sections 16-04-02, 16-04-02.1, 16-04-03, 16-04-04, 16-04-05, 16-04-06, 16-04-07, 16-04-08, 16-04-09, 16-04-10, 16-04-12, 16-04-13, 16-04-15.1, 16-04-15.2, 16-04-16, 16-04-17, 16-04-18, 16-04-19, 16-04-21, 16-04-25, 16-04-26, 16-04-27, 16-04-28, 16-04-29, 16-04-30, 16-04-31, 16-04-32, 16-04-33, 16-04-34, 16-04-35, 16-04-36, 16-07-01, 16-07-02, 16-07-03, 16-07-04, 16-07-05, 16-07-06, 16-07-07, 16-07-08, 16-07-09, 16-17-10, and 16-17-12 of the North Dakota Century Code, relating to general election provisions, individual nominations, primary elections, nominations for office, general and special elections, the no-party ballot, the establishment of precincts and voting places, election officers and supplies, the conduct of elections, returns and contests of elections, voting by new residents, absent voters' ballots, corrupt practices, voting machines, electronic voting systems, and the disclosure of financial interest.

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

House Bill No. 1244. — A Bill for an Act to amend and reenact subsection 1 of section 4-12-01, and sections 4-12-03, 4-12-03.1, 4-12-03.2, 4-12-04, 4-12-08 and 4-12-22 of the North Dakota Century Code, relating to the keeping of bees and the powers and duties of the apiary division of the North Dakota department of agriculture with respect thereto; and declaring an emergency.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1272. — A Bill for an Act to create and enact section 54-52-02.4 of the North Dakota Century Code, relating to newly appointed officials entitled to participate in the public employees retirement system, and to amend and reenact subsection 2 of section 54-52-01 of the North Dakota Century Code, relating to the definition of eligible employees.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1399. — 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 was read the first time and referred to the Committee on Judiciary.

House Bill No. 1421. — A Bill for an Act to amend and reenact subsection 21 of section 26-41-03 and sections 26-41-09 and 27-41-10 of the North Dakota Century Code, relating to the definition of work loss under the Auto Accident Reparations Act and the payment of basic and optional excess no-fault benefits.

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

House Bill No. 1451. — A Bill for an Act to amend and reenact section 20.1-01-11 of the North Dakota Century Code, relating to hunting and harassing game from aircraft, snowmobiles and motor vehicles.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1476. — A Bill for an Act to amend and reenact subsection 2 of section 11-10.1-05 of the North Dakota Century Code, providing that the county director of tax equalization succeed city assessors only in cities with populations of under five thousand that choose not to have their own assessor.

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

House Bill No. 1487. — A Bill for an Act to amend and reenact section 49-06-02 of the North Dakota Century Code, relating to value of property for ratemaking purposes.

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

House Bill No. 1493. — A Bill for an Act to amend and reenact subsection 2 of section 61-02-14 and section 61-04-06.2 of the North Dakota Century Code, relating to water use fees.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1505. — A Bill for an Act to amend and reenact section 6-05-15 of the North Dakota Century Code, relating to investment of trust funds by trust companies.

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

House Bill No. 1510. — A Bill for an Act to create and enact two new sections to chapter 9-12 of the North Dakota Century Code, relating to discharging liens, encumbrances, and clouds affecting or related to the title to real property, where the only obligation concerns the payment of a sum certain to a specific, unlocated creditor.

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

House Bill No. 1511. — A Bill for an Act to amend and reenact section 26-01-11 of the North Dakota Century Code, relating to the premium tax on insurance companies.

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

House Bill No. 1536. — A Bill for an Act establishing the responsibilities and liabilities of skiers and ski area operators.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1541. — A Bill for an Act to create and enact a new section to chapter 54-14 of the North Dakota Century Code, defining severance pay and forbidding severance pay to state employees or officers, except under certain circumstances.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1543. — A Bill for an Act to create and enact section 24-09-01.1 of the North Dakota Century Code, relating to additional public highway-railroad crossing warning systems; to amend and reenact sections 24-09-02, 24-09-04 and 24-09-10 of the North Dakota Century Code, making the Manual on Uniform Traffic Control Devices applicable to public highway-railroad crossings and public service commission jurisdiction to close railroad crossings; and to repeal section 49-11-16 of the North Dakota Century Code, relating to caution signs.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1557. — A Bill for an Act to amend and reenact subsections 1 and 3 of section 43-15-10, sections 43-15-14, 43-15-19, 43-15-20, 43-15-21, 43-15-22, 43-15-25, 43-15-26, 43-15-27, 43-15-28, 43-15-29, 43-15-32, 43-15-34, subsection 2 of section 43-15-38, and section 43-15-43 of the North Dakota Century Code, deleting references to assistant registered pharmacists and increasing fees charged by the board of pharmacy; and to repeal section 43-15-17 of the North Dakota Century Code, relating to the qualifications of assistant registered pharmacists.

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

House Bill No. 1583. — A Bill for an Act to create and enact a new section to chapter 28-22 of the North Dakota Century Code, relating to heads of families; and to amend and reenact sections 28-22-01 and 28-22-05 of the North Dakota Century Code, relating to exemptions for heads of families and single persons.

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

House Bill No. 1615. — A Bill for an Act to amend and reenact Section 57-37.1-12 of the North Dakota Century Code, relating to access to the contents of safe deposit boxes after death of owner.

Which was read the first time and referred to the Committee on Agriculture.

Report of Standing Committee

Mr. President : Your Committee on Appropriations
to whom was referred Senate Bill No. 2006

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 3, after the word "Dakota" insert the following:
"; and declaring an emergency"

On page 1, line 19, delete the numerals "1,776,952" and insert
in lieu thereof the numerals "1,842,644"

On page 1, line 20, delete the numerals "805,997" and insert in
lieu thereof the numerals "891,181"

On page 1, line 24, delete the numerals "1,837,985" and insert
in lieu thereof the numerals "1,500,000"

On page 2, line 1, delete the numerals "4,980,676" and insert
in lieu thereof the numerals "4,793,567"

On page 2, line 4, delete the numerals "696,700" and insert in
lieu thereof the numerals "488,200"

On page 2, line 5, delete the numerals "696,700" and insert in
lieu thereof the numerals "488,200"

On page 2, line 12, delete the numerals "7,925,492" and insert
in lieu thereof the numerals "7,529,883"

On page 2, line 14, delete the numerals "9,339,976" and insert
in lieu thereof the numerals "8,944,367"

On page 2, delete lines 30 through 35 and insert in lieu thereof the
following section:

"SECTION 4. EMERGENCY.) The line item entitled "land,
structures, and major improvements," in subdivision 1 of
section 1 of this Act is hereby declared to be an emergency
measure and shall be in full force and effect from and after
passage and approval."

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:Director of Institutions

The salaries and wages line item is increased \$65,692 by adding
\$74,948 to provide adequate funds for family medical insurance
and by deleting \$9,256 for two custodian positions which were
recommended for the last six months of the 1979-81 biennium.
The salaries and wages line item includes \$9,643 for a power
plant operator for the last eight months of the biennium and
\$4,848 for a custodian for the last six months of the biennium.

The fees and services line item is increased \$85,184 by adding
\$66,560 for electricity and \$18,624 for natural gas. The fees
and services line item includes \$249,017 for electricity and
\$165,820 for natural gas. Also included is \$15,400 for utilities
for the Heritage Center.

The lands, structures, and major improvements line item is reduced \$337,985.

Energy Conversion

The recommended appropriation for energy conversion is reduced by \$208,500 by deleting \$170,000 for an energy conversion project at the School for the Deaf and by deleting \$38,500 for a gas-oil burner for the State Capitol. This appropriation provides \$488,200 for an energy conversion project at the Industrial School.

And when so amended recommends the same do pass.

[Signature] Chairman
 Senator Lips

Senate Bill No. 2006 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations

to whom was referred Senate Bill No. 2033

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 11, delete the numerals "13,307,764" and insert in lieu thereof the numerals "12,657,338"

On page 1, line 17, delete the numerals "1,857,961" and insert in lieu thereof the numerals "1,870,268"

On page 1, line 18, delete the numerals "597,344" and insert in lieu thereof the numerals "488,784"

On page 1, line 20, delete the numerals "354,162" and insert in lieu thereof the numerals "348,411"

On page 1, line 21, delete the numerals "327,736" and insert in lieu thereof the numerals "300,000"

On page 1, line 22, delete the numerals "597,875" and insert in lieu thereof the numerals "497,875"

On page 1, after line 22, insert the following line:
 "Snowmobile trails 100,000"

On page 1, line 23, delete the numerals "9,570,686" and insert in lieu thereof the numerals "9,050,000"

On page 1, line 24, delete the numerals "13,307,764" and insert in lieu thereof the numerals "12,657,338"

On page 2, line 1, delete the numerals "8,645,633" and insert in lieu thereof the numerals "8,745,633"

On page 2, line 2, delete the numerals "4,662,131" and insert in lieu thereof the numerals "3,911,705"

And renumber the lines accordingly

The land, structures, and major improvements line item is reduced \$100,000.

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The grants, benefits, and claims line item is reduced \$520,686. Approximately 20 percent of the funds in this line item will be spent for state agency projects and approximately 80 percent will be spent for local projects. It is the intent of the Legislative Assembly that funds in the grants, benefits, and claims line item are not to be used for State Game and Fish Department projects.

An additional line item entitled "snowmobile trails" of \$100,000 is added to provide for expenditure of snowmobile registration fees deposited in the state snowmobile fund. A like amount is added to the estimated income line item.

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item is increased \$12,307 by adding \$39,521 to provide adequate funds for necessary fringe benefits and by deleting \$27,214 for an additional administrative officer I position.

The fees and services line item is reduced \$108,560 by deleting \$100,000 of consultant fees and by deleting \$8,560 in other areas. The fees and services line item includes \$50,000 for the update and development of the State Comprehensive Outdoor Recreation Plan.

The supplies and materials line item is reduced \$5,751.

The equipment line item is reduced \$27,736.

And when so amended recommends the same do pass.

Lawrence E. Lips Chairman
Senator Lips

Senate Bill No. 2033 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Judiciary
to whom was referred Senate Bill No. 2054

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

on page 2, line 27, delete the word "may" and in lieu thereof, insert the word "shall" and after the period, insert the following: "Notwithstanding the provisions of section 12-54.1-01, a person found guilty of a class AA felony shall not be eligible for good conduct sentence reduction, and notwithstanding the provisions of section 12-59-05, a person found guilty of a class AA felony shall not be eligible to have his sentence considered by the parole board for twenty years after his admission to the penitentiary."

and renumber pages and lines accordingly

And when so amended recommends the same do pass

Matthew Sands Chairman
Senator Sands

Senate Bill No. 2054 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business & Labor
to whom was referred Senate Bill No. 2133

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

[Signature] Chairman

Senate Bill No. 2133 was placed on the eleventh day of February, 1979.

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business & Labor
to whom was referred Senate Bill No. 2188

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

[Signature] Chairman

Senate Bill No. 2188 was placed on the eleventh day of February, 1979.

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business & Labor
to whom was referred Senate Bill No. 2201

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

[Signature] Chairman

Senate Bill No. 2201 was placed on the eleventh day of February, 1979.

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business & Labor
to whom was referred Senate Bill No. 2238

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

[Signature] Chairman

Senate Bill No. 2238 was placed on the eleventh day of February, 1979.

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2264

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 15, after the word "director" strike through the comma and insert the words "or managing"

On page 1, line 15, strike through the following ", or employee"

On page 1, line 18, strike through the words "any of the funds of"
and insert the following: "an amount in excess of \$25,000.00
from"

And renumber the lines accordingly

And when so amended recommends the same do pass.

Senate Bill No. 2264 was placed on the sixth
 Senator Reiten Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred Senate Bill No. 2286

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

on page 1, line 2, delete the words and numerals "1977 Supplement
to the"

on page 1, line 9, after the numerals "11-05-07" insert the
words "of the 1977 Supplement"

on page 1, line 14, delete the strike-over on the word "~~five~~"
and delete the word "ten"

on page 1, line 18, delete the words "~~five~~" and "ten" and in
lieu thereof, insert the word "seven" and after the word
"dollars" insert the word "and fifty cents"

on page 1, line 21, delete the strike-over on the word "~~two~~"
and delete the word "four"

on page 1, line 22, delete the strike-over on the word "~~two~~"

on page 1, line 23, delete the word "four"

on page 1, line 24, delete the word "subpeona" and in lieu
thereof insert the word "subpoena"

on page 2, line 1, delete the words "~~five~~" and "ten" and in lieu
thereof insert the word "seven" and after the word "dollars"
insert the words "and fifty cents"

on page 2, line 4, delete the words "~~five~~" and "ten" and in lieu

thereof, insert the word "seven" and after the word "dollars" insert the words "and fifty cents"

on page 2, line 6, delete the strike-over on the word "two" and delete the word "four"

on page 2, line 9, delete the words "ten" and "twenty" and insert in lieu thereof the word "fifteen"

on page 2, line 11, delete the strike-over on the word "ten" and delete the word "twenty"

on page 2, line 13, delete the strike-over on the word "ten" and delete the word "twenty"

on page 2, line 15, delete the words "five" and "ten" and in lieu thereof insert the word "seven" and after the word "dollars" insert the words "and fifty cents"

on page 2, line 17, delete the strike-over on the word "five" and delete the word "ten"

on page 2, line 19, delete the strike-over on the word " five" and delete the word "ten"

on page 2, line 22, delete the strike-over on the word "five" and delete the word "ten"

on page 2, line 25, delete the strike-over on the word "five" and delete the word "ten"

on page 2, line 27, delete the strike-over on the word "five" and delete the word "ten"

on page 2, line 28, delete the strike-over on the word "five"

on page 2, line 29, delete the word "ten"

on page 2, line 31, delete the strike-over on the word "five" and delete the word "ten"

on page 2, line 34, delete the strike-over on the word "five" and delete the word "ten"

on page 3, line 2, delete the words "ten" and "twenty" and in lieu thereof, insert the word "fifteen"

on page 3, line 3, delete the word "prisoners" and in lieu thereof insert the word "prisoners"

and renumber pages and lines accordingly

And when so amended recommends the same do pass

Senator Sands

Chairman

Seante Bill No. 2286 was placed on the sixth

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on Political Subdivisions to whom was referred Senate Bill No. 2322

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows

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On page 2, line 10 delete the word "All" and insert in lieu thereof the words "The above language refers to all"


On page 2, line 11 insert a period after the word "dollars"

On page 2, line 11 delete the words "to be provided by a" and insert in lieu thereof the words "Provided, however, with respect to section 40-22-15 if the resolution declaring improvements necessary is required to be published, it shall also be sent by certified mail to the owners of all property within the improvement district not more than ten days after the first publication of the resolution."

On page 2, delete lines 12 through 24

And renumber the pages, sections and lines accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Lodoen

Senate Bill No. 2322 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY

to whom was referred Senate Bill No. 2336

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Sands

Senate Bill No. 2336 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES

to whom was referred Senate Bill No. 2337

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Jacobson

Senate Bill No. 2337 was placed on the Eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION

to whom was referred Senate Bill No. 2338

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 15, delete the word "five" and insert in lieu thereof the word "four"

And when so amended recommends the same do pass.

Senate Bill No. 2338 was placed on the sixth
Senator Goodman Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred Senate Bill No. 2343

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senate Bill No. 2343 was placed on the eleventh
Senator Reiten Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Judiciary
to whom was referred Senate Bill No. 2346

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 7, delete the numerals and words "44-04-18 must be" and insert lieu thereof the numerals and words "44-04-19 must be open, public votes, and all nonprocedural votes must be recorded roll call votes, with the votes of each member being made public at the open meeting. The minutes shall show the results of every vote taken at the meeting, and shall show the recorded vote of each member on every recorded roll call vote."

on page 1, delete lines 8 through 10

and renumber the lines accordingly

And when so amended recommends the same do pass.

Senate Bill No. 2346 was placed on the sixth
Senator Sands Chairman

order of business on the calendar for the succeeding legislative day.

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Mr. President Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred Senate Bill No. 2351

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

W. G. Reiten
Senator Reiten Chairman

Senate Bill No. 2351 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred Senate Bill No. 2354

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Walter Sands
Senator Sands Chairman

Senate Bill No. 2354 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Social Welfare & Veterans Affairs
to whom was referred Senate Bill No. 2356

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 23, after the word "pharmacology" insert the following: "including cardiopulmonary resuscitation and first aid for adverse reactions,"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass

Walter Christensen
Senator Christensen Chairman

Senate Bill No. 2356 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on NATURAL RESOURCES
to whom was referred Senate Bill No. 2408

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


Senator Jacobson Chairman

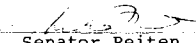
Senate Bill No. 2408 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred Senate Bill No. 2415

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


Senator Reiten Chairman

Senate Bill No. 2415 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2419

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


Senator Goodman Chairman

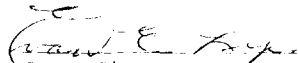
Senate Bill No. 2419 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations
to whom was referred Senate Bill No. 2435

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

 Chairman
 Senator Lips

Senate Bill No. 2435 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
 to whom was referred Senate Bill No. 2438

Has had the same under consideration and recommends that the same

do pass
 be indefinitely postponed
 be placed on calendar without recommendation

be amended as follows:

On page 2, line 34 of the engrossed bill delete the word "general" and insert in lieu thereof the words "state highway"

On page 3, line 2 of the engrossed bill delete the word "general" and insert in lieu thereof the words "state highway"


On page 3, line 8 of the engrossed bill delete the word "general" and insert in lieu thereof the words "state highway"

On page 3, line 14 of the engrossed bill delete the word "general" and insert in lieu thereof the words "state highway"

On page 3, line 21 of the engrossed bill delete the word "general" and insert in lieu thereof the words "state highway"

And renumber lines and pages accordingly.

And when so amended recommends the same do pass.

 Chairman
 Senator Lips

Senate Bill No. 2438 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
 to whom was referred Senate Bill No. 2454

Has had the same under consideration and recommends that the same

do pass
 be indefinitely postponed
 be placed on calendar without recommendation

be amended as follows:

On page 2, line 2, delete the words and numerals "from July 1, 1979,"

On page 2, line 3, delete the whole line

On page 2, line 4, delete the words and numerals "beginning July 1, 1980,"

- On page 2, line 5, delete the words and numerals "from July 1, 1979, through June"
- On page 2, line 6, delete the whole line
- On page 2, line 7, delete the numerals "1, 1980,"
- On page 2, line 14, delete the words and numerals "from July 1,"
- On page 2, line 15, delete the whole line
- On page 2, line 16, delete the words and numerals "line beginning July 1, 1980,"
- On page 2, line 17, delete the words and numerals "from July 1, 1979, through June"
- On page 2, line 18, delete the whole line
- On page 2, line 19, delete the numerals "1, 1980,"
- On page 2, line 24, delete the words and numerals "from July 1, 1979, through June 30, 1980, and"
- On page 2, line 25, delete the words and numerals "forty-two cents per counted line beginning July 1, 1980,"
- On page 2, line 27, delete the whole line
- On page 2, line 28, delete the words and numerals "per counted line beginning July 1, 1980,"

And renumber the lines and pages accordingly.

And when so amended recommends the same do page

Chairman
Senator (Sands)

Senate Bill No. 2454 was placed on the sixth

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on FINANCE AND TAXATION
 to whom was referred Senate Bill No. 2455

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

- On page 1, line 2, delete the following: "57-35-07, 57-35-11,"
- On page 1, line 5, insert after the word "from" the following words: "the basis of"
- On page 1, line 19, insert before the underlined comma the following: "for a project as defined in section 40-57-02 that is leased to a nonprofit corporation"

On page 2, delete lines 1 through 30

On page 3, line 19, after the numerals "40-57" insert the following:
"for a project as defined in section 40-57-02 that is leased
to a nonprofit corporation"

On page 3, line 33, after the numerals "40-57" insert the following:
"for a project as defined in section 40-57-02 that is leased
to a nonprofit corporation"

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.

Senate Bill No. 2455 was placed on the sixth
Senator Goodman Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred Senate Bill No. 2457

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senate Bill No. 2457 was placed on the eleventh
Senator Reiten Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred Senate Bill No. 2458

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senate Bill No. 2458 was placed on the eleventh
Senator Sands Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred Senate Bill No. 2468

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen. J. J. Sands Chairman
Senator Sands

Senate Bill No. 2468 was placed on the eleventh

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on Industry, Business & Labor
to whom was referred Senate Bill No. 2472

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Sen. R. Reiten Chairman
Senate Bill No. 2472 Senator Reiten
was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred Senate Bill No. 2477

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Sen. Sandness Chairman
Senate Bill No. 2477 Senator Sandness
was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred House Bill No. 1041

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Sen. E. Lips Chairman
House Bill No. 1041 Senator Lips
was placed on the 14th

order of business on the calendar for the succeeding legislative day.


Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1140

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

House Bill No. 1140 was placed on the fourteenth day of _____

 Chairman
Senator Goodman

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on Political Subdivisions
to whom was referred House Bill No. 1148

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


On page 2 of the engrossed bill, delete line 10

On page 2, line 11 of the engrossed bill, delete the words "basis or" and insert in lieu thereof the word "on"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

House Bill No. 1148 was placed on the sixth day of _____

 Chairman
Senator Lodoen

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on Political Subdivisions
to whom was referred House Bill No. 1155

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

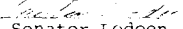
be amended as follows:

On page 1, line 12 of the engrossed bill, following the word "district" insert the words and the comma ", except a county commissioner,"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

House Bill No. 1155 was placed on the sixth day of _____

 Chairman
Senator Lodoen

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1156

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, after the word "to" insert the following:
"state legislative intent concerning estate taxes; to"

On page 1, line 5, insert after the semicolon the following:
"to repeal section 57-37.1-03 of the North Dakota Century Code, relating to determination of North Dakota taxable estate;"

On page 1, after line 8, insert the following section:
"SECTION 1. LEGISLATIVE INTENT CONCERNING ESTATE TAXES.) The legislative intent is not to tax property transferred upon death. It is the intent of the legislative assembly to repeal the state estate tax to the extent possible without jeopardizing that portion of federal estate taxes which is allowed as a credit for state estate taxes. It is recognized that, if the state estate tax were totally repealed, the amount of federal estate taxes due would be increased by the amount of the credit at no savings to the people of North Dakota."

On page 2, line 29, after the word "amended" insert the following:
"and "North Dakota taxable estate" means all property in a decedent's federal gross estate that has a situs in North Dakota""

On page 2, after line 29, insert the following new section:
"SECTION 3. REPEAL.) Section 57-37.1-03 of the 1977 Supplement to the North Dakota Century Code is hereby repealed."

On page 2, line 30, delete the numeral "3" and insert in lieu thereof the numeral "4"

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.

Goodman
Senator Goodman Chairman
House Bill No. 1156 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions
to whom was referred House Bill No. 1264

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Lodoen
Senator Lodoen Chairman
House Bill No. 1264 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

MOTIONS

Senator Nething moved that the following House Bills be returned to the Senate floor from the following committees, which motion prevailed.

House Bill No. 1279 — Social Welfare
 House Bill No. 1389 — Social Welfare
 House Bill No. 1449 — Transportation
 House Bill No. 1459 — Judiciary
 House Bill No. 1463 — Transportation
 House Bill No. 1497 — Transportation
 House Bill No. 1592 — Transportation
 House Bill No. 1628 — Transportation

Senator Nething moved that the above House Bills be re-referred to the Committee on Agriculture, which motion prevailed.

Senator Redlin moved that the Senate reconsider its action whereby it failed to pass Senate Bill No. 2363, which motion prevailed.

Senator Redlin moved that Senate Bill No. 2363 be amended as follows:

On page 3 of the engrossed bill, line 6, delete the strike-through over the words "~~two-thousand-five-hundred~~"

On page 3 of the engrossed bill, lines 7 and 8, delete the strike-through

On page 3 of the engrossed bill, line 9, after the word "~~five~~" insert the word "ten", delete the strike-through over the words and period "~~thousand-dollars-~~", and delete the words "~~as specified in writing in the lending~~"

On page 3 of the engrossed bill, line 10, delete "policies of the credit union."

And renumber the lines accordingly

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

Senator Redlin moved that the rules be suspended, that Senate Bill No. 2363 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2363. — A Bill for an Act to create and enact subsection 12 of section 6-06-06 of the North Dakota Century Code, relating to authority of state credit unions to exercise federal powers; to amend and reenact section 6-06-04 of the North Dakota Century Code, relating to amendments to bylaws and certificate of organization; to amend and reenact subsection 7 of section 6-06-12 of the North Dakota Century Code, relating to loan limits.

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, 1; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•			•	NETHING		•		SOLBERG
•			•			•	OLIN		•		SORUM
•			•			•	ORANGE		•		STRAND
•			•			•	PETERSON		•		STRINDEN
•			•			•	RAIT		•		TALLACKSON
•			•			•	REDLIN		•		TENNEFOS
•			•			•	REITEN		•		THANE
•			•			•	ROEN		•		VOSPER
•			•			•	SANDNESS		•		WALSH
•			•			•	SANDS		•		WENSTROM
•			•			•	SCHRAAD		•		WRIGHT
•			•			•	SHABLOW		•		MR. PRESIDENT
•			•			•	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senate Bill No. 2007. Industrial School — A Bill for an Act making an appropriation for defraying the expenses of the state industrial school of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 559, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADD			● WRIGHT		
● HOFFNER			● NADEEN			● SHABLOW			● MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2039. — A Bill for an Act making an appropriation for defraying the expenses of the coal development impact office of the state of North Dakota; and setting forth legislative intent and guidelines; and declaring an emergency.

Which has been read.

Senator Hoffner moved that Senate Bill No. 2039 be amended as follows:

On page 2, line 21, delete the following: "In developing grant criteria, the director of the coal"

On page 2, delete lines 22 and 23

On page 2, line 24, delete the following: "1."

On page 2, line 26, after the second comma insert the word and comma "road,"

On page 2, delete lines 29 through 33

And renumber the lines and pages accordingly.

Senator Hoffner moved that the proposed amendments be adopted.

Senator Hoffner requested a recorded roll call vote on the motion to adopt the amendments, which request was granted.

Senator Lee moved that the question be divided on the adoption of the amendments, that lines 1 through 6 be voted upon first, then line 7 be voted upon, which motion prevailed.

ROLL CALL

The question being on the motion to adopt lines 1 through 6 of the proposed amendments to Senate Bill No. 2039, the roll was called and there were ayes, 23; nays, 27; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		

• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

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

Senate Bill No. 2312. — A Bill for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to tying the individual income tax to an inflation adjustment figure.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 36; absent and not voting, 1.

REGULAR SESSION			NORTH DAKOTA SENATE						1979 LEGISLATURE		
			ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•		•	ISZLER		•	•	•		•
		•		•	JACOBSON		•	•	•		•
		•		•	JONES		•	•	•		•
		•		•	KRAUTER		•	•	•		•
		•		•	LASHKOWITZ		•	•	•		•
		•		•	LEE		•	•	•		•
		•		•	LIPS		•	•	•		•
		•		•	LODOEN		•	•	•		•
		•		•	MELLAND		•	•	•		•
		•		•	MILLER		•	•	•		•
		•		•	MUTCH		•	•	•		•
		•		•	NAADEN		•	•	•		•
		•		•	NELSON		•	•	•		•
		•		•	NETHING		•	•	•		•
		•		•	OLIN		•	•	•		•
		•		•	ORANGE		•	•	•		•
		•		•	PETERSON		•	•	•		•
		•		•	RAIT		•	•	•		•
		•		•	REDLIN		•	•	•		•
		•		•	REITEN		•	•	•		•
		•		•	ROEN		•	•	•		•
		•		•	SANDNESS		•	•	•		•
		•		•	SANDS		•	•	•		•
		•		•	SCHIRADO		•	•	•		•
		•		•	SHABLOW		•	•	•		•
		•		•	SMYKOWSKI		•	•	•		•
		•		•	SOLBERG		•	•	•		•
		•		•	SORUM		•	•	•		•
		•		•	STRAND		•	•	•		•
		•		•	STRINDEN		•	•	•		•
		•		•	TALLACKSON		•	•	•		•
		•		•	TENNEFOS		•	•	•		•
		•		•	THANE		•	•	•		•
		•		•	VOSPERS		•	•	•		•
		•		•	WALSH		•	•	•		•
		•		•	WENSTROM		•	•	•		•
		•		•	WRIGHT		•	•	•		•
		•		•	MR. PRESIDENT		•	•	•		•

Senate Bill No. 2312 was declared lost.

Senate Bill No. 2340. — A Bill for an Act to provide for presidential preference primary elections in presidential election years; and to amend and reenact sections 16-04-01, 16-04-11, and 16-04-20, relating to the primary election date, notice to county auditors of the offices to be filled at the primary, and filing petitions to obtain a separate column on the primary election ballot; or, in the alternative, to create and enact sections 16.1-11-01, 16.1-11-02, and 16.1-11-25 of the North Dakota Century Code, relating to the primary election date, notifying the county auditors of the offices to be filled at the primary, and filing petitions to obtain a separate column on the primary ballot; and to repeal sections 16-04-01, 16-04-11, and 16-04-20 of the North Dakota Century Code, as described above, if House Bill No. 1138 is approved by the forty-sixth legislative assembly.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 563, the roll was called and there were ayes, 34; nays, 15; absent and not voting, 1.

REGULAR SESSION			NORTH DAKOTA SENATE						1979 LEGISLATURE		
			ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•				•	ISZLER		•	•	•		•
		•		•	JACOBSON		•	•	•		•
		•		•	JONES		•	•	•		•
		•		•	KRAUTER		•	•	•		•
		•		•	LASHKOWITZ		•	•	•		•
		•		•	LEE		•	•	•		•
		•		•	LIPS		•	•	•		•
		•		•	LODOEN		•	•	•		•
		•		•	MELLAND		•	•	•		•
		•		•	MILLER		•	•	•		•
		•		•	MUTCH		•	•	•		•
		•		•	NAADEN		•	•	•		•
		•		•	NELSON		•	•	•		•
		•		•	NETHING		•	•	•		•
		•		•	OLIN		•	•	•		•
		•		•	ORANGE		•	•	•		•
		•		•	PETERSON		•	•	•		•
		•		•	RAIT		•	•	•		•
		•		•	REDLIN		•	•	•		•
		•		•	REITEN		•	•	•		•
		•		•	ROEN		•	•	•		•
		•		•	SANDNESS		•	•	•		•
		•		•	SANDS		•	•	•		•
		•		•	SCHIRADO		•	•	•		•
		•		•	SHABLOW		•	•	•		•
		•		•	SMYKOWSKI		•	•	•		•
		•		•	SOLBERG		•	•	•		•
		•		•	SORUM		•	•	•		•
		•		•	STRAND		•	•	•		•
		•		•	STRINDEN		•	•	•		•
		•		•	TALLACKSON		•	•	•		•
		•		•	TENNEFOS		•	•	•		•
		•		•	THANE		•	•	•		•
		•		•	VOSPERS		•	•	•		•
		•		•	WALSH		•	•	•		•
		•		•	WENSTROM		•	•	•		•
		•		•	WRIGHT		•	•	•		•
		•		•	MR. PRESIDENT		•	•	•		•

So the bill passed and the title was agreed to.

Senate Bill No. 2410. — A Bill for an Act to create and enact section 4-30-38.1; and to amend and reenact sections 4-30-02, 4-30-12, 4-30-13, 4-30-14, 4-30-16, 4-30-17, 4-30-18, 4-30-19, 4-30-20, 4-30-27, 4-30-33, 4-30-38, 4-30-39, and 4-30-56; and to repeal chapter 19-06 and section 4-30-36.1 of the North Dakota Century Code, all relating to dairy products production and regulation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 564, the roll was called and there were ayes, 48; nays, 2; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CIUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON	●		● LODOEN			● ROEN			● VOSPERS		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2445. — A Bill for an Act to amend and reenact section 26-27-01 of the North Dakota Century Code, relating to participation by doctors of podiatric medicine in nonprofit medical service 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, 36; nays, 13; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON		●	● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN	●		● KRAUTER			● PETERSON		●	● STRINDEN		●
● CIUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS		●	● REITEN		●	● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPERS		
● FRITZELL	●		● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		●
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG	●		● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senate Bill No. 2447. — A Bill for an Act to amend and reenact sections 43-25-02, 43-25-03, 43-25-04, 43-25-05, 43-25-06, 43-25-07, 43-25-08, 43-25-09, 43-25-10, 43-25-11, 43-25-12, and 43-26-12 of the North Dakota Century Code, relating to massage registration and defining "massage therapist", exemption from registration, nonapplication of physical therapist registration provisions, and replacing masseur and masseuse with massage therapist.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 47; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●			●
ALBERS		●	ISZLER		●	NETHING		●	SOLBERG		●
BARTH		●	JACOBSON		●	OLIN		●	SORUM		●
BERUBE		●	JONES		●	ORANGE		●	STRAND		●
CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN		●
CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS		●
EROMAN		●	LIPS		●	REITEN		●	THANE		●
FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER		●
FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH		●
GOODMAN		●	MILLER		●	SANDS		●	WENSTROM		●
HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT		●
HOLMBERG		●	NELSON		●	SMYKOWSKI		●			

Senate Bill No. 2447 was declared lost.

Senate Bill No. 2449. — A Bill for an Act to create and enact a new section to chapter 57-15 and a new subsection to section 58-03-07 of the North Dakota Century Code, relating to a township tax levy for airport purpose and to the powers of townships concerning airports; and declaring an emergency.

Which has been read.

Senator Sands moved that the proposed amendments to Senate Bill No. 2449 as printed on page 606 of the Senate Journal be withdrawn, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 33; nays, 17; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
ALBERS			ISZLER			NETHING			SOLBERG		
●			JACOBSON			OLIN		●	SORUM		
●			JONES		●	ORANGE		●	STRAND		
●			KRAUTER			PETERSON		●	STRINDEN		
●			LASHKOWITZ		●	RAIT		●	TALLACKSON		
●			LEE		●	REDLIN		●	TENNEFOS		
●		●	LIPS		●	REITEN		●	THANE		
●			LODOEN		●	ROEN		●	VOSPER		
●			MELLAND		●	SANDNESS		●	WALSH		
●			MILLER		●	SANDS		●	WENSTROM		
●			MUTCH		●	SCHIRADO		●	WRIGHT		
●			NAADEN		●	SHABLOW		●	MR. PRESIDENT		
●			NELSON		●	SMYKOWSKI		●			

So the bill passed and the title was agreed to, but the emergency clause lost for lack of a two-thirds majority.

Senate Bill No. 2466. — A Bill for an Act to provide for allocation payments received by counties by the federal government in lieu of taxes.

Which has been read and has committee recommendation for Indefinite Postponement.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
ALBERS			ISZLER			NETHING			SOLBERG		
●			JACOBSON			OLIN		●	SORUM		
●			JONES		●	ORANGE		●	STRAND		
●			KRAUTER		●	PETERSON		●	STRINDEN		
●			LASHKOWITZ		●	RAIT		●	TALLACKSON		
●			LEE		●	REDLIN		●	TENNEFOS		
●			LIPS		●	REITEN		●	THANE		
●			LODOEN		●	ROEN		●	VOSPER		
●			MELLAND		●	SANDNESS		●	WALSH		
●			MILLER		●	SANDS		●	WENSTROM		

HANSON	•	MUTCH	•	SCHIRADO	•	WRIGHT	•
HOFFNER	•	NAADEN	•	SHABLOW	•	MR. PRESIDENT	
HOLMBERG	•	NELSON	•	SMYKOWSKI	•		

Senate Bill No. 2466 was declared lost.

Senate Bill No. 2476. — A Bill for an Act to create and enact a new section to chapter 61-04 of the North Dakota Century Code; and to amend and reenact sections 61-02-11 and 61-03-13 of the North Dakota Century Code, relating to the authority of the state engineer concerning irrigation water permits, and to the procedure for issuance of rules and regulations.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 19; nays, 29; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•		•	ISZLER		•	•	•	•	•		SOLBERG
•			JACOBSON		•		•	•			SORUM
•			JONES		•	•	•	•			STRAND
•		•	KRAUTER			•	•	•	•		STRINDEN
•			LASHKOWITZ			•	•	•			TALACKSON
•			LEE		•	•	•	•			TENNEFOS
•			LIPS		•	•	•	•			THANE
•			LODOEN		•	•	•	•			VOSPER
•		•	MELLAND			•	•	•			WALSH
•		•	MILLER			•	•	•			WENSTROM
•		•	MUTCH		•	•	•	•			WRIGHT
•			NAADEN		•	•	•	•			MR. PRESIDENT
•			NELSON		•	•	•	•			

Senate Bill No. 2476 was declared lost.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2027

Senate Bill No. 2028

Senate Bill No. 2220

Senate Bill No. 2276

Senate Bill No. 2311

Senate Bill No. 2364

Senate Bill No. 2461

Senate Bill No. 2463

Senate Bill No. 2464

Senate Concurrent Resolution No. 4010

Senate Concurrent Resolution No. 4031.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1006

House Bill No. 1066

House Bill No. 1117

House Bill No. 1202

House Bill No. 1230

House Bill No. 1258

House Bill No. 1348

House Bill No. 1462

House Bill No. 1470
House Bill No. 1477
House Bill No. 1500
House Bill No. 1503
House Bill No. 1506
House Bill No. 1568
House Bill No. 1589
House Bill No. 1600
House Bill No. 1655
House Bill No. 1664.

ROY GILBREATH, Chief Clerk

At the conclusion of the 5th Order of Business at 5:30 P.M., and after the reading of Senate Bills 2133, 2188, 2201, 2238, 2256, 2336, 2337, 2343, 2351, 2354, 2383, 2408, 2415, 2419, 2430, 2435, 2457, 2458, 2468, 2472, 2475, 2477, SCR's 4021, 4029 and House Bills 1103, 1041, 1140, 1153, 1264 the Senate adjourn and convene at 1:00 P.M., Tuesday, February 13, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTIETH DAY

Bismarck, February 13, 1979

The Senate convened at 1:00 P.M., with President Pro Tem Strinden presiding.

The prayer was offered by Rev. Irwin Van Leeuwen, First Reformed Church, Litchville, North Dakota.

Almighty God, our Lord, from whom proceed all power and dominion in heaven and on earth, we pray thee to look with favor on thy servants, the Governor of this state, those in places of responsibility and all those in authority. Fill them with wisdom, goodness and truth in all that is said and done this day. Direct their hearts and bless their endeavors that law, order, justice and peace may prevail everywhere.

Make us strong and great as a state in thy fear and in the love of Your righteousness. May we be a blessing to our nation and an active participant in building our nation under Your guidance. We ask this in praise of the glory of Your grace and in the name of Jesus Christ our Lord. Amen.

The roll was called and all Senators were present.

A quorum was declared by the President.

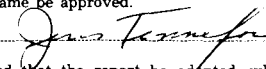
Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-ninth day and recommends that the same be corrected as follows:

On page 622, line 36, delete the first word "good"

On page 636, lines 3, and 5 through 12, delete Senate and insert in lieu thereof "House"

And when so corrected recommends that the same be approved.

 Chairman

SENATOR SHABLOW moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

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

SB NO. 2256

SB NO. 2363

and find the same correctly Re Engrossed

 Chairman
Senator Peterson

Senator Olin 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:

SB NO. 2383
 SB NO. 2430
 SB NO. 2475
 SCR NO. 4021
 SCR NO. 4029

and find the same correctly } Engrossed

Senator Olin }
 Senator Peterson } Chairman
 moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2006 as recommended by the Committee on Appropriations as printed on pages 620, 621 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2033 as recommended by the Committee on Appropriations as printed on pages 621, 622 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2054 as recommended by the Committee on Judiciary as printed on page 622 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2264 as recommended by the Committee on Industry, Business and Labor as printed on page 624 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that Senate Bill No. 2286 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Lodoen moved that the amendments to Senate Bill No. 2322 as recommended by the Committee on Political Subdivisions as printed on page 626 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to Senate Bill No. 2338 as recommended by the Committee on Finance and Taxation as printed on page 627 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2346 as recommended by the Committee on Judiciary as printed on page 627 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to Senate Bill No. 2356 as recommended by the Committee on Social Welfare & Veterans Affairs as printed on page 628 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2438 as recommended by the Committee on Appropriations as printed on page 630 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2454 as recommended by the Committee on Judiciary as printed on pages 630, 631 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to Senate Bill No. 2455 as recommended by the Committee on Finance and Taxation as printed on pages 631, 632 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to House Bill No. 1148 as

recommended by the Committee on Political Subdivisions as printed on page 634 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to House Bill No. 1155 as recommended by the Committee on Political Subdivisions as printed on page 634 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to House Bill No. 1156 as recommended by the Committee on Finance and Taxation as printed on page 635 of the Senate Journal be adopted, which motion prevailed.

MOTION

Senator Lips moved that Senate Bill No. 2279 be returned to the Senate floor from the Committee on Industry, Business and Labor, which motion prevailed.

Senator Lips requested the unanimous consent of the Senate to withdraw Senate Bill No. 2279. There being no objection, it was so ordered by the President.

FIRST READING OF SENATE CONCURRENT RESOLUTION

Senator Sandness introduced:

Senate Concurrent Resolution No. 4060. — A concurrent resolution directing a Legislative Council study of the community placement program at the Grafton State School.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1006. Vocational Education — A Bill for an Act making an appropriation for defraying the expenses of the state board of vocational education of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1066. — A Bill for an Act to establish a unified judicial system, to abolish county courts, county justice courts, and county courts of increased jurisdiction; and to create and enact chapters 27-01.1, 27-02.1, 27-03.1, 27-04.1, 27-06.1, 27-07.1, and 27-24 of the North Dakota Century Code, relating to the general provisions of the unified judicial system, the supreme court, supreme court officials, the district courts, district court officials, probate matters and magistrates, and the municipal courts; and to repeal chapter 11-17, chapters 27-01 through 27-05, chapters 27-06 through 27-08, chapters 27-18 and 30-26, chapters 33-01 through 33-05, chapters 33-07 through 33-12, chapter 40-18, sections 11-09-22 and 11-09-23, subsection 8 of section 11-10-06, and section 11-11-12, 11-15-10, subsection 17 of section 12.1-01-04, and sections 24-07-25, 27-09.1-21, 27-20-04, 28-20-19, 28-26-03, 29-07-06, 31-09-05, 31-09-06, 31-09-07, 32-22-18, 47-18-28, and 47-19-37 of the North Dakota Century Code, relating to clerks of the district courts, the general provisions of the judicial branch of government, the supreme court and its personnel, the district courts, district court clerks and reporters, the county courts, the county courts with increased jurisdiction, probate appeals, the county justice courts, municipal judges, the duty of the boards of county commissioners to provide courts with supplies and attendants, the committal jurisdiction of juvenile courts, preliminary examinations before police magistrates, and the acknowledgment of record title instruments before county justices.

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

House Bill No. 1117. — A Bill for an Act to amend and reenact section 48-10-02 of the North Dakota Century Code, relating to the authority of

the capitol grounds planning commission with respect to the capitol building fund, and making an appropriation.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1202. — A Bill for an Act to provide for the execution, validity, and registration of international wills.

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

House Bill No. 1230. — A Bill for an Act to provide for the renovation of the present warden's residence or the acquisition of a house in Bismarck or Mandan for use as a women's detention facility; detention facility security; alternative women's detention facilities and transfer conditions; and laws applicable to women inmates; to amend and reenact section 12-47-05 of the North Dakota Century Code, relating to officers of the penitentiary; and providing appropriations.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1258. — A Bill for an Act relating to the promotion, advertising, research and development of honey, prescribing a tax on honey production, providing for its collection; and providing penalties for the violation of the Act; and declaring an emergency.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1348. — A Bill for an Act to amend and reenact section 6-09-15.3 of the North Dakota Century Code, permitting loans secured by stock in bank holding companies, eliminating prohibition of loans in excess of North Dakota correspondent balances, and extending the disposal period of bank stock acquired by Bank of North Dakota in foreclosure from one year to three years.

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

House Bill No. 1462. — A Bill for an Act to amend and reenact sections 27-08.1-03 and 27-08.1-06 of the North Dakota Century Code, relating to informal hearings before the small claims court and the examination of judgment debtors, and execution of judgments.

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

House Bill No. 1470. — A Bill for an Act to amend and reenact section 39-18-08 of the North Dakota Century Code, relating to the sale of mobile homes by real estate brokers.

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

House Bill No. 1477. — A Bill for an Act to create and enact a new section to chapter 43-03 of the North Dakota Century Code, relating to architects.

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

House Bill No. 1500. — A Bill for an Act to create and enact a new section to chapter 18-01 of the North Dakota Century Code, relating to the disclosure of information by insurance companies to the state fire marshal.

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

House Bill No. 1503. — A Bill for an Act to create and enact two new

subsections to section 26-41-19 of the North Dakota Century Code, relating to economic loss compensation eligibility of injured persons under the assigned claims plan as a result of motor vehicle accidents.

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

House Bill No. 1506. — A Bill for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code, relating to the amount taxpayers may credit against the income tax for contributions to private colleges in the state; and providing an effective date.

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

House Bill No. 1568. — A Bill for an Act to amend and reenact subsections 1 and 4 of section 23-30-02 of the North Dakota Century Code, relating to authorization of hospital districts.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1589. — A Bill for an Act to regulate products liability actions by providing for the indemnification of the seller by the manufacturer and requiring the manufacturer to assume the defense of the seller in certain actions.

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

House Bill No. 1600. — A Bill for an Act to create and enact a new subsection to section 11-16-05 of the North Dakota Century Code, relating to restrictions upon the powers of state's attorneys to defend criminal cases.

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

House Bill No. 1655. — A Bill for an Act to repeal section 14-07-02 of the North Dakota Century Code, relating to the status of the husband as the head of the family.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1664. — A Bill for an Act to amend and reenact sections 43-20-06, 43-28-05, 43-28-14, and 43-28-17 of the North Dakota Century Code, relating to late registration fees for dental hygienists, compensation of members of the board of dental examiners, dental reexamination fees, and late registration fees for dentists.

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

RECOGNITION

Senator Nothing moved that a committee of two be appointed to escort Mr. James Biddle, President, National Trust for Historic Preservation, to the rostrum.

The motion prevailed, and the President appointed as such committee, Senators Lee and Dotzenrod. Mr. Biddle was escorted to the rostrum, whereupon he addressed the assembly.

Senator Nothing moved that the remarks of Mr. Biddle be printed in the Journal, which motion prevailed.

REMARKS OF JAMES BIDDLE, PRESIDENT NATIONAL TRUST FOR HISTORIC PRESERVATION

Thank you Mr. Speaker: I also understand I was being introduced by the Lieutenant Governor. I had an interesting experience last week in Hawaii, sitting next to the Lieutenant Governor there. She was thirty-

five, very blonde, and a very delightful dinner companion, as I'm sure you would be, Sir. In my business you get into all kinds of acts. I know you ladies and gentlemen are very, very busy so I shall be very brief.

I'm often asked the coy old joke "what is the National Trust"? We haven't heard of that particular bank. Well, we're kind of a bank. We are a preservation bank and what we are preserving are the tangible assets of our entire country. I'm here at the invitation of members of the preservation community in North Dakota and tomorrow South Dakota and of our advisors. We have two advisors in each state to keep us abreast of what's happening in the preservation community in the different states.

The National Trust was chartered by our Congress of the United States to be the only national private preservation organization in the country. We are given three responsibilities: One is to preserve sites, buildings, objects of cultural importance to the nation. In other words, we own property all over the nation. Secondly, we are to be a coordinating agency for the whole private sector of the private preservation movement. Thirdly, we're an educational foundation to try to educate at every level to the need to conserve the historic resources of the country. We work out of Washington. We work out of 6 regional offices with a staff of 300 and an annual budget of \$15 million, which is a drop in the bucket, I can assure you, when you try to get every community involved in historic preservation. And, we feel that historic preservation is a movement whose time has truly come.

It has become a grass roots movement with millions of people now involved and I'm meeting some of them right here in North Dakota and some in some of the communities that I will be visiting. I'm here simply to offer the services of the National Trust to your state historic preservation officer and your various historical associations and organizations. Now I was just shown a hole in the ground outside where your own Heritage Building Concept is going up. I hope you will look on the National Trust and our staff and our various services that we can perform. We have expertise from maritime preservation, to neighborhood conservation, to recycling commercial buildings, to rehabilitating inner city slum areas, as well as running museums. So we are a multifaceted force which I hope you all feel free to call upon because our services are there and I think, as you'll agree as we find our membership soaring month by month, the interest in historic preservation is now truly a national one and we are here to serve it. Thank you for letting me be with you today. Thank you.

Report of Standing Committee

Mr. President: Your Committee on Appropriations
to whom was referred Senate Bill No. 2003

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 2, line 5, delete the numerals "2,565,434" and insert
in lieu thereof the numerals "3,020,666"

- On page 2, line 6, delete the numerals "3,508,018" and insert in lieu thereof the numerals "3,872,540"
- On page 2, line 7, delete the numerals "187,174" and insert in lieu thereof the numerals "218,874"
- On page 2, line 8, delete the numerals "127,132" and insert in lieu thereof the numerals "699,757"
- On page 2, line 10, delete the numerals "6,537,758" and insert in lieu thereof the numerals "7,961,837"
- On page 2, delete lines 12 through 33
- On page 2, line 35, delete the numerals "535,312" and insert in lieu thereof the numerals "497,044"
- On page 3, line 6, delete the numerals "774,772" and insert in lieu thereof the numerals "736,504"
- On page 3, line 7, delete the numerals "481,998" and insert in lieu thereof the numerals "461,908"
- On page 3, line 8, delete the numerals "292,774" and insert in lieu thereof the numerals "274,596"
- On page 3, line 9, after the word "appropriation" insert the words "S.B. 2003", and delete the numerals "2,570,365" and insert in lieu thereof the numerals "2,121,901"
- On page 3, line 10, after the word "appropriation" insert the words "S.B. 2003", and delete the numerals "7,838,549" and insert in lieu thereof the numerals "8,423,745"
- On page 3, line 11, delete the numerals "10,408,914" and insert in lieu thereof the numerals "10,545,646"
- On page 3, after line 11, insert the following section:
- "SECTION 2. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury not otherwise appropriated, the sum of \$175,000, or so much thereof as may be necessary, to central data processing for developmental projects during the biennium beginning July 1, 1979, and ending June 30, 1981. Such funds shall only be expended for projects first approved by the budget section of the legislative council."
- On page 3, line 12, delete the numeral "2" and insert in lieu thereof the numeral "3"
- On page 3, line 20, delete the numeral "3" and insert in lieu thereof the numeral "4"
- And renumber the lines, subdivisions, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Central Data Processing

The purpose of the amendment to the Central Data Processing portion of the bill is to consolidate the technical computing section with the Central Data Processing appropriation and to provide \$175,000 for developmental costs to be made available to Central Data Processing upon approval of the Budget Section. It is the intent of the Legislative Assembly that Central Data Processing shall depreciate major equipment and other fixed assets regardless of the source of funds used to purchase such items.

Central Personnel Division

The salaries and wages line item is reduced \$38,268 by deleting funds for an administrative officer I position. Of this amount \$18,178 is from the general fund and \$20,090 is from federal funds.

And when so amended recommends the same do pass .

 Chairman
Senator Lips

Senate Bill No. 2003 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred Senate Bill No. 2008

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

- On page 1, line 20, delete the numerals "1,864,521" and insert in lieu thereof the numerals "1,941,111"
- On page 1, line 21, delete the numerals "378,965" and insert in lieu thereof the numerals "358,813"
- On page 1, line 24, delete the numerals "2,576,649" and insert in lieu thereof the numerals "2,633,087"
- On page 2, line 1, delete the numerals "389,584" and insert in lieu thereof the numerals "359,634"
- On page 2, line 2, delete the numerals "2,187,065" and insert in lieu thereof the numerals "2,273,453"
- On page 2, line 5, delete the numerals "1,078,659" and insert in lieu thereof the numerals "1,109,017"
- On page 2, line 6, delete the numerals "288,511" and insert in lieu thereof the numerals "285,096"
- On page 2, line 9, delete the numerals "1,561,885" and insert in lieu thereof the numerals "1,588,828"
- On page 2, line 10, delete the numerals "249,177" and insert in lieu thereof the numerals "326,395"
- On page 2, line 11, delete the numerals "1,312,708" and insert in lieu thereof the numerals "1,262,433"
- On page 2, line 12, delete the numerals "3,499,773" and insert in lieu thereof the numerals "3,535,886"
- On page 2, line 13, delete the numerals "638,761" and insert in lieu thereof the numerals "686,029"
- On page 2, line 14, delete the numerals "4,138,534" and insert in lieu thereof the numerals "4,221,915"
- On page 2, delete lines 23 through 32

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Increase salaries and wages of the School for the Deaf \$76,590. Of that amount, \$41,782 is to provide for 6.5 percent annual average salary increases and to provide for adequate fringe benefits, including health insurance under the alternate plan; and \$34,808 is to provide funds for two licensed practical nurse positions. The new positions are to provide additional nursing services to multi-handicapped students.

Increase salaries and wages of the School for the Deaf by \$41,782 to provide for 6.5 percent annual average salary increases and to provide for adequate fringe benefits, including health insurance under the alternate plan.

The operating expense line item of the School for the Deaf is reduced by \$20,152. This will provide adequate funds for continuing operations. The operating expense line item includes \$72,031 for food, and \$119,849 for utilities, which consists of electricity, natural gas, and water and sewer.

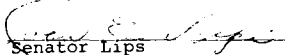
The estimated income line item of the School for the Deaf is reduced by \$29,950 to reflect revised State Land Department interest and income estimates.

Increase salaries and wages of the School for the Blind by \$30,358 to provide for 6.5 percent annual average salary increases and to provide for adequate fringe benefits, including health insurance under the alternate plan.

The operating expense line item of the School for the Blind is reduced by \$3,415. This will provide adequate funds for continuing operations. The operating expense line item includes \$27,215 for steam heat, \$9,450 for electricity, \$3,920 for natural gas, and \$53,114 for food.

The estimated income line item of the School for the Blind is increased \$77,218 to reflect revised State Land Department interest and income estimates.

And when so amended recommends the same do pass.

 Senator Lips Chairman

... Senate Bill No. 2008 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred Senate Bill No. 2038

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- On page 1, line 19, delete the numerals "2,075,089" and insert in lieu thereof the numerals "1,826,916"
- On page 1, line 20, delete the numerals "418,000" and insert in lieu thereof the numerals "357,416"
- On page 1, line 22, delete the numerals "150,000" and insert in lieu thereof the numerals "133,201"
- On page 1, line 23, delete the numerals "120,000" and insert in lieu thereof the numerals "70,000"

- On page 1, line 24, delete the numerals "2,803,089" and insert in lieu thereof the numerals "2,427,533"
- On page 2, line 2, delete the numerals "2,575,557" and insert in lieu thereof the numerals "2,200,001"
- On page 2, line 4, delete the words "UNIFIED JUDICIAL SYSTEM" and insert in lieu thereof the words "JUDGES OF DISTRICT COURT"
- On page 2, line 5, delete the numerals "14,564,468" and insert in lieu thereof the numerals "2,370,658"
- On page 2, after line 5, insert the following line:
- | | |
|---------------------|----------|
| "Judges' retirement | 402,957" |
|---------------------|----------|
- On page 2, line 6, delete the numerals "4,382,972" and insert in lieu thereof the numerals "133,724"
- On page 2, line 7, delete the numerals "578,152" and insert in lieu thereof the numerals "2,000"
- On page 2, delete line 8
- On page 2, after line 8, insert the following lines:
- | | |
|-----------------------|-----------------|
| "Total all funds | \$2,909,339 |
| Less estimated income | <u>151,000"</u> |
- On page 2, line 9, delete the numerals "19,600,592" and insert in lieu thereof the numerals "2,758,339"
- On page 2, line 14, delete the numerals "130,000" and insert in lieu thereof the numerals "127,757"
- On page 2, line 20, delete the numerals "80,146" and insert in lieu thereof the numerals "81,661"
- On page 2, line 21, delete the numerals "44,854" and insert in lieu thereof the numerals "43,105"
- On page 1, line 22, delete the numerals "4,600" and insert in lieu thereof the numerals "2,591"
- On page 2, line 24, delete the numerals "130,000" and insert in lieu thereof the numerals "\$127,757"
- On page 2, line 26, delete the numerals "67,000" and insert in lieu thereof the numerals "64,757"
- On page 2, line 27, delete the numerals "22,243,149" and insert in lieu thereof the numerals "5,023,097"
- On page 2, line 28, delete the numerals "290,532" and insert in lieu thereof the numerals "441,532"
- On page 2, line 29, delete the numerals "22,533,681" and insert in lieu thereof the numerals "5,464,629"
- And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Supreme Court

The salaries and wages line item is reduced \$25,728. Sufficient funds remain in the budget for 6.5 percent annual salary increases and necessary fringe benefits and the increased salary levels provided for Supreme Court justices in House Bill No. 1441. The salaries and wages line item is further reduced \$222,445 by deleting funds for four new positions of an attorney, an assistant deputy clerk of court, a juvenile services coordinator, and an assistant court administrator.

The fees and services line item is reduced by \$60,584.

The supplies and materials line item is reduced by \$16,799.

The equipment line item is reduced by \$50,000.

Judges of District Court

This amendment provides funding for the district courts. Funding for the district courts is included in the executive budget. The salaries and wages for the district courts are reduced \$151,897 from the amount included in the executive budget. Sufficient funds remain in the district court's budget for 6.5 percent annual salary increases and necessary fringe benefits and the increased salary levels provided for district court justices in House Bill No. 1441. The salary and wages line item includes funds for five additional district court justices. The judges' retirement line item is reduced \$9,728 from the amount included in the executive budget.

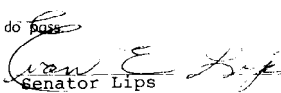
Judges of District Court cont.

Sufficient funds remain in the budget for 6.5 percent annual salary increases for retired judges. The fees and services line item is reduced by \$101,776 from the amount included in the executive budget.

Judicial Qualifications Commission

The salaries and wages line item is increased \$1,515 to provide sufficient funds for 6.5 percent annual salary increases and necessary fringe benefits. The fees and services line item is reduced \$1,749 and supplies and materials is reduced \$2,009.

And when so amended recommends the same do pass

 Chairman
Senator Lips

Senate Bill No. 2038 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations

to whom was referred Senate Bill No. 2040

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 3, after the word "Dakota" insert the following:
"; and declaring an emergency"

On page 1, line 12, delete the numerals "8,276,818" and insert in lieu thereof the numerals "8,929,609"

On page 1, line 17, delete the numerals "3,803,783" and insert in lieu thereof the numerals "3,857,824"

On page 1, line 18, delete the numerals "910,930" and insert in lieu thereof the numerals "898,480"

On page 1, line 21, delete the numerals "950,915" and insert in lieu thereof the numerals "940,355"

On page 1, line 22, delete the numerals "629,340" and insert in lieu thereof the numerals "601,100"

On page 2, after line 1, insert the following:

"Private land habitat improvement \$650,000"
and deer depredation fund

On page 2, line 3, delete the numerals "8,276,818" and insert in lieu thereof the numerals "8,929,609"

On page 2, line 8, delete the word "budet" and insert in lieu thereof the word "budget"

On page 2, after line 19, insert the following sections:

"SECTION 4. SALARIES AND QUALIFICATION OF COMMISSIONER.) The legislative assembly encourages the appointment of a game and fish commissioner possessing a bachelor's degree, or the equivalent thereof, in fishery and wildlife management or a related natural science, and having experience in fish and wildlife management and public administration, including the supervision of employees, development of programs, and the preparation of budgets. If the commissioner meets such qualifications, the commissioner's salary shall be \$32,000 for the first year of the biennium and \$34,080 for the second year of the biennium. If the new commissioner does not meet such qualifications, the commissioner's salary shall not exceed \$51,000 for the 1979-81 biennium.

SECTION 5. LEGISLATIVE INTENT - LANDS ACQUIRED BY GAME AND FISH DEPARTMENT.) Lands acquired by the game and fish department shall qualify as mitigated acres required by the federal fish and wildlife department in regard to the Garrison Diversion Project.

SECTION 6. EMERGENCY.) Section 5 of this Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment increases the salaries and wages line item by \$17,257 to increase the commissioner's salary to \$32,000 for the first year of the biennium and to \$34,080 for the second year of the biennium if the commissioner meets the qualifications as stated in Section 4 of this bill. Salaries and wages are also increased \$96,596 to provide adequate fringe benefits for the department and salaries are reduced by \$59,812 to delete two game wardens which were allowed as new positions by the Executive Budget Office.

This amendment also decreases fees and services by \$12,450, supplies and materials by \$10,560 and equipment by \$28,240 which funds are related to the game warden positions.

This amendment includes a new line item, "private land habitat improvement and deer depredation fund for \$650,000." The funds appropriated in this line item are interest moneys earned on game and fish department funds.

And when so amended recommends the same do pass

Charles E. Lips Chairman
Senator Lips

Senate Bill No. 2040 was placed on the 6th

order of business on the calendar for the succeeding legislative day

Mr. President: Your Committee on Appropriations

to whom was referred Senate Bill No. 2149

Has had the same under consideration and recommends that the same

- do pass
 be indefinitely postponed
 be placed on calendar without recommendation
 be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide for the creation of a board of medical investigations; to provide for termination of the board; and to provide an appropriation.

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

SECTION 1. PURPOSE.) Effective medical and legal investigations of deaths require cooperation and understanding between those who enforce the laws of this state and those upon whom the enforcement officials depend for initial information as to the cause and circumstances which lead to sudden and unexpected death. It is the purpose of this Act to establish a board of medical investigations to study the existing medicolegal system within the state and report its findings during the regular session of the forty-seventh legislative assembly.

SECTION 2. DEFINITIONS.) In this chapter unless the context or subject matter otherwise requires:

1. "Board" means the board of medical investigations as established herein.
2. "State medical investigator" means a licensed North Dakota physician or a physician eligible to be licensed to practice in North Dakota appointed by the board to administer the state medical investigations program.

SECTION 3. BOARD OF MEDICAL INVESTIGATIONS - CREATION - MEMBERSHIP - COMPENSATION - TERMINATION DATE.) There is created the "board of medical investigations", consisting of the dean of the medical school at the university of North Dakota, the state health officer, the attorney general, a member from the state medical association, a member from the state peace officers association, a member from the North Dakota pathologists society, and a member from the state funeral directors association each of the latter four members to be appointed by the governor for three-year terms. The associations shall submit a list of three names for each appointive position to the governor. The attorney general shall serve as chairman of the board. The members of the board of medical investigations shall receive no compensation for their services as board members other than reimbursement provided for travel expenses pursuant to sections 44-08-04 and 54-06-09.

The board of medical investigations shall, as soon as possible after July 1, 1979, meet to develop standards and procedures for the implementation and completion of the study called for by this Act by January 1, 1981. The board during this interim period will be permitted to do any and all things necessary to develop effective standards and procedures to enable the study to be completed by January 1, 1981. The provisions of this Act shall remain in effect until June 30, 1982, and shall thereafter be of no force and effect.

SECTION 4. MEETINGS - DUTIES.)

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1. The board of medical investigations shall meet at least annually and as often as necessary to conduct the business of the board. Additional meetings may be called by the chairman or by a majority of the members of the board.
2. The board of medical investigations shall promulgate such standards and procedures as may be necessary to carry out the intent of this Act and shall formulate and provide direction for the office of the state medical investigator.
3. The board of medical investigations shall select a qualified state medical investigator who shall be assigned as an employee for fiscal purposes to the state department of health, but shall be accountable to the board and under the board's direction. The state medical investigator shall be subject to merit system and central personnel rules and regulations, and shall be advisory to the board.

SECTION 5. STATE MEDICAL INVESTIGATOR -
QUALIFICATIONS - DUTIES - OFFICE.)

1. The state medical investigator shall be a physician licensed to practice in North Dakota. The medical investigator shall have expertise in the fields of anatomical pathology and forensic medicine, and shall be certified or eligible for certification by the American board of pathology in forensic pathology.
2. The state medical investigator, at the discretion of the board, shall maintain an office either in the state department of health or at the medical school of the university of North Dakota.
3. The state medical investigator will collect and analyze such data as is necessary to develop the study, and, in conjunction with the board, shall prepare and submit the study, including conclusions and recommendations, to the legislative assembly.
4. The state medical investigator shall be available for assistance, consultation, and training to county coroners and other interested entities or individuals at the discretion of the board.
5. Funds for the operation of the state medical investigator program as set out in this Act shall be appropriated to and administered by the state department of health.

SECTION 6. STUDY OF VIOLENT DEATH.) The study as provided by this Act shall include all deaths in this state that occur as a result of violence, suicide, or by casualty; while under anesthesia, by abortion or suspected abortion; by poison or suspected poison; or suddenly when in apparent good health, or when unattended by a physician; or in any prison or penal institution, or when in public custody; or from a disease resulting from employment, including a disease related to injury; or from an undiagnosed cause which may be related to a disease constituting a threat to public health; or in any suspicious or unusual manner.

SECTION 7. APPROPRIATION.) There is hereby appropriated from any federal, private, or other funds,

the sum of \$150,000.00, or so much thereof as may be necessary, to the North Dakota state department of health for use by the board of medical investigations for the biennium beginning July 1, 1979, and ending June 30, 1981."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass

[Signature]
Senator Lips Chairman

Senate Bill No. 2149 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2167

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- On page 1, line 4, delete the following: "and access to the"
- On page 1, line 5, delete the word "shelters"
- On page 2, line 26, delete "another" and insert in lieu thereof "the new"
- On page 2, line 27, delete "park" and insert in lieu thereof "lot"
- On page 2, line 28, after the word "owner" insert "if they so agree" and delete the remainder of the line
- On page 2, delete lines 29 through 34
- On page 3, delete lines 1 through 3

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same be indefinitely postponed.

[Signature]
Senator Reiten Chairman

Senate Bill No. 2167 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY BUSINESS AND LABOR to whom was referred Senate Bill No. 2202

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

[Signature]
Senator Reiten Chairman

Senate Bill No. 2202 was placed on the eleventh

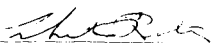
order of business on the calendar for the succeeding legislative day.

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Mr. President: Your Committee on Industry, Business & Labor
to whom was referred Senate Bill No. 2204

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:


Chairman
Senator Reiten

Senate Bill No. 2204 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on STATE AND FEDERAL GOVERNMENT
to whom was referred Senate Bill No. 2208

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

On page 1, line 14, delete the strike-through over the word "~~shall~~"
and delete the word "may"

On page 1, strike through all of lines 16 through 20

On page 1, line 21, strike through the letter "b" and insert the
letter "a"

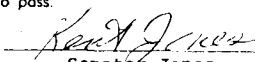
On page 2, line 6, strike through the letter "c" and insert the
letter "b"

On page 2, after line 9 insert the following new paragraph:

"Summary statements may include, but not be limited to, a
comparative consolidated balance sheet showing all the
assets and liabilities of the state and the surplus
or deficit, as the case may be, at the close of the first
fiscal year of the current biennium."

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.


Chairman
Senator Jones

Senate Bill No. 2208 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2217

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete the word "sections" and insert in lieu thereof the word "section"

On page 1, line 3, delete the words "and escalation of future workmen's"

On page 1, line 4, delete the words "compensation benefits"

On page 2, line 3, after the period add the following: "This offset will become effective on January 1, 1980, provided that it meets the criteria necessary to allow states to offset federal benefits under Title II of the Social Security Act (42 U.S.C. 424a)."

On page 2, delete lines 4 through 14

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

Senate Bill No. 2217 was placed on the sixth day of the order of business on the calendar for the succeeding legislative day. Senator Reiten Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President Industry, Business and Labor Your Committee on Senate Bill No. 2219 to whom was referred.

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 17, strike-through the words "equal to" and insert in lieu thereof the words "of ninety dollars"

On page 1, strike-through all of line 18

On page 1, line 19, strike through the words "not to exceed"

On page 1, line 20 delete the words "sixty percent of the average weekly"

On page 1, delete all of line 21

On page 1, line 22, delete the word "dollar"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Senate Bill No. 2219 was placed on the sixth day of the order of business on the calendar for the succeeding legislative day. Senator Reiten Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President Education Your Committee on Senate Bill No. 2227 to whom was referred.

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows.

On page 1, line 20, delete the word "then" and insert in lieu thereof the word "thence"

On page 2, line 1, delete the word "feet" and insert in lieu thereof the word "minutes"

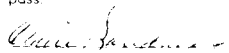
On page 2, line 2, delete the word "east" and insert in lieu thereof the word "west"

On page 2, line 13, delete the first word "feet" and insert in lieu thereof the word "minutes"

On page 2, line 13, after the word "five" delete the second word "feet" and insert in lieu thereof the word "minutes"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass

 Chairman
Senator Sandness

Senate Bill No. 2227 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2229

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

On page 2, line 20, delete the words "twenty-five" and on the same line strike-through the word "dollars" and insert in lieu thereof the following: "eighteen percent of the average weekly wage rounded to the next higher multiple of one dollar if not a multiple of one dollar"

On page 3, line 13, delete the words "one and thirty-five hundredths" and insert in lieu thereof the words "one and fifty hundredths"


On page 4, delete lines 9 through 15 and insert in lieu thereof the following:

<u>1.50 to 1.75</u>	<u>12</u>
<u>1.76 to 1.95</u>	<u>14</u>
<u>1.96 to 2.15</u>	<u>16</u>

<u>2.16 to 2.35</u>	<u>18</u>
<u>2.36 to 2.55</u>	<u>20</u>
<u>2.56 to 2.75</u>	<u>22</u>
<u>2.76 to 2.95</u>	<u>24</u>
<u>2.96 or more</u>	<u>26</u>

And renumber the lines accordingly

And when so amended recommends the same do pass.

 Chairman
 Senator Reiten
 Senate Bill No. 2229 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Industry, Business and Labor
 to whom was referred Senate Bill No. 2231

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

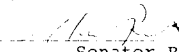
be amended as follows:

On page 2, line 15, after the numeral "52-03" insert the words "of the"

On page 2, line 21, after the period insert the following: "Any such separate appointments shall be on a nonpartison, merit basis."

And renumber the lines accordingly

And when so amended recommends the same do pass.

 Chairman
 Senator Reiten
 Senate Bill No. 2231 was placed on the sixth

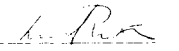
order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on INDUSTRY BUSINESS AND LABOR
 to whom was referred Senate Bill No. 2232

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
 Senator Reiten
 Senate Bill No. 2232 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

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Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2265

Has had the same under consideration and recommends that the same


do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 2, line 26, delete the word "eighty" and insert in lieu thereof the word "seventy"

And renumber the lines accordingly

And when so amended recommends the same do pass.

 Chairman
Senate Bill No. 2265 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2278

Has had the same under consideration and recommends that the same

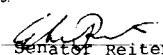
do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 12, delete the following words "any estimated or actual" and insert in lieu thereof the following words "maximum potential"

And renumber the lines accordingly

And when so amended recommends the same do pass.

 Chairman
Senate Bill No. 2278 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on AGRICULTURE
to whom was referred Senate Bill No. 2280

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to create and enact five new sections to chapter 10-06 of the North Dakota Century Code, authorizing small family-type corporations to engage in farming and ranching operations within specified limitations, providing for a definition of farming, requiring reports, and providing for

enforcement; to amend and reenact section 10-06-01 of the North Dakota Century Code, prohibiting farming by corporations; to repeal sections 10-06-02, 10-06-03, 10-06-05, and 10-06-06 of the North Dakota Century Code, relating to disposal of lands acquired prior to July 29, 1932, disposal of lands acquired subsequent to July 29, 1932, title to farm lands acquired by corporation since July 29, 1932, and the sale of the lands of noncomplying corporations; and providing a penalty.

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

SECTION 1.) A new section to chapter 10-06 of the North Dakota Century Code is hereby created and enacted to read as follows:

CORPORATIONS ALLOWED TO CARRY ON FARMING AND RANCHING OPERATIONS - LIMITATIONS.) Nothing in this chapter shall be construed as prohibiting any domestic corporation from owning real estate or carrying on farming or ranching operations, if the domestic corporation meets all of the following qualifications:

1. Shareholders or members do not exceed fifteen in number, and each shareholder or member is related to each of the other shareholders or members within one of the following degrees of kinship: parent, child, grandparent, grandchild, brother, sister, uncle, aunt, nephew, niece, great-grandparent, great-grandchild, first cousin, or is the spouse of a person so related.
2. The corporation does not have as a shareholder or member a person, other than a trust or estate, who is not a natural person.
3. The corporation does not have as a shareholder or member any person who is not a citizen of the United States or a permanent resident alien of the United States.
4. The corporation does not have more than one class of shares.
5. The officers and directors of the corporation are limited to stockholders or members who are actively engaged in operating the farm or ranch. At least one of its shareholders or members shall be an individual residing on or operating the farm or ranch.
6. At least fifty-one percent of the gross income of the corporation comes from farming or ranching operations.
7. The corporation's income from rent, royalties, dividends, interest, and annuities does not exceed twenty percent of the corporation's gross receipts.

SECTION 2.) A new section to chapter 10-06 of the North Dakota Century Code is hereby created and enacted to read as follows:

FARMING - DEFINITION.) As used in this chapter, "farming" means a cultivation of land for production of agricultural crops or livestock, or the raising of livestock or livestock products, poultry or poultry products, milk or dairy products, or fruit or horticultural products. It does not include production of timber or forest products, nor does it include a

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contract whereby a processor or distributor of farm products or supplies provides grain, harvesting, or other farm services.

SECTION 3.) A new section to chapter 10-06 of the North Dakota Century Code is hereby created and enacted to read as follows:

REPORTS.) Every corporation engaged in farming after July 1, 1979, shall file with the secretary of state a report containing all of the following information:

1. The name of the corporation and its place of incorporation.
2. The address of the registered office of the corporation in this state and the name and address of its registered agent in this state.
3. The acreage and location listed by section, township, range, and county of all land in the state owned or leased by the corporation and used for farming.
4. The names and addresses of the officers and the members of the board of directors of the corporation.
5. The numbers of shares of stock or the percentage of interest and the acreage the corporation used for farming owned or leased by persons residing on the farm and actively engaged in farming and the number of shares of stock or the percentage of interest in the acreage of the corporation used for farming owned or leased by relatives within the degree of kinship listed in subsection 1 of section 1.
6. The name, address, and number of the shares of stock or the percentage of interest in the acreage of the corporation use for farming owned or leased by each stockholder or member and the relationship of each stockholder or member to the other stockholders or members.
7. A statement as to percentage of gross receipts of the corporation derived from rent, royalties, dividends, interest, and annuities.

No corporation may commence farming in this state until the secretary of state has inspected the reports and certified that its proposed operations comply with the provisions of section 1 of this Act. Each corporation engaged in farming shall file an annual report containing the information with respect to the preceding calendar year prior to March first of each year.

SECTION 4.) A new section to chapter 10-06 of the North Dakota Century Code is hereby created and enacted to read as follows:

FAILING TO FILE REPORT - FALSIFIED INFORMATION - PENALTY.) Every corporation which fails to file any report required under the provisions of this chapter or willfully files false information on any report required under the provisions of this chapter is guilty of a class A misdemeanor.

SECTION 5.) A new section to chapter 10-06 of the North Dakota Century Code is hereby created and enacted to read as follows:

ENFORCEMENT.) If the attorney general has reason to believe that any person is violating the provisions of this chapter, the attorney general shall commence an action in the district court in which any agricultural or farm land relative to the violation is situated, or if situated in two or more counties, in the district court for that county in which a substantial part of the land is situated. The attorney general shall file for the record with the register of deeds in each county in which any portion of the land is located a notice of the pendency of the action. If the court finds that the land in question is being held in violation of this chapter, it shall enter an order so declaring. The attorney general shall file any such order for record with the register of deeds of each county in which any portion of the land is located. Thereafter, the corporation, owning or leasing the land has a period of three years from the date of the order to divest itself of the lands. During the three-year period, the corporation may farm and use the lands for agricultural purposes. The three-year limitation period is deemed to be a covenant running with the title to the land against any grantee, successor, or assignee of the corporation, which is also a corporation. Any land not divested within the time prescribed shall be sold at public sale in the manner prescribed by law for the foreclosure of a real estate mortgage by action. In addition, any prospective or threatened violation may be enjoined by an action brought by the attorney general in the manner provided by law. It shall be lawful for any corporation, domestic or foreign, to acquire agricultural or farm land as security for indebtedness, by process of law in the collection of debts, or by any procedure for the enforcement of a lien or claim thereon, whether created by mortgage or otherwise; provided, that all agricultural or farm land acquired as security for indebtedness, in the collection of debts, or by the enforcement of a lien or claim shall be disposed of within three years after acquiring ownership, if the acquisition would otherwise violate this chapter.

SECTION 6. AMENDMENT.) Section 10-06-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

10-06-01. FARMING BY DOMESTIC AND FOREIGN CORPORATIONS PROHIBITED.) All corporations, both domestic and foreign, except as otherwise provided in this chapter, are hereby prohibited from engaging in the business of farming or agriculture. For the purposes of this chapter the term "corporation" includes joint stock companies and associations.

SECTION 7. REPEAL.) Sections 10-06-02, 10-06-03, 10-06-05, and 10-06-06 of the North Dakota Century Code are hereby repealed."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass:


 Senator Iszler, Chairman

Senate Bill No. 2280 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY BUSINESS AND LABOR

to whom was referred Senate Bill No. 2300

Has had the same under consideration and recommends that the same

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do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

Senator Reiten Chairman

Senate Bill No. 2300 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR to whom was referred Senate Bill No. 2302

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and insert in lieu thereof the following:

"for an Act to prohibit duplication of keys marked with "Do Not Duplicate", "Do Not Copy", or words of similar intent; and providing a penalty.

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

SECTION 1. DUPLICATION OF KEYS.) Except as provided in section 2, no person shall duplicate or make a key from another key marked with the words "Do Not Duplicate", "Do Not Copy", or words of similar intent.

SECTION 2. DEFENSES.) It shall be an affirmative defense to prosecution under section 1 that:

- 1. The person made or duplicated the key for his employer, solely for use within the employer's place of business.
2. The person for whom the key was made or duplicated owns the lock which the key fits.

SECTION 3. PENALTY.) Any person who violates any provision of this Act is guilty of a class B misdemeanor."

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.

Senator Reiten Chairman

Senate Bill No. 2302 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY to whom was referred Senate Bill No. 2332

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

On page 1, line 1, after the word "sections" delete the numerals "39-06-44,"

On page 1, line 4, delete the words "penalties for"

On page 1, line 5, delete the words "permitting unauthorized minors to drive,"

On page 1, delete all of lines 11 thru 21

On page 2, delete all of lines 1 and 2

On page 2, line 13, delete the word "the" and following the word "guardian" insert the following words "who may be charged and found guilty under the provisions of section 39-06-44" and on the same line delete the words "of any"

On page 2, delete all of lines 14 and 15

On page 3, line 10, delete the words "minor or other"

On page 3, line 11, delete the numerals and word "39-06-44 or"

On page 3, line 15, delete the strike-through on the numerals "39-06-44,"

On page 3, line 34, delete the strike-through on the words and numerals "~~{3}--Permitting-----2-points~~"

On page 3, line 35, delete the strike-through on the words "~~unauthorized-minor~~"


On page 4, line one, delete the strike-through on the words "~~to drive~~" and on the same line insert the following words: "in violation of section 39-06-44"

On page 11, delete all of lines 28 through 31

On page 11, line 32, delete the numeral "(10)" and insert in lieu thereof the numeral "(9)"

And renumber the sections, lines and pages accordingly.

And when so amended recommends the same do pass


Senator Sands Chairman

Senate Bill No. 2332 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2339

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

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On page 1, line 1, delete the words: "a new subsection to"
 On page 1, line 2, delete the words: "section 52-04-07 and"
 On page 1, line 3, delete the words: "to when unemployment"
 On page 1, delete all of line 4
 On page 1, line 5, delete the words: "base period employers and"
 On page 1, delete all of lines 9 through 18

And renumber the lines, pages and sections accordingly.

And when so amended recommends the same do pass.

[Signature]
 _____ Chairman
 Senator Reiten

Senate Bill No. 2339 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business & Labor
 to whom was referred Senate Bill No. 2355

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

[Signature]
 _____ Chairman
 Senator Reiten

Senate Bill No. 2355 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
 to whom was referred Senate Bill No. 2362

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

On page 1, line 6, following the word "machines" delete the word "or"

On page 1, line 7, delete the following words: "electronic voting systems"

On page 1, line 15, delete the following words: "or electronic voting systems"

On page 3, line 25, delete the following words: "In any precinct in which an"

On page 3, delete all of lines 26 through 30

On page 3, line 31, delete the following: "used."

On page 3, delete all of lines 33 and 34

On page 4, delete all of lines 1 through 6

On page 6, delete all of lines 8 through 15

And renumber the lines, sections and pages accordingly

And when so amended recommends the same be indefinitely postponed.

Senator Sands Chairman
Senator Sands

Senate Bill No. 2362 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on JUDICIARY

to whom was referred SENATE Bill No. 2402

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 12, delete "12" and insert in lieu thereof "6"

On page 2, line 2 delete strike-through over the words "No-statutory" and delete "A of five"

On page 2, line 3 delete "hundred dollars" and after "a" insert "first"

And renumber the lines accordingly

And when so amended recommends the same do pass.

Senator Sands Chairman
SENATOR SANDS

SENATE Bill No. 2402 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR

to whom was referred Senate Bill No. 2404

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2, line 7, after the word "ate" insert the words "price payable in one or more" and delete the word "payment" and insert in lieu thereof the word "payments" and strike through the words "price payable in"

- On page 2, line 8, strike through the word "installments"
- On page 2, line 16, strike through the period and insert after it the following: ", or" and strike through the word "The"
- On page 2, line 17, strike through the following: "term includes a"
- On page 2, line 18, delete the words "security agreement" and strike-through the word "and"
- On page 5, line 2, strike through the words "shall be" and delete the following "contained in a single"
- On page 5, line 3, delete the word "document" and strike through the comma
- On page 5, delete the strike-through on all of lines 17 through 20
- On page 5, line 21, delete the strike-through on the following: "e-"
- On page 5, line 25, delete the strike-through on the following: "when-you-sign-it"
- On page 5, line 26, delete the strike-through on the following: "following-rights,-among-others,-{a}"
- On page 5, line 29, delete the strike-through on the following: "--{b}-to-redeem-the"
- On page 5, delete the strike-through on all of lines 30 through 32
- On page 5, line 33, delete the strike-through on the following: "repossessed-" and delete the following: ", if any"
- On page 6, delete the strike-through on all of line 31
- On page 6, delete the strike-through on all of line 32 and insert after the word "any" the following: ", and whether it is new or used"
- On page 7, line 31, after the letter "j-" insert the letter and period "k." and delete the strike-through on the remainder of the line
- On page 7, delete the strike-through on all of lines 32 through 35
- On page 8, delete the strike-through on all of lines 1 through 7
- On page 8, line 8, delete the letter "k" and insert in lieu thereof the letter "l"
- On page 8, line 12, after the word "payment" delete the comma and also delete the words "and the buyer," and insert in lieu thereof a period "."
- On page 8, delete all of lines 13 through 18
- On page 10, line 11, delete the words "the amount determined by" and insert in lieu thereof the words "ten percent of the delinquent installment payment or ten dollars, whichever is less"
- On page 10 delete line 12

On page 10, line 13, delete the following: "contract is written to the installment in default" and strike through the word "or"

On page 10, line 14, strike through the following: "five dollars, whichever is less"

On page 10, line 16, after the word "installment" insert the words "in addition to interest accruing thereon" and strike through the words "regardless of"

On page 10, line 17, strike through the following: "the period during which it remains in default"

On page 13, delete lines 8 through 11 and insert in lieu thereof the following new subsection:

"1. In the absence of the buyer's default, the holder may, arbitrarily and without reasonable cause, accelerate the maturity of any part or all of the time balance owing thereunder."

On page 13, line 31, after the word "sale" delete the following: ", or" and insert in lieu thereof the words "and any"

On page 14, line 29, delete the words "personal property" and insert in lieu thereof the words "motor vehicle"

On page 14, line 30, delete the words "personal property" and insert in lieu thereof the words "motor vehicle"

On page 15, line 1, after the word "any" insert the word "other"

On page 15, delete lines 29 through 32

On page 17, after line 18, insert the following new section:

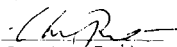
"SECTION 9.) A new section to chapter 51-13 is hereby created and enacted to read as follows:

APPLICABILITY.) No provision of this chapter shall apply to a retail installment sale of personal property if:

- 1. The cash price of the personal property exceeds twenty-five thousand dollars; and
- 2. The personal property is to be used primarily for a business or commercial purpose, not a personal, family, household or agricultural purpose."

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Reiten

Senate Bill No. 2404 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business & Labor to whom was referred Senate Bill No. 2418

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

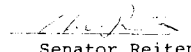
be amended as follows:

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On page 2, line 16, after the word "loan" insert the following:
"or forbearance of money, goods, or things in action"

And renumber the lines accordingly

And when so amended recommends the same do pass.

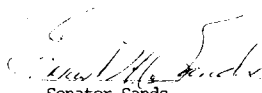
 Chairman
Senator Reiten
Senate Bill No. 2418 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred Senate Bill No. 2425

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

 Chairman
Senator Sands
Senate Bill No. 2425 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on JUDICIARY
to whom was referred SENATE Bill No. 2433

Has had the same under consideration and recommends that the same

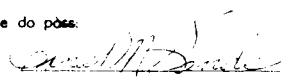
- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 1, line 13 strike-through over the words "loaded firearm"
and insert in lieu thereof "rifle or shotgun with
cartridge in the chamber"

On page 1, line 14 after the word "vehicle" insert "within any city"

And renumber the lines accordingly

And when so amended recommends the same do pass.

 Chairman
SENATOR SANDS
Senate Bill No. 2433 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on AGRICULTURE

to whom was referred Senate Bill No. 2443

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 7, delete the following: "After the effective date of this Act, except" and insert in lieu thereof the word "Except"

On page 1, line 8, after the word "any" insert the word "fee simple"


On page 1, line 13, after the period insert the following: "This act shall not apply to any interest in minerals owned by any governmental entity."

On page 1, line 15, after the word "severed" insert the words "fee simple"

On page 2, line 9, after the period insert the following: "An owner of any severed fee simple mineral interest shall have a period of three years from the effective date of this act to record such notice notwithstanding that the twenty year dormancy period may have already run or may run within three years from the effective date of this act."

And renumber the lines, pages, and sections accordingly.

And when so amended recommends the same do pass


 Senator Iszler Chairman
 Senate Bill No. 2443 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

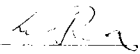
Mr. President : Your Committee on INDUSTRY BUSINESS AND LABOR

to whom was referred Senate Bill No. 2446

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 Senator Reiten Chairman
 Senate Bill No. 2446 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on JUDICIARY

to whom was referred Senate Bill No. 2479

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Carol M. Sands Chairman
Senator Sands

Senate Bill No. 2479 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government
to whom was referred House Bill No. 1157

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Kent Jones Chairman
Senator Jones

House Bill No. 1157 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education
to whom was referred House Bill No. 1208

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Clara Sandness Chairman
Senator Sandness

House Bill No. 1208 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government
to whom was referred House Bill No. 1213

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Kent Jones Chairman
Senator Jones

House Bill No. 1213 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

TUESDAY, FEBRUARY 13, 1979

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Mr. President Your Committee on State & Federal Government

to whom was referred House Concurrent Resolution No. 3007

Has had the same under consideration and recommends that the same

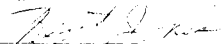
do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- On page 1, line 5 after the first comma, insert the word "and"
- On page 1, line 5 delete the words and the comma ", and Employment"
- On page 1, line 6 delete the words "Security Bureau retirement program"
- On page 1, line 8 after the second comma, insert the word "and"
- On page 1, line 9 delete the words and the comma ", and the Employment Security"
- On page 1, line 10 delete the words "Bureau retirement program"
- On page 1, line 18 after the comma, insert the word "and"
- On page 1, line 19 delete the words and the comma ", and the Employment Security Bureau retirement program"
- On page 2, line 12 after the second comma, insert the word "and"
- On page 2, line 13 delete the words and the comma ", and the Employment Security"
- On page 2, line 14 delete the words Bureau retirement program"

And renumber the lines, pages, and sections accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Jones

House Concurrent Resolution No. 3007 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

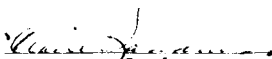
Mr. President Your Committee on Education

to whom was referred House Concurrent Resolution No. 3010

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Sandness

House Concurrent Resolution No. 3010 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

SECOND READING OF SENATE BILLS

Senate Bill No. 2133. — A Bill for an Act to provide for supplementary benefits to persons receiving workmen's compensation benefits under previous benefit allowances; and to provide an appropriation.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 6; nays, 42; absent and not voting, 2.

Table titled NORTH DAKOTA SENATE ROLL CALL 1979 LEGISLATURE. Columns include REGULAR SESSION (YEAS, N-V, NAYS) and 1979 LEGISLATURE (YEAS, N-V, NAYS). Lists names of senators and their voting status.

Senate Bill No. 2133 was declared lost.

MOTION

Senator Lodoen moved that the Senate reconsider its action by which Senate Bill No. 2449 passed, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2449. — A Bill for an Act to create and enact a new section to chapter 57-15 and a new subsection to section 58-03-07 of the North Dakota Century Code, relating to a township tax levy for airport purpose and to the powers of townships concerning airports; 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, 40; nays, 9; absent and not voting, 1.

Table titled NORTH DAKOTA SENATE ROLL CALL 1979 LEGISLATURE. Columns include REGULAR SESSION (YEAS, N-V, NAYS) and 1979 LEGISLATURE (YEAS, N-V, NAYS). Lists names of senators and their voting status.

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

Senate Bill No. 2188. — A Bill for an Act to amend and reenact subsection 8 of section 6-03-02 of the North Dakota Century Code, relating to powers of banks.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 46; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●			●
ALBERS		●	ISZLER		●	NETHING		●	SOLBERG		●
BARTH		●	JACOBSON		●	OLIN		●	SORUM		●
BERUBE		●	JONES		●	ORANGE		●	STRAND		●
CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN		●
CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS		●
ERDMAN		●	LIPS		●	REITEN		●	THANE		●
FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER		●
FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH		●
GOODMAN		●	MILLER		●	SANDS		●	WENSTROM		●
HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
HOFFNER		●	NAADEN		●	SHARLOW		●	MR. PRESIDENT		
HOLMBERG		●	NELSON		●	SMYKOWSKI		●			

Senate Bill No. 2188 was declared lost.

Senate Bill No. 2201. — A Bill for an Act to amend and reenact section 52-09-03 of the North Dakota Century Code, relating to the administration of the old-age and survivors insurance system and to amend and reenact subsection D of section 52-09-20 of the North Dakota Century Code, relating to the determination of the primary insurance benefit under the 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
ALBERS			ISZLER			NETHING			SOLBERG		
BARTH			JACOBSON			OLIN			SORUM		
BERUBE			JONES			ORANGE			STRAND		
CHRISTENSEN			KRAUTER			PETERSON			STRINDEN		
CUSSONS			LASHKOWITZ			RAIT			TALLACKSON		
DOTZENROD			LEE			REDLIN			TENNEFOS		
ERDMAN			LIPS			REITEN			THANE		
FARRINGTON			LODOEN			ROEN			VOSPER		
FRITZELL			MELLAND			SANDNESS			WALSH		
GOODMAN			MILLER			SANDS			WENSTROM		
HANSON			MUTCH			SCHIRADO			WRIGHT		
HOFFNER			NAADEN			SHARLOW			MR. PRESIDENT		
HOLMBERG			NELSON			SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2238. — A Bill for an Act to amend and reenact section 41-04-30 of the North Dakota Century Code, relating to a bank customer's right to stop payment of a check.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 23; nays, 27; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS			ISZLER			NETHING			SOLBERG		
BARTH			JACOBSON			OLIN			SORUM		
BERUBE			JONES			ORANGE			STRAND		
CHRISTENSEN			KRAUTER			PETERSON			STRINDEN		
CUSSONS			LASHKOWITZ			RAIT			TALLACKSON		
DOTZENROD			LEE			REDLIN			TENNEFOS		
ERDMAN			LIPS			REITEN			THANE		
FARRINGTON			LODOEN			ROEN			VOSPER		
FRITZELL			MELLAND			SANDNESS			WALSH		

• GOODMAN		• MILLER	• SANDS	• WENSTROM
• HANSON	•	• MITCH	• SCHIRADO	• WRIGHT
• HOFFNER	•	• NAADEN	• SHABLOW	• MR. PRESIDENT
• HOLMBERG	•	• NELSON	• SMYKOWSKI	

Senate Bill No. 2238 was declared lost.

CONFIRMATION SESSION

Senator Nething moved that the Senate resolve itself into a confirmation session, which motion prevailed.

REPORT OF STANDING COMMITTEES CONCERNING GOVERNOR'S APPOINTMENTS

Mr. President: Your Committee on Education recommends that the Senate do advise and consent to the following Governor's appointments:
State Board of Public School Education

Mr. Robert P. Miller

July 1, 1978 - July 1, 1984

Mrs. Lois Carter

July 1, 1978 - July 1, 1984

SENATOR SANDNESS, Chairman

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

Mr. President: Your Committee on Education recommends that the Senate do advise and consent to the following Governor's appointments:
Council on the Arts and Humanities

Dr. John Hove

July 1, 1978 - July 1, 1983

Mrs. Alma Studness

July 1, 1978 - July 1, 1983

Mrs. Kathryn Sandstead

July 1, 1978 - July 1, 1983

Mrs. Olive Ann Rogers

July 1, 1978 - July 1, 1983

Mrs. Marjorie Christensen

July 1, 1978 - July 1, 1983

Mr. Richard W. Weber

July 1, 1978 - July 1, 1983

SENATOR SANDNESS, Chairman

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

Mr. President: Your Committee on Education recommends that the Senate do advise and consent to the following Governor's appointments:
State Board of Higher Education

Mrs. Jean Guy

July 1, 1978 - July 1, 1985

Mrs. Carol Jacobson

July 1, 1979 - July 1, 1986

SENATOR SANDNESS, Chairman

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

Mr. President: Your Committee on Education recommends that the Senate do advise and consent to the following Governor's appointments:
Postsecondary Education Commission

Mr. Willard A. Greenleaf

July 1, 1977 - July 1, 1979

Mr. John H. Gengler

July 1, 1977 - July 1, 1980

Mr. R. C. Hadlich

July 1, 1978 - July 1, 1981

SENATOR SANDNESS, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor recommends that the Senate do advise and consent to the following Governor's appointment:

Securities Commissioner

Arly D. Richau

July 1, 1977 - July 1, 1981

SENATOR REITEN, Chairman

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

Mr. President: Your Committee on Industry, Business and Labor recommends that the Senate do advise and consent to the following Governor's appointment:

Commissioner of Banking and Financial Institutions

Mr. LeRoy Gilbertson

July 5, 1977 - July 1, 1981

SENATOR REITEN, Chairman

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

Mr. President: Your Committee on State and Federal Government recommends that the Senate do advise and consent to the following Governor's appointments:

State Historical Board

Mrs. Louise Stockman

July 28, 1977 - July 1, 1980

Ms. Roberta McCreery

July 28, 1977 - July 1, 1980

Mr. Dale West

July 28, 1977 - July 1, 1980

Mr. Lowell F. Johnson

July 1, 1978 - July 1, 1981

Mr. Wilbur P. Sheppard

October 9, 1978 - July 1, 1981

Ms. Alvina Alberts

October 17, 1978 - July 1, 1981

SENATOR JONES, Chairman

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

Senator Nething moved that the Senate dissolve itself from the confirmation session, which motion prevailed.

MOTIONS

Senate Nething moved that the following House Bills be returned to the Senate floor from the Committee on Industry, Business and Labor, which motion prevailed.

House Bill No. 1219

House Bill No. 1224

House Bill No. 1265

House Bill No. 1292

House Bill No. 1313

House Bill No. 1346

House Bill No. 1357

House Bill No. 1398

House Bill No. 1422

House Bill No. 1557

House Bill No. 1664

House Concurrent Resolution No. 3015

Senate Bill No. 2337. — A Bill for an Act to create and enact two new sections to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program, providing for a coal development impact commission to appoint the director of the coal impact office and to serve as an appeals board; to amend and reenact sections 57-62-04 and 57-62-05 of the North Dakota Century Code, providing for a coal development impact commission to appoint the director of the coal impact office and to serve as an appeals board; to provide an effective date; and to declare an emergency.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 4; nays, 45; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS	•				•	• NETHING	•	• SOLBERG
BARTH	•				•	• OLIN	•	• SORUM
BERUBE	•		•		•	• ORANGE	•	• STRAND
CHRISTENSEN	•				•	• PETERSON	•	• STRINDEN
CUSSONS	•				•	• RAIT	•	• TALLACKSON
DOTZENROD	•		•		•	• REDLIN	•	• TENNEFOS
ERDMAN	•				•	• REITEN	•	• THANE
FARRINGTON	•				•	• ROEN	•	• VOSPER
FRITZELL	•				•	• SANDNESS	•	• WALSH
GOODMAN	•				•	• SANDS	•	• WENSTROM
HANSON	•				•	• SCHRAD	•	• WRIGHT
HOFFNER	•				•	• SHABLOW	•	• MR. PRESIDENT
HOLMBERG	•				•	• SMYKOWSKI	•	

Senate Bill No. 2337 was declared lost.

Senate Bill No. 2343. — A Bill for an Act to provide for branch banking.

Which has been read and has committee recommendation for Indefinite Postponement.

Senator Lips moved that Senate Bill No. 2343 be amended as follows:

Proposed Senate Amendment to SB 2343

Page 2, after line 14, insert the following sentence:

“No state or national bank shall establish and operate more than five branch offices within the state, including branch offices authorized by conversion pursuant to section 7 of this Act.

Senator Lips moved that the amendments be adopted, which motion lost.

Senators Lips, Wenstrom, Goodman, Redlin, Tennefos, Lodoen, Vosper and Strinden declared a conflict of interest to Senate Bill No. 2343. Senator Nething moved that the Senators be allowed to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 16; nays, 34; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS	•				•	• NETHING	•	• SOLBERG
BARTH	•				•	• OLIN	•	• SORUM
BERUBE	•		•		•	• ORANGE	•	• STRAND
CHRISTENSEN	•				•	• PETERSON	•	• STRINDEN
CUSSONS	•				•	• RAIT	•	• TALLACKSON
DOTZENROD	•		•		•	• REDLIN	•	• TENNEFOS
ERDMAN	•				•	• REITEN	•	• THANE
FARRINGTON	•				•	• ROEN	•	• VOSPER
• FRITZELL	•		•		•	• SANDNESS	•	• WALSH

GOODMAN	•	MILLER	•	SANDS	•	WENSTROM	•
HANSON	•	MUTCH	•	SCHIRADO	•	WRIGHT	•
HOFFNER	•	NAADEN	•	SHABLOW	•	MR. PRESIDENT	•
HOLMBERG	•	NELSON	•	SMYKOWSKI	•		

Senate Bill No. 2343 was declared lost.

Senate Bill No. 2351. — A Bill for an Act to provide for the licensing of dealers and distributors of burglar alarms; and providing a penalty.

Which has been read and has committee recommendation for Indefinite Postponement.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS	•		ISZLER	•		NETHING	•		SOLBERG	•	
BARTH	•		JACOBSON	•		OLIN	•		SORUM	•	
BERUBE	•		JONES	•		ORANGE	•		STRAND	•	
CHRISTENSEN	•		KRAUTER	•		PETERSON	•		STRINDEN	•	
CUSSONS	•		LASHKOWITZ	•		RAIT	•		TALLACKSON	•	
DOTZENROD	•		LEE	•		REDLIN	•		TENNEFOS	•	
ERDMAN	•		LIPS	•		REITEN	•		THANE	•	
FARRINGTON	•		LODOEN	•		ROEN	•		VOSPER	•	
FRITZELL	•		MELLAND	•		SANDNESS	•		WALSH	•	
GOODMAN	•		MILLER	•		SANDS	•		WENSTROM	•	
HANSON	•		MUTCH	•		SCHIRADO	•		WRIGHT	•	
HOFFNER	•		NAADEN	•		SHABLOW	•		MR. PRESIDENT	•	
HOLMBERG	•		NELSON	•		SMYKOWSKI	•				

Senate Bill No. 2351 was declared lost.

Senate Bill No. 2354. — A Bill for an Act to amend and reenact section 11-15-01.1 of the North Dakota Century Code, relating to qualifications of sheriffs.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS	•		ISZLER	•		NETHING	•		SOLBERG	•	
BARTH	•		JACOBSON	•		OLIN	•		SORUM	•	
BERUBE	•		JONES	•		ORANGE	•		STRAND	•	
CHRISTENSEN	•		KRAUTER	•		PETERSON	•		STRINDEN	•	
CUSSONS	•		LASHKOWITZ	•		RAIT	•		TALLACKSON	•	
DOTZENROD	•		LEE	•		REDLIN	•		TENNEFOS	•	
ERDMAN	•		LIPS	•		REITEN	•		THANE	•	
FARRINGTON	•		LODOEN	•		ROEN	•		VOSPER	•	
FRITZELL	•		MELLAND	•		SANDNESS	•		WALSH	•	
GOODMAN	•		MILLER	•		SANDS	•		WENSTROM	•	
HANSON	•		MUTCH	•		SCHIRADO	•		WRIGHT	•	
HOFFNER	•		NAADEN	•		SHABLOW	•		MR. PRESIDENT	•	
HOLMBERG	•		NELSON	•		SMYKOWSKI	•				

So the bill passed and the title was agreed to.

Senate Bill No. 2383. — A Bill for an Act to amend and reenact sections 25-15-01, 25-15-02, 25-15-03, 25-15-04, 25-15-05, 25-15-06, and 25-15-07 of the North Dakota Century Code, relating to vocational rehabilitation facilities for the handicapped.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 588, 589, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 7.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●		SOLBERG ●
BARTH ●			JACOBSON ●			OLIN ●		SORUM ●
BERUBE ●			JONES ●			ORANGE ●		STRAND ●
CHRISTENSEN ●			KRAUTER ●			PETERSON ●		STRINDEN ●
CUSSENS ●			LASHKOWITZ ●			RAIT ●		TALLACKSON ●
DOTZENROD ●			LEE ●			REDLIN ●		TENNEFOS ●
ERDMAN ●			LIPS ●			REITEN ●		THANE ●
FARRINGTON ●			LODOEN ●			ROEN ●		VOSPER ●
FRITZELL ●			MELLAND ●			SANDNESS ●		WALSH ●
GOODMAN ●			MILLER ●			SANDS ●		WENSTROW ●
HANSON ●			MUTCH ●			SCHIRADO ●		WRIGHT ●
HOFFNER ●			NAADEN ●			SHARLOW ●		MR. PRESIDENT
HOLMBERG ●			NELSON ●			SMYKOWSKI ●		

So the bill passed and the title was agreed to.

Senate Bill No. 2408. — A Bill for an Act relating to registration of professional geologists, providing definitions, creating a state board of registration for professional geologists, providing the qualifications of board members, providing for compensation and payment of expenses of the board, providing for removal of board members and filling vacancies, providing for board organization and meetings, describing the powers and duties of the board, providing for disposition of board funds, requiring certain records to be kept, requiring the printing of a roster of all registered geologists, providing for application for registration and registration fees, providing for examinations, providing certificates of registration and their renewal, providing for reissuance of public certifications, providing that geological work contracted by the state or its political subdivisions shall be by registered geologists, with exceptions, providing for disciplinary actions and revocation of certificates, providing for appeals from the action of the board, and providing penalties.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 5; nays, 43; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●		SOLBERG ●
BARTH ●			JACOBSON ●			OLIN ●		SORUM ●
BERUBE ●			JONES ●			ORANGE ●		STRAND ●
CHRISTENSEN ●			KRAUTER ●			PETERSON ●		STRINDEN ●
CUSSENS ●			LASHKOWITZ ●			RAIT ●		TALLACKSON ●
DOTZENROD ●			LEE ●			REDLIN ●		TENNEFOS ●
ERDMAN ●			LIPS ●			REITEN ●		THANE ●
FARRINGTON ●			LODOEN ●			ROEN ●		VOSPER ●
FRITZELL ●			MELLAND ●			SANDNESS ●		WALSH ●
GOODMAN ●			MILLER ●			SANDS ●		WENSTROW ●
HANSON ●			MUTCH ●			SCHIRADO ●		WRIGHT ●
HOFFNER ●			NAADEN ●			SHARLOW ●		MR. PRESIDENT
HOLMBERG ●			NELSON ●			SMYKOWSKI ●		

Senate Bill No. 2408 was declared lost.

Senate Bill No. 2415. — A Bill for an Act to amend and reenact section 13-04-01 of the North Dakota Century Code, relating to charges on installment bank loans.

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, 8; absent and not voting, 1.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●		SOLBERG ●
BARTH ●		●	JACOBSON ●			OLIN ●		SORUM ●
BERUBE ●		●	JONES ●			ORANGE ●		STRAND ●
CHRISTENSEN ●		●	KRAUTER ●			PETERSON ●		STRINDEN ●
CUSSONS ●		●	LASHKOWITZ ●		●	RAIT ●		TALLACKSON ●
DOTZENROD ●		●	LEE ●			REDLIN ●		TENNEFOS ●
ERDMAN ●		●	LIPS ●			REITEN ●		THANE ●
FARRINGTON ●		●	LOOGEN ●			ROEN ●		VOSPER ●
FRITZELL ●		●	MELLAND ●			SANDNESS ●		WALSH ●
GOODMAN ●		●	MILLER ●		●	SANDS ●		WENSTROM ●
HANSON ●		●	MUTCH ●			SCHIRADO ●		WRIGHT ●
HOFFNER ●		●	NAADEN ●			SHABLOW ●		MR. PRESIDENT ●
HOLMBERG ●		●	NELSON ●		●	SMYKOWSKI ●		

So the bill passed and the title was agreed to.

Senate Bill No. 2419. — A Bill for an Act to create and enact a new section to chapter 57-38.2 of the North Dakota Century Code, relating to qualified plan income averaging, computation, and election; to amend and reenact section 57-38.2-02 and section 57-38.2-04 of the North Dakota Century Code, relating to qualified plan income averaging and rules and regulations; and providing an effective date and declaring an emergency.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 16; nays, 32; absent and not voting, 2.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●		SOLBERG ●
BARTH ●		●	JACOBSON ●			OLIN ●		SORUM ●
BERUBE ●		●	JONES ●			ORANGE ●		STRAND ●
CHRISTENSEN ●		●	KRAUTER ●			PETERSON ●		STRINDEN ●
CUSSONS ●		●	LASHKOWITZ ●			RAIT ●		TALLACKSON ●
DOTZENROD ●		●	LEE ●			REDLIN ●		TENNEFOS ●
ERDMAN ●		●	LIPS ●			REITEN ●		THANE ●
FARRINGTON ●		●	LOOGEN ●			ROEN ●		VOSPER ●
FRITZELL ●		●	MELLAND ●			SANDNESS ●		WALSH ●
GOODMAN ●		●	MILLER ●		●	SANDS ●		WENSTROM ●
HANSON ●		●	MUTCH ●			SCHIRADO ●		WRIGHT ●
HOFFNER ●		●	NAADEN ●			SHABLOW ●		MR. PRESIDENT ●
HOLMBERG ●		●	NELSON ●		●	SMYKOWSKI ●		

Senate Bill No. 2419 was declared lost.

Senate Bill No. 2430. — A Bill for an Act to amend and reenact section 40-02-01 of the North Dakota Century Code, relating to the requisites for incorporation as a city.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 589, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 4.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●		SOLBERG ●
BARTH ●		●	JACOBSON ●			OLIN ●		SORUM ●
BERUBE ●		●	JONES ●			ORANGE ●		STRAND ●
CHRISTENSEN ●		●	KRAUTER ●			PETERSON ●		STRINDEN ●
CUSSONS ●		●	LASHKOWITZ ●			RAIT ●		TALLACKSON ●
DOTZENROD ●		●	LEE ●			REDLIN ●		TENNEFOS ●
ERDMAN ●		●	LIPS ●			REITEN ●		THANE ●
FARRINGTON ●		●	LOOGEN ●			ROEN ●		VOSPER ●
FRITZELL ●		●	MELLAND ●			SANDNESS ●		WALSH ●
GOODMAN ●		●	MILLER ●		●	SANDS ●		WENSTROM ●

● HANSON	MUTCH ●	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2435. — A Bill for an Act to create and enact two new sections to chapter 32-15 of the North Dakota Century Code, relating to requiring an appraisal committee to set the value of land that is required for public use, and requiring a period of negotiation when land is required for public use; to create and enact two new sections to chapter 54-01.1 of the North Dakota Century Code, relating to replacement of property with property or cash of equal value upon relocation, and requiring the condemning agency to pay all the capital gains tax, upon sale, in instances of the adjoining property losing its value as an economic unit because of condemnation; and to amend and reenact subsections 2 and 3 of section 54-01.1-03 of the North Dakota Century Code, relating to moving and related expenses upon relocation.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 538, 539, the roll was called and there were ayes, 6; nays, 43; absent and not voting, 1.

REGULAR SESSION						ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●					●			●
	●		●	ISZLER				●			SOLBERG
				JACOBSON			●				SORUM
				JONES				●			STRAND
			●	KRAUTER				●			STRINDEN
				LASHKOWITZ				●			TALLACKSON
				LEE				●			TENNEFOS
				LIPS				●			THANE
				LOODEN		●		●			VOSPER
				MELLAND				●			WALSH
				MILLER				●			WENSTROM
				MUTCH				●			WRIGHT
				NAADEN				●			MR. PRESIDENT
				NELSON				●			
								●			

Senate Bill No. 2435 was declared lost.

Senate Bill No. 2457. — A Bill for an Act to amend and reenact subsection 6 of section 52-06-02 of the North Dakota Century Code, relating to disqualification of students registered for full attendance at an established school, college, or university from receiving unemployment benefits.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 14; nays, 33; absent and not voting, 0.

REGULAR SESSION						ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●				ISZLER				●			SOLBERG
				JACOBSON				●			SORUM
				JONES				●			STRAND
				KRAUTER				●			STRINDEN
			●	LASHKOWITZ				●			TALLACKSON
				LEE				●			TENNEFOS
				LIPS				●			THANE
				LOODEN				●			VOSPER
				MELLAND				●			WALSH
				MILLER				●			WENSTROM
				MUTCH				●			WRIGHT
				NAADEN				●			
				NELSON				●			
								●			
								●			

● HOFFNER	NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	NELSON	● SMYKOWSKI	

Senate Bill No. 2457 was declared lost.

Senate Bill No. 2458. — A Bill for an Act to prohibit all plea agreement or bargaining in the courts of this state effective July 1, 1983; and providing an effective date.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 36; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●	ISZLER	●		NETHING	●		SOLBERG	●	
		●	JACOBSON			OLIN			SORUM	●	
		●	JONES	●		ORANGE	●		STRAND	●	
●			KRAUTER			PETERSON	●	●	STRINDEN		
●			LASHKOWITZ	●	●	RAIT			TALLACKSON	●	
		●	LEE			REDLIN	●	●	TENNEFOS		
		●	LIPS	●		REITEN	●	●	THANE		
●			LODOEN	●		ROEN	●		VOSPER	●	
		●	MELAND	●		SANDNESS	●		WALSH		
		●	MILLER	●	●	SANDS			WENSTROM	●	
		●	MUTCH			SCHIRADO	●	●	WRIGHT		
		●	NAADEN		●	SHABLOW			MR. PRESIDENT		
		●	NELSON	●		SMYKOWSKI	●				

Senate Bill No. 2458 was declared lost.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2009
- Senate Bill No. 2059
- Senate Bill No. 2249
- Senate Bill No. 2252
- Senate Bill No. 2289
- Senate Bill No. 2306
- Senate Bill No. 2313
- Senate Bill No. 2331
- Senate Bill No. 2405
- Senate Bill No. 2406
- Senate Bill No. 2412
- Senate Bill No. 2432
- Senate Bill No. 2462
- Senate Bill No. 2478
- Senate Concurrent Resolution No. 4016
- Senate Concurrent Resolution No. 4019
- Senate Concurrent Resolution No. 4032
- Senate Concurrent Resolution No. 4035
- Senate Concurrent Resolution No. 4036
- Senate Concurrent Resolution No. 4038
- Senate Concurrent Resolution No. 4039
- Senate Concurrent Resolution No. 4040
- Senate Concurrent Resolution No. 4046

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:
Senate Bill No. 2072

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2072

- On page 1, line 3 after the word "judges" insert the following:
", and declaring an emergency"
- On page 1, line 8 delete the word "TEMPORARY"
- On page 1, line 9 delete the words "DISTRICT COURT" and insert
in lieu thereof the words "TEMPORARY JUDGESHIP"
- On page 2, line 12 delete the words "of the district court"
- On page 2, line 17 delete the words "the district court" and
insert in lieu thereof the words "any court, other than
the supreme court,"
- On page 5, after line 8 insert the following new section:
- "SECTION 2. EMERGENCY.) This Act is hereby declared
to be an emergency measure and shall be in effect from
and after its passage and approval."

And renumber the lines and pages accordingly

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:
Senate Concurrent Resolution No. 4023

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1019
House Bill No. 1122
House Bill No. 1190
House Bill No. 1197
House Bill No. 1388
House Bill No. 1391
House Bill No. 1393
House Bill No. 1397
House Bill No. 1464
House Bill No. 1473
House Bill No. 1491
House Bill No. 1495
House Bill No. 1596
House Bill No. 1635
House Bill No. 1662
House Bill No. 1665
House Bill No. 1675
House Bill No. 1677
House Concurrent Resolution No. 3022
House Concurrent Resolution No. 3029
House Concurrent Resolution No. 3032
House Concurrent Resolution No. 3035

ROY GILBREATH, Chief Clerk

Senator Netting moved that at the conclusion of the 5th Order of

business at 5:30 P.M., and after the reading of Senate Bills 2006, 2033, 2054, 2202, 2204, 2232, 2264, 2300, 2322, 2338, 2346, 2355, 2356, 2425, 2438, 2446, 2454, 2455, 2479, House Bills 1148, 1155, 1156, 1157, 1208, 1213 and HCR 3010, the Senate adjourn and convene at 1:00 P.M., Wednesday, February 14, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-FIRST DAY

Bismarck, February 14, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding. The prayer was offered by Rev. Stanley Malmgren, First Baptist Church, Bismarck.

Almighty God and Heavenly Father,

We come before Thee this hour mindful of Thy greatness and aware of Thy many mercies and manifestations of love toward us. Keep us from self-agrandizement and self glory. Teach us to be constantly aware of our need for a proper relationship with our fellow man and an acceptable fellowship with Thee. Make us daily mindful of the dignity of our office and of the need to serve our constituency wisely and well. We acknowledge our need for wisdom from Thee in order that we may fulfill our responsibilities to all the people of the State of North Dakota in a high and noble manner.

Forgive us of our many faults and weaknesses and cause us to be the men and women of faith and integrity that are acceptable in Thy sight. In the name of the Lord and Savior Jesus Christ we pray, Amen.

The roll was called and all Senators were present.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirtieth day and

finds the same to be correct.

SENATOR CUSSONS moved that the report be adopted, which motion prevailed. SENATOR TENNEFOS Chairman

Report of Procedural Committee

MR. PRESIDENT:

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

SB NO. 2438

and find the same correctly Re Engrossed

Senator Fritzell moved that the report be adopted, which motion prevailed. Senator Peterson Chairman

MR. PRESIDENT:

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

SCR NO. 4023

and find the same correctly } Enrolled


 Senator Peterson Chairman

Senator Fritzell 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:

SB NO. 2006

SB NO. 2033

SB NO. 2054

SB NO. 2264

SB NO. 2322

SB NO. 2338

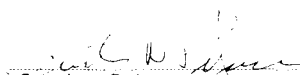
SB NO. 2346

SB NO. 2356

SB NO. 2454

SB NO. 2455

and find the same correctly } Engrossed


 Senator Peterson Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2003 as recommended by the Committee on Appropriations as printed on pages 650-652 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2008 as recommended by the Committee on Appropriations as printed on pages 652-653 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2038 as recommended by the Committee on Appropriations as printed on pages 653-655 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2040 as recommended by the Committee on Appropriations as printed on pages 655-656 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2149 as recommended by the Committee on Appropriations as printed on pages 656-659 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2167 as recommended by the Committee on Industry, Business and Labor as printed on page 659 of the Senate Journal be adopted, which motion prevailed. Senate Bill No. 2167 has Committee recommendation for Indefinite Postponement.

Senator Jones moved that the amendments to Senate Bill No. 2208 as recommended by the Committee on State and Federal Government as

printed on page 660 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2217 as recommended by the Committee on Industry, Business and Labor as printed on page 661 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2219 as recommended by the Committee on Industry, Business and Labor as printed on page 661 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to Senate Bill No. 2227 as recommended by the Committee on Education as printed on page 662 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2229 as recommended by the Committee on Industry, Business and Labor as printed on pages 662-663 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2231 as recommended by the Committee on Industry, Business and Labor as printed on page 663 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2265 as recommended by the Committee on Industry, Business and Labor as printed on page 664 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2278 as recommended by the Committee on Industry, Business and Labor as printed on page 664 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the amendments to Senate Bill No. 2280 as recommended by the Committee on Agriculture as printed on pages 664-667 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved to further amend Senate Bill No. 2280 as follows:

On page 1, on the last line of the title of the bill, after the word and semicolon "corporations;" delete the word "and", and after the word "penalty" insert the following:

" ; and providing for referral to the people"

On the last page, after the last line, insert the following section:

"SECTION 8. REFERRAL.) Sections 1 through 8 of this Act shall be placed on the ballot at the next regularly scheduled statewide election, or at any special election called by the governor prior thereto, for approval by the people of North Dakota. The effective date of this Act shall be postponed pending certification, by the canvassing board, of approval by the people of North Dakota."

And renumber the lines accordingly.

Senator Jones moved that the amendments be adopted.

Senator Jones requested a recorded roll call vote on the motion to adopt the proposed amendments, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to Senate Bill No. 2280, the roll was called and there were ayes, 16; nays, 33; absent and not voting, 1.

NORTH DAKOTA SENATE																	
REGULAR SESSION						ROLL CALL						1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS						
		●		ISZLER	●		NETHING	●		SOLBERG	●						
		●	●	JACOBSON			OLIN	●		SORUM	●						

● BERUBE	● JONES	ORANGE	● STRAND
● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKS
● DOOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

The proposed amendments lost.

Senator Reiten moved that the amendments to Senate Bill No. 2302 as recommended by the Committee on Industry, Business and Labor as printed on page 668 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2332 as recommended by the Committee on Judiciary as printed on page 669 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2339 as recommended by the Committee on Industry, Business and Labor as printed on page 670 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that Senate Bill No. 2362 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2402 as recommended by the Committee on Judiciary as printed on page 671 of the Senate Journal be adopted, which motion lost.

Senator Reiten moved that Senate Bill No. 2404 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2418 as recommended by the Committee on Industry, Business and Labor as printed on page 674 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that Senate Bill No. 2433 be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Iszler moved that the amendments to Senate Bill No. 2443 as recommended by the Committee on Agriculture as printed on page 675 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to House Concurrent Resolution No. 3007 as recommended by the Committee on State and Federal Government as printed on page 677 of the Senate Journal be adopted, which motion prevailed.

Report of Standing Committee

Mr. _____ President _____ Your Committee on _____ Appropriations _____
to whom was referred _____ Senate _____ Bill No. _____ 2001 _____

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, delete lines 1 through 6

On page 2, line 7, delete the numeral "3" and insert in lieu thereof the numeral "2"

On page 2, delete lines 11 through 14

- On page 2, line 15, delete the numeral "5" and insert in lieu thereof the numeral "3"
- On page 2, delete lines 19 through 22
- On page 2, line 23, delete the numeral "7" and insert in lieu thereof the numeral "4"
- On page 2, line 27, delete the numeral "8" and insert in lieu thereof the numeral "5"
- On page 2, line 29, delete the numerals "34,908" and insert in lieu thereof the numerals "35,682"
- On page 2, line 33, delete the numerals "44,292" and insert in lieu thereof the numerals "45,066"
- On page 2, line 34, delete the numeral "9" and insert in lieu thereof the numeral "6"
- On page 3, line 1, delete the numerals "489,658" and insert in lieu thereof the numerals "480,100"
- On page 3, line 7, delete the numerals "588,702" and insert in lieu thereof the numerals "579,144"
- On page 3, line 8, delete the numerals "10" and insert in lieu thereof the numeral "7"
- On page 3, line 13, delete the numerals "11" and insert in lieu thereof the numeral "8"
- On page 3, line 16, delete the numerals "100,717" and insert in lieu thereof the numerals "101,104"
- On page 3, line 20, delete the numerals "139,618" and insert in lieu thereof the numerals "140,005"
- On page 3, line 23, delete the numerals "56,618" and insert in lieu thereof the numerals "57,005"
- On page 3, line 24, delete the numerals "12" and insert in lieu thereof the numeral "9"
- On page 3, line 26, delete the numerals "2,062,875" and insert in lieu thereof the numerals "2,021,137"
- On page 3, line 34, delete the numerals "2,903,299" and insert in lieu thereof the numerals "2,861,561"
- On page 4, line 1, delete the numerals "2,590,394" and insert in lieu thereof the numerals "2,548,656"
- On page 4, line 2, delete the numerals "13" and insert in lieu thereof the numerals "10"
- On page 4, line 4, delete the numerals "1,821,120" and insert in lieu thereof the numerals "1,849,085"
- On page 4, line 9, delete the numerals "2,084,343" and insert in lieu thereof the numerals "2,112,308"
- On page 4, line 10, delete the numerals "14" and insert in lieu thereof the numerals "11"
- On page 4, line 12, delete the numerals "325,737" and insert in lieu thereof the numerals "333,186"
- On page 4, line 18, delete the numerals "397,151" and insert in lieu thereof the numerals "404,600"
- On page 4, line 19, delete the numerals "15" and insert in lieu thereof the numerals "12"

- On page 4, line 21, delete the numerals "4,269,566" and insert in lieu thereof the numerals "4,003,979"
- On page 4, line 22, delete the numerals "811,765" and insert in lieu thereof the numerals "737,249"
- On page 4, line 26, delete the numerals "27,053" and insert in lieu thereof the numerals "17,070"
- On page 4, line 27, delete the numerals "6,138,521" and insert in lieu thereof the numerals "5,788,435"
- On page 4, line 28, delete the numerals "16" and insert in lieu thereof the numerals "13"
- On page 4, line 30, delete the numerals "570,758" and insert in lieu thereof the numerals "544,624"
- On page 4, line 35, delete the numerals "680,919" and insert in lieu thereof the numerals "654,785"
- On page 5, line 1, delete the numerals "17" and insert in lieu thereof the numerals "14"
- On page 5, line 3, delete the numerals "262,961" and insert in lieu thereof the numerals "264,287"
- On page 5, line 7, delete the numerals "337,711" and insert in lieu thereof the numerals "339,037"
- On page 5, line 8, delete the numerals "18" and insert in lieu thereof the numerals "15"
- On page 5, line 10, delete the numerals "2,317,824" and insert in lieu thereof the numerals "2,267,491"
- On page 5, line 11, delete the numerals "1,521,608" and insert in lieu thereof the numerals "991,684"
- On page 5, line 12, delete the numerals "166,119" and insert in lieu thereof the numerals "116,119"
- On page 5, line 14, delete the numerals "138,667" and insert in lieu thereof the numerals "130,390"
- On page 5, line 18, delete the numerals "6,302,305" and insert in lieu thereof the numerals "5,663,771"
- On page 5, line 19, delete the numerals "2,458,487" and insert in lieu thereof the numerals "2,090,611"
- On page 5, line 20, delete the numerals "3,843,818" and insert in lieu thereof the numerals "3,573,160"
- On page 5, line 21, delete the numerals "19" and insert in lieu thereof the numerals "16"
- On page 5, line 23, delete the numerals "1,095,184" and insert in lieu thereof the numerals "1,071,511"
- On page 5, line 24, delete the numerals "493,850" and insert in lieu thereof the numerals "481,350"
- On page 5, line 27, delete the numerals "1,645,849" and insert in lieu thereof the numerals "1,609,676"
- On page 5, line 28, delete the numerals "36,141" and insert in lieu thereof the numerals "131,019"
- On page 5, line 29, delete the numerals "1,609,708" and insert in lieu thereof the numerals "1,478,657"
- On page 5, line 30, delete the numerals "20" and insert in lieu thereof the numerals "17"

- On page 6, line 9, delete the numerals "15,443" and insert in lieu thereof the numerals "17,250", and delete the numerals "16,447" and insert in lieu thereof the numerals "20,150"
- On page 6, line 10, delete the numerals "2,024" and insert in lieu thereof the numerals "2,350", and delete the numerals "2,155" and insert in lieu thereof the numerals "2,800"
- On page 6, line 11, delete the numerals "6,390" and insert in lieu thereof the numerals "7,850", and delete the numerals "6,805" and insert in lieu thereof the numerals "9,800"
- On page 6, line 12, delete the numerals "9,053" and insert in lieu thereof the numerals "10,700", and delete the numerals "9,641" and insert in lieu thereof the numerals "13,000"
- On page 6, line 13, delete the numerals "7,455" and insert in lieu thereof the numerals "8,900", and delete the numerals "7,940" and insert in lieu thereof the numerals "10,950"
- On page 6, line 14, delete the numerals "7,455" and insert in lieu thereof the numerals "8,900", and delete the numerals "7,940" and insert in lieu thereof the numerals "10,950"
- On page 6, line 15, delete the numerals "6,390" and insert in lieu thereof the numerals "7,850", and delete the numerals "6,805" and insert in lieu thereof the numerals "9,800"
- On page 6, line 16, delete the numerals "43,665" and insert in lieu thereof the numerals "27,550", and delete the numerals "46,503" and insert in lieu thereof the numerals "33,400"
- On page 6, line 17, delete the numerals "6,390" and insert in lieu thereof the numerals "7,850", and delete the numerals "6,805" and insert in lieu thereof the numerals "9,800"
- On page 6, line 18, delete the numerals "6,390" and insert in lieu thereof the numerals "7,850", and delete the numerals "6,805" and insert in lieu thereof the numerals "9,800"
- On page 6, line 19, delete the numerals "6,390" and insert in lieu thereof the numerals "7,850", and delete the numerals "6,805" and insert in lieu thereof the numerals "9,800"
- On page 6, line 20, delete the numerals "6,390" and insert in lieu thereof the numerals "350", and delete the numerals "6,805" and insert in lieu thereof the numerals "2,300"
- On page 6, line 22, delete the numerals "254,891" and insert in lieu thereof the numerals "257,800"
- On page 6, line 25, delete the numerals "254,891" and insert in lieu thereof the numerals "257,800"
- On page 6, line 27, delete the numerals "20" and insert in lieu thereof the numerals "17"
- On page 6, line 31, delete the numerals "19,650,377" and insert in lieu thereof the numerals "18,805,102"
- On page 6, line 32, delete the numerals "2,890,533" and insert in lieu thereof the numerals "2,617,535"
- On page 6, line 33, delete the numerals "22,540,910" and insert in lieu thereof the numerals "21,422,637"
- On page 7, line 15, after the word "subdivisions" insert the

word "two," and after the word "three" insert the word "and", and after the word "four" delete the words ", five, six, and seven"

On page 7, after line 19, insert the following sections:

"SECTION 7. INSURANCE COMMISSIONER - PERFORMANCE AUDIT.)
In the course of conducting the next regular audit of the state insurance commissioner's office, the state auditor shall conduct an expanded scope audit (performance audit). Such audit shall begin as soon after July 1, 1979, as possible and upon completion the report shall be presented to the legislative audit and fiscal review committee. The performance audit shall include a financial audit and a review of compliance by the insurance commissioner's office with legislative intent and of the effectiveness and efficiency of the office. The insurance commissioner shall provide the auditor's office such assistance as it may request in conducting the performance audit.

SECTION 8. STATE AUDITOR - CONTENT OF AUDIT REPORTS.)
While conducting audits during the 1979-81 biennium, the state auditor's office shall review the activities of all persons employed in public relation positions and shall include comments in audit reports if it determines that such persons are involved in public relation activities which are not consistent with the duties and responsibilities of the departments, boards, bureaus, commissions, agencies, or institutions in which they are employed. The legislative audit and fiscal review committee after receiving audit reports which contain comments and findings in regard to the activities of public relations personnel, shall make a report of its findings to the forty-seventh legislative assembly."

And renumber the lines, subdivisions, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Special Projects Coordinator

The appropriation of \$24,860 for the special projects coordinator is deleted since funding for this activity is included in Senate Bill No. 2460.

Advisory Commission on Intergovernmental Relations

The \$2,000 general fund recommended appropriation is deleted.

Western Governor Policy Office

The \$30,000 recommended appropriation is deleted.

Lieutenant Governor

The salaries and wages line item is increased \$774 to provide adequate funds for family medical insurance.

Secretary of State

The salaries and wages line item is reduced by \$9,558. Sufficient funds remain to provide 6.5 percent annual salary increases and necessary fringe benefits including family medical insurance. The appropriation for the Secretary of State includes \$39,822 for an assistant state construction superintendent.

Secretary of State - Records Management and Microfilming

The salaries and wages line item is increased \$387 to provide adequate funds for family medical insurance.

Attorney General

The salaries and wages line item is reduced \$41,738 by deleting \$35,236 for an attorney and by deleting \$6,502 related to fringe benefits. Sufficient funds remain to provide 6.5 percent annual salary increases and necessary fringe benefits including family medical insurance.

State Auditor

The salaries and wages line item is increased by \$27,965 by adding \$28,342 because of the reclassification of certain employees since preparation of the agency's budget and by adding \$377 to provide adequate funds for family medical insurance.

State Treasurer

The salaries and wages line item is increased \$7,449 to provide adequate funds for family medical insurance.

State Tax Commissioner

The salaries and wages line item is reduced \$265,587 by deleting \$290,795 for 10 additional positions and by adding \$25,208 for family medical insurance. The fees and services line item is reduced \$74,516 and equipment by \$9,983 for costs related to the additional positions not allowed.

Commissioner of Insurance

The salaries and wages line item is reduced \$26,134. Sufficient funds remain to provide 6.5 percent annual salary increases and necessary fringe benefits including family medical insurance.

Commissioner of Labor

The salaries and wages line item is increased \$1,326. The salary and wages line item provides sufficient funds for 6.5 percent annual salary increases and necessary fringe benefits. It also provides sufficient funds to pay employees at their current salary levels and the commissioner's salary for the remainder of the 1977-79 biennium. The Labor Commissioner's appropriation includes \$22,960 for an additional clerical position.

Public Service Commission

The salaries and wages line item is reduced \$50,333 by deleting \$44,971 of federal funds for an environmental engineer III and by deleting \$5,362 from the general fund related to fringe benefits. Sufficient funds remain to provide 6.5 percent annual salary increases and adequate fringe benefits including family medical insurance. The fees and services line item is reduced \$529,924 of which \$297,905 is federal funds and \$232,019 is from the general fund. Of this reduction, \$500,000 relates to consultant fees and \$29,924 for other expenditures relating to Public Law 95-87 (Surface Mining Control and Reclamation Act of 1977). The data processing line item is reduced by \$50,000 of which \$25,000 is federal funds and \$25,000 is from the general fund relating to Public Law 95-87. The supplies and materials line item is reduced \$8,277 from the general fund relating to Public Law 95-87. The estimated income line item is reduced by \$367,876 to reflect the federal funds portion of the above adjustments.

Commissioner of Agriculture

The salaries and wages line item is reduced \$23,673 by deleting \$34,800 for a milk plant inspector and by adding \$11,127 for adequate funds for family medical insurance. The fees and services line item is reduced \$12,500 for expenses related to the new position not allowed. The estimated income line item is increased \$94,878 by deleting \$7,500 to correct the executive budget and by adding \$102,378 for additional federal funds expected to be received for the pesticide program.

State Officers Expense Payments

The appropriation for state officers expense payments is adjusted to provide 6.5 percent annual increases over present salary and expense allowance levels.

And when so amended recommends the same do pass.

Senator Lips Chairman

Senate Bill No. 2001 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred Senate Bill No. 2002

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 11, delete the numerals "\$256,556,928" and insert in lieu thereof the numerals "\$251,742,898"

On page 1, line 17, delete the numerals "3,397,454" and insert in lieu thereof the numerals "3,258,254"

On page 1, line 24, delete the numerals "202,904,830" and insert in lieu thereof the numerals "199,230,000"

On page 2, delete lines 1 and 2

On page 2, line 5, delete the numerals "261,556,928" and insert in lieu thereof the numerals "251,742,898"

On page 2, line 6, delete the numerals "50,373,183" and insert in lieu thereof the numerals "50,280,383"

On page 2, line 7, delete the numerals "211,183,745" and insert in lieu thereof the numerals "201,462,515"

On page 2, delete lines 8 through 28

On page 2, line 29, delete the numeral "4" and insert in lieu thereof the numeral "2"

On page 3, line 2, delete the numeral "5" and insert in lieu thereof the numeral "3"

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item is reduced \$139,200, of which \$98,200 is federal funds and \$41,000 is from the general fund. Sufficient funds remain in the salaries and wages line item to staff the Department of Public Instruction at the 1975-77 biennium staff levels.

The amendment reducing the grant line from \$202,904,830 to \$199,230,000 is a result of the following changes:

Grants - Senate Bill No. 2002	\$202,904,830
Add: Include in per-pupil payment in lieu of textbooks	5,000,000
Include in per-pupil payment in lieu of kindergarten	1,000,000

Increase in per-pupil payments	<u>16,538,170</u>
Total	\$225,443,000

Less:

Interest and income from state tuition fund \$ (21,813,000)
including oil bonuses

Moneys to be transferred from Vietnam bonus bond sinking fund (4,400,000)

Grants - Senate Bill No. 2002 as amended \$199,230,000

And when so amended recommends the same do pass.


 Senator Lips Chairman

Senate Bill No. 2002 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations

to whom was referred Senate Bill No. 2013

Has had the same under consideration and recommends that the same

- do pass
 be indefinitely postponed
 be placed on calendar without recommendation

be amended as follows:

On page 1, line 10, delete the numerals "28,011,629" and insert in lieu thereof the numerals "27,879,523"

On page 1, line 15, delete the numerals "21,722,592" and insert in lieu thereof the numerals "21,590,486"

On page 1, line 19, delete the numerals "28,011,629" and insert in lieu thereof the numerals "27,879,523"

On page 1, line 21, delete the numerals "21,091,629" and insert in lieu thereof the numerals "20,959,523"

On page 2, delete lines 6 through 12

And renumber the lines and sections accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment reduces State Hospital salaries and wages by \$132,106. Salaries and wages are reduced by \$104,179 to reduce the new positions allowed by the Executive Budget Office by four full-time equivalent positions allowing the new positions for only the second year of the biennium. The salary moneys included in the State Hospital budget provide 6.5 percent per year salary increases to current employees; provide adequate fringe benefits including funding for the alternate family medical insurance plan; provide funds to retain the eight vocational rehabilitation positions currently employed but denied by the Executive Budget Office; and provide \$220,000 for patient payroll as requested by the State Hospital but denied by the Executive Budget Office. The additional reduction of \$27,927 in salaries and wages are funds in the budget in addition to those necessary for the State Hospital to pay adequate salary and fringe benefits for current employees.

And when so amended recommends the same do pass.


 Senator Lips Chairman

Senate Bill No. 2013 was placed on the 6th

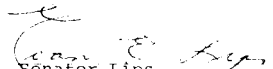
order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President : Your Committee on Appropriations
to whom was referred Senate Bill No. 2020

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


Senator Lips Chairman

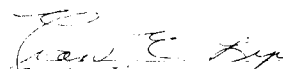
Senate Bill No. 2020 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations
to whom was referred Senate Bill No. 2022

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


Senator Lips Chairman

Senate Bill No. 2022 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations
to whom was referred Senate Bill No. 2026

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


Senator Lips Chairman

Senate Bill No. 2026 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations
to whom was referred Senate Bill No. 2032

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

[Signature]
Senator Lips Chairman

Senate Bill No. 2032 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred Senate Bill No. 2056

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

[Signature]
Senator Lips Chairman

Senate Bill No. 2056 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2061

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

[Signature]
Senator Goodman Chairman

Senate Bill No. 2061 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2062

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

[Signature]
Senator Goodman Chairman

Senate Bill No. 2062 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations

JOURNAL OF THE SENATE

to whom was referred Senate Bill No. 2085

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 4, line 22 delete the amount "2,000,000" and insert in lieu thereof the amount "1,000,000"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Senate Bill No. 2085 Senator Lips Chairman 6th was placed on the

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government

to whom was referred Senate Bill No. 2095

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act relating to appointments to vacant state offices and the office of United States senator."

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

"SECTION 1. ELECTIVE OFFICE - VACANCY - APPOINTMENT - TERM:.)

1. Any person appointed to fill a vacancy in the office of United States senator or any elective state office shall serve only during the unexpired term of that office.
2. If the office would not in regular course be filled at the next general election, and if the vacancy occurs more than four months prior to the general election, the appointee shall serve until the first Tuesday in January after that general election.
3. If the office would not in regular course be filled at the next general election, and if the vacancy occurs less than four months prior to the general election, the appointee shall serve until the first Tuesday in January after the following general election."

And renumber the lines accordingly

And when so amended recommends the same do pass

Senator Jones Chairman

Senate _____ Bill No. 2095 _____ was placed on the 6th _____

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations
to whom was referred Senate _____ Bill No. 2099 _____

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


- On page 1 of the engrossed bill, line 11, delete "FARMOWNER'S MULTIPLE PERIL,"
- On page 1 of the engrossed bill, line 16, delete "farmowner's multiple peril,"
- On page 1 of the engrossed bill, line 19, delete "or rural"
- On page 1 of the engrossed bill, line 20, delete "fire departments"
- On page 1 of the engrossed bill, line 22, delete "farmowner's"
- On page 2 of the engrossed bill, line 1, delete "multiple peril,"
- On page 2 of the engrossed bill, line 6, delete "or property within"
- On page 2 of the engrossed bill, delete line 7
- On page 2 of the engrossed bill, line 8, delete "the state fire marshal"
- On page 2 of the engrossed bill, line 18, delete "certified rural"
- On page 2 of the engrossed bill, line 19, delete "fire departments,"
- On page 2 of the engrossed bill, line 27, delete "farmowner's multiple"
- On page 2 of the engrossed bill, line 28, delete "peril,"
- On page 2 of the engrossed bill, line 30, strike everything after "2."
- On page 2 of the engrossed bill, strike line 31
- On page 2 of the engrossed bill, line 32, strike the words "hundred dollars.", and delete the word "not"
- On page 2 of the engrossed bill, line 33, delete "certified by the state fire marshal"
- On page 3 of the engrossed bill, line 2, delete "or"
- On page 3 of the engrossed bill, delete line 3
- On page 3 of the engrossed bill, line 4, delete "marshal"
- On page 3 of the engrossed bill, line 9, delete "two hundred dollars plus"
- On page 3 of the engrossed bill, line 12, delete "farmowner's"
- On page 3 of the engrossed bill, line 13, delete "multiple peril,"
- On page 3 of the engrossed bill, line 15, delete "or property served by"

On page 3 of the engrossed bill, line 16, delete "certified rural fire departments"

On page 3 of the engrossed bill, strike lines 17 through 20

And renumber the lines accordingly

And when so amended recommends the same do ~~pass~~

 Chairman
Senator Lips

Senate Bill No. 2099 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor
to whom was referred Senate Bill No. 2160

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

On page 1, line 13, following the word "income" insert the following:
", if the individual's gross income excluding unemployment compensation benefits exceeds twelve thousand dollars"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

 Chairman
Senator Reiten

Senate Bill No. 2160 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2257

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

On page 1, line 3, delete the word "tax" and insert in lieu thereof the word "taxes" and insert before the period the following:
"and subcontractors; and providing an effective date"

On page 1, line 12, after the word "property" insert the following:
"by installing it into or attaching it to real property in this state"

On page 1, line 14, after the word "such" insert the following:
"tangible personal"

On page 1, line 16, after the word "such" insert the following:
"tangible personal"

On page 2, after line 5, insert the following new section:
"SECTION 2. EFFECTIVE DATE.) The provisions of this Act shall not be effective for contracts made before July 1, 1979, that do not provide for reimbursing the contractor or

subcontractor by the other party to the contract for North Dakota sales and use taxes for which the contractor or subcontractor is liable."

And renumber the lines, sections and pages accordingly

And when so amended recommends the same be indefinitely postponed.

Goodman
 Senator Goodman Chairman

Senate Bill No. 2257 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY

to whom was referred Senate Bill No. 2283

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

- on page 1, line 5, delete the word "sections" and in lieu thereof insert the word "section" and delete the word "and"
- on page 1, line 6, delete the numerals "27-20-52"
- on page 2, line 18, delete the word "shall" and in lieu thereof insert the word "may"
- on page 2, line 20, delete the words "by a news media representative for purposes of"
- on page 2, line 21, delete the words "publication and broadcast"
- on page 2, line 23, delete the word "either" and the words "or unruly or"
- on page 2, line 24, delete the words "a combination of the two charges" and delete the word "two" and in lieu thereof insert the word "one"
- on page 2, line 25, delete the word "occasions;" and insert in lieu thereof the word "occasion,"
- on page 2, line 26, delete the numeral "2."
- on page 2, line 26, delete the word "Formal" and in lieu thereof insert the word "formal" and continue as a part of subsection 1, lines 26 through 29
- on page 2, line 27, delete the word "those" and in lieu thereof, insert the word "that"
- on page 2, line 27, delete the word "occasions" and insert the word "occasion" and delete the word "on"
- on page 2, line 28, delete the words "both occasions"
- on page 2, line 29, delete the "." and in lieu there of insert "2" and following the semi-colon, insert the word "or"
- on page 2, following subsection 1, insert a new subsection

"2. In the case of any child over the age of fourteen who is convicted of a heinous crime, the court may, in its discretion release the name of that child

to the public if the court finds it in the best interest of society and that child to do so.

on page 2, following subsection 2, insert a new subsection

"3. A heinous crime for purposes of this section shall be defined as:

A. Intentionally or knowingly causing the death of another human being; or

B. Causing the death of another human being under circumstances manifesting extreme indifference to the value of human life, or

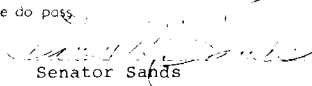
C. When acting either alone or with one or more other persons, one commits or attempts to commit treason, robbery, burglary, kidnapping, felonious restraint, arson, gross sexual imposition, or escape and, in the course of and in furtherance of such crime or of immediate flight therefrom, he, or another participant, if there be any, causes the death of any person."

on page 2, lines 30 through 35, delete all of SECTION 3.

on page 3, delete all of lines 1 through 22.

and renumber the pages and lines thereof

And when so amended recommends the same do pass.


Senator Sands

Chairman

Senate Bill No. 2283 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY

to whom was referred Senate Bill No. 2286

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 2, delete the words and numerals "1977 supplement to the"

On page 1, line 9, after the word "of" insert "the 1977 Supplement to"

On page 1, line 14, delete the strike-through on the word "five" and delete the word "ten"

On page 1, line 18, delete the word "ten" and insert in lieu thereof the word "seven" and after the word "dollars" insert the words "and fifty cents"

On page 1, line 21, delete the strike-through on the word "two" and delete the word "four"

On page 1, line 22, delete the strike-through on the word "two"

On page 1, line 23, delete the word "four"

On page 1, line 24, delete the word "subpoena" and insert in lieu thereof the word "subpoena"

On page 2, line 1, delete the word "ten" and insert in lieu thereof the word "seven" and after the word "dollars" insert the words "and fifty cents"

On page 2, line 4, delete the word "ten" and insert in lieu thereof the word "seven" and after the word "dollars" insert the words "and fifty cents"

On page 2, line 6, delete the strike-through on the word "two" and delete the word "four"

On page 2, line 9, delete the word "twenty" and insert in lieu thereof the word "fifteen"

On page 2, line 11, delete the strike-through on the word "ten" and delete the word "twenty"

On page 2, line 13, delete the strike-through on the word "ten" and delete the word "twenty"

On page 2, line 15, delete the word "ten" and insert in lieu thereof the word "seven" and after the word "dollars" insert the words "and fifty cents"

On page 2, line 17, delete the strike-through on the word "five" and delete the word "ten"

On page 2, line 19, delete the strike-through on the word "five" and delete the word "ten"

On page 2, line 22, delete the strike-through on the word "five" and delete the word "ten"

On page 2, line 25, delete the strike-through on the word "five" and delete the word "ten"

On page 2, line 27, delete the strike-through on the word "five" and delete the word "ten"

On page 2, line 28, delete the strike-through on the word "five"

On page 2, line 29, delete the word "ten"

On page 2, line 31, delete the strike-through on the word "five" and delete the word "ten"

On page 2, line 34, delete the strike-through on the word "five" and delete the word "ten"

On page 3, line 2, delete the word "twenty" and insert in lieu thereof the word "fifteen"

On page 3, line 3, delete the word "prisoners" and insert in lieu thereof the word "prisoners"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Richard L. Sands
 Senator Sands Chairman

Seante _____ Bill No. 2286 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President _____ Your Committee on JUDICIARY
 to whom was referred Senate _____ Bill No. 2292

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Sands Chairman

Senate Bill No. 2292 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2303

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Reiten Chairman

Senate Bill No. 2303 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION to whom was referred Senate Bill No. 2309

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 2, line 20, after the word "curriculum" insert the following: "approved by the state department of public instruction"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Senator Goodman Chairman

Senate Bill No. 2309 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION to whom was referred Senate Bill No. 2310

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and insert in lieu thereof the following:

creating the West River Water Supply

District in order to coordinate and facilitate the development and implementation of a plan for the supplementation of the water resources of Dickinson and southwestern North Dakota with water from the Missouri River; and providing an appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE

STATE OF NORTH DAKOTA:

SECTION 1. FINDINGS AND DECLARATION OF POLICY.) It is hereby found and declared by the legislative assembly that many areas and localities in southwestern North Dakota do not enjoy safe drinking water, and that in many such areas and localities the water contains iron, sulfates, alkali, salt, nitrates, and other hazardous and discoloring substances, and that other areas and localities in southwestern North Dakota which have good quality water do not have sufficient quantities of water to ensure a dependable, long-term supply. It is further found and declared that initial investigation of supplementation of the water resources of southwestern North Dakota with water supplies from the Missouri River, utilizing a pipeline transmission and delivery system, is a potentially feasible approach to provide southwestern North Dakota, including municipalities and rural areas, with a safe and dependable source of water. It is therefore declared to be in the best interest of the people of southwestern North Dakota, as well as the entire state of North Dakota, to exercise the sovereign power of the state by providing a means for the establishment of the West River Water Supply District to further investigate and develop a pipeline transmission and delivery system to provide southwestern North Dakota with a safe and dependable water supply for purposes including, but not limited to, domestic, rural water districts, municipal, livestock, irrigation, light

industrial, mining, recreational, fish and wildlife, and pollution abatement uses which will result in the best use of such waters and related land resources, with primary emphasis on domestic, rural water district, and municipal uses.

SECTION 2. DEFINITIONS.) In this chapter, unless the context or subject matter requires otherwise:

1. "Board" means the board of directors of the West River Water Supply District.
2. "District" means the West River Water Supply District.
3. "Works" shall include:
 - a. All property rights, easements, and franchises relating thereto and deemed necessary or convenient for their operation;
 - b. All water rights acquired and exercised by the district in connection with such works;
 - c. All means of delivering and distributing water through the utilization of a pipeline transmission and delivery system.
4. "Person" means and includes any state agency, natural person, municipality, political subdivision, public or private corporation, partnership or association.
5. "Governmental Entities" shall include the fourteen counties south and west of the Missouri River, and the city of Dickinson. For the purposes of this Chapter, Stark county shall not include the area and voters within the city limits of Dickinson. Morton county shall not include the area and voters within the city limits of Mandan.
6. "Southwestern North Dakota" shall mean the fourteen North Dakota counties lying south and west of the Missouri River.

SECTION 3. CREATION OF DISTRICT BY ELECTION - SECRETARY OF STATE TO CERTIFY RESULT - DISTRICT TO BE CORPORATE AGENCY

OF STATE.) A vote upon the question of the creation of the district and authorization of a mill levy shall be held in the first countywide election, following the effective date of this Act, in the counties of Adams, Billings, Bowman, Dunn, Golden Valley, Grant, Hettinger, McKenzie, Mercer, Morton, Oliver, Sioux, Slope, and Stark, and in the first citywide election in the city of Dickinson. The election in Stark county shall not include the voters within the city limits of Dickinson. The county auditor of each county named herein shall certify the result of such election to the secretary of state in the manner provided by section 16-13-24. The election results for the city of Dickinson shall be determined in the manner provided by section 40-21-12, and shall also be certified to the secretary of state. The secretary of state shall receive, record, and maintain the certification of the result of each election, including the city of Dickinson, in the manner provided by section 16-13-26. The district shall be established by, and shall consist of, a minimum of five governmental entities in which a majority of the votes cast are in favor of the creation of the district. Upon the determination of the secretary of state that the district has been created in accordance with law, he shall certify that fact to the governmental entities within the district. If so created, the district shall be a corporate agency of this state, a body politic and corporate with the authority to exercise the powers specified in this Act, including the power to certify a mill levy as provided by section 8 of this Act, and an administrative agency within the meaning of chapter 28-32.

Laws applicable to county elections generally and not inconsistent with this section shall govern the county elections required by this section. Laws applicable to city elections generally and not inconsistent with this section shall govern the city election required by this section.

SECTION 4. BOARD OF DIRECTORS - OFFICERS - MEETINGS - COMPENSATION.) The district shall be governed by a board of

directors who shall be chosen in accordance with the provisions of this Act. The board shall elect annually from its membership a chairman, vice chairman, and secretary. A majority of the members shall constitute a quorum for the purpose of conducting the business of the board. The board shall meet at the time and place designated by the secretary. Board members shall receive compensation in the amount provided for by subsection 1 of section 54-35-10, and shall be reimbursed for their mileage and expenses in the amount provided for by sections 44-08-04 and 54-06-09.

SECTION 5. APPOINTMENT OF DIRECTORS - TERM OF OFFICE.)

Within thirty days of the creation of the district, the governing bodies of the governmental entities within the district shall each appoint a director who shall be a resident and elector of the governmental entity from which he is appointed. Directors so appointed shall serve in the manner provided by section 3 of this Act and shall hold office until a successor has been duly elected and qualified.

SECTION 6. ELECTION OF DIRECTORS - TERM OF OFFICE - VACANCY.) In 1980, and thereafter, a director of the district shall be nominated and elected in each county within the district in the same manner as county officers are nominated and elected, and in the city of Dickinson in the same manner as city officers are nominated and elected.

One-half of the members of the board of directors elected in 1980 shall hold office for a term of two years, and one-half of the members of the board of directors elected in 1980 shall hold office for a term of four years.

Directors elected after 1980 shall each serve for a term of four years. In the event the office of any district director shall become vacant by reason of removal from a governmental entity, death, resignation, or otherwise, the vacancy shall be filled by appointment of the governing body of the governmental entity in which the vacancy occurs. A director so appointed shall be an elector and a resident of the governmental entity from which he is appointed and shall serve only for the unexpired term.

SECTION 7. POWERS AND DUTIES OF THE BOARD.) The district board of directors may exercise the following powers and shall have the following duties:

1. To sue and be sued in the name of the district;
2. To accept funds, property, and services or other assistance, financial or otherwise, from federal, state, and other public or private sources for the purpose of aiding and promoting the construction, maintenance, and operation of the West River Water Supply District, or any part thereof;
3. To cooperate and contract with the state of North Dakota, its agencies and political subdivisions, and any agency of the United States, in investigation and the establishment, construction, development, of operation of the West River Water Supply District, or any part thereof;
4. To construct either separately or in cooperation with agencies of the United States, the state of North Dakota or any agency thereof, and to equip, maintain, and operate an office and principal place of business for the district and other buildings and facilities necessary to carry out activities authorized by this Act, and to acquire and dispose of any interest in real and personal property;
5. To appoint and, within the limits of legislative appropriations, fix the compensation of, such employees as the board shall deem necessary to conduct the business and affairs of the district.
6. To contract for supplies of water from the United States, or any department or agency thereof, the state of North Dakota, or any department or agency thereof, and to sell, lease, and otherwise to furnish any such water for beneficial use.
7. To levy a tax, in 1980 and thereafter, of not to exceed one mill annually on each dollar of taxable

property in those counties within the district, for the payment of the expenses of the district, including but not limited to per diem, mileage, and other expenses of directors; technical, administrative, clerical, operating, and other expenses of the district office, and for the cumulation of a continuing fund through such levy for the performance of obligations entered into with the United States of America, the state of North Dakota, or any political subdivision or other person. All moneys collected pursuant to such levy shall be deposited in the Bank of North Dakota to the credit of the district and shall be disbursed only as provided herein;

8. To exercise all powers for, or incidental to, the achievement of the purposes and objectives of this Act.

SECTION 8. DISTRICT BUDGET - CERTIFICATION OF MILL LEVY - LIMITATIONS.) The board of directors of the district shall, upon the organization of the board in 1980, and in July of each year thereafter, estimate the expenses and obligations of the district, including, but not limited to, expenses of the directors, expenses of operating and maintaining the offices of the district, debt service and retirement, and construction and maintenance of district works. The board of directors may include in the budget estimates of funds deemed necessary to create a reserve fund to meet future payments of obligations incurred by the district. Upon the completion and adoption of the budget, the board shall determine a mill levy for each governmental entity within the district in an amount sufficient to meet the expenses of the budget. The mill levy may be in differing amounts for each governmental entity and shall be based upon the benefit to be gained by such governmental entities from the project for which the assessment is made, but in no event shall the mill levy for any governmental entity exceed one mills. The determination of the mill levy shall be in the

form of a resolution adopted by a majority vote of the members of the board.

SECTION 9. BOARD TO CERTIFY MILL LEVY TO COUNTY AUDITORS, CITY AUDITOR OF DICKINSON, AND STATE TAX COMMISSIONER.)

Upon the adoption of the annual mill levy by the board of directors, but no later than October first, the secretary of the board shall send one certified copy of the appropriate mill levy to the county auditor of every county within the district, one copy of the mill levy to the city auditor for the city of Dickinson, and one copy of the mill levy for each governmental entity to the state tax commissioner.

SECTION 10. COUNTY AUDITORS TO EXTEND TAX LEVY.) The city auditor for the city of Dickinson, and the county auditor of each county within the district, to whom a mill levy is certified in accordance with this chapter, shall extend the levy upon the tax lists for the current year against each description of real property and all personal property within the governmental entities, as defined for the purposes of this chapter, in the same manner and with the same effect as other taxes are extended.

SECTION 11. COUNTY OR CITY TREASURER TO COLLECT AND REMIT DISTRICT TAXES - DISTRICT FUND ESTABLISHED - NONREVERTER - DISBURSEMENTS.) The treasurer of the city of Dickinson and of each county within the district to which a mill levy has been certified shall collect the district taxes, together with interest and penalty thereon, if any, in the same manner as the general taxes are collected, and shall pay over to the treasurer of the district, on demand, all taxes, interest, and penalties so collected, and shall forthwith notify the secretary of the district of such payment. Expenditures shall be made by the board of directors upon vouchers signed by the chairman of the board.

SECTION 12. PROCEEDINGS TO CONFIRM CONTRACT.) The board of directors of the district, after entering into a contract with the United States government, the state of North Dakota, or with any public corporation of the state of

North Dakota, may commence a special proceeding in and by which the proceedings of the board and the making of such contract, or contracts, shall be judicially examined, approved, and confirmed, or disapproved and disaffirmed. Such proceeding shall comply as nearly as possible with the procedure required in the case of irrigation districts under the laws of North Dakota.

SECTION 13. TERMINATION OF DISTRICT.) Upon the vote of a majority of the directors of the board, the district shall cease to exist from and after the thirty-first day of December following the vote, subject to the payment of any obligations entered into prior to such vote. After all obligations of the district have been paid, the board of directors shall certify such fact to the city auditor of the city of Dickinson and to the county auditor of each of the counties within the district and shall proceed to liquidate the assets of the district in such a manner as the board shall deem in the best interests of the district. Following liquidation, the board shall return to each governmental entity, its pro rata share of any moneys remaining in the district treasury. The pro rata share shall be equal to the proportion that such governmental entity's total contribution to the district bears to the total contribution of all governmental entities to the district.

SECTION 14. GOVERNMENTAL ENTITY SHALL BE EXCLUDED FROM DISTRICT IF NOT BENEFITED.)

1. Any governmental entity in the district, not benefited or not to be benefited, in whole or in part, as determined by the governing body of any such governmental entity, by the establishment of the West River Water Supply District as authorized by this Act shall be excluded from the district as provided herein. The board of county commissioners of any such county, or the governing body of the city of Dickinson, may by resolution direct the chairman of the board to file with the board of

directors of the district a petition, for and on behalf of the county, or the city, requesting the board of directors of the district to exclude such county, or city, therefrom. A certified copy of the resolution of the governing body of the governmental entity shall accompany and be filed with such petition. The petition and resolution shall state specific reasons why such governmental entity will not be benefited by the establishment and development of the West River Water Supply District.

2. Upon receipt of the petition, the secretary of the board of directors shall cause notice of the filing of such petition to be printed once each week for two consecutive weeks in a newspaper or newspapers of general circulation within the governmental entity which has petitioned for exclusion. The notice shall state that the petitioning governmental entity has filed a petition for exclusion from the district, and that the district board of directors shall grant such petition within sixty days from the date of filing. Within sixty days from the date the petition is filed with the district board, the board shall grant such petition.

SECTION 15. ADDITION OF OTHER GOVERNMENTAL ENTITY TO DISTRICT.) Any governmental entity adjoining the district as herein created, or as hereafter composed, may join such district upon application of its governing body and the approval of such application by the board of directors of the district. The board of directors, as a condition of approval of such application, may require the levy of such taxes within said governmental entity as may be equitable to equalize the burden of such governmental entity with the obligations paid or assumed by the other governmental entities in the district. Such governmental entity is hereby authorized to levy such taxes as may be necessary to carry out its part of the agreement for becoming a part of the district, which levy shall be in addition to the amount which may otherwise be legally levied for county or city purposes.

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SECTION 16. LIMITATIONS.) The provisions of this Act shall not be construed to limit the rights, powers, or duties of any state department or agency, or of any political subdivision. Nor shall any of the provisions of this Act be construed as limiting or in any way affecting the laws of this state relating to organization and maintenance of water management districts, park districts, or irrigation districts, or any other legal entity found wholly or partly within the boundaries of the West River Water Supply District.

SECTION 17. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$40,000 or so much thereof as may be necessary, to the West River Water Supply District for the purpose of assisting in carrying out the provisions of the Act for the biennium beginning July 1, 1979, and ending June 30, 1981. Such moneys shall be available only in the event that the District is created.

And when so amended recommends the same be rereferred to the Committee on Appropriations.

Senator Goodman Chairman

Senate Bill No. 2310 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY to whom was referred Senate Bill No. 2316

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows

Senator Sands Chairman

Senate Bill No. 2316 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor to whom was referred Senate Bill No. 2326

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows

Senator Reiten
 Senator Reiten Chairman

Senate Bill No. 2326 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
 to whom was referred Senate Bill No. 2327

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 6, after the first semi-colon insert the words "to authorize the board of university and school lands to invest permanent funds of the common schools in the working ranch unit;"

On page 3 of the engrossed bill, after line 10, insert the following section:

"SECTION 4.) The board of university and school lands may invest an amount not to exceed two million two hundred sixty-five thousand dollars from the permanent fund of the common schools as a loan to the board of higher education for the section 1 unit purchase, section 2 committee implementation, and section 6 land sale. The board of higher education is authorized to borrow from the board of university and school lands the sum of two million two hundred sixty-five thousand dollars, or so much thereof as may be necessary, for the purpose of the section 1 unit purchase, section 2 committee implementation, and section 6 land sale. The loan from the board of university and school lands shall be for a term not to exceed ten years, but the amount of the loan, interest rate, and method of repayment are to be negotiated by the board of university and school lands and the board of higher education. The board of higher education is authorized to grant a security interest to the permanent fund of the common schools in the property to be acquired. The members of the state board of higher education shall not be held personally liable for repayment of any loan obtained under this section, and the board shall be liable for repayment only in the manner provided pursuant to this section."

On page 4 of the engrossed bill, line 15, delete the words "All money received as a result of sale of land"

On page 4 of the engrossed bill, delete lines 16 through 18 and insert in lieu thereof the following section:

"SECTION 7.) Any rents or profits or proceeds from the sale or other disposition of the property described in section 6 shall be used to make principal and interest payments on such amounts as may be borrowed by the board of higher education pursuant to section 4. Upon payment of the total principal and interest on moneys borrowed by the board, any additional rents, profits, or proceeds as may be received shall be deposited in the general fund in the state treasury."

On page 4 of the engrossed bill, delete lines 20 and 21

On page 4 of the engrossed bill, line 22, delete the words and comma "much thereof as may be necessary," and insert in lieu thereof the words "the loan proceeds from any loan under section 4"

On page 4 of the engrossed bill, line 27, delete the words "general fund" and insert in lieu thereof the words "loan proceeds"

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass

John E. Lips Chairman
Senator Lips

Senate Bill No. 2327 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2341

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act relating to the taxation of property and providing legislative intent concerning property taxation, limitations on increases or forced reductions in property taxes levied by taxing districts for certain years, and statements of full consideration; to create and enact a new subsection to section 57-13-04 of the North Dakota Century Code, relating to the powers and duties of the state board of equalization; to amend and reenact sections 57-02-27, 57-02-28, subsection 1 of section 57-13-04, and 57-55-04 of the North Dakota Century Code, relating to the assessment of property, the basis for the computation of property taxes, the powers and duties of the state board of equalization, and the taxation of mobile homes; providing a penalty; and providing an effective date.

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

SECTION 1. STATEMENT OF LEGISLATIVE FINDINGS - LEGISLATIVE INTENT.) Although the laws of this state require the assessment of all taxable property at its true and full value, it is the finding of the legislative assembly that actual assessments are much less than true and full value, and the average for all property is less than ten percent. It is also the finding of the legislative assembly that, although the laws of this state provide no general property classification system for property tax purposes, a de facto system has developed. It is the intent of the legislative assembly to provide an equitable system of property taxation by the adoption of the system which has developed. It is the further intent of the legislative assembly that the state board of equalization shall, from the effective date of this Act, establish equity of taxation within the guidelines established by this Act.

SECTION 2. PROPERTY TO BE VALUED AT TRUE AND FULL VALUE.) Beginning with the year 1980, all assessors and boards of equalization shall place the value of all items of taxable property at the true and full value of the property except as otherwise specifically provided by law, and the amount of taxes that may be levied on such property for the year 1980 and each year thereafter shall

be determined for each class of property as established by the state board of equalization pursuant to section 7 of this Act. For the purposes of this Act, the term "true and full value" shall have the same meaning as provided in subsection 4 of section 57-02-01.

SECTION 3. LIMITATIONS ON INCREASES OR FORCED REDUCTIONS IN PROPERTY TAXES LEVIED BY TAXING DISTRICTS FOR YEARS 1980, 1981, 1982, AND 1983 - EXCEPTIONS.)

1. Each taxing district may levy in 1980, 1981, 1982, and 1983 at least as much in dollars as the amount which was levied by that taxing district for the year 1979 plus an amount equal to five percent of that amount compounded for each year after 1979, adjusted as follows:
 - a. Less an amount equal to the sum determined by the application of the mill levies for that taxing district to the final assessed valuation of any land or taxable improvements to real property which is removed from the assessment rolls of that taxing district after the year 1979 but was included in the assessment for the year 1979.
 - b. Plus an amount equal to the sum determined by the application of any mill levies specifically authorized by the electors of that taxing district but not levied for 1979 to the final assessed valuation of the taxable property in that taxing district.
2. No taxing district shall be permitted to levy in 1980, 1981, 1982, and 1983 taxes expressed in dollars in excess of the amount which was levied by that taxing district for the year 1979 plus an amount equal to five percent of that amount compounded for each year after 1979, adjusted as follows:
 - a. Plus an amount equal to the sum determined by the application of the mill levies for that taxing district to the final assessed valuation of any land and taxable improvements to real property which was not taxable in 1979 or was omitted from the assessment rolls for that year but which is included in the assessment for the years 1980, 1981, 1982, or 1983.
 - b. Plus an amount equal to the sum determined by the application of any mill levies specifically authorized by the electors of that taxing district but not levied for 1979 to the final assessed valuation of the taxable property in that taxing district.
3. The limitation on the amount which may be levied by a taxing district pursuant to subsection 2 may be increased if the electors of the taxing district authorize additional levies after the effective date of this Act at either a special or regular election as provided by law.
4. The limitation on the amount which may be levied by a taxing district pursuant to subsection 2 shall not apply to the Fargo school district or to any school district in which the electors have approved unlimited mill levies as provided by law.

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SECTION 4. STATEMENTS OF FULL CONSIDERATION TO BE FILED WITH STATE BOARD OF EQUALIZATION OR REGISTER OF DEEDS - PROCEDURE - SECRECY OF INFORMATION - PENALTY.)

1. Any grantee or his authorized agent who presents a deed in the office of the county register of deeds shall certify on the face of the deed either of the following:
 - a. A statement that a report of the full consideration paid for the property conveyed has been filed with the state board of equalization.
 - b. A statement of the full consideration paid for the property conveyed.
2. The register of deeds shall not record any deed unless it contains either of the statements required by subsection 1.
3. The register of deeds shall accumulate and at least monthly forward to the state board of equalization a report containing the information filed in his office pursuant to subsection 1.
4. The state board of equalization shall prescribe the necessary forms for the statements and reports to be used in carrying out the purposes of this Act, and the forms will contain a space for the explanation of special circumstances which may have contributed to the amount of the consideration.
5. For purposes of this section, the word "deed" means an instrument or writing whereby any real property or interest therein shall be granted, conveyed, or otherwise transferred to the grantee, purchaser, or other person.
6. The state board of equalization shall guard the secrecy of information contained on statements filed with the board pursuant to subsection 1, and any information provided local officials shall be limited to such data as is necessary to perform their official duties and shall not include the names of any grantors or grantees.
7. Any person who shall, in the statements provided for in subsection 1, willfully falsify the consideration paid for the transferred real property or interest therein or who falsely certifies that he has filed a report of full consideration with the state board of equalization shall be guilty of a class B misdemeanor.

SECTION 5. AMENDMENT.) Section 57-02-27 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-02-27. PROPERTY TO BE ~~ASSESSED~~ VALUED AT FULL VALUE - LIMITATION ON ASSESSMENT OF ANNEXED AGRICULTURAL LANDS.) All property subject to taxation based on the value thereof shall be ~~assessed~~ valued at its true and full value in money. In determining the true and full value of real and personal property, the assessor shall not adopt a lower or different standard of value because the same is to serve as a basis of taxation, nor shall he adopt as a criterion of value the price at which said property would sell at auction, or at forced sale, or in the aggregate with all the property in the town or

district, but he shall value each article or description by itself, and at such sum or price as he believes the same to be fairly worth in money. In assessing valuing any tract, or lot of real property, there shall be determined the value of the land, exclusive of improvements, and the value of all taxable improvements and structures thereon, and the aggregate value of the property, including all taxable structures and other improvements, excluding the value of crops growing upon cultivated lands. In valuing any real property upon which there is a coal or other mine, or stone or other quarry, the same shall be valued at such a price as such property, including the mine or quarry, would sell for at a fair voluntary sale for cash. Agricultural lands within the corporate limits of a city, whether or not platted, shall constitute agricultural property and be so classified and valued for ad valorem property tax purposes until such lands are put to another use. Such valuation shall be uniform with the assessed-value valuation of adjoining unannexed agricultural land.

SECTION 6. AMENDMENT.) Section 57-02-28 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-02-28. BASIS FOR COMPUTATION OF TAX - DUTY OF STATE BOARD OF EQUALIZATION.) The assessed value of all property subject to a general property tax, net-exempted by-law-net-subject-to-any-gross-sales-or-other-lieu-tax, to be used in the computation of the tax levied for the payment of any bonded or improvement warrant indebtedness shall be the full and true value thereof, but the net value of such property to be used in the computation of all other taxes levied thereon shall be fifty percent of the true and full value thereof. Assessors and boards of review shall assess and return all taxable property at its full and true value, and the county auditor, after equalization established by the state board of equalization, shall make the computation necessary to ascertain said fifty percent value based upon the actual average assessment for each class of property as established pursuant to section 7 of this Act.

SECTION 7.) A new subsection to section 57-13-04 of the North Dakota Century Code is hereby created and enacted to read as follows:

Establish the assessed value to be used on each class of taxable property by city and township assessors and county directors of tax equalization based upon the actual average assessment levels, stated as percentages, for each class of property for the previous year. The assessed values so established shall be based upon the returns of assessments of taxable property provided by the counties plus information compiled by the board for property assessed by the board pursuant to section 179 of the Constitution of North Dakota. The percentages so determined shall be certified to county directors of tax equalization on or before October thirty-first of each year. The board may make adjustments in the percentage of assessed valuation to be applied to any class of property, or to specific types of property within a class of property, if required to do so pursuant to a federal law.

SECTION 8. AMENDMENT.) Subsection 1 of section 57-13-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. Equalize the assessment of land real property

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by adding to the aggregate value thereof in any assessment district in a county and in every county in the state in which the board may believe the valuation too low, such rate percent as will raise the same to its proper relative value, and by deducting from the aggregate assessed value thereof, in any assessment district in a county and in every county in the state in which the board may believe the value too high, such percent as will reduce the same to its proper relative value. City lots shall be equalized in the manner provided for equalizing other lands real property. In performing its duties pursuant to this subsection, the board shall take into consideration the provisions of section 57-01-06.1;

SECTION 9. AMENDMENT.) Section 57-55-04 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-55-04. TAXES - HOW DETERMINED - DISBURSEMENT.) The tax for each mobile home shall be determined by the director of tax equalization by placing an evaluation on such mobile home based upon its true and full value and applying the same assessed valuation as established by the state board of equalization for other property in the same classification based on use, pursuant to standards and guides as determined by the state tax commissioner and applying such evaluation to the preceding year's total mill levies applying to property within the taxing district wherein the mobile home is located. If a mobile home is acquired or moved into this state during the calendar year, and a tax decal has not been previously issued on such mobile home in this state for such year, the tax shall be determined by computing the remaining number of months of the current year to the nearest full month and multiplying such number by one-twelfth of the amount which would be due for the full year. The taxes collected pursuant to the provisions of this chapter shall be disbursed in the same year they are collected and in the same manner as real estate taxes for the preceding year are disbursed.

SECTION 10. EFFECTIVE DATE.) The provisions of this Act shall be effective on or after January 1, 1980."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass

Senator Goodman Chairman

Senate Bill No. 2341 was placed on the sixth

order of business on the calendar for the succeeding legislative day

Mr. PRESIDENT Your Committee on JUDICIARY

to whom was referred SENATE Bill No. 2358

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows

On page 1, line 4 insert the following language after the word "offices" "; and declaring an emergency"

On page 1, line 18, delete the words "this section" and insert in lieu thereof "elections held pursuant to this chapter, only"

On page 1, 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 effect from and after its passage and approval."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Edward M. Sands
SENATOR SANDS Chairman

SENATE Bill No. 2358 was placed on the SIXTH

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY to whom was referred SENATE Bill No. 2362

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation be amended as follows:

- on page 1, line 1, delete the words "to create and enact a new subsection to"
- on page 1, line 2, delete "section 16-21.1-05 of the North Dakota Century Code; and"
- on page 1, line 6, following the word "machines" delete the word "or"
- on page 1, line 7, delete the words "electronic voting systems" and the word "to"
- on page 1, delete line 8
- on page 1, line 9, delete the words "North Dakota Century Code; and"
- on page 1, line 15, delete the words "or electronic voting systems"
- on page 3, line 25, delete the following words: "In any precinct in which an"
- on page 3, delete all of lines 26 through 30
- on page 3, line 31, delete the following: "used."
- on page 3, delete all of lines 33 and 34
- on page 4, delete all of lines 1 through 6
- on page 6, delete all of lines 8 through 15

and renumber the lines, sections and pages accordingly And when so amended recommends the same do pass be indefinitely postponed.

Edward M. Sands
Senator Sands Chairman

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Senate Bill No. 2362 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government

to whom was referred Senate Bill No. 2367

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Page 1, line 2, delete "three tracts" insert in lieu thereof "one tract"

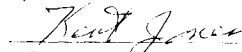
Page 1, delete lines 12-22

Page 2, delete lines 1-3

Page 2, line 4, delete the numeral "3" and insert in lieu thereof the numeral "1"

And renumber the lines, subsections, sections and pages accordingly.

And when so amended recommends the same do pass.


Senator Jones Chairman

Senate Bill No. 2367 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2371

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

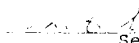
On page 2, line 2, after the word "to" delete the rest of the line and insert in lieu thereof the following: "seventy-five percent of the individual's average weekly wage in the individual's last base period quarter and in no event shall be less than minimum wage"

On page 2, delete lines 3 through 9

On page 2, line 10, delete the words "in any three-year period"

And renumber the lines accordingly.

And when so amended recommends the same do pass.


Senator Reiten Chairman

Senate Bill No. 2371 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred Senate Bill No. 2373

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

 Chairman

Senate Bill No. 2373 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2374

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

 Chairman
Senator Goodman

Senate Bill No. 2374 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION
to whom was referred SENATE Bill No. 2382

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

 Chairman
SENATOR I.E. SOLBERG

SENATE Bill No. 2382 was placed on the ELEVENTH

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred Senate Bill No. 2394

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

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On page 1, line 10, delete the word "The" and insert in lieu thereof the following: "Upon leave of the court, the" and on the same line delete the following: ", or other official designated by the"

On page 1, line 11, delete the word "principal,"

On page 1, line 15, following the word "association," delete the following: "or his designee,"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass,

 Chairman
Senator Sands

Senate Bill No. 2394 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on AGRICULTURE

to whom was referred Senate Bill No. 2398

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

 Chairman
Senator Iszler

Senate Bill No. 2398 was placed on the eleventh

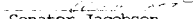
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES

to whom was referred Senate Bill No. 2403

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

 Chairman
Senator Jacobson

Senate Bill No. 2403 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor

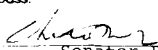
to whom was referred Senate Bill No. 2404

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

- On page 1, line 1, delete the word "four" and insert the word "five"
- On page 1, line 4, delete the word "and"
- On page 1, line 5, after the word "contracts" insert ", and applicability"
- On page 2, line 7, after the word "~~sale~~" insert the words "price payable in one or more" and delete the word "payment" and insert in lieu thereof the word "payments" and strike through the words "price payable in"
- On page 2, line 8, strike through the word "installments"
- On page 2, line 16, strike through the period and insert after it the following: ", or" and strike through the word "The"
- On page 2, line 17, strike through the following: "term includes a"
- On page 2, line 18, delete the words "security agreement" and strike-through the word "and"
- On page 5, line 2, strike through the words "shall be" and delete the following "contained in a single"
- On page 5, line 3, delete the word "document" and strike through the comma
- On page 5, delete the strike-through on all of lines 17 through 20
- On page 5, line 21, delete the strike-through on the following: "e-"
- On page 5, line 25, delete the strike-through on the following: "when-you-sign-it"
- On page 5, line 26, delete the strike-through on the following: "following-rights,-among-others--(a)"
- On page 5, line 29, delete the strike-through on the following: "--(b)-to-redeem-the"
- On page 5, delete the strike-through on all of lines 30 through 32
- On page 5, line 33, delete the strike-through on the following: "repossessed-" and delete the following: ", if any"
- On page 6, delete the strike-through on all of line 31
- On page 6, delete the strike-through on all of line 32 and insert after the word "any" the following: ", and whether it is new or used"
- On page 7, line 31, after the letter "j-" insert the letter and period "k." and delete the strike-through on the remainder of the line
- On page 7, delete the strike-through on all of lines 32 through 35
- On page 8, delete the strike-through on all of lines 1 through 7
- On page 8, line 8, delete the letter "k" and insert in lieu thereof the letter "l"

- On page 8, line 12, after the word "payment" delete the comma and also delete the words "and the buyer," and insert in lieu thereof a period "._"
- On page 8, delete all of lines 13 through 18
- On page 10, line 11, delete the words "the amount determined by" and insert in lieu thereof the words "ten percent of the delinquent installment payment or ten dollars, whichever is less"
- On page 10 delete line 12
- On page 10, line 13, delete the following: "contract is written to the installment in default" and strike through the word "or"
- On page 10, line 14, strike through the following: "five dollars, whichever is less"
- On page 10, line 16, after the word "installment" insert the words "in addition to interest accruing thereon" and strike through the words "regardless of"
- On page 10, line 17, strike through the following: "the period during which it remains in default"
- On page 13, delete lines 8 through 11 and insert in lieu thereof the following new subsection:
"1. In the absence of the buyer's default, the holder may, arbitrarily and without reasonable cause, accelerate the maturity of any part or all of the time balance owing thereunder."
- On page 13, line 31, after the word "sale" delete the following: ", or" and insert in lieu thereof the words "and any"
- On page 14, line 29, delete the words "personal property" and insert in lieu thereof the words "motor vehicle"
- On page 14, line 30, delete the words "personal property" and insert in lieu thereof the words "motor vehicle"
- On page 15, line 1, after the word "any" insert the word "other"
- On page 15, delete lines 29 through 32
- On page 17, after line 18, insert the following new section:
 "SECTION 9.) A new section to chapter 51-13 of the North Dakota Century Code is hereby created and enacted to read as follows:
APPLICABILITY.) No provision of this chapter shall apply to a retail installment sale of personal property if:
1. The cash price of the personal property exceeds twenty-five thousand dollars; and
2. The personal property is to be used primarily for a business or commercial purpose, not a personal, family, household or agricultural purpose."
- And renumber the lines, sections and pages accordingly
- And when so amended recommends the same do pass.


 --- Senator Reiten --- Chairman

Senate Bill No. 2404 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations

to whom was referred Senate Bill No. 2413

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 6, before the period insert the following: "; and providing a contingent effective date"

On page 5, line 11, after the period insert the following: "If the duties of the lieutenant governor are expanded prior to January 1, 1981, pursuant to the Constitution, statute, or appropriate executive order, so as to require substantially full-time service from the lieutenant governor to carry out those duties, then the annual salary of the lieutenant governor shall be as follows: effective January 1, 1981, thirty-three thousand five hundred dollars; thirty-five thousand one hundred seventy-five dollars effective January 1, 1982; thirty-six thousand nine hundred thirty-three dollars effective January 1, 1983; thirty-eight thousand seven hundred eighty dollars effective January 1, 1984; and forty thousand seven hundred twenty dollars effective January 1, 1985."

On page 7, after line 3, insert the following section:

"SECTION 13. CONTINGENT EFFECTIVE DATE.) The provisions of this Act shall become effective ten days after the effective date of the proposed repeal of section 39 of the Constitution of North Dakota as contained in Senate Concurrent Resolution No. 4061 as adopted by the forty-sixth legislative assembly. If the proposed repeal of section 39 of the Constitution is rejected by the electorate at the primary election in 1980, then this Act shall be of no force and effect."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass

Senator Lips Chairman

Senate Bill No. 2413 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY

to whom was referred Senate Bill No. 2428

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 7, delete the "." and insert in lieu thereof "; and on the same line insert the following words "and providing an effective date."

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On page 4, after line 20, insert the following section
 "SECTION 3. EFFECTIVE DATE.) This act shall take
 effect on July 1, 1981."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass

Edward W. Sands Chairman
 Senator Sands

Senate Bill No. 2428 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
 to whom was referred SENATE Bill No. 2433

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
 without recommendation

be amended as follows:

on page 1, line 13, delete the words "loaded firearm" and insert in
 lieu thereof "rifle or shotgun with cartridge in chamber"

on page 1, line 14, after the word "vehicle" insert "within any city"
 and renumber lines accordingly

And when so amended recommends the same do pass

Edward W. Sands Chairman
 Senator Sands

Senate Bill No. 2433 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
 to whom was referred Senate Bill No. 2439

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
 without recommendation

be amended as follows:

On page 1, line 1, after the word "Act" insert the following:
 "to set forth legislative intent covering any appropriation
 for schools textbooks,"

On page 1, after line 16, insert the following section:

"SECTION 1. LEGISLATIVE INTENT.) It is the intent
 of the legislative assembly that any funds appropriated
 to the department of public instruction specifically for
 the purpose of providing free textbooks to the public
 school students of North Dakota be distributed on a per
 pupil basis to the local school districts through the
 foundation aid program."

On page 4, line 16, delete the word "fifty" and insert in lieu
 thereof the word "ninety"

On page 4, line 18, delete the words "nine hundred ninety" and insert in lieu thereof the words "one thousand twenty seven" and on the same line, after the word "dollars" insert "and fifty cents"

On page 5, line 12, after the word "lands" insert the following: "for those enrolled in public schools"

And renumber the lines, pages, and sections accordingly

And when so amended recommends the same do pass

Chairman Sandness Chairman
Senator Sandness

Senate Bill No. 2439 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government

to whom was referred Senate Bill No. 2440

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Chairman Jones Chairman
Senator Jones

Senate Bill No. 2440 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY

to whom was referred Senate Bill No. 2441

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Chairman Sands Chairman
Senator Sands

Senate Bill No. 2441 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on JUDICIARY

to whom was referred SENATE Bill No. 2444

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

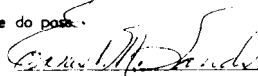
be amended as follows:

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- On page 1, line 4, delete the words "to provide for a vote on such programs,"
- On page 1, line 10 delete the words "SCHOOL ELECTION DECISION"
- On page 1, line 12, delete the word "court" and insert in lieu thereof the word "legal"
- On page 1, line 14, delete the words "If a"
- On page 1, delete lines 15 through 21

And renumber the lines accordingly

And when so amended recommends the same do pass.



Chairman

SENATOR SANDS

SENATE Bill No. 2444 was placed on the Sixth


order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2450

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:



Chairman

Senator Jones

Senate Bill No. 2450 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred Senate Bill No. 2452

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 15 of the engrossed bill delete the words "twenty-nine" and insert in lieu thereof the words "twenty-four"

On page 1, line 15 of the engrossed bill delete the words "forty six"

On page 1, line 15 of the engrossed bill strike the word "and"

On page 1, line 15 of the engrossed bill strike the word "cents"

And renumber the lines accordingly.

And when so amended recommends the same do pass

Senator Lips Chairman

Senate Bill No. 2452 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations to whom was referred Senate Bill No. 2460

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows:

On page 1 of the engrossed bill, line 3, after the word "office" and before the semicolon insert the words "and the assumption of the responsibilities of the division of economic opportunity, the state planning division, the office of energy management, the special projects coordinator, and the natural resources council"

On page 1 of the engrossed bill, line 12, after the word "division" insert "; and to provide an appropriation"

On page 1 of the engrossed bill, line 16, before the word "governor" insert the word "lieutenant"

On page 1 of the engrossed bill, line 17, after the word "The" insert the words "lieutenant governor shall be the coordinator. If the lieutenant governor cannot serve as coordinator prior to June 30, 1981, the"

On page 1 of the engrossed bill, line 18, after the word "governor" insert the words "until June 30, 1981"

On page 1 of the engrossed bill, line 19, after the word "The" insert the words "lieutenant governor, while serving as coordinator, shall receive the total salary and unvouchered expense allowance in the amount provided for the state tax commissioner during the period beginning July 1, 1979, and ending June 30, 1981. If the coordinator is appointed by the governor, the"

On page 11 of the engrossed bill, line 4, after the first word "the" insert the words "federal aid coordinator as chairman, the"

On page 11 of the engrossed bill, line 10, strike the word "the", and delete the word "federal"

On page 11 of the engrossed bill, line 11, delete the words "aid coordinator" and strike the comma

On page 11 of the engrossed bill, strike lines 13 and 14

On page 11 of the engrossed bill, line 15, strike the words and period "the office of the governor."

On page 11 of the engrossed bill, line 18, strike the words "office of the governor" and insert immediately thereafter the words "federal aid coordinator office"

On page 11 of the engrossed bill, after line 18, insert the following section:

"SECTION 20. REPORT TO BUDGET SECTION OF LEGISLATIVE COUNCIL.) The federal aid coordinator shall periodically report to the budget section of the legislative council on areas where the consolidation of the receipt of federal funds by state agencies would result in improved efficiency in the expenditure of federal funds."

On page 11, line 19, delete the numeral "20" and insert in lieu thereof the numeral "21"

On page 11 of the engrossed bill after line 22, insert the following sections:

"SECTION 22. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income, the sums as hereinafter provided, or so much thereof as may be necessary, to the federal aid coordinator office for the biennium beginning July 1, 1979, and ending June 30, 1981, as follows:

Salaries and wages	\$ 1,378,047
Fees and services	1,080,411
Data processing	74,022
Supplies and materials	243,386
Equipment	16,413
Grants, benefits, and claims-energy management and conservation	11,616,559
Grants, benefits, and claims-economic opportunity	4,576,502
Grants, benefits, and claims-state planning	1,257,670
Grants, benefits, and claims-natural resources council	134,301
	<hr/>
Total all funds	\$20,377,311
Less estimated income	<u>19,877,311</u>
Total general fund appropriation	\$ 500,000

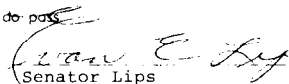
SECTION 23. COMMUNITY DEVELOPMENT BLOCK GRANTS.) If federal funds are made available to the federal aid coordinator related to the community development block grants program, and if such federal funds do not require additional state matching funds, the federal aid coordinator is authorized to accept and expend such funds upon approval by the emergency commission during the biennium beginning July 1, 1979, and ending June 30, 1981."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment provides that the Lieutenant Governor will be the Federal Aid Coordinator. It also provides that the Federal Aid Coordinator will report to the Budget Section of the Legislative Council regarding the consolidation of receipt of federal funds. This amendment combines the appropriations of the Office of Energy Management, Division of Economic Opportunity, State Planning Division, Natural Resources Council, and Special Projects Coordinator. The appropriation deletes \$232,000 from the executive budget level for 8 positions since it is intended that the consolidation of these agencies will result in less administrative costs. The general fund appropriation is reduced \$118,908 from the amount recommended in the executive budget. The general fund appropriation of \$500,000 is to be expended at the discretion of the federal aid coordinator.

And when so amended recommends the same do pass

 Chairman
Senator Lips

Senate Bill No. 2460 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred Senate Bill No. 2465

Has had the same under consideration and recommends that the same

- do pass
be indefinitely postponed
be placed on calendar without recommendation

be amended as follows:

On page 2, line 3, delete the word "twenty" and insert in lieu thereof the word "sixteen"

On page 2, line 5, after the period insert the following: "Of the sixteen mills which may be levied pursuant to this section, the first eight mills shall be levied upon the resolution of the local school board. Any mills to be levied above the initial eight mills must first be approved by the voters of the district."

On page 2, line 7, delete the word "twenty-mill" and insert in lieu thereof the words "additional eight-mill"

On page 2, line 11, strike the word "total" and after the word "total" insert the word "aggregate", and after the word "levy" insert the words "under this section" and delete the word "twenty" and insert in lieu thereof the word "sixteen"

On page 2, line 21, after the word "board" insert the words "may levy, upon their own resolution, eight mills. If it is found, after the board by resolution has levied its maximum eight mills, that additional funds are needed, the board"

On page 2, line 22, strike the word "a" and insert the words "an additional", and strike the words and comma "specified by the board,"

On page 2, line 23, delete the word "twenty" and insert in lieu thereof the word "eight"

On page 2, line 27, after the period insert the following: "In no case shall the total mills levied under this section exceed sixteen."

On page 3, line 13, delete the word "ten" and insert in lieu thereof the word "eight"

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.

Senator Goodman Chairman

Senate Bill No. 2465 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government
to whom was referred Senate Bill No. 2467

Has had the same under consideration and recommends that the same

- do pass
be indefinitely postponed
be placed on calendar without recommendation

be amended as follows:

JOURNAL OF THE SENATE

Ken Jones
Senator Jones Chairman

Senate Bill No. 2467 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2469

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, line 9, after the word "to" delete the words "the North Dakota central credit union" and insert in lieu thereof the words "a corporate central credit union which shall be limited to borrowing up to five times its capital, surplus and reserve fund"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Ken Reiten
Senator Reiten Chairman

Senate Bill No. 2469 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT:

Your Joint Committee on Constitutional Revision

to whom was referred Senate Concurrent Resolution

Bill No. 4004, has had the same under consideration and recommends, by a vote of

Ayes, 9; Nays, 0; Absent, 1, that the same

do pass. do not pass. be placed on calendar without recommendation.

Frank Wenstrom *Bob Conmy*
Senator Wenstrom Rep. Conmy Co-Chairman

Senate Concurrent Resolution Bill No. 4004 was placed on the 14th order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT:

Your Joint Committee on Constitutional Revision

to whom was referred Senate Concurrent Resolution

Bill No. 4011, has had the same under consideration and recommends, by a vote of

Ayes, 9; Nays, 0; Absent, 1, that the same

do pass. do not pass. be placed on calendar without recommendation.

Frank Wenstrom *Bob Conmy*
Senator Wenstrom Rep. Conmy Co-Chairman

Senate Concurrent Resolution Bill No. 4011 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
Senate Concurrent Resolution No. 4025
to whom was referred _____

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


Senator Goodman Chairman

Senate Concurrent Resolution No. 4025 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government
to whom was referred Senate Concurrent Resolution No. 4030

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


Senator Jones Chairman

Senate Concurrent Resolution No. 4030 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on AGRICULTURE
to whom was referred Senate Concurrent Resolution 4034

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 4, after the word "sunflowers" insert the words
"and other crops"

On page 1, line 7, after the word "sunflowers" insert the words
and commas ", garden produce, corn, oats, barley, and wheat"

On page 2, line 7, after the word "sunflowers" insert the words
and commas ", garden produce, corn, oats, barley, and wheat"

And renumber the lines accordingly

And when so amended recommends the same do pass


Senator Iszler Chairman

Senate Concurrent Resolution 4034 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on JUDICIARY
 to whom was referred SENATE CONCURRENT RESOLUTION No. 4041

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

Carol M. Sands Chairman
 SENATE CONCURRENT RESOLUTION No. 4041 SENATOR SANDS was placed on the Eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on AGRICULTURE
 to whom was referred Senate Concurrent Resolution 4045

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

On page 2, line 31, delete the period and insert in lieu thereof
 "; and"

On page 2, after line 31, insert the following:
 "BE IT FURTHER RESOLVED, that the State Library of North Dakota serve as an informational center for biomass residue and other scientific and technological data information from our state and other regional sources."

And renumber the lines accordingly

And when so amended recommends the same do pass.

Sen Izler Chairman
 Senator Izler
Senate Concurrent Resolution No. 4045 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State and Federal Government
 to whom was referred Senate Concurrent Resolution No. 4051

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

Page 2, line 32, delete "of both joint"

Page 2, line 33, delete "caucuses respond" and insert in lieu thereof
 "responds"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Robert Jones Chairman
Senator Jones

Senate con- No. 4051 was placed on the 6th
current Resolution

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred Senate Concurrent Resolution No. 4057

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 3, line 1, delete the second word "and"

On page 3, line 2, after the word "Delegation" and before the period insert the following: "; the chairmen of the committees on finance and taxation or their equivalents in each legislative body in each of the other states; and to the governors of each of the other states"

And renumber the lines accordingly

And when so amended recommends the same do pass.

Goodman Chairman
Senator Goodman

Senate Concurrent Resolution No. 4057 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred House Bill No. 1109

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Walter Sandness Chairman
Senator Sandness

House Bill No. 1109 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred House Bill No. 1127

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Senator Sandness Chairman
Senator Sandness

House Bill No. 1127 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

President Your Committee on Education
Mr. _____
to whom was referred House Bill No. 1124

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation
 be amended as follows.

Senator Sandness Chairman
Senator Sandness

House Bill No. 1124 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

RECOGNITION

The Sergeant-at-Arms escorted the members of the Northern Lights Council, Boy Scouts of America to the rostrum whereupon President Sanstead introduced the following young people to the Senators:

Eagle Scout Jerry Bannerman, Member of Troop 203, sponsored by the Holy Spirit Catholic Church in Fargo. Parents: Eugene & Carol Bannerman, Fargo.

Star Scout Scott Adkins, Member of Troop 94, sponsored by the North Dakota School for the Deaf at Devils Lake. In addition to being a fine Scout, Scott is the North Dakota delegate to the Junior National Association for the Deaf. Parents: Jerry & Jane Adkins, Fargo.

Explorer Twyla Presser, President of Post 515, sponsored by the Burlington Northern Railroad, Mandan. Their career specialty is welding. Parent: Mrs. Mary Presser, Mandan.

Explorer Dan Rash, President of Post 507, sponsored by the Bismarck Police Department. Their career specialty is Law Enforcement. Parents: Aaron & Darlene Rash, Bismarck.

Cub Scout James Ballweber, Member of Cub Pack 71, sponsored by The Community Club of Scranton. James is representing Bowman County. Parents: Riley & Cleo Ballweber, Scranton.

Cub Scout Steve Burian, Member of Cub Pack 125, sponsored by Northridge PTA of Bismarck. Steve is the 1978 Cub Scout Physical Fitness Champion of North Dakota. Parents: Arnold & Sharon Burian.

SECOND READING OF SENATE BILLS

Senate Bill No. 2468. — A Bill for an Act to amend and reenact section 30.1-23-01 of the North Dakota Century Code, relating to collecting the personal property of a decedent by affidavit under the Uniform Probate 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LOODEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADQ			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2472. — A Bill for an Act to provide for the registration and licensing of firms and individuals engaged in the business of servicing portable and fixed fire extinguisher systems by the state fire marshal; and providing a penalty.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 16; nays, 33; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LOODEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADQ			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

Senate Bill No. 2472 was declared lost.

Senate Bill No. 2475. — A Bill for an Act to create and enact section 63-01.1-10.1; to amend and reenact subsections 4 and 5 of section 63-01.1-02 and sections 63-01.1-03, 63-01.1-04, 63-01.1-05, 63-01.1-06, subsection 2 of section 63-01.1-12, section 63-01.1-13 and subsection 1 of section 63-01.1-15 of the North Dakota Century Code; and to repeal section 63-01.1-07 of the North Dakota Century Code, all relating to the definition and control of noxious weeds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 590, 591, the roll was called and there were ayes, 46; nays, 2; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LOODEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		

• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MITCH	• SCHRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2477. — A Bill for an Act to provide for the freezing of school district boundaries upon a vote of the electors, to provide for sending pupils to other school districts, and relating to foundation aid payments and procedures for pupils attending other school districts.

Which has been read and has committee recommendation for Indefinite Postponement.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			ISZLER	•		NETHING	•		SOLBERG	•	
• BARTH	•		JACOBSON			OLIN			• SORUM		
• BERUBE		•	JONES	•		ORANGE	•		• STRAND		•
• CHRISTENSEN	•		KRAUTER	•		PETERSON	•		• STRINDEN		
• CUSSONS	•		LASHKOWITZ	•		RAIT	•		• TALLACKSON		
• DOTZENROD	•		LEE	•		REDLIN	•		• TENNEFOS		
• ERDMAN	•		LIPS	•		REITEN	•		• THANE		
• FARRINGTON	•		LODGEN	•		ROEN	•		• VOSPER		
• FRITZELL	•		MELLAND	•		SANDNESS	•		• WALSH	•	
• GOODMAN	•		MILLER	•		SANDS	•		• WENSTROM		
• HANSON	•	•	MITCH	•		SCHRADO	•		• WRIGHT		
• HOFFNER	•		NAADEN	•		SHABLOW	•		MR. PRESIDENT		
• HOLMBERG	•		NELSON	•		SMYKOWSKI	•				

Senate Bill No. 2477 was declared lost.

Senate Bill No. 2006. — A Bill for an Act making an appropriation for defraying the expenses of various divisions under the supervision of the director of institutions of the state of North Dakota; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 620, 621, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			ISZLER	•		NETHING	•		• SOLBERG		
• BARTH	•		JACOBSON			OLIN			• SORUM		
• BERUBE		•	JONES	•		ORANGE	•		• STRAND		•
• CHRISTENSEN	•		KRAUTER	•		PETERSON	•		• STRINDEN		
• CUSSONS	•		LASHKOWITZ	•		RAIT	•		• TALLACKSON		
• DOTZENROD	•		LEE	•		REDLIN	•		• TENNEFOS		
• ERDMAN	•		LIPS	•		REITEN	•		• THANE		
• FARRINGTON	•		LODGEN	•		ROEN	•		• VOSPER		
• FRITZELL	•		MELLAND	•		SANDNESS	•		• WALSH	•	
• GOODMAN	•		MILLER	•		SANDS	•		• WENSTROM		
• HANSON	•	•	MITCH	•		SCHRADO	•		• WRIGHT		
• HOFFNER	•		NAADEN	•		SHABLOW	•		MR. PRESIDENT		
• HOLMBERG	•		NELSON	•		SMYKOWSKI	•				

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

Senate Bill No. 2033. Parks and Recreation Department — A Bill for an Act making an appropriation for defraying the expenses of the parks and recreation department of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ

pages 621, 622, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON	●		● OLIN			● SORUM		
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS	●		● REITEN			● THANE		
● FARRINGTON			● LOOEN	●		● ROEN			● VOSPER		
● FRITZELL			● MELLAND	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER	●		● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON	●		● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Nothing moved that the Senate stand at ease for twenty minutes, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 2054. — A Bill for an Act to amend and reenact sections 12.1-16-01 and 12.1-32-01 of the North Dakota Century Code, relating to murder and the classification of criminal offenses, and making murder a class AA felony with a maximum penalty of life imprisonment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 622, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON	●		● OLIN			● SORUM		
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS	●		● REITEN			● THANE		
● FARRINGTON			● LOOEN	●		● ROEN			● VOSPER		
● FRITZELL			● MELLAND	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER	●		● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON	●		● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2202. — A Bill for an Act to create and enact a new subsection to section 52-04-06 of the North Dakota Century Code, relating to variations in unemployment compensation rates.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON	●		● OLIN			● SORUM		
● BERUBE	●		● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN		

● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER ●	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2204. — A Bill for an Act to amend and reenact subsection 3 of section 52-06-01 of the North Dakota Century Code, relating to eligibility for unemployment compensation benefits.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS ●			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER ●			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2232. — A Bill for an Act to amend and reenact subsection 4 of section 52-01-01 and subsection 1 of section 52-06-02 of the North Dakota Century Code, and to repeal subsection 10 of section 52-06-02 of the North Dakota Century Code, relating to disqualification for unemployment compensation benefits.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS ●			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER ●		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER ●			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2264. — A Bill for an Act to amend and reenact section 6-03-60 of the North Dakota Century Code, relating to restrictions and conditions on loans to and purchases from directors, officers, and employees of state banking associations and officers and employees of banking department.

Which has been read.

Senator Redlin requested that he be excused from voting on this bill due to a conflict of interest. Senator Nething moved that Senator Redlin be permitted to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 624, the roll was called and there were ayes, 46; nays, 3; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER ●			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

Senate Bill No. 2300. — A Bill for an Act to amend an reenact section 35-27-02 of the North Dakota Century Code, relating to the claiming of a mechanic's lien by a contractor who contracts with an agent of the owner of real estate.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER ●			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2322. — A Bill for an Act to create and enact a new section to chapter 11-28.2 of the North Dakota Century Code, relating to the power of recreation service districts to make improvements and finance the cost thereof through levying special assessments and taxes, imposing service charges and issuing warrants; and to amend and reenact section 11-28.2-04 of the North Dakota Century Code, relating to powers of recreation service districts and levying of special assessments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 626, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE	●		● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON	●		● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LODOEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS	●		● WALSH		
● GOODMAN			● MILLER ●			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO	●		● WRIGHT		
● HOFFNER			● NAA DEN			● SHABLOW	●		● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

Senate Bill No. 2338. — A Bill for an Act to amend and reenact section 57-54-08 of the North Dakota Century Code, to reduce the motor vehicle fuel tax on sales of gasohol.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 627, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE	●		● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON	●		● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LODOEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS	●		● WALSH		
● GOODMAN			● MILLER ●			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO	●		● WRIGHT		
● HOFFNER			● NAA DEN			● SHABLOW	●		● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

Senate Bill No. 2346. — A Bill for an Act requiring open voting at all public meetings.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 627, the roll was called and there were ayes, 35; nays, 13; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NOTHING	●		● SOLBERG		●
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE	●		● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON	●		● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LODOEN			● ROEN	●	●	● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS	●		● WALSH		
● GOODMAN			● MILLER ●			● SANDS	●		● WENSTROM		
● HANSON		●	● MUTCH			● SCHIRADO	●		● WRIGHT		
● HOFFNER			● NAA DEN			● SHABLOW	●		● MR. PRESIDENT		
● HOLMBERG			● NELSON		●	● SMYKOWSKI	●	●			

So the bill passed and the title was agreed to.

Senate Bill No. 2355. — A Bill for an Act to amend and reenact sections 16-20-08 and 16-20-09 of the North Dakota Century Code,

relating to prohibiting labor organizations from using funds generated by dues in political campaigns; 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, 34; nays, 15; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER		•	• NETHING			• SOLBERG		
• BARTH		•	• JACOBSON			• OLIN			• SORUM		
• BERUBE		•	• JONES			• ORANGE		•	• STRAND		
• CHRISTENSEN			• KRAUTER		•	• PETERSON			• STRINDEN		•
• CUSSONS			• LASHKOWITZ		•	• RAIT		•	• TALLACKSON		•
• DOTZENROD		•	• LEE			• REDLIN		•	• TENNEFOS		
• ERDMAN		•	• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL		•	• MELLAND		•	• SANDNESS			• WALSH		•
• GOODMAN			• MILLER		•	• SANDS			• WENSTROM		
• HANSON			• MITCH			• SCHRADD		•	• WRIGHT		
• HOFFNER		•	• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG		•	• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2355. — A Bill for an Act to create and enact a new section to chapter 43-13 of the North Dakota Century Code, relating to the certification of optometrists to use ocular diagnostic pharmaceutical agents, and to amend and reenact subsection 1 of section 43-13-01 and subsection 4 of section 43-15-01 of the North Dakota Century Code, relating to definitions.

Which has been read.

Senator Peterson moved that Senate Bill No. 2356 be amended as follows:

On page 1, line 17, of the engrossed bill, following the word “shall” insert the word “only”

Senator Peterson moved that the amendments be adopted, which motion prevailed.

Senator Peterson moved that the rules be suspended, that Senate Bill No. 2356 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2356. — A Bill for an Act to create and enact a new section to chapter 43-13 of the North Dakota Century Code, relating to the certification of optometrists to use ocular diagnostic pharmaceutical agents, and to amend and reenact subsection 1 of section 43-13-01 and subsection 4 of section 43-15-01 of the North Dakota Century Code, relating to definitions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 628, the roll was called and there were ayes, 41; nays, 7; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER		•	• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN		•	• KRAUTER			• PETERSON			• STRINDEN		•
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		•
• ERDMAN			• LIPS		•	• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		

● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAAEDN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2425. — A Bill for an Act to amend and reenact subsection 1 of section 39-08-01 of the North Dakota Century Code, relating to operating a motor vehicle under the influence of alcohol.

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, 31; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●			●
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH		●	● JACOBSON			● OLIN		●	● SORUM		
● BERUBE		●	● JONES			● ORANGE		●	● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON		●	● STRINDEN		
● CUSSONS		●	● LASHKOWITZ			● RAIT		●	● TALLACKSON		
● DOTZENROD		●	● LEE			● REDLIN		●	● TENNEFOS		
● ERDMAN		●	● LIPS			● REITEN		●	● THANE		
● FARRINGTON			● LODDEN			● ROEN		●	● VOSPER		
● FRITZELL		●	● MELLAND			● SANDNESS		●	● WALSH		
● GOODMAN		●	● MILLER			● SANDS		●	● WENSTROM		
● HANSON		●	● MUTCH			● SCHIRADO		●	● WRIGHT		
● HOFFNER		●	● NAAEDN			● SHABLOW		●	MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

Senate Bill No. 2425 was declared lost.

Senate Bill No. 2438. — A Bill for an Act to provide an additional fee for motorcycle registration, to require motorcycle education requirements for motorcycle operator's permits and licenses for applicants under sixteen, to establish standards for motorcycle safety courses, to reimburse public schools and approved organizations for programs, to promote safety in the use and operation of motorcycles; providing an effective date; and providing appropriations.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 630, the roll was called and there were ayes, 42; nays, 6; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN		●	● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS		●	● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD		●	● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN		●	● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2446. — A Bill for an Act to create and enact a new section to chapter 26-01 of the North Dakota Century Code, relating to the regulation of the solicitation of life insurance 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, 44; nays, 4; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH ●			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE		●	● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN		●	● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER ●			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER	●		● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2454. — A Bill for an Act to amend and reenact section 46-05-03 of the North Dakota Century Code, relating to the printing fees for legal publications.

Which has been read.

Senator Farrington requested he be excused from voting on Senate Bill No. 2454 due to a conflict of interest. Senator Nething moved that Senator Farrington be permitted to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 630, 631, the roll was called and there were ayes, 45; nays, 3; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH ●			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN ●		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER ●			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2455. — A Bill for an Act to amend and reenact sections 57-35-04, 57-35.1-01, and 57-35.2-02 of the North Dakota Century Code, relating to taxation of banks, trust companies, and savings and loan associations, and exempting from the basis of taxation interest or income on bonds issued under the Municipal Industrial Development Act; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 631, 632, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		

• DOTZENROD	• LEE	• REDLIN	• TENNEFOS
• ERDMAN	• LIPS	• REITEN	• THANE
• FARRINGTON	• LODDOEN	• ROEN	• VOSPER
• FRITZELL	• WELAND	• SANDNESS	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MITCH	• SCHRADD	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2479. — A Bill for an Act to amend and reenact section 12.1-27.1-12 of the North Dakota Century Code as contained in section 1 of Senate Bill No. 2100, as approved by the forty-sixth legislative assembly, relating to state preemption of local laws regulating obscenity except when local ordinances are specifically authorized; 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, 10; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH		•	• JACOBSON			• OLIN			• SORUM		
• BERUBE		•	• JONES		•	• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER		•	• PETERSON			• STRINDEN		
• CUSSIONS			• LASHKOWITZ		•	• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN		•	• LIPS		•	• REITEN		•	• THANE		
• FARRINGTON			• LODDOEN			• ROEN			• VOSPER		
• FRITZELL			• WELAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER		•	• SANDS			• WENSTROM		
• HANSON			• MITCH			• SCHRADD		•	• WRIGHT		•
• HOFFNER			• NAADEN			• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

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. 4018. — A concurrent resolution urging Congress to amend Public Law 94-565 to provide that in lieu of tax payments be allocated among all local units of government in proportion to the tax loss suffered by the various local units, or to authorize the states to provide for the allocation of the in lieu of tax payments.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution 4018 was adopted.

Senate Concurrent Resolution No. 4021. — A concurrent resolution urging Congress to exempt North Dakota lignite from provisions of any Federal coal severance tax enacted for the purpose of alleviating impacts created by increased coal train traffic.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 592, Senate Concurrent Resolution No. 4021 was adopted.

Senate Concurrent Resolution No. 4029. — A concurrent resolution urging the Congress of the United States and the trustee in bankruptcy of the Milwaukee Road railroad to maintain Lines West as a viable and operating railroad line.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 592, Senate Concurrent Resolution No. 4029 was adopted.

MOTION

Senator Nething moved that that portion of Senate Rule No. 44 pertaining to the date all bills and resolutions must be reported out of committee be suspended, and that the date now be designated as the 35th legislative day, excluding those measures excepted in the rule, which motion prevailed.

Senator Nething moved that the portion of Joint Rules No. 8 pertaining to all bills and resolutions being sent to the other house be suspended, and the cross-over date be designated as the 37th legislative day, excluding those measures excepted in the rule, which motion prevailed.

FIRST READING OF SENATE BILLS

Committee on Delayed Bills (At the request of Senator Hanson) introduced:

Senate Bill No. 2481. — A Bill for an Act to amend and reenact subsection 1 of section 15-38.1-07, sections 15-38.1-08 and 15-38.1-09, subdivision a of subsection 1 of section 15-38.1-12, and subdivision a of subsection 1 of section 15-38.1-13 of the North Dakota Century Code, relating to specifying the areas that teachers may negotiate with school boards.

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

Committee on Delayed Bills (At the request of Senator Sands) introduced:

Senate Bill No. 2482. — A Bill for an Act to provide for distribution of the surplus funds on deposit in the Vietnam bonus fund to eligible Vietnam conflict veterans.

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

FIRST READING OF SENATE
CONCURRENT RESOLUTIONS

Senator Melland introduced:

Senate Concurrent Resolution No. 4061. — A concurrent resolution to repeal section 39 of the Constitution of the State of North Dakota, relating to the appointment or election of members of the Legislative Assembly to other offices, the emoluments of which have been increased during those legislators' terms of office.

Was read the first time and referred to the Committee on Constitutional Revision.

Committee on Delayed Bills (At the request of Senator Nething) introduced:

Senate Concurrent Resolution No. 4062. A concurrent resolution urging the State Board of Higher Education and the state educational institutions under its control and administration to participate in programs sponsored by the National Science Foundation.

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

FIRST READING OF HOUSE BILLS

House Bill No. 1019. Securities Commissioner — A Bill for an Act making an appropriation for defraying the expenses of the securities commissioner of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1122. — A Bill for an Act to set aside accumulated and undivided profits of the state mill and elevator association for agricultural research relating to production, utilization, transportation, and marketing.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1190 — A Bill for an Act to amend and reenact subsection 2 of section 28-26-01 of the North Dakota Century Code, relating to the awarding of costs in frivolous actions.

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

House Bill No. 1197. — A Bill for an Act to create and enact one new subsection to section 20.1-02-05 of the North Dakota Century Code, relating to the establishment of a habitat improvement program; and providing a continuing appropriation.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1388. — A Bill for an Act to reenact section 51-13-03 of the North Dakota Century Code, relating to the credit service charge allowed on retail installment sales.

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

House Bill No. 1391. — A Bill for an Act to amend and reenact section 61-06-22 of the North Dakota Century Code, relating to the compensation for board members of irrigation districts.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1393. — A Bill for an Act to amend and reenact section 61-01-23 of the North Dakota Century Code, relating to the removal of obstructions in the channel of a nonnavigable stream.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1397. — A Bill for an Act to amend and reenact subsection 24 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for all sales to hospitals licensed by the state health department:

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

House Bill No. 1464. — A Bill for an Act to amend and reenact section 6-03-05.1 of the North Dakota Century Code, relating to advancement of funds to protect liens and providing for subordination of such advancements with respect to certain mortgages, liens, and judgments.

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

House Bill No. 1473. — A Bill for an Act to create and enact a new section to chapter 10-15 of the North Dakota Century Code, relating to unclaimed distributions, redemptions, or payments of domestic cooperatives.

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

House Bill No. 1491. — A Bill for an Act to amend and reenact sections 5-01-06 and 5-01-09 of the North Dakota Century Code, relating to recovery of damages resulting from intoxication and the unlawful delivery of alcoholic beverages to certain persons; and providing a penalty.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1495. — A Bill for an Act to amend and reenact section 4-28.1-03 of the North Dakota Century Code, relating to remittance of the flax tax levy and creation of a flax utilization research fund; and to repeal section 4-28.1-01 of the North Dakota Century Code, relating to the flax tax levy.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1596. — A Bill for an Act to create and enact a new section to chapter 62-01 of the North Dakota Century Code, relating to a prohibition of possessing a pistol in a liquor establishment, providing for an exception and a penalty; and to amend and reenact sections 62-01-01, 62-01-08, 62-01-09, 62-01-10, and 62-01-14 of the North Dakota Century Code, relating to the definition of a pistol, the form and term of a pistol license, regulation of pistol sales, the penalty for violating sales regulations, and the granting and conditions of pistol dealers' licenses.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1635. — A Bill for an Act to amend and reenact subsection 4 of section 19-03.1-05, subsection 5 of section 19-03.1-07, subsection 3 of section 19-03.1-09, section 19-03.1-11 and subsection 2 of section 19-03.1-13 of the North Dakota Century Code, relating to the schedules of controlled substances under the Uniform Controlled Substances Act.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1662. — A Bill for an Act to amend and reenact section 11-10-02.1 of the North Dakota Century Code, relating to the employment of county surveyors.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1665. — A Bill for an Act to amend and reenact sections 27-06-01, 27-06-03, 27-06-04, 27-06-05, 27-06-06, 27-06-07, and 27-06-08 of the North Dakota Century Code, relating to district court reporters.

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

House Bill No. 1675. — A Bill for an Act to create and enact the Uniform Federal Lien Registration Act, as chapter 35-28.1 of the North Dakota Century Code, relating to the filing and recording of federal tax liens and other federal liens; and to repeal chapter 35-28 of the North Dakota Century Code, relating to the filing and recording of federal tax liens.

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

House Bill No. 1677. — A Bill for an Act to amend and reenact section 39-20-01 of the North Dakota Century Code, relating to the implied consent to determine the alcoholic content of blood.

Which was read the first time and referred to the Committee on Agriculture.

FIRST READING OF HOUSE
CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3022. — A concurrent resolution directing the Legislative Council to study and review the powers, duties, and jurisdictional boundaries of water management districts and legal drain boards.

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

House Concurrent Resolution No. 3029. — A concurrent resolution directing the Legislative Council to study the feasibility of public television coverage of the Forty-seventh Legislative Assembly.

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

House Concurrent Resolution No. 3032. — A concurrent resolution directing a study by the Legislative Council to review the equity and adequacy of retirement provisions for supreme court and district court judges.

Was read the first time and referred to the Committee on State and Federal Government.

House Concurrent Resolution No. 3035. — A concurrent resolution directing a Legislative Council study of the relationship between American Indian tribal governments and North Dakota state government.

Was read the first time and referred to the Committee on State and Federal Government.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2007
Senate Bill No. 2039
Senate Bill No. 2186
Senate Bill No. 2340
Senate Bill No. 2363
Senate Bill No. 2410
Senate Bill No. 2445.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1044
House Bill No. 1363
House Bill No. 1374
House Bill No. 1415
House Bill No. 1460
House Bill No. 1461
House Bill No. 1509
House Bill No. 1529
House Bill No. 1533
House Bill No. 1570
House Bill No. 1577
House Bill No. 1652

House Bill No. 1667

House Bill No. 1686

House Concurrent Resolution No. 3011

House Concurrent Resolution No. 3024

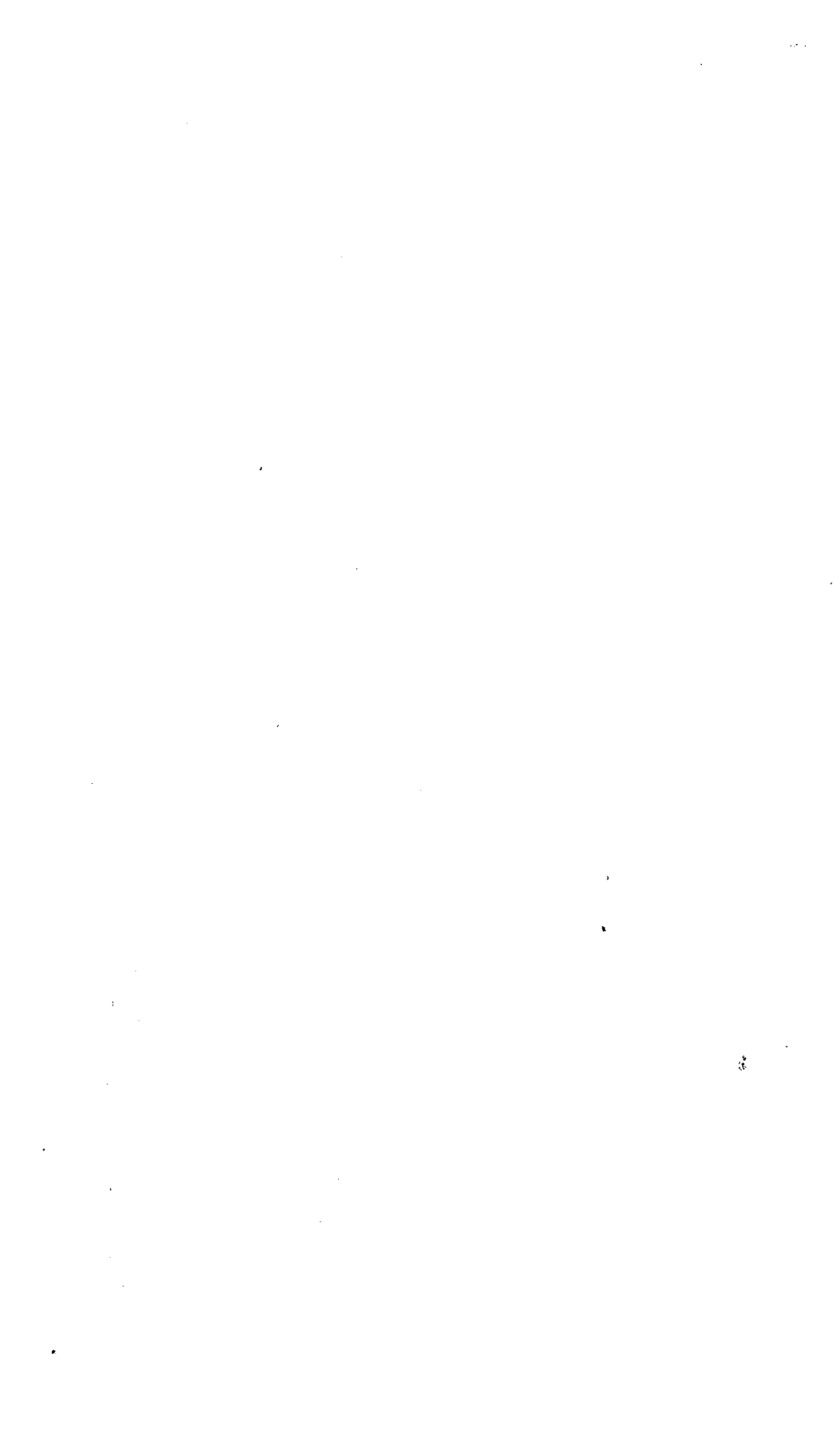
House Concurrent Resolution No. 3030

House Concurrent Resolution No. 3033.

ROY GILBREATH, Chief Clerk

Senator Nething moved that at the conclusion of the 5th Order of Business, the 13th Order of Business and after the reading of Senate Bills 2003, 2008, 2020, 2022, 2026, 2032, 2038, 2040, 2056, 2061, 2062, 2149, 2167, 2208, 2217, 2219, 2227, 2229, 2231, 2265, 2278, 2280, 2292, 2302, 2303, 2316, 2326, 2332, 2339, 2373, 2374, 2382, 2398, 2402, 2403, 2418, 2440, 2441, 2443, 2450, 2467, SCR's 4004, 4011, 4025, 4030, 4041, 4051, House Bills 1109, 1124, 1127 and HCR 3007, the Senate adjourn and convene at 1:00 P.M., Thursday, February 15, 1979, which motion prevailed.

LEO LEIÐHOLM, Secretary



THIRTY-SECOND DAY

Bismarck, February 15, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding. The prayer was offered by LaRue Goetz, Director, STEER, Inc.

Our Heavenly Father we bless You with all our hearts for the greatest gift of life, the only begotten son, the Lord Jesus Christ. Were it not for Your provisions, we would not be here today to carry out our responsibilities.

Forgive us of our sins and help us to have clear minds as we deliberate with the business on hand concerning the well-being of our state. We pray that You will give us wisdom and good judgment. Help us in everything we do to acknowledge You in our lives, and we have Your promise in Your word that You will direct our paths.

We pray this in Christ Our Saviour's Name. Amen.

The roll was called and all members were present except Senator Roen. A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-first day and finds the same to be correct.

SENATOR SHABLOW moved that the report be adopted, which motion prevailed. SENATOR TENNEFOS Chairman

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- SB NO. 2149
SB NO. 2356

and find the same correctly Re Engrossed

Senator Dotzenrod moved that the report be adopted, which motion prevailed. Senator Peterson Chairman

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- SB NO. 2003
- SB NO. 2008
- SB NO. 2038
- SB NO. 2040
- SB NO. 2167
- SB NO. 2208
- SB NO. 2217
- SB NO. 2219
- SB NO. 2227
- SB NO. 2229
- SB NO. 2231
- SB NO. 2265
- SB NO. 2278
- SB NO. 2280
- SB NO. 2302
- SB NO. 2332
- SB NO. 2339
- SB NO. 2418
- SB NO. 2443

and find the same correctly } Engrossed

 Chairman
 Senator Peterson

Senator Dotzenrod

moved that the report be adopted, which motion prevailed.

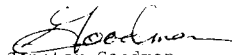
Report of Standing Committee

Mr. President Your Committee on FINANCE AND TAXATION
 to whom was referred Senate Bill No. 2150

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
 Senator Goodman

Senate Bill No. 2150 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
 to whom was referred Senate Bill No. 2203

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

J. Goodman
 Senator Goodman .. Chairman

Senate Bill No. 2203 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
 to whom was referred Senate Bill No. 2233

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 4, after the words "subsections 1," insert "5,"

On page 2, after line 33, insert the following subsection:

- "5. "Energy conversion facility" means any plant, addition, or combination of plant and addition, designed for or capable of:
- a. Generation of fifty thousand kilowatts or more of electricity;
 - b. Manufacture or refinement of one hundred million cubic feet (2,831,684.66 cubic meters) or more of gas per day;
 - c. Manufacture or refinement of fifty thousand barrels (7,949.36 cubic meters) or more of liquid hydrocarbon products per day; or
 - d. Enrichment of uranium minerals.
 - e. The provisions of this subsection shall not apply to plants producing fertilizer materials."

On page 3, line 5, following the word "design" insert the words "in excess"

On page 3, line 6, strike the words "or more"

On page 3, line 13, following the period delete the rest of the line and insert in lieu thereof the following: "For purposes of this chapter a gathering system shall include the pipelines and associated facilities used to collect oil from the well to the main pipeline within a spaced area as defined by the industrial commission of North Dakota, or pipelines and associated facilities used to collect gas from the well to the gas processing facility."

On page 3, delete all of lines 14 through 18.

On page 6, line 28, delete the word "all"

On page 6, line 29, after the word "minimize" insert the words "all foreseen"

On page 7, line 22, strike the word "receipt" and following that word insert the word "service"

On page 8, line 25, after the words "for a" insert the word "route" and following the word "permit" delete the words "the construction of"

On page 9, line 5, delete the word "all"

On page 9, line 6, after the word "minimize" insert the words "all foreseen"

On page 9, after line 10, insert the following new subdivision: "f. A statement setting forth the manner in which the utility will inform affected landowners of easement acquisition, necessary conditions and land use restrictions, and the compensation to be paid for the easements."

On page 9, line 11, delete the letter "f" and insert in lieu thereof the letter "g"

On page 9, line 22, delete the word "receipt" and insert in lieu thereof the word "service"

On page 13, line 5, following the period insert the following sentence: "A hearing for any county shall not be consolidated if five or more affected resident landowners file a petition with the commission within ten days of the publication of the notice of hearing."

On page 18, line 21, following the period insert the following sentence: "If a waiver is not granted for a proposed facility, such application fee paid shall be allowed as a credit against fees payable under this section in connection with an application under this chapter for a certificate or permit for the proposed facility."

And renumber the lines pages and paragraphs accordingly.

And when so amended recommends the same do pass

Chairman

Senator Jacobson

Senate Bill No. 2233 was placed on the sixth

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on JUDICIARY

to whom was referred Senate Concurrent Resolution Bill No. 4027

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

bc amended as follows:

Senator Sands

Chairman

Senate Concurrent Resolution Bill No. 4027 was placed on the eleventh

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on JUDICIARY

to whom was referred Senate Concurrent Resolution Bill No. 4043

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Edward M. Gandy
Senator Gandy

Chairman

Senate Concurrent Resolution 4043 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES

to whom was referred Senate Concurrent Resolution 4044

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senate Concurrent Resolution Senator Jacobson Chairman

No. 4044 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on SOCIAL WELFARE & VETERANS AFFAIRS

to whom was referred SENATE CONCURRENT RESOLUTION 4053

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Harold Christensen
Senator Christensen

Chairman

SENATE CONCURRENT RESOLUTION 4053 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION

to whom was referred Senate Concurrent Resolution No. 4057

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, line 25, delete the words "fresh start provision"
On page 2, line 26, delete the words "to provide a"

On page 3, line 1, delete the second word "and"

On page 3, line 2, after the word "Delegation" and before the period insert the following: "; the chairmen of the committees on finance and taxation or their equivalents in each legislative body in each of the other states; and to the governors of each of the other states"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass

John Goodman
Senator Goodman Chairman

Senate Concurrent Resolution No. 4057 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations to whom was referred House Bill No 1022

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Charles E. Lips
Senator Lips Chairman

House Bill No. 1022 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations to whom was referred House Bill No. 1023

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Charles E. Lips
Senator Lips Chairman

House Bill No. 1023 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Social Welfare & Veterans Affairs to whom was referred House Bill No. 1077

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen Christensen Chairman
Senator Christensen

House Bill No. 1077 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Agriculture
to whom was referred House Bill No. 1178

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen Iszler Chairman
Senator Iszler

House Bill No. 1178 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1212

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen Solberg Chairman
SENATOR I. E. SOLBERG

HOUSE Bill No. 1212 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Agriculture
to whom was referred House Bill No. 1237

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen Iszler Chairman
Senator Iszler

House Bill No. 1237 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on SOCIAL WELFARE & VETERANS AFFAIRS
to whom was referred House Bill No. 1240

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 3, line 26, of the engrossed bill following the word "from" delete the strike-through on the words "~~serious-physical~~"

On page 3, line 27, of the engrossed bill following the word "harm" delete the strike-through on the words "~~or-traumatic-abuse~~" and on the same line delete the following: "to his physical or mental"

On page 3, line 28, of the engrossed bill, delete the word "health" and on the same line delete the strike-through on the words "~~other-than-accidental-means-by-a~~"

On page 3, line 29, of the engrossed bill, delete the strike-through on the words "~~person-responsible-for-the-child's-health-or welfare~~"

On page 3, of the engrossed bill, delete all of lines 30 through 31

On page 5, line 7, of the engrossed bill, following the word "without" delete the word "remuneration" and insert in lieu thereof the word "remuneration"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass

Har Christensen Chairman
Senator Christensen

House Bill No. 1240 was placed on the sixth

order of business on the calendar for the succeeding legislative day

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 1277

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Stephen Loden Chairman
Senator Loden

House Bill No. 1277 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 1308

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

[Signature]
Senator Lodoen Chairman

House Bill No. 1308 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1311

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

[Signature]
SENATOR F. E. SOLBERG Chairman

HOUSE Bill No. 1311 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions
to whom was referred House Bill No. 1318

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

[Signature]
Senator Lodoen Chairman

House Bill No. 1318 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1330

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

[Signature]
Senator Christensen Chairman

House Bill No. 1330 was placed on the 14th

order of business on the calendar for the succeeding legislative day.


Mr. President Your Committee on Political Subdivisions
to whom was referred House Bill No. 1345

JOURNAL OF THE SENATE

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lodoen

House Bill No. 1345 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions

to whom was referred House Bill No. 1354

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lodoen

House Bill No. 1354 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

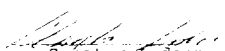
Mr. President Your Committee on Political Subdivisions

to whom was referred House Bill No. 1361

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lodoen

House Bill No. 1361 was placed on the 14th

order of business on the calendar for the succeeding legislative day.


Mr. President Your Committee on Political Subdivisions

to whom was referred House Bill No. 1375

Has had the some under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lodoen

House Bill No. 1375 was placed on the 14th

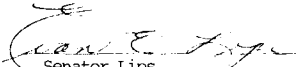
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred House Bill No. 1376

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 Senator Lips Chairman

House Bill No. 1376 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred House Bill No. 1525

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 Senator Lips Chairman

House Bill No. 1525 was placed on the 14th

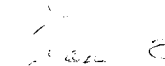
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred House Bill No. 1526

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 Senator Lips Chairman

House Bill No. 1526 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

MOTION

Senator Goodman moved that Senate Bill No. 2117 be returned to the Senate floor from the Committee on Finance and Taxation, which motion prevailed.

Senator Goodman requested the unanimous consent of the Senate to withdraw Senate Bill No. 2117. There being no objection, it was so ordered by the President.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2001 as

recommended by the Committee on Appropriations as printed on pages 694-700 of the Senate Journal be adopted.

Senator Hoffner requested a recorded roll call vote on the motion to adopt the proposed amendments to Senate Bill No. 2001, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to Senate Bill No. 2001, the roll was called and there were ayes, 33; nays, 15; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	●	NETHING	●	●	SOLBERG	
—		●	●	JACOBSON	—	●	OLIN	—	●	SORUM	
—		●	●	JONES	—	●	ORANGE	●	●	STRAND	●
●			●	KRAUTER	●	●	PETERSON	—	●	STRANDEN	
●			●	LASHKOWITZ	—	●	RAIT	●	●	TALLACKSON	
—		●	●	LEE	●	●	REDLIN	—	●	TENNEFOS	
—		●	●	LIPS	—	●	REITEN	—	●	THANE	
—		●	●	LOOEN	—	●	ROEN	—	●	VOSPER	
●			●	MELLAND	—	●	SANDNESS	—	●	WALSH	
●			●	MILLER	●	●	SANDS	—	●	WENSTROM	●
●			●	MUTCH	—	●	SCHRADO	—	●	WRIGHT	
—		●	●	NAADEN	—	●	SHABLOW	●	●	MR. PRESIDENT	
●			●	NELSON	—	●	SMYKOWSKI				

The proposed amendments were adopted.

Senator Hoffner moved that the question be divided on the adoption of the proposed amendments to Senate Bill No. 2002, that each section be voted upon separately, which motion prevailed.

The sections to be voted upon are as follows:

1.

On page 1, line 17, delete the numerals "3,397,454" and insert in lieu thereof the numerals "3,258,254"

On page 1, line 24, delete the numerals "202,904,830" and insert in lieu thereof the numerals "199,230,000"

2. & 3

On page 2, delete lines 1 & 2 which are as follows: to be voted upon separately

1 Grants—textbooks 5,000,000

2 Grants—kindergarten 1,000,000

4. On page 2, delete lines 8 through 28

Senator Hoffner requested a recorded roll call vote on each section, which request was granted.

ROLL CALL

The question being on the motion to adopt Section 1 of the proposed amendments to Senate Bill No. 2002, page 1 line 17 and page 1 line 24, the roll was called and there were ayes, 37; nays, 13; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	●	NETHING	●	●	SOLBERG	
—		●	●	JACOBSON	—	●	OLIN	—	●	SORUM	
—		●	●	JONES	—	●	ORANGE	●	●	STRAND	●
●			●	KRAUTER	●	●	PETERSON	—	●	STRANDEN	
●			●	LASHKOWITZ	—	●	RAIT	●	●	TALLACKSON	
—		●	●	LEE	●	●	REDLIN	—	●	TENNEFOS	
—		●	●	LIPS	—	●	REITEN	—	●	THANE	
—		●	●	LOOEN	—	●	ROEN	—	●	VOSPER	
●			●	MELLAND	—	●	SANDNESS	—	●	WALSH	●
●			●	MILLER	●	●	SANDS	—	●	WENSTROM	
●			●	MUTCH	—	●	SCHRADO	—	●	WRIGHT	
—		●	●	NAADEN	—	●	SHABLOW	●	●	MR. PRESIDENT	
●			●	NELSON	—	●	SMYKOWSKI				

The proposed amendments, Section 1, were adopted.

ROLL CALL

The question being on the motion to adopt Section 2 of the proposed amendments to Senate Bill No. 2002, on page 2, line 1, delete "Grants — textbooks 5,000,000", the roll was called and there were ayes, 35; nays, 15; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
— BARTH	●		● JACOBSON			● OLIN		● SOLBERG
— BERUBE	●		● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER	●		● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ	●		● RAIT		● STRINDEN
— DOTZENROD	●		● LEE			● REDLIN		● TALLACKSON
— ERDMAN	●		● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODOEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER	●		● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
— HOFFNER	●		● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

Section 2, of the amendments to Senate Bill No. 2002 were adopted.

ROLL CALL

The question being on the motion to adopt Section 3 of the proposed amendments to Senate Bill 2002, on page 2, line 2 delete "Grants — kindergarten 1,000,000" the roll was called and there were ayes, 30; nays, 20; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
— BARTH	●		● JACOBSON			● OLIN		● SOLBERG
— BERUBE	●		● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER	●		● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ	●		● RAIT		● STRINDEN
— DOTZENROD	●		● LEE			● REDLIN		● TALLACKSON
— ERDMAN	●		● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODOEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER	●		● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
— HOFFNER	●		● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

Section 3 of the amendments to Senate Bill No. 2002 were adopted.

ROLL CALL

The question being on the motion to adopt Section 4, on page 2, delete lines 8 through 28 of Senate Bill No. 2002, the roll was called and there were ayes, 32; nays, 18; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
— BARTH	●		● JACOBSON			● OLIN		● SOLBERG
— BERUBE	●		● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER	●		● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ	●		● RAIT		● STRINDEN
— DOTZENROD	●		● LEE			● REDLIN		● TALLACKSON
— ERDMAN	●		● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODOEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER	●		● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
— HOFFNER	●		● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

Section 4 of the amendments to Senate Bill No. 2002 were adopted.

Senator Lips moved that the amendments to Senate Bill No. 2002 as recommended by the Committee on Appropriations as printed on pages 700, 701 of the Senate Journal be adopted.

Senator Melland requested a recorded roll call vote on the motion to adopt all the amendments to Senate Bill No. 2002, which request was granted.

ROLL CALL

The question being on the motion to adopt all the amendments to Senate Bill No. 2002, SJ pages 700, 701, the roll was called and there were ayes, 34; nays, 16; absent and not voting, 0.

NORTH DAKOTA SENATE												
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE						
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
●			●			●			●			
		●			●			●	●		●	
		●			●			●			●	
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		●			●			●			●	
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					●			●			●	

All of the amendments to Senate Bill No. 2002 were adopted.

POINT OF PERSONAL PRIVILEGE

Senator Hoffner: Mr. President, I rise on a point of personal privilege: I didn't know that accusing a committee of stealing funds from the children of North Dakota was a felony and so I would like to reduce my charge and say "legalized robbery".

POINT OF PERSONAL PRIVILEGE

Senator Shablow: Mr. President, I rise on a point of personal privilege. Mr. President, ladies and gentlemen of the Senate, I'm not only concerned but I could say I was somewhat perturbed — I don't want to ruffle any more feathers than have been ruffled—but somehow I feel like I'm slightly disenfranchised today. We had a bill that's been in the bill book, the bill has been before the committee, and on the last day, or near the last day, then we come in with a bunch of amendments that, more or less, totally have changed the bill from the original concept — changed it from the Governor's recommendations and so forth. I believe that we have other bills that have been delayed, held over, amended and reamended, which is a process that sometimes is certainly necessary. However, I have a feeling that there is an intensitive purpose here that I do not appreciate. It seems that if you have a tough bill to get through, something that's pretty controversial, hold it back till the last day and then we'll force it down your throats no matter what you care to vote for. And I really feel that I am being put-upon by this method of handling some of these bills. Thank you.

Senator Lips moved that the amendments to Senate Bill No. 2013 as recommended by the Committee on Appropriations as printed on page 701 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2085 as recommended by the Committee on Appropriations as printed on page 704 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Bill No. 2095 as recommended by the Committee on State and Federal Government as printed on page 704 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2099 as recommended by the Committee on Appropriations as printed on pages 705, 706 of the Senate Journal be adopted, which motion lost.

POINTS OF PERSONAL PRIVILEGE

Senator Lips: Mr. President, I rise on a point of personal privilege. We met with the clerk of the insurance department to get the fiscal impact of this bill. I don't know if they've got the figures that I could tell you on the floor of the Senate after spending several meetings with them, plus his man meeting with us in the Appropriations Committee. And, Mr. President, I want you to understand it is 2099 at this time and, members of the Senate, is all in addition to the Governor's budget and it could amount to as much as \$900,000.

Senator Thane: I agree not only with everything the previous speaker has said, but I'd also like this body to understand that we're in sympathy with fire departments, with the fire districts, rural fire departments; we know they do a good job, but we've got a budget problem and the total impact of this was more than we thought we could handle. We came very close to IPing the bill, but out of respect to these people, and to the sponsor of the bill, we kept it alive.

Senator Farrington: We realize the budgetary problems the Appropriations Committee have. We sympathize with them and we appreciate their sympathy for the rural fire departments, but the rural fire departments cannot run on sympathy — they need money.

Senator Reiten moved that the amendments to Senate Bill No. 2160 as recommended by the Committee on Industry, Business and Labor as printed on page 706 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to Senate Bill No. 2257 as recommended by the Committee on Finance and Taxation as printed on pages 706, 707 of the Senate Journal be adopted, which motion prevailed. Senate Bill No. 2257 has committee recommendation for Indefinite Postponement.

Senator Sands moved that the amendments to Senate Bill No. 2283 as recommended by the Committee on Judiciary as printed on pages 707, 708 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2286 as recommended by the Committee on Judiciary as printed on pages 708, 709 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to Senate Bill No. 2309 as recommended by the Committee on Finance and Taxation as printed on page 710 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to Senate Bill No. 2310 as recommended by the Committee on Finance and Taxation as printed on pages 710-720 of the Senate Journal be adopted, and that the rules be suspended, and Senate Bill No. 2310 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2327 as recommended by the Committee on Appropriations as printed on pages 721, 722 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to Senate Bill No. 2341 as recommended by the Committee on Finance and Taxation as printed on pages 722, 726 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2358 as recommended by the Committee on Judiciary as printed on pages 726, 727 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2362 as recommended by the Committee on Judiciary as printed on page 727 of

the Senate Journal be adopted, which motion prevailed. Senate Bill No. 2362 has committee recommendation for Indefinite Postponement.

Senator Jones moved that the amendments to Senate Bill No. 2367 as recommended by the Committee on State and Federal Government as printed on page 728 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2371 as recommended by the Committee on Industry, Business and Labor as printed on page 728 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2394 as recommended by the Committee on Judiciary as printed on pages 729, 730 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2404 as recommended by the Committee on Industry, Business and Labor as printed on pages 730-733 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2413 as recommended by the Committee on Appropriations as printed on page 733 of the Senate Journal be adopted.

Senator Hoffner requested a recorded roll call vote on the motion to adopt the amendments to Senate Bill No. 2413, which request was granted.

ROLL CALL

The question being on the motion to adopt the amendments to Senate Bill No. 2413, the roll was called and there were ayes, 37; nays, 12; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
●			●	ISZLER		●	NETHING		●		SOLBERG
		●	●	JACOBSON		●	CLIN		●		SORUM
		●		JONES			ORANGE		●		STRAND
●			●	KRAUTER	●	●	PETERSON		●		STRANDEN
●			●	LASHKOWITZ			RAIT	●	●		TALLACKSON
		●	●	LEE		●	REDLIN		●		TENNEFOS
		●	●	LIPS		●	REITEN		●		THANE
●			●	LODDEN		●	ROEN		●		VOSPER
●			●	MELLAND		●	SANDNES	●			WALSH
●			●	MILLER	●	●	SANDS		●		WENSTROM
●			●	MUTCH		●	SCHRADO		●		WRIGHT
		●	●	NAADEN		●	SHABLOW		●		MR. PRESIDENT
●			●	NELSON		●	SMYKOWSKI				

The proposed amendments to Senate Bill No. 2413 were adopted.

MOTIONS

Senator Nothing moved that the following House Bills be returned to the Senate floor from the Committee on Judiciary, which motion prevailed:

House Bill No. 1049

House Bill No. 1092

House Bill No. 1145

House Bill No. 1160

House Bill No. 1321

House Bill No. 1584

Senator Nothing moved that the above bills be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Senator Nothing moved that the following House Bills be returned to the Senate floor from the Committee on Political Subdivisions, which motion prevailed.:

House Bill No. 1518

House Bill No. 1560

House Bill No. 1572.

Senator Nething moved that the above bills be re-referred to the Committee on Transportation, which motion prevailed.

Senator Nething moved that the Senate stand at ease for fifteen minutes, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

MOTION

Senator Iszler moved that House Bill No. 1449 be returned to the Senate floor from the Committee on Agriculture, which motion prevailed.

Senator Iszler moved that House Bill No. 1449 be re-referred to the Committee on Transportation, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Sands moved that the amendments to Senate Bill No. 2428 as recommended by the Committee on Judiciary as printed on pages 733-734 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2433 as recommended by the Committee on Judiciary as printed on page 734 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to Senate Bill No. 2439 as recommended by the Committee on Education as printed on pages 734, 735 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to Senate Bill No. 2444 as recommended by the Committee on Judiciary as printed on pages 735, 736 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2452 as recommended by the Committee on Appropriations as printed on pages 736, 737 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2460 as recommended by the Committee on Appropriations as printed on pages 737, 738 of the Senate Journal be adopted.

Senator Hoffner requested a recorded roll call vote on the motion to adopt the amendments, which request was granted.

ROLL CALL

The question being on the motion to adopt the amendments to Senate Bill No. 2460, the roll was called and there were yeas, 36; nays, 14; absent and not voting, 0.

REGULAR SESSION									NORTH DAKOTA SENATE									1979 LEGISLATURE								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS									
●			●			●			●			●			●											
		●	●	ISZLER		●			●	NETHING		●			●	SOLBERG										
			●	JACOBSON		●	OLIN		●	SORUM		●			●											
●			●	JONES		●	ORANGE		●	STRAND		●			●											
●			●	KRAUTER		●	PETERSON		●	STRINDEN		●			●											
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●			●											
●			●	LEE		●	REDLIN		●	TENNEFOS		●			●											
			●	LIPS		●	REITEN		●	THANE		●			●											
●			●	LODDEN		●	ROEN		●	VOSPER		●			●											
●			●	MELLAND		●	SANDNESS		●	WALSH		●			●											
●			●	MILLER		●	SANDS		●	WESTROM		●			●											
●			●	MUTCH		●	SCHRADD		●	WRIGHT		●			●											
●			●	NAADEN		●	SHARLOW		●	MR. PRESIDENT		●			●											
●			●	NELSON		●	SMYKOWSKI																			

The amendments to Senate Bill No. 2460 were adopted.

EXPLANATION OF VOTE

Senator Lashkowitz: I want to explain my vote to the members of the Senate. I respect the concern expressed in this previous debate. However, upon reflection and consideration I feel that the measure has merit in that it accomplishes necessary economy. Secondly, it enhances the responsibility, prestige and stature of the office of Lieutenant Governor.

Senator Goodman moved that the amendments to Senate Bill No. 2465 as recommended by the Committee on Finance and Taxation as printed on page 739 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2469 as recommended by the Committee on Industry, Business and Labor as printed on page 740 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the amendments to Senate Concurrent Resolution No. 4034 as recommended by the Committee on Agriculture as printed on page 741 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the amendments to Senate Concurrent Resolution No. 4045 as recommended by the Committee on Agriculture as printed on page 742 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Concurrent Resolution No. 4051 as recommended by the Committee on State and Federal Government as printed on pages 742, 743 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that Senate Concurrent Resolution 4057 be referred to the Committee on Finance and Taxation, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senators Hoffner, Wright, Reps. Langley, Vander Vorst, Peltier introduced:

Senate Concurrent Resolution No. 4063. — A concurrent resolution directing a Legislative Council study of the local delivery of programs by the Farmers Home Administration.

Was read the first time and referred to the committee on Agriculture.

Senators Hoffner, Sands, Smykowski, Reps. Fleming, Freborg introduced:

Senate Concurrent Resolution No. 4064. — A concurrent resolution directing the Legislative Council to conduct a performance review in the area of higher education during the 1979-81 biennium.

Was read the first time and referred to the committee on Education.

Senator Hoffner introduced:

Senate Concurrent Resolution No. 4065. — A concurrent resolution directing the Legislative Council to study cost information systems at institutions of higher education.

Was read the first time and referred to the committee on Education.

FIRST READING OF HOUSE BILLS

House Bill No. 1044 — A Bill for an Act to create and enact a new chapter to the North Dakota Century Code, relating to establishing jails, jail contracts, and regional corrections centers; definitions; grades of jail facilities; who may be confined in jail; confinement of state and federal inmates; housing of inmates; detained witnesses and pretrial detainees; commitment papers; jail registers; jail physical plants; safety and sanitation; jail administration; organization and management; supervision of inmates; inmate rights; meal payments; inmate personal property; searches; punishment of inmates; prohibited acts; removal of inmates in emergencies; inmate work programs; annoyance of inmates; inmate educational and counseling programs; jail standards and inspections; jail variances; and corrective action and enforcement; to amend and reenact section 19-03.1-23 of the North

Dakota Century Code, relating to penalties for unlawful manufacture, delivery, or possession of controlled substances; and to repeal chapter 12-44, and sections 12-61-05, 58-03-04, and 58-03-05 of the North Dakota Century Code, relating to county jails and workhouses; the law enforcement council recommending jail rules; a township's power to establish a jail; and newspaper notice of a township jail.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1363. — A Bill for an Act to amend and reenact subsection 2 of section 37-19.1-02 of the North Dakota Century Code, relating to the preference given to qualified veterans in public employment.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1374. — A Bill for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to registration fees for trailers, semitrailers, and farm trailers; to create and enact a new subdivision to subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to exemption from registration of trailers, semitrailers, and farm trailers; and to amend and reenact subsection 1 of section 39-04-18, subsection 4 of section 39-04-19, section 39-04-26, and subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to registration of motor vehicles, registration fees, gross weight requirements of towing vehicles, and operators' licenses; and providing an effective date.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1415. — A Bill for an Act to amend and reenact subsection 6 of section 39-04-19 of the North Dakota Century Code, relating to custom combine registration.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1460. — A Bill for an Act to amend and reenact section 27-06-02 and subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to salary and expenses of court reporters and juvenile supervisors.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1461. — A Bill for an Act to create and enact a new section to chapter 49-22 of the North Dakota Century Code, relating to payment terms of easements for transmission facilities.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

House Bill No. 1509. — A Bill for an Act to amend and reenact section 23-07-17.1 of the North Dakota Century Code, relating to inoculations required before admission to school and providing exemptions; and to repeal section 23-14-02 of the North Dakota Century Code, relating to compulsory vaccination or inoculation.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1529. — A Bill for an Act to amend and reenact section 11-16-15 of the North Dakota Century Code, relating to state's attorney inquiry into violations or criminal acts causing deaths and allowing such inquiry into all felonies.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1533. — A Bill for an Act to create and enact a new section to chapter 11-33.1, a new section to chapter 40-23, a new section to chapter 40-23.1, and a new section to chapter 40-24 of the North Dakota Century Code, relating to special assessment statements containing a statement of the interest due.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1570. — A Bill for an Act to create and enact a new section to chapter 4-12 and a new section to chapter 19-06.1 of the North Dakota Century Code, relating to intentionally destroying or molesting apiaries, and labeling of imported honey.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1577. — A Bill for an Act to amend and reenact section 39-26-12 of the North Dakota Century Code, relating to the motor vehicle registration tax paid into the abandoned motor vehicle disposal fund.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1652. — A Bill for an Act to amend and reenact section 39-06-17 of the North Dakota Century Code, relating to restricted operator's licenses.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1667. — A Bill for an Act to create and enact section 40-50-19.1 and section 40-50-19.2 of the North Dakota Century Code, relating to the platting of townsites, additions and subdivisions; and to amend and reenact section 40-50-01, section 40-50-03 and section 40-50-04 of the North Dakota Century Code, relating to the platting of townsites, additions and subdivisions; and to repeal section 40-50-02 of the North Dakota Century Code, relating to the platting of townsites, additions and subdivisions.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1686. — A Bill for an Act to amend and reenact section 58-06-02 of the North Dakota Century Code, increasing the compensation for township supervisors.

Which was read the first time and referred to the Committee on Political Subdivisions.

FIRST READING OF

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3011 — A concurrent resolution to repeal article 60 of the amendments to the Constitution of the State of North Dakota, relating to a one-mill levy on all taxable property within the State of North Dakota for the North Dakota state medical center at the University of North Dakota.

Was read the first time and referred to the committee on Constitutional Revision.

House Concurrent Resolution No. 3024. — A concurrent resolution urging the President and Congress to maintain diplomatic relations and uphold treaty obligations with the Republic of China -Taiwan.

Was read the first time and referred to the committee on State and Federal Government.

House Concurrent Resolution No. 3030. — A concurrent resolution urging Congress to develop a uniform definition of the term “veteran” for all federal programs relating to veterans.

Was read the first time and referred to the committee on Social Welfare and Veterans Affairs.

House Concurrent Resolution No. 3033. — A concurrent resolution in support of Northern Tier Pipeline.

Was read the first time and referred to the committee on Natural Resources.

MOTION

Senator Solberg moved that House Bill No. 1103 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1103. — A Bill for an Act to authorize the state highway department, upon approval by the public service commission, to apply for rail service assistance under the Railroad Revitalization and Regulatory Reform Act of 1976, to authorize the highway department to act as the designated state agency to receive rail service assistance, and to authorize cooperation between the highway department and the public service commission to take steps necessary to improve transportation utilization; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 593, the roll was called and there were ayes, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
<input checked="" type="checkbox"/>	ALBERS		<input checked="" type="checkbox"/>	ISZLER		<input checked="" type="checkbox"/>	NETHING	
<input checked="" type="checkbox"/>	BARTH		<input checked="" type="checkbox"/>	JACOBSON		<input checked="" type="checkbox"/>	OLIN	
<input checked="" type="checkbox"/>	BERUBE		<input checked="" type="checkbox"/>	JONES		<input checked="" type="checkbox"/>	ORANGE	
<input checked="" type="checkbox"/>	CHRISTENSEN		<input checked="" type="checkbox"/>	KRAUTER		<input checked="" type="checkbox"/>	PETERSON	
<input checked="" type="checkbox"/>	CUSONS		<input checked="" type="checkbox"/>	LASHKOWITZ		<input checked="" type="checkbox"/>	RAIT	
<input checked="" type="checkbox"/>	DOTZENROD		<input checked="" type="checkbox"/>	LEE		<input checked="" type="checkbox"/>	REDLIN	
<input checked="" type="checkbox"/>	ERDMAN		<input checked="" type="checkbox"/>	LIPS		<input checked="" type="checkbox"/>	REITEN	
<input checked="" type="checkbox"/>	FARRINGTON		<input checked="" type="checkbox"/>	LOOEN		<input checked="" type="checkbox"/>	ROEN	
<input checked="" type="checkbox"/>	FRTZELL		<input checked="" type="checkbox"/>	MELLAND		<input checked="" type="checkbox"/>	SANDNESS	
<input checked="" type="checkbox"/>	GOODMAN		<input checked="" type="checkbox"/>	MILLER		<input checked="" type="checkbox"/>	SANDS	
<input checked="" type="checkbox"/>	HANSON		<input checked="" type="checkbox"/>	MUTCH		<input checked="" type="checkbox"/>	SCHRADO	
<input checked="" type="checkbox"/>	HOFFNER		<input checked="" type="checkbox"/>	NAADEN		<input checked="" type="checkbox"/>	SHABLOW	
<input checked="" type="checkbox"/>	HOLMBERG		<input checked="" type="checkbox"/>	NELSON		<input checked="" type="checkbox"/>	SMYKOWSKI	
								<input checked="" type="checkbox"/> SOLBERG
								<input checked="" type="checkbox"/> SOLRUM
								<input checked="" type="checkbox"/> STRAND
								<input checked="" type="checkbox"/> STRINDEN
								<input checked="" type="checkbox"/> TALLACKSON
								<input checked="" type="checkbox"/> TENNEFOS
								<input checked="" type="checkbox"/> THANE
								<input checked="" type="checkbox"/> VOSPER
								<input checked="" type="checkbox"/> WALSH
								<input checked="" type="checkbox"/> WENSTROM
								<input checked="" type="checkbox"/> WRIGHT
								<input checked="" type="checkbox"/> MR. PRESIDENT

So the bill passed, the title was agreed to, and the emergency clause carried.

SECOND READING OF SENATE BILLS

Senate Bill No. 2003. Director of Accounts and Purchases — A Bill for an Act making an appropriation for defraying the expenses of the various divisions under the supervision of the director of accounts and purchases of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 650-652, the roll was called and there were ayes, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
<input checked="" type="checkbox"/>	ALBERS		<input checked="" type="checkbox"/>	ISZLER		<input checked="" type="checkbox"/>	NETHING	
<input checked="" type="checkbox"/>	BARTH		<input checked="" type="checkbox"/>	JACOBSON		<input checked="" type="checkbox"/>	OLIN	
<input checked="" type="checkbox"/>	BERUBE		<input checked="" type="checkbox"/>	JONES		<input checked="" type="checkbox"/>	ORANGE	
								<input checked="" type="checkbox"/> SOLBERG
								<input checked="" type="checkbox"/> SOLRUM
								<input checked="" type="checkbox"/> STRAND

● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LOOEN	● ROEN	● VOSPER
● FRITZELL	● WELAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2008. School for the Deaf and School for the Blind — A Bill for an Act making an appropriation for defraying the expenses of the school for the deaf and the school for the blind of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 652-653, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LOOEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTIONS

Senator Nothing moved that Senate Bills 2020, 2022, 2032 be laid over one legislative day, and that they be placed behind Senate Bill No. 2460 on the calendar, which motion prevailed.

Senator Sands moved that Senate Bill No. 2026 be laid over one legislative day, which motion prevailed.

Senator Lips moved that Senate Bill No. 2038 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2040. — A Bill for an Act making an appropriation for defraying the expenses of the game and fish department of the state of North Dakota; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 655, 656, the roll was called and there were ayes, 48; nays, 2; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LOOEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		

● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed, the title was agreed to, and the emergency clause carried.

Senate Bill No. 2056. — A Bill for an Act to provide for the creation of multidistrict special education boards; to amend and reenact section 15-40.1-16.1, subsection 1 of section 15-59-01, sections 15-59-05.1, 15-59-06, 15-59-07, and 15-59-08 of the North Dakota Century Code, relating to transportation costs, special education of exceptional children, financing and mill levies for special education; and to repeal section 15-59-09 and chapter 15-59.1 of the North Dakota Century Code, relating to county special education programs and the election to discontinue the mill levy for special education.

Which has been read and is placed on the calendar without recommendation.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 41; nays, 8; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON	●		● OLIN		●	● SORUM		●
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2061. — A Bill for an Act to provide for the taxation of all property at true and full value, the public policy therein, the reduction of increased or excess tax levies, and minimum and maximum levy limitations for certain years; to amend and reenact section 2-06-15, subsection 3 of section 2-07-06.1, sections 2-07-06.3, 2-07-07, 4-02-26, 4-02-27, 4-02-27.1, 4-02-27.2, 4-02-32, 4-02-37, 4-08-02, 4-08-04, 4-08-15, 4-08-15.1, 4-16-02, 4-33-11, 11-11-24, 11-11-46, subsection 2 of section 11-11-53, sections 11-28-06, 11-28-17, 11-28.3-03, 11-28.3-04, 11-28.3-09, 15-18-03, 15-18-04.2, 15-18-05, 15-18-07, 15-20.1-08, 15-34.2-06, 15-39.1-28, 15-40.1-04, subsection 3 of section 15-40.1-06, sections 15-40.1-07, 15-40.1-08, subsection 2 of section 15-40.1-10, subsection 1 of section 15-40.2-03, sections 15-47-21, 15-48-01, 15-48-04, 15-48-05, 15-51-13, 15-52-09, 15-59-08, 15-59-09, 15-59.1-02, 15-59.1-03, 15-59.1-08, subsection 2 of section 15-60-03, sections 18-06-10, 18-07-01, 18-10-07, 18-10-14, 21-03-04, subsections 1, 5, and 6 of section 21-03-06, subsection 1 of section 23-14-11, sections 23-18-01, 23-18.2-12, subsection 10 of section 23-24-08, sections 23-24-09 23-30-07, 24-05-01, subsection 4 of section 25-12-02, sections 27-20-05.1, subsection 1 of section 32-12.1-08, sections 32-12.1-11, 40-05-09.1, 40-05-09.2, 40-37-03, 40-38-02, 40-43-01, 40-45-01, 40-45-02, 40-45-16, 40-46-02, 40-46-02.1, 40-48-07, 40-49-14, 40-55-08, 40-55-09, 40-57.2-04, 40-59-01, 40-59-02, 40-59-03, subsection C of section 52-09-08, subsections 20, 22, and 26 of section 57-02-08, subsection 1 of section 57-02-08.1, sections 57-15-02, 57-15-03, 57-15-06, 57-15-06.3, 57-15-06.4, 57-15-06.5, 57-15-08, subsection 4 of section 57-15-10,

sections 57-15-10.1, 57-15-12, 57-15-14, 57-15-15, subsection 1 of section 57-15-16, sections 57-15-18.1, 57-15-19.4, 57-15-20, 57-15-22, 57-15-22.1, 57-15-24, 57-15-27.1, 57-15-27.2, 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, 57-15-50, 57-15-51, 57-15-51.1, 57-15-52, 57-15-52.1, 57-15-53, 57-15-54, 57-15-55, subsection 1 of section 57-15-56, sections 57-15-57, 57-19-04, 57-20-02, 57-47-04, subsection 20 of section 58-03-07, section 58-17-02, subsection 9 of section 61-16-11, subsection 2 of section 61-16-11.1, sections 61-16-12, 61-21-09, subsection 9 of section 61-24-08, section 61-24-09, and subsection 2 of section 63-01.1-06 of the North Dakota Century Code, providing for the reduction of mill levy limitations for the taxing districts of this state, including counties, cities, townships, school districts, vector control districts, irrigation districts, water management districts, rural fire protection districts, park districts, and the Garrison diversion conservancy district, relating to the state medical center levy, relating to property tax exemptions and the homestead credit, and to provide for the reduction in statutory limitations on the indebtedness of the political subdivisions of this state; and providing an effective date.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 47; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		●	ISZLER		●	NETHING		●	SOLBERG		●
BARTH		●	JACOBSON		●	OLIN		●	SORUM		●
BERUBE		●	JONES		●	ORANGE		●	STRAND		●
CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN		●
CUSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS		●
ERDMAN		●	LIPS		●	REITEN		●	THANE		●
FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER		●
FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH		●
GOODMAN		●	MILLER		●	SAVDS		●	WENSTROM		●
HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT		●
HOLMBERG		●	NELSON		●	SMYKOWSKI		●			

Senate Bill No. 2061 was declared lost.

Senate Bill No. 2062. — A Bill for an Act to provide minimum and maximum levy limitations for 1979 and 1980; to amend and reenact sections 57-02-27 and 57-02-28 of the North Dakota Century Code, relating to the assessment of property at a certain percentage of true and full value for 1979 and 1980; providing an effective date; and declaring an emergency.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 47; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		●	ISZLER		●	NETHING		●	SOLBERG		●
BARTH		●	JACOBSON		●	OLIN		●	SORUM		●
BERUBE		●	JONES		●	ORANGE		●	STRAND		●
CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN		●
CUSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS		●
ERDMAN		●	LIPS		●	REITEN		●	THANE		●
FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER		●
FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH		●

GOODMAN	•	MILLER	•	SANDS	•	WENSTROM	•
HANSON	•	MUTCH	•	SCHIRADO	•	WRIGHT	•
HOFFNER	•	NAADEN	•	SHABLOW	•	MR. PRESIDENT	•
HOLMBERG	•	NELSON	•	SMYKOWSKI	•		

Senate Bill No. 2062 was declared lost.

Senate Bill No. 2149. — A Bill for an Act to provide for the creation of a board of medical investigations; to provide for termination of the board; and to provide an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 656-659, the roll was called and there were ayes, 21; nays, 26; absent and not voting, 3.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ALBERS	•		ISZLER	•		NETHING	•	SOLBERG	•
BARTH		•	JACOBSON	•		OLIN	•	SORUM	•
BERUBE	•		JONES	•	•	ORANGE	•	STRAND	•
CHRISTENSEN		•	KRAUTER	•	•	PETERSON	•	STRANDEN	•
CUSSONS	•		LASHKOWITZ	•	•	RAIT	•	TALLACKSON	•
DOTZENROD	•		LEE	•	•	REILIN	•	TENNEFOS	•
ERDMAN	•		LIPS	•	•	REITEN	•	THANE	•
FARRINGTON	•		LODOEN	•	•	ROEN	•	VOSPER	•
FRITZELL	•		MELLAND	•	•	SANDNESS	•	WALSH	•
GOODMAN	•		MILLER	•	•	SANDS	•	WENSTROM	•
HANSON	•		MUTCH	•	•	SCHIRADO	•	WRIGHT	•
HOFFNER	•		NAADEN	•	•	SHABLOW	•	MR. PRESIDENT	•
HOLMBERG	•		NELSON	•	•	SMYKOWSKI	•		

Senate Bill No. 2149 was declared lost.

Senate Bill No. 2167. — A Bill for an Act to allow mobile home owners to locate storm shelters on the lots on which their mobile homes are located in mobile home parks, and to provide for the location and ownership of mobile home storm shelters.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 659, the roll was called and there were ayes, 12; nays, 37; absent and not voting, 1.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
ALBERS		•	ISZLER	•		NETHING	•	SOLBERG	•
BARTH	•		JACOBSON	•		OLIN	•	SORUM	•
BERUBE	•		JONES	•	•	ORANGE	•	STRAND	•
CHRISTENSEN		•	KRAUTER	•	•	PETERSON	•	STRANDEN	•
CUSSONS	•		LASHKOWITZ	•	•	RAIT	•	TALLACKSON	•
DOTZENROD	•		LEE	•	•	REILIN	•	TENNEFOS	•
ERDMAN	•		LIPS	•	•	REITEN	•	THANE	•
FARRINGTON	•		LODOEN	•	•	ROEN	•	VOSPER	•
FRITZELL	•		MELLAND	•	•	SANDNESS	•	WALSH	•
GOODMAN	•		MILLER	•	•	SANDS	•	WENSTROM	•
HANSON	•		MUTCH	•	•	SCHIRADO	•	WRIGHT	•
HOFFNER	•		NAADEN	•	•	SHABLOW	•	MR. PRESIDENT	•
HOLMBERG	•		NELSON	•	•	SMYKOWSKI	•		

Senate Bill No. 2167 was declared lost.

Senate Bill No. 2208. — A Bill for an Act to amend and reenact subsection 1 of section 54-44.1-06 of the North Dakota Century Code, relating to the preparation of budget data.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 660, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2217. — A Bill for an Act to create and enact a new section to chapter 65-05 of the North Dakota Century Code, relating to an offset of social security benefits.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 661, the roll was called and there were ayes, 49; nays, 1; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER		●	● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2219. — A Bill for an Act to amend and reenact section 65-05-17 of the North Dakota Century Code, relating to an increase in death benefits.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 661, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2227. — A Bill for an Act to authorize the state board of higher education to sell and convey certain land owned by the state of North Dakota, proceeds to go to the general fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 662, the roll was called and there were ayes, 45; nays, 3; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		
● BARTH			● JACOBSON			● OLIN	●	● SOLBERG
● BERUBE		●	● JONES			● ORANGE	●	● SORUM
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ		●	● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN	●	● TALLACKSON
● ERODMAN		●	● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODDEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER		●	● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER		●	● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		● MR. PRESIDENT

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Senator Hoffner: The resolution floating around to study the whole area of state land use. In every session, that I have served there is always a little track of land that doesn't amount to too much that should be sold and we keep selling away little parcels of land and I think the study should have been done many years ago. And that is my reason for a no vote.

Senate Bill No. 2229. — A Bill for an Act to amend and reenact subsections 1 and 2 of section 52-06-04 of the North Dakota Century Code, relating to unemployment compensation weekly benefit amount and qualifying wages; and to amend and reenact section 52-06-05 of the North Dakota Century Code, relating to maximum potential unemployment compensation benefits.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 662, 663, the roll was called and there were ayes, 35; nays, 13; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		
● BARTH			● JACOBSON			● OLIN	●	● SOLBERG
● BERUBE		●	● JONES			● ORANGE	●	● SORUM
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ		●	● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN	●	● TALLACKSON
● ERODMAN		●	● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODDEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER		●	● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER		●	● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		● MR. PRESIDENT

So the bill passed and the title was agreed to.

Senate Bill No. 2231. — A Bill for an Act to amend and reenact subsections 6 and 26 of section 52-01-01, section 52-02-01 and section 52-07.1-02 of the North Dakota Century Code, relating to the North Dakota Unemployment Compensation Law, and to amend and reenact section

52-08-02 and section 52-08-03 of the North Dakota Century Code, relating to the North Dakota state employment service.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 663, the roll was called and there were ayes, 40; nays, 5; absent and not voting, 5.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING		● SOLBERG
● BARTH			● JACOBSON		●	● OLIN	●	● SORUM
● BERUBE	●		● JONES	●		● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CISSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN	●		● SHABLOW		● MR. PRESIDENT
● HOLMBERG	●		● NELSON			● SMYKOWSKI	●	

So the bill passed and the title was agreed to.

Senate Bill No. 2265. — A Bill for an Act to amend and reenact subsections 2 and 3 of section 52-04-03 of the North Dakota Century Code, relating to wages subject to unemployment compensation contributions; to amend and reenact section 52-04-05 of the North Dakota Century Code, relating to standard rate of unemployment compensation contributions; to amend and reenact section 52-04-06 of the North Dakota Century Code, relating to variations in standard rate of unemployment compensation contributions; to provide an effective date; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 664, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 4.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING		● SOLBERG
● BARTH			● JACOBSON		●	● OLIN	●	● SORUM
● BERUBE	●		● JONES	●		● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CISSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN	●		● SHABLOW		● MR. PRESIDENT
● HOLMBERG	●		● NELSON			● SMYKOWSKI	●	

So the bill passed and the title was agreed to.

Senate Bill No. 2278. — A Bill for an Act to provide for notification by the employment security bureau to base-period employers of actual or estimated charges against the base-period employers' accounts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 664, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE	●		● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER		●	● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAA DEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

- House Bill No. 1031
- House Bill No. 1104
- House Bill No. 1203
- House Bill No. 1309
- House Bill No. 1332
- House Bill No. 1377
- House Bill No. 1380
- House Bill No. 1381
- House Bill No. 1400
- House Bill No. 1434
- House Bill No. 1444
- House Bill No. 1447
- House Bill No. 1458
- House Bill No. 1466
- House Bill No. 1507
- House Bill No. 1542
- House Bill No. 1548
- House Bill No. 1601
- House Bill No. 1603
- House Bill No. 1604

ROY GILBREATH, Chief Clerk

MESSAGE TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2201
- Senate Bill No. 2256
- Senate Bill No. 2336
- Senate Bill No. 2354
- Senate Bill No. 2383
- Senate Bill No. 2415
- Senate Bill No. 2430
- Senate Bill No. 2449

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1103

LEO LEIDHOLM, Secretary

Senator Thane moved that the absent Senator be excused, which motion prevailed.

Senator Nething moved that at the conclusion of the 5th Order of Business, the 13th Order of Business and after the reading of Senate Bills 2001, 2002, 2013, 2026, 2038, 2085, 2095, 2099, 2150, 2160, 2203, 2257, 2283, 2286, 2309, 2327, 2341, 2358, 2362, 2367, 2371, 2394, 2404, 2413, 2428, 2433, 2439, 2444, 2452, 2460, 2020, 2022, 2032, 2465, 2469, SCR's 4027, 4034, 4043, 4044, 4045, 4051, 4053, and House Bills 1022, 1023, 1077, 1078, 1212, 1237, 1277, 1308, 1311, 1318, 1330, 1345, 1354, 1361, 1375, 1376, 1525 and 1526, the Senate adjourn and convene at 12:30 P.M., Friday, February 16, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-THIRD DAY

Bismarck, February 16, 1979

The Senate convened at 12:30 P.M., with President Sanstead presiding.

The prayer was offered by Laurie Natwick, former page of the 45th Legislative Assembly, and now a parish worker at the Ascension Lutheran Church, Emerado, N. Dak.

Here we are Lord, and we thank you for that opportunity. It's Friday and maybe we're a bit weary, for the awesome responsibilities of our task here often become a burden. Bless us Lord, that we may do our task here in a spirit of wisdom, kindness, and justice. We Your people, always stumbling, sometimes falling, need a word of grace along the way. We thank You for those persons in our lives who speak that word for us. We thank You Lord, for taking our efforts here, such as they are, and making them good. Not because we are good, but because You are so very, very good. Amen.

The roll was called and all Senators were present.
A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-second day

and finds the same to be correct.

Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirtieth day and recommends that the same be corrected as follows:

On page 687, line 50 delete the numeral "0" and insert in lieu thereof "3"

And when so corrected recommends that the same be approved.

Chairman SENATOR TENNEFOS moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- SB NO. 2001
- SB NO. 2002
- SB NO. 2013
- SB NO. 2085
- SB NO. 2095
- SB NO. 2160
- SB NO. 2257
- SB NO. 2283
- SB NO. 2286
- SB NO. 2309
- SB NO. 2341
- SB NO. 2358
- SB NO. 2362
- SB NO. 2367
- SB NO. 2371
- SB NO. 2394
- SB NO. 2404
- SB NO. 2413
- SB NO. 2428
- SB NO. 2433
- SB NO. 2439
- SB NO. 2444
- SB NO. 2465
- SB NO. 2469
- SCR NO. 4034
- SCR NO. 4045
- SCR NO. 4051

and find the same correctly } Engrossed

 Chairman
 Senator Peterson

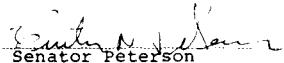
Senator Schirado moved that the report be adopted, which motion prevailed.

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- SB NO. 2310
- SB NO. 2327
- SB NO. 2452
- SB NO. 2460

and find the same correctly Re } Engrossed

 Chairman
 Senator Peterson

Senator Schirado moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Jacobson moved that the amendments to Senate Bill No. 2233 as recommended by the Committee on Natural Resources as printed on pages 763, 764 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to Senate Concurrent Resolution No. 4057 as recommended by the Committee on Finance and Taxation as printed on pages 765, 766 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to House Bill No. 1240 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on page 768 of the Senate Journal be adopted, which motion prevailed.

Report of Standing Committee

Mr. President Your Committee on Social Welfare & Veterans Affairs
to whom was referred Senate Bill No. 2411

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

- On page 1, line 4, delete the numerals and comma "25-03.1-02,"
- On page 1, line 8, delete the numerals and comma "25-03.1-29,"
- On page 1, line 10, after the comma insert the following: "and to amend and reenact in the alternative sections 25-03.1-02, 25-03.1-03, and 25-03.1-29 of the North Dakota Century Code, all sections"
- On page 1, line 14, after the first comma insert the word and comma "jurisdiction,"
- On page 2, line 2, delete the word and numerals "sections 25-03.1-03" and insert in lieu thereof the word "section"
- On page 2, line 3, delete the word "and"
- On page 2, delete line 4
- On page 2, line 5, delete the following: "jurisdiction, and to"
- On page 2, line 29, delete the word "or" and insert in lieu thereof the word "and"
- On page 2, line 30, delete the words "meets the" and insert in lieu thereof the word "requires"
- On page 2, line 31, delete the words "criteria of a person requiring", and delete the words "as defined" and insert in lieu thereof the words "beyond what is available at the penitentiary and the treatment can be provided without violating penitentiary security requirements"
- On page 2, line 32, delete the words and numerals "by section 25-03.1-02"
- On page 3, line 2, after the word "committee" insert the following: ", upon a finding that the confined person has treatment needs which cannot be met by the penitentiary and which can be provided elsewhere without violating penitentiary security requirements."
- On page 3, line 3, delete the words "containing information required" and insert in lieu thereof the words "of its findings"

On page 3, line 4, delete the words and numerals "by section 25-03.1-11"

On page 4, line 1, delete the comma and insert in lieu thereof the word "and", and after the word "to" insert the following: "an involuntary treatment hearing fourteen days after transfer, pursuant to section 25-03.1-19, before a magistrate of the court where the hospital or treatment facility is located. If the hearing determines that the transferred person should be discharged, the hospital or treatment facility shall return the person to the custody of the warden for transfer to the penitentiary unless his sentence has expired."

On page 4, delete lines 2 through 4

On page 4, line 21, after the word "hospital" insert the words "or facility"

On page 4, line 33, after the word "chief" insert the word "administrative"

On page 4, line 34, after the third word "~~of~~" insert the words "in writing"

On page 5, line 1, after the word "penitentiary" insert the following: "~~and if~~", after the word "treatment" insert the following: ", and provide the warden with a written report showing the treatment provided and the future prognosis of the person provided treatment. If", and delete the comma and words "~~, and if~~"

On page 5, line 7, after the word "chief" insert the word "administrative"

On page 5, line 11, delete the word "Section" and insert in lieu thereof the words "If House Bill No. 1066 is not approved by the forty-sixth legislative assembly, then section"

On page 6, line 11, after the period insert the following: "An evaluation of a respondent's physical condition shall be made only by a licensed physician or psychiatrist, while an evaluation of a respondent's mental status shall be made only by a licensed psychiatrist or clinical psychologist."

On page 6, line 23, after the word "been" insert the words "either licensed or"

On page 6, line 24, delete the word "exclusion" and insert in lieu thereof the word "exemption"

On page 6, line 31, after the second word "of" insert the word "psychiatric"

On page 7, line 18, delete the strike-through over the word "~~either~~"

On page 8, line 6, delete the words "or preoccupation"

On page 8, line 11, delete the second comma and insert in lieu thereof the word "or"

On page 8, line 12, delete the comma and words ", or preoccupation"

On page 8, line 13, delete the word "Deterioration" and insert in lieu thereof the words "Substantial deterioration"

On page 9, after line 2, insert the following sections:

"SECTION 5. AMENDMENT.) If House Bill No. 1066 is approved by the forty-sixth legislative assembly, then

section 25-03.1-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

25-03.1-02. DEFINITIONS.) In this chapter, unless the context or subject matter requires otherwise:

1. "Alcoholic individual" means an individual who has lost the power of self-control, exhibits cognitive deficiencies, general confused thinking, or other manifestations of disorientation which show an inability to make judgments about areas of behavior that do not directly relate to his drinking.
2. "Court" means, except where otherwise indicated, the ~~county district court of increased jurisdiction~~ of the county wherein the respondent resides ~~or of the county closest geographically thereto as determined by the petitioner if no county court of increased jurisdiction is established therein.~~
3. "Department" means the state department of health pursuant to chapter 23-01.
4. "Director" means the director of a treatment facility.
5. ~~"District" means the geographical area composed of those counties without county courts of increased jurisdiction surrounding, adjacent to, or geographically closest to a county court of increased jurisdiction, as determined by the petitioner. It does not refer to any established judicial, administrative, or executive district within the state.~~
6. "Drug addict" means an individual who has a physical or emotional dependence on a drug or drugs which he uses in a manner not prescribed by a physician.
6. "Expert examiner" means a licensed physician, psychiatrist, or clinical psychologist appointed by the court to examine the respondent. An evaluation of a respondent's physical condition shall be made only by a licensed physician or psychiatrist, while an evaluation of a respondent's mental status shall be made only by a licensed psychiatrist or clinical psychologist.
7. "Independent expert examiner" means a licensed physician, psychiatrist, or clinical psychologist licensed in North Dakota chosen at the request of the respondent to provide an independent evaluation of whether the respondent meets the criteria of a person requiring treatment.
8. "Magistrate" means the judge of the appropriate ~~county district court of increased jurisdiction.~~
9. "Mental health professional" means:
 - a. A ~~licensed clinical~~ psychologist with at least a master's degree who has been either licensed or approved for exemption by the North Dakota board of psychology examiners.
 - b. A social worker with a master's degree in social work from an accredited program.

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- c. A registered nurse with a master's degree in psychiatric and mental health nursing from an accredited program.
- d. A registered nurse with a minimum of two years of psychiatric clinical experience under the supervision of a qualified mental health professional defined by subdivision a or b registered nurse as defined by subdivision c or an expert examiner as defined by subsection 6.
- d- e. An addiction counselor certified by the department.
10. "Mentally ill person" means an individual with an organic, mental, or emotional disorder which substantially impairs the capacity to use self-control, judgment, and discretion in the conduct of personal affairs and social relations. "Mentally ill person" does not include a mentally retarded or mentally deficient person of significantly subaverage general intellectual functioning which originates during the developmental period and is associated with impairment in adaptive behavior. Drug addiction and alcoholism do not per se constitute mental illness, although persons suffering from these conditions may also be suffering from mental illness.
11. "Person requiring treatment" means either a person:
- a. A person who who is severely mentally ill, an alcoholic, or a drug addict and who as a result of such condition can reasonably be expected within the near future to intentionally or unintentionally seriously physically harm himself or another person, and who has engaged in an act or acts or made significant threats that are substantially supportive of this expectation; or
- b. A person who is mentally ill, an alcoholic, or a drug addict and who as a result of such condition is unable to attend to his basic physical needs, such as food, clothing, or shelter, that must be attended to for him to avoid serious harm in the near future, and who has demonstrated that inability by failing to meet these basic physical needs. Who is mentally ill, an alcoholic, or drug addict, and there is a reasonable expectation that if the person is not hospitalized there exists a serious risk of harm to himself, others or property. "Serious risk of harm" means a substantial likelihood of:
- (1) Suicide as manifested by suicidal threats, attempts, or significant depression relevant to suicidal potential; or
- (2) Killing or inflicting serious bodily harm on another person, inflicting significant property damage, as manifested by acts or threats; or
- (3) Substantial deterioration in physical health, or substantial injury, disease, or death resulting from poor

self-control or judgment in providing one's shelter, nutrition, or personal care.

12. ~~"Physician" means a physician licensed under the laws of this state.~~
13. "Private treatment facility" means any facility established pursuant to chapters 10-19 through 10-24 and licensed pursuant to chapter 23-16 or 23-17.1.
14. 13. "Public treatment facility" means any treatment facility not falling under the definition of a private treatment facility.
15. 14. "Respondent" means a person subject to petition for involuntary treatment.
16. 15. "Superintendent" means the state hospital superintendent.
17. 16. "Treatment facility" or "facility" means any hospital including the state hospital at Jamestown, or evaluation and treatment facility which can provide directly, or by direct arrangement with other public or private agencies, emergency evaluation and treatment, outpatient care, and inpatient care to persons suffering from a mental disorder, alcoholism, or drug addiction.

SECTION 6. AMENDMENT.) If House Bill No. 1066 is not approved by the forty-sixth legislative assembly, then section 25-03.1-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

25-03.1-03. JURISDICTION.) The county courts of increased jurisdiction and the county justice courts shall both have original and exclusive jurisdiction over the proceedings governed by this chapter, which jurisdiction is exclusively vested in those courts, except as provided in this section. They shall have concurrent jurisdiction with the juvenile court for the commitment of juveniles for treatment or evaluation.

SECTION 7. AMENDMENT.) If House Bill No. 1066 is approved by the forty-sixth legislative assembly, then section 25-03.1-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

25-03.1-03. JURISDICTION.) The county district courts of increased jurisdiction shall have original and exclusive jurisdiction over the proceedings governed by this chapter. They shall have concurrent jurisdiction with the juvenile court for the commitment of juveniles for treatment or evaluation."

On page 10, line 14, strike the words "or district"

On page 10, line 31, strike the comma and words ", or of the court within the"

On page 10, line 32, strike the word "district"

On page 14, line 30, strike the word "preliminary"

On page 15, line 16, strike the words "of its"

On page 15, line 17, strike the words "receipt of any petition" and immediately thereafter insert the words "from the time the petition was served"

On page 15, line 23, delete the strike-through over the commas and words "~~after consultation with appointed counsel,~~"

On page 15, line 28, delete the strike-through over the words
~~"and-it-shall-also-be-signed-by"~~

On page 15, line 29, delete the strike-through over the word
~~"counsel"~~

On page 17, line 20, strike the words "or district"

On page 23, line 26, strike the words "or district"

On page 25, line 3, delete the word "Section" and insert in lieu thereof the words "If House Bill No. 1066 is not approved by the forty-sixth legislative assembly, then section"

On page 25, after line 24, insert the following section:

"SECTION 27. AMENDMENT.) If House Bill No. 1066 is approved by the forty-sixth legislative assembly, then section 25-03.1-29 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

25-03.1-29. APPEAL.) The respondent shall have the right to an expedited appeal from an order of involuntary commitment or alternative treatment, a continuing treatment order, an order denying a petition for discharge, or an order of transfer. Upon entry of an appealable order, the court shall notify the respondent of the right of appeal and the right to counsel. The notice of appeal must be filed within thirty days after the order has been entered. Such appeal shall be to the district supreme court and the hearing shall be commenced within fourteen days of filing of the notice of appeal. The hearing shall be limited to a review of the procedures, findings, and conclusions of the lower court.

Pending appeal, the order appealed from shall remain in effect, unless the district supreme court determines otherwise. ~~The respondent shall not be denied the opportunity to be present at the appeal hearing, and the court conducting the appeal may issue such interim order as will assure this opportunity to the respondent while protecting the interest sought to be served by the order appealed from."~~

On page 28, after line 18, insert the following sections:

"SECTION 31. AMENDMENT.) Subsection 13 of section 25-03.1-40 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

13. Not to be subjected to psychosurgery-~~electroconvulsive treatment~~, or aversive reinforcement conditioning, without the express and informed written consent of the patient or of the patient's legal guardian.

SECTION 32.) Subsection 14 to section 25-03.1-40 of the North Dakota Century Code is hereby created and enacted to read as follows:

14. Not to be subjected to electroconvulsive treatment without the express and informed written consent of the patient, the patient's legal guardian, or the guardian ad litem."

On page 28, line 25, strike the word "medical" and immediately thereafter insert the word "professional"

On page 29, line 15, delete the words and numerals "Section 25-03.1-03 and" and insert in lieu thereof the word "Section"

On page 29, line 16, delete the word "are" and insert in lieu thereof the word "is"

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass

Hal Christensen
 Senator Christensen, Chairman

Senate Bill No. 2411 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION
 SENATE CONCURRENT RESOLUTION
 to whom was referred No. 4055

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

I. E. Solberg
 SENATOR I. E. SOLBERG, Chairman

SENATE CONCURRENT RESOLUTION No. 4055 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
 to whom was referred House Bill No. 1013

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- On page 1, line 2 delete the words "indian affairs commission" and insert in lieu thereof the words "Indian Affairs Commission"
- On page 1, line 2 delete the word "state" and insert in lieu thereof the word "State"
- On page 1, line 12 delete the words "indian affairs" and insert in lieu thereof the words "Indian Affairs"
- On page 1, line 13 delete the word "commission" and insert in lieu thereof the word "Commission"
- On page 1, line 13 delete the word "state" and insert in lieu thereof the word "State"
- On page 1, line 17 delete the amount "12,979" and insert in lieu thereof the amount "17,979"
- On page 1, line 20 delete the amount "200,000" and insert in lieu thereof the amount "195,000"
- On page 2, line 15 delete the word "purpose" and insert in lieu thereof the word "purposes"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

JOURNAL OF THE SENATE

Senator Lips Chairman

House Bill No. 1013 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations

to whom was referred House Bill No. 1018

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

Senator Lips Chairman

House Bill No. 1018 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations

to whom was referred House Bill No. 1035

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

On page 1, line 8 of the engrossed bill delete the amount "\$619,116" and insert in lieu thereof the amount "\$617,410"

On page 1, line 13 of the engrossed bill delete the amount "\$238,328" and insert in lieu thereof the amount "\$236,613"

On page 1, line 20 of the engrossed bill delete the amount "\$619,116" and insert in lieu thereof the amount "\$617,401"

And renumber lines and pages accordingly.

PURPOSE OF INTENT: to adjust the moneys included in the family medical insurance to the alternate program.

And when so amended recommends the same do pass.

Senator Lips Chairman

House Bill No. 1035 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

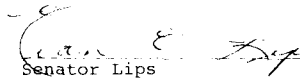
Mr. President Your Committee on Appropriations

to whom was referred. House Bill No. 1039

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lips

House Bill No. 1039 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

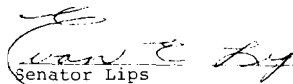
Mr. President Your Committee on Appropriations

to whom was referred House Bill No. 1040

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lips

House Bill No. 1040 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on SOCIAL WELFARE & VETERANS AFFAIRS

to whom was referred House Bill No. 1113

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Christensen

House Bill No. 1113 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES

to whom was referred House Bill No. 1133

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Robert Jacobson
 Senator Jacobson

Chairman

House Bill No. 1133 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES

to whom was referred House Bill No. 1141

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Robert Jacobson
 Senator Jacobson

Chairman

House Bill No. 1141 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES

to whom was referred House Bill No. 1143

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Robert Jacobson
 Senator Jacobson

Chairman

House Bill No. 1143 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES

to whom was referred House Bill No. 1152

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 11, before the word "DOGS" insert the word "UNATTENDED" and on that same line after the word "HARRASSING" delete the comma and the word ", PURSUING"

On page 1, line 12, after the word "any" delete the words and comma "peace officer," and on that same line after the word "warden" delete the words "or any other employee"

On page 1, line 13, delete the words "of the department" and on that same line after the word "any" insert the word "unattended" and after the word "dog" delete the word and comma "pursuing,"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Jacobson Chairman
Senator Jacobson

House Bill No. 1152 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES
to whom was referred House Bill No. 1180

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Jacobson Chairman
Senator Jacobson

House Bill No. 1180 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES
to whom was referred House Bill No. 1206

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Jacobson Chairman
Senator Jacobson

House Bill No. 1206 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES
to whom was referred House Bill No. 1235

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Jacobson Chairman
Senator Jacobson

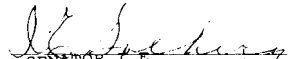
House Bill No. 1235 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1283

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


 SENATOR I. E. SOLBERG Chairman

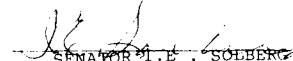
HOUSE Bill No. 1283 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION
 to whom was referred HOUSE Bill No. 1287

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


 SENATOR I. E. SOLBERG Chairman

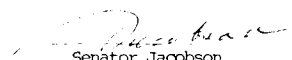
HOUSE Bill No. 1237 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
 to whom was referred House Bill No. 1320

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


 Senator Jacobson Chairman

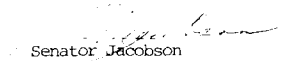
House Bill No. 1320 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
 to whom was referred HOUSE Bill No. 1340

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


 Senator Jacobson Chairman

House Bill No. 1340 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
to whom was referred House Bill No. 1341

Has had the same under consideration and recommends that the same

- [X] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

James Jacobson Chairman
Senator Jacobson

House Bill No. 1341 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Agriculture
to whom was referred House Bill No. 1452

Has had the same under consideration and recommends that the same

- [X] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

Iszler Chairman
Senator Iszler

House Bill No. 1452 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions
to whom was referred House Bill No. 1479

Has had the same under consideration and recommends that the same

- [] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[X] be amended as follows:

On page 6, line 15 delete the words "duly called"

On page 6, line 15 delete the words "or special"

And renumber the lines, pages and sections accordingly

And when so amended recommends the same do pass

Lodoen Chairman
Senator Lodoen

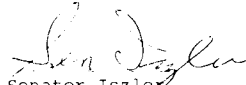
House Bill No. 1479 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Agriculture
to whom was referred House Bill No. 1497

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:


Senator Iszler, Chairman

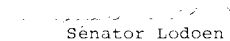
House Bill No. 1497 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President, Your Committee on Political Subdivisions
to whom was referred House Bill N 1512

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:


Senator Lodoen, Chairman


House Bill No. 1512 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President, Your Committee on Agriculture
to whom was referred House Bill N 1592

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:


Senator Iszler, Chairman

House Bill No. 1592 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

FIRST READING OF SENATE RESOLUTIONS

Committee on Delayed Bills (At the request of Senators Solberg, Lips, Miller, Naaden introduced:

Senate Resolution No. 2. — A resolution congratulating the Demonettes, the Bismarck High School girls' drill team, and their adviser Mrs. Linda Chesrown, on taking first place in the military precision competition in the Drill Team World-National Pageant, Santa Monica, California.

Senator Solberg moved that the rules be suspended, that Senate Resolution No. 2 not be printed, not be referred to a committee, but be read in its entirety, printed in the Journal and placed on the calendar for second reading and final passage, which motion prevailed.

SENATE RESOLUTION No. 2

Introduced by Committee on Delayed Bills (At the request of Senators Solberg, Lips, Miller, Naaden)

A resolution congratulating the Demonettes, the Bismarck High School girls' drill team, and their adviser Mrs. Linda Chesrown, on taking first place in the military precision competition in the Drill Team World-National Pageant, Santa Monica, California.

WHEREAS, the Demonettes performed their routines in front of 10,000 people at the Los Angeles Sports Arena; and

WHEREAS, the Demonettes competed against 27 schools in the small school division of the pageant; and

WHEREAS, the team that placed second had been the champion in military precision in California for the past 13 years; and

WHEREAS, the Demonettes placed first in their division in the military precision competition at the pageant;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA:

That the Senate of North Dakota's Forty-sixth Legislative Assembly extends sincere congratulations to the Demonettes for their accomplishment; and

BE IT FURTHER RESOLVED, that the Secretary of State forward a copy of this resolution to the Demonettes, in care of their adviser, Mrs. Linda Chesrown, at Bismarck High School.

SECOND READING OF SENATE RESOLUTIONS

Senate Resolution No. 2. — A resolution congratulating the Demonettes, the Bismarck High School girls' drill team, and their adviser Mrs. Linda Chesrown, on taking first place in the military precision competition in the Drill Team World-National Pageant, Santa Monica, California.

Was read the second time.

The question being on the final adoption of the resolution, Senate Resolution No. 2 was adopted.

FIRST READING OF SENATE
CONCURRENT RESOLUTIONS

Senator Nething introduced:

Senate Concurrent Resolution No. 4066. — A concurrent resolution for the amendment of section 186 of the Constitution of the State of North Dakota, relating to the expenditure of public moneys by appropriation only, exceptions, requiring itemized written statements for bills, claims, accounts, or demands against the state, limiting expenditures to state revenues and reserves, providing a ceiling for appropriations, providing for the filing and publishing of an accurate financial statement of the state's financial condition; and providing an effective date.

Was read the first time and referred to the Committee on Constitutional Revision.

Senator Jacobson introduced:

Senate Concurrent Resolution No. 4067. — A concurrent resolution directing the Legislative Council to conduct an interim study to consider the adequacy and sufficiency of the state's surface mining and reclamation laws to enable the state to secure an approved state regulatory program under the Surface Mining Control and Reclamation Act of 1977.

Was read the first time and referred to the Committee on Natural Resources.

Senators Holmberg, Solberg, Strand, Reps. Strinden, Fleming, Kelly introduced:

Senate Concurrent Resolution No. 4068. — A concurrent resolution directing a Legislative Council study of reciprocity agreements for students enrolled in out-of-state vocational education programs.

Was read the first time and referred to the Committee on Education.

Senator Sands introduced:

Senate Concurrent Resolution No. 4069. — A concurrent resolution directing a legislative council study of the feasibility and benefits of revising chapter 32-09 of the North Dakota Century Code dealing with garnishment.

Was read the first time and referred to the Committee on Judiciary.

Senator Lashkowitz introduced:

Senate Concurrent Resolution No. 4070. — A concurrent resolution directing the Legislative Council to conduct a study of crime prevention methods with respect to controlled substances.

Was read the first time and referred to the Committee on Judiciary.

Senators Nething, Hoffner introduced:

Senate Concurrent Resolution No. 4071. — A concurrent resolution directing the Legislative Council to study legislative rules.

Was read the first time and referred to the Committee on State and Federal Government.

Senator Melland introduced:

Senate Concurrent Resolution No. 4072. — A concurrent resolution directing the Legislative Council to conduct a study of general fund revenues and expenditures during the next biennium.

Was read the first time and referred to the Committee on Appropriations.

Senator Hoffner introduced:

Senate Concurrent Resolution No. 4073. — A concurrent resolution proposing an amendment to section 47 of the Constitution of the State of North Dakota, relating to the judging of the qualification of its members by the Legislative Assembly, and to legislative election contests.

Was read the first time and referred to the Committee on Constitutional Revision.

Senators Nething, Melland introduced:

Senate Concurrent Resolution No. 4074. — A concurrent resolution directing the Legislative Council to conduct a study of the compensation and fringe benefits currently made available to state employees.

Was read the first time and referred to the Committee on State and Federal Government.

Senator Melland introduced:

Senate Concurrent Resolution No. 4075. — A concurrent resolution directing the Legislative Council to study the organization and financing of special education.

Was read the first time and referred to the Committee on Education.

Senator Lashkowitz introduced:

Senate Concurrent Resolution No. 4076. — A concurrent resolution directing the Legislative Council to study the procedures involved in the granting of custody and visitation rights and other related domestic relations matters.

Was read the first time and referred to the Committee on Judiciary.

Senators Thane, Solberg introduced:

Senate Concurrent Resolution No. 4077. — A concurrent resolution directing the Legislative Council to study alternative methods of providing an equitable means of financing county roads and bridges.

Was read the first time and referred to the Committee on Transportation.

Senators Albers, Thane introduced:

Senate Concurrent Resolution No. 4078. — A concurrent resolution directing the Legislative Council to study eminent domain procedures for condemnation of land acquired for public use, and relocation assistance.

Was read the first time and referred to the Committee on Natural Resources.

Senators Jacobson, Roen introduced:

Senate Concurrent Resolution No. 4079. — A concurrent resolution directing the Legislative Council to conduct a study of the legal methods for discovering and categorizing severed mineral interests and to develop a pilot project to identify mineral interests in a particular township.

Was read the first time and referred to the Committee on Natural Resources.

FIRST READING OF HOUSE BILLS

House Bill No. 1031. — A Bill for an Act making an appropriation for defraying the expenses of the motor vehicle department of the state of North Dakota; and declaring an emergency.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1104. — A Bill for an Act to create and enact a new section to chapter 49-09 of the North Dakota Century Code, relating to authorizing the public service commission to enter into limited trust agreements with railway corporations abandoning railroad lines, for the purposes of reorganization or negotiated attempts to open the line for use, and to provide for reversion of the property to the railway corporation after five years in certain instances.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1203. — A Bill for an Act to enact the Uniform Survival and Death Act, relating to the survival of actions and claims for relief arising from actionable conduct; and to repeal chapter 32-21 of the North Dakota Century Code, relating to death by wrongful act.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1309. — A Bill for an Act to create and enact two new subsections to section 14-15-01 of the North Dakota Century Code, relating to definitions in the Revised Uniform Adoption Act; and to amend and reenact section 14-15-16 of the North Dakota Century Code, relating to the disclosure of adoptive information and providing for retroactive application.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1332. — A Bill for an Act to amend and reenact subsection 2 of section 39-12-04 of the North Dakota Century Code, relating to removing the height limitation from farm equipment moved on the highways.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1377. — A Bill for an Act to amend and reenact section 15-39.1-28 of the North Dakota Century Code, relating to the mill levy for teachers' retirement.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1380. — A Bill for an Act requiring full, adequate, and timely notice of the meetings of all public bodies.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1381. — A Bill for an Act to provide that alcoholic beverage consumption in state parks and campgrounds may be restricted; and providing a penalty.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1400. — A Bill for an Act to amend and reenact subsection 1 of section 51-18-01 of the North Dakota Century Code, relating to definitions, regulation of home solicitation sales; to amend and reenact section 51-18-02 of the North Dakota Century Code, relating to cancellation period, method of cancellation and intent, regulation of home solicitation sales; to amend and reenact section 51-18-03 of the North Dakota Century Code, relating to referral sales, rebate or discount violations, regulation of home solicitation sales; to amend and reenact section 51-18-04 of the North Dakota Century Code, relating to agreement requirement, regulation of home solicitation sales; to amend and reenact section 51-18-05 of the North Dakota Century Code, relating to evidence of indebtedness, regulation of home solicitation sales; to amend and reenact subsection 1 of section 51-18-06 of the North Dakota Century Code, relating to time limitation, regulation of home solicitation; to amend and reenact section 51-18-07 of the North Dakota Century Code, relating to buyer responsibility, services, regulation of home solicitation sales.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1434. — A Bill for an Act to amend and reenact section 24-05-01 of the North Dakota Century Code, relating to the amount of the county road tax.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1444. — A Bill for an Act allowing nonreorganized school districts the option of charging a fee for bus transportation which they provide.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1447. — A Bill for an Act to repeal sections 6-09-16 and 6-09-17 of the North Dakota Century Code, relating to funds transferred to state departments, how credited by state treasurer, and to department of accounts and purchases issuance of warrants against transferred funds.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1458. — A Bill for an Act to amend and reenact subsection 45 of section 39-01-01, sections 39-16-05, 39-16.1-02, 39-16.1-05, and subsection 2 of section 39-16.1-11 of the North Dakota Century Code,

relating to the level of motor vehicle liability coverage necessary to fulfill the requirements of the definition "proof of financial responsibility", the amount of motor vehicle liability coverage required to avoid suspension of operator's license, the level of motor vehicle liability coverage necessary to fulfill the requirements of the definition "proof of financial responsibility", the satisfaction of judgments arising out of motor vehicle accidents, and the amount of coverage specified in motor vehicle liability insurance policies.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1466. — A Bill for an Act to amend and reenact subsection 1 of section 30.1-23-01 of the North Dakota Century Code, relating to the value of estates that may be collected as personal property by affidavit.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1507. — 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 the circumstances under which the receipts from fairs and educational, religious, or charitable activities are exempt from the sales tax.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1542. — A Bill for an Act to create and enact a new subsection to section 15-10-17 of the North Dakota Century Code, relating to the powers and duties of the state board of higher education.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1548. — A Bill for an Act to amend and reenact section 11-18-08 of the North Dakota Century Code, relating to the contents of the separate grantor and grantee indexes to be kept by the county register of deeds.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1601. — A Bill for an Act to amend and reenact subsection 2 of section 19-03.1-32 and subsection 2 of section 19-03.1-35 of the North Dakota Century Code, relating to search warrants for controlled substances, and the state laboratories department's regulatory functions under the Uniform Controlled Substances Act.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1603. — A Bill for an Act to amend and reenact sections 12-54.1-01, 12-59-05, 12.1-16-01, and 12.1-32-01 of the North Dakota Century Code, relating to good conduct sentence reduction for offenders sentenced to the penitentiary or state farm, to parole consideration by the parole board, to murder, and to the classification of offenses; and making murder a class AA felony with a maximum penalty of life imprisonment, and providing that a sentence for a class AA felony shall be served without benefit of parole or good conduct sentence reduction.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1604. — A Bill for an Act to amend and reenact

subsection 4 of section 38-18-05 of the North Dakota Century Code, relating to the definition of mineral developer.

Which was read the first time and referred to the Committee on Natural Resources.

SECOND READING OF SENATE BILLS

Senate Bill No. 2280. — A Bill for an Act to create and enact five new sections to chapter 10-06 of the North Dakota Century Code, authorizing small family-type corporations to engage in farming and ranching operations within specified limitations, providing for a definition of farming, requiring reports, and providing for enforcement; to amend and reenact section 10-06-01 of the North Dakota Century Code, prohibiting farming by corporations; to repeal sections 10-06-02, 10-06-03, 10-06-05, and 10-06-06 of the North Dakota Century Code, relating to disposal of lands acquired prior to July 29, 1932, disposal of lands acquired subsequent to July 29, 1932, title to farm lands acquired by corporation since July 29, 1932, and the sale of the lands of noncomplying corporations; and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 664-667, the roll was called and there were ayes, 30; nays, 20; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●	●	ISZLER		●	NETHING		●	SOLBERG	
		●		JACOBSON		●	OLIN			SORUM	●
		●		JONES			ORANGE		●	STRAND	
		●		KRAUTER		●	PETERSON			STRINDEN	
●			●	LASHKOWITZ			RAIT			TALLACKSON	
●				LEE		●	REDLIN			TENNEFOS	
		●		LIPS			REIN			THANE	
		●		LODOEN		●	ROEN			WOSPER	
		●		MELAND			SANDNESS		●	WENSTROW	●
●				MILLER		●	SANDS		●	WRIGHT	
●				MUTCH			SCHIRADO			MR. PRESIDENT	
		●		NAADEN			SHABLOW		●		
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Senator Albers: Mr. President, I rise to explain my vote. I am in total support of Senate Bill No. 2280, but I too think this should be referred to the vote of the people. It is a major issue and I think there is a lot of discussion out in the country on this bill and I think the people should have a voice in passing major legislation of this nature so that is the reason I voted as I did.

MOTION

Senator Nething moved that Senate Bill No. 2280 be re-printed, which motion prevailed.

Senate Bill No. 2292. — A Bill for an Act to create and enact chapter 32-09.1 of the North Dakota Century Code, relating to proceeding by garnishment in state courts; to amend and reenact sections 33-05-06, 33-05-08, 33-05-09, 33-05-11, 33-05-13, 33-05-14, 33-05-15, and 33-05-16 of the North Dakota Century Code, relating to garnishment actions in county justice court; and to repeal chapter 32-09 of the North Dakota Century Code, relating to proceeding by garnishment in state courts.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 43; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		●	ISZLER		●	NETHING		●	SOLBERG		●
BARTH	●		JACOBSON		●	OLIN	●		SORUM		●
BERUBE		●	JONES		●	ORANGE		●	STRAND		●
CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN		●
CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS		●
ERDMAN		●	LIPS		●	REITEN		●	THANE		●
FARRINGTON		●	LODOEN	●		ROEN		●	VOSPER		●
FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH		●
GOODMAN		●	MILLER		●	SANDS		●	WENSTROM		●
HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
HOFFNER		●	NAADEN	●		SHABLOW		●	MR. PRESIDENT		
HOLMBERG		●	NELSON		●	SMYKOWSKI		●			

Senate Bill No. 2292 was declared lost.

Senate Bill No. 2302. — A Bill for an Act to prohibit duplication of keys marked with “Do Not Duplicate”, “Do Not Copy”, or words of similar intent; and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 668, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

SECOND READING OF SENATE
CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4041. — A concurrent resolution to rescind North Dakota’s ratification of the Equal Rights Amendment.

Was read the second time.

Senator Mutch moved that Senate Concurrent Resolution No. 4041 be amended as follows:

On page 1, line 2, after the word “Amendment” insert the following: “, and providing an effective date”

On page 2, line 18, delete the period and insert in lieu thereof the following: “; and”

On page 2, after line 18, insert the following:

“BE IT FURTHER RESOLVED, that the withdrawal of ratification accomplished by this resolution shall be effective on and after Thursday, March 22, 1979.”

And renumber the lines accordingly.

Senator Mutch moved that the amendments be adopted.

Senator Fritzell moved that the amendments be laid on the table.

Senator Mutch requested a recorded roll call vote on the motion to lay the proposed amendments on the table, which request was granted.

ROLL CALL

The question being on the motion to lay the proposed amendments on the table, the roll was called and there were ayes, 18; nays, 32; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•		•	•	ISZLER	•	•	NETHING	•	•	SOLBERG	•
•		•	•	JACOBSON	•	•	OLIN	•	•	SORUM	•
•		•	•	JONES	•	•	ORANGE	•	•	STRAND	•
•		•	•	KRAUTER	•	•	PETERSON	•	•	STRINDEN	•
•		•	•	LASHKOWITZ	•	•	RAIT	•	•	TALLACKSON	•
•		•	•	LEE	•	•	REDLIN	•	•	TENNEFOS	•
•		•	•	LIPS	•	•	REITEN	•	•	THANE	•
•		•	•	LODDEN	•	•	ROEN	•	•	VOSPER	•
•		•	•	MELLAND	•	•	SANDNESS	•	•	WALSH	•
•		•	•	MILLER	•	•	SANDS	•	•	WENSTROM	•
•		•	•	MUTCH	•	•	SCHIRADO	•	•	WRIGHT	•
•		•	•	NAADEN	•	•	SHABLOW	•	•	MR. PRESIDENT	•
•		•	•	NELSON	•	•	SMYKOWSKI	•			

The motion lost.

The question then being on the motion to adopt the amendments to SCR 4041, the amendments were adopted on a voice vote.

Senator Mutch moved that the rules be suspended, that Senate Concurrent Resolution No. 4041 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Concurrent Resolution No. 4041. — A concurrent resolution to rescind North Dakota's ratification of the Equal Rights Amendment, and providing an effective date.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 26; nays, 24; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•		•	•	ISZLER	•	•	NETHING	•	•	SOLBERG	•
•		•	•	JACOBSON	•	•	OLIN	•	•	SORUM	•
•		•	•	JONES	•	•	ORANGE	•	•	STRAND	•
•		•	•	KRAUTER	•	•	PETERSON	•	•	STRINDEN	•
•		•	•	LASHKOWITZ	•	•	RAIT	•	•	TALLACKSON	•
•		•	•	LEE	•	•	REDLIN	•	•	TENNEFOS	•
•		•	•	LIPS	•	•	REITEN	•	•	THANE	•
•		•	•	LODDEN	•	•	ROEN	•	•	VOSPER	•
•		•	•	MELLAND	•	•	SANDNESS	•	•	WALSH	•
•		•	•	MILLER	•	•	SANDS	•	•	WENSTROM	•
•		•	•	MUTCH	•	•	SCHIRADO	•	•	WRIGHT	•
•		•	•	NAADEN	•	•	SHABLOW	•	•	MR. PRESIDENT	•
•		•	•	NELSON	•	•	SMYKOWSKI	•			

Senate Concurrent Resolution No. 4041 was declared adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2303. — A Bill for an Act to provide for the involuntary dissolution of the North Dakota rural rehabilitation corporation; to create and enact two new sections to chapter 54-17 of the North Dakota Century Code, relating to the transfer of the corporation's assets to the industrial commission for use in making loans to beginning farmers; to amend and reenact section 6-09-33 of the North Dakota Century Code, relating to the administration of the assets of the North Dakota rural rehabilitation corporation by the Bank of North Dakota; and to repeal sections 10-12-03 and 10-12-04 and subsection 18 of section 57-02-08 of the North Dakota Century Code,

relating to taxation of property of the rural rehabilitation corporation, receipt of assets of the corporation by the industrial commission upon dissolution of the corporation, and exemption from taxation of the personal property belonging to the rural rehabilitation corporation.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 44; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●			●
ALBERS			ISZLER			NETHING			SOLBERG		
BARTH		●	JACOBSON		●	OLIN			SORUM		●
BERUBE		●	JONES		●	ORANGE		●	STRAND		●
CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN		●
CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS		●
ERDMAN		●	LIPS		●	REITEN		●	THANE		●
FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER		●
FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH		●
GOODMAN		●	MILLER		●	SANDS		●	WENSTROM		●
HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT		
HOLMBERG		●	NELSON		●	SMYKOWSKI		●			

Senate Bill No. 2303 was declared lost.

Senate Bill No. 2316. — A Bill for an Act to create and enact a new section to chapter 19-03.1 of the North Dakota Century Code, relating to the manufacture, sale, or delivery of marijuana, hashish, and cocaine paraphernalia; to the definition of paraphernalia and other terms; and providing a penalty.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 6; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			ISZLER		●	NETHING		●	●		●
●			JACOBSON		●	OLIN		●	●		●
●			JONES		●	ORANGE		●	●		●
●			KRAUTER		●	PETERSON		●	●		●
●			LASHKOWITZ		●	RAIT		●	●		●
●			LEE		●	REDLIN		●	●		●
●			LIPS		●	REITEN		●	●		●
●			LODOEN		●	ROEN		●	●		●
●			MELLAND		●	SANDNESS		●	●		●
●			MILLER		●	SANDS		●	●		●
●			MUTCH		●	SCHIRADO		●	●		●
●			NAADEN		●	SHABLOW		●	●		●
●			NELSON		●	SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senate Bill No. 2326. — A Bill for an Act to repeal section 40-45-17 of the North Dakota Century Code, relating to a reduction of police retirement benefits by the amount of benefits received from workmen's compensation.

Which has been read and has committee recommendation for Indefinite Postponement.

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, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●			SOLBERG ●		
BARTH ●			JACOBSON ●			OLIN ●			SORUM ●		
BERUBE ●			JONES ●			ORANGE ●			STRAND ●		
CHRISTENSEN ●			KRAUTER ●			PETERSON ●			STRINDEN ●		
CUSSONS ●			LASHKOWITZ ●			RAIT ●			TALLACKSON ●		
DOTZENROOD ●			LEE ●			REDLIN ●			TENNEFOS ●		
ERDMAN ●			LIPS ●			REITEN ●			THANE ●		
FARRINGTON ●			LODDOEN ●			ROEN ●			VOSPER ●		
FRITZELL ●			MELLAND ●			SANDNESS ●			WALSH ●		
GOODMAN ●			MILLER ●			SANDS ●			WENSTROM ●		
HANSON ●			MUTCH ●			SCHRADO ●			WRIGHT ●		
HOFFNER ●			NAADEN ●			SHABLOW ●			MR. PRESIDENT ●		
HOLMBERG ●			NELSON ●			SMYKOWSKI ●					

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Senator Orange: Mr. President, I rise to explain my vote. Two years ago we did have to supplement the teachers retirement fund to the tune of fourteen and a half million dollars, because each benefit we passed for that retirement fund, we assumed it wouldn't hurt that fund. We assumed until it cost us 14.5 million dollars, the taxpayers of this state and because of that we established a Retirement Review Committee and though they do act as a road block, they also provide this Senate a verification that the actuarial soundness of the proposed amendments or benefits to a fund are actuarially sound and meet with that committee's approval. And I think that if we continue to allow bills to circumvent that committee, we might as well abolish that committee.

Senate Bill No. 2332. — A Bill for an Act to amend and reenact sections 39-06-45, 39-06.1-05, subsection 1 of section 39-06.1-08, and subdivisions a and b of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to penalties for permitting unauthorized persons to drive, offenses excepted from noncriminal disposition, definition of nonmoving violation, and points assigned for noncriminal disposition.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 669, the roll was called and there were ayes, 33; nays, 14; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●			SOLBERG ●		
BARTH ●			JACOBSON ●			OLIN ●			SORUM ●		
BERUBE ●			JONES ●			ORANGE ●			STRAND ●		
CHRISTENSEN ●			KRAUTER ●			PETERSON ●			STRINDEN ●		
CUSSONS ●			LASHKOWITZ ●			RAIT ●			TALLACKSON ●		
DOTZENROOD ●			LEE ●			REDLIN ●			TENNEFOS ●		
ERDMAN ●			LIPS ●			REITEN ●			THANE ●		
FARRINGTON ●			LODDOEN ●			ROEN ●			VOSPER ●		
FRITZELL ●			MELLAND ●			SANDNESS ●			WALSH ●		
GOODMAN ●			MILLER ●			SANDS ●			WENSTROM ●		
HANSON ●			MUTCH ●			SCHRADO ●			WRIGHT ●		
HOFFNER ●			NAADEN ●			SHABLOW ●			MR. PRESIDENT ●		
HOLMBERG ●			NELSON ●			SMYKOWSKI ●					

So the bill passed and the title was agreed to.

Senate Bill No. 2339. — A Bill for an Act to create and enact a new subsection to section 52-06-02 of the North Dakota Century Code, relating to disqualification for unemployment compensation benefits.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page

670, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
			●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH		●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE			JONES	●		ORANGE			STRAND	●
●	CHRISTENSEN			KRAUTER		●	PETERSON			STRINDEN	
●	CUSSONS			LASHKOWITZ		●	RAIT			TALLACKSON	
●	DOTZENROD			LEE		●	REDLIN			TENNEFOS	
●	ERDMAN			LIPS		●	REITEN			THANE	
●	FARRINGTON			LODDEN		●	ROEN			VOSPER	
●	FRITZELL			MELLAND		●	SANDNESS			WALSH	
●	GOODMAN			MILLER		●	SANDS			WENSTROM	
●	HANSON			MUTCH		●	SCHIRADO			WRIGHT	
●	HOFFNER			NAADEN		●	SHABLOW			MR. PRESIDENT	
●	HOLMBERG			NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senate Bill No. 2373. — A Bill for an Act to provide a state matching program for county and city senior citizen programs and activities; and to provide an appropriation.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 22; nays, 27; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
	ALBERS	●		ISZLER		●	NETHING		●	SOLBERG	
●	BARTH			JACOBSON		●	OLIN		●	SORUM	
●	BERUBE			JONES	●		ORANGE			STRAND	●
●	CHRISTENSEN			KRAUTER		●	PETERSON			STRINDEN	
●	CUSSONS			LASHKOWITZ		●	RAIT			TALLACKSON	
●	DOTZENROD			LEE		●	REDLIN			TENNEFOS	
●	ERDMAN			LIPS		●	REITEN			THANE	
●	FARRINGTON			LODDEN		●	ROEN			VOSPER	
●	FRITZELL			MELLAND		●	SANDNESS			WALSH	
●	GOODMAN			MILLER		●	SANDS			WENSTROM	
●	HANSON			MUTCH		●	SCHIRADO			WRIGHT	
●	HOFFNER			NAADEN		●	SHABLOW			MR. PRESIDENT	
●	HOLMBERG			NELSON		●	SMYKOWSKI				

Senate Bill No. 2373 was declared lost.

Senate Bill No. 2374. — A Bill for an Act to provide for the creation of a grain alcohol motor vehicle fuel tax fund, for its administration by the agricultural products utilization commission to further the production and marketing of grain alcohol-blended motor vehicle fuels; to amend and reenact sections 57-50-01, 57-50-03.1, 57-50-05, and 57-54-08 of the North Dakota Century Code, relating to refunding the motor vehicle fuel tax and to the amount of the motor vehicle fuel tax on fuel with a grain alcohol blend; and to provide an appropriation.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 7; nays, 41; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
	ALBERS	●		ISZLER		●	NETHING		●	SOLBERG	
●	BARTH			JACOBSON		●	OLIN		●	SORUM	
●	BERUBE			JONES		●	ORANGE			STRAND	●
●	CHRISTENSEN			KRAUTER		●	PETERSON			STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	

• DOTZENROD	LEE	•	REDLIN	•	TENNEFOS	•
• ERDMAN	• LIPS	•	• REITEN	•	• THANE	•
• FARRINGTON	• LODOEN	•	• ROEN	•	• VOSPER	•
• FRITZELL	• MELLAND	•	• SANDNESS	•	• WALSH	•
• GOODMAN	• MILLER	•	• SANDS	•	• WENSTROM	•
• HANSON	• MUTCH	•	• SCHRADO	•	• WRIGHT	•
• HOFFNER	• NAADEN	•	• SHABLOW	•	• MR. PRESIDENT	•
• HOLMBERG	• NELSON	•	• SMYKOWSKI	•		

Senate Bill No. 2374 was declared lost.

MOTION

Senator Nething moved that the Senate stand at ease for fifteen minutes, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 2382. — A Bill for an Act to create and enact a new section to chapter 39-04 and a new section to chapter 54-27 of the North Dakota Century Code, relating to additional fees for motor vehicles to supplement the county road and bridge funds, and to distribution of the additional fees to the county road and bridge funds.

Which has been read and has committee recommendation for Indefinite Postponement.

Senator Thane moved that Senate Bill No. 2382 be amended as follows;

On page 1, line 5, delete the words "to the county road and"

On page 1, line 6, delete the words "bridge funds"

On page 2, line 18, delete the words and period "as provided in this section. The moneys" and insert in lieu thereof the following: "in the same manner as the thirty-seven percent of moneys available by law, from collections of motor vehicle registration and related fees, fuels taxes, special fuels taxes, use taxes, and special fuels excise taxes, which are deposited in the highway tax distribution fund, are allocated to the counties by subsection 2 of section 54-27-19."

On page 2, delete lines 19 through 23

And renumber the lines accordingly.

Senator Thane moved that the amendments be adopted, which motion prevailed.

Senator Thane moved that the rules be suspended, that Senate Bill No. 2382 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senator Teneffos moved that Senate Bill No. 2382 be further amended as follows:

On page 1, line 5, after the word "fees" insert the following; ", providing an appropriation: and providing an effective date."

On page 1, line 15, after the word "collected" insert the words "on the renewal of annual registration"

On page 2, line 21 after the word "fund" insert the words "Funds collected shall be used for the specific purpose of construction and reconstruction of bridges and roads."

On page 2, after line 23, add the following new sections:

SECTION 3.) APPROPRIATION.) There is hereby appropriated out of any moneys in the special state road aid fund in the state treasury, not otherwise appropriated, the sum of \$3,500.00, or so much thereof as may be necessary, to the motor vehicle registrar, for the purpose of implementing collection of the fee prescribed by this Act.

SECTION 4. EFFECTIVE DATE.) The provisions of this Act shall become effective on January 1, 1980 for trucks or combinations of trucks and trailers and on April 1, 1980 for passenger vehicles."

And renumber the lines, sections, and pages accordingly.

Senator Tennesfos moved that the amendments be adopted, which motion prevailed.

Senator Tennesfos moved that the rules be suspended, that Senate Bill No. 2382 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2382. — A Bill for an Act to create and enact a new section to chapter 39-04 and a new section to chapter 54-27 of the North Dakota Century Code, relating to additional fees for motor vehicles to supplement the county road and bridge funds and to distribution of the additional fees; providing an appropriation; and providing an effective date.

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, 40; nays, 5; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN		●	● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN		●	● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER	●	
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON		●	● MUTCH			● SCHIRADO		●	● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2398. — A Bill for an Act to amend and reenact sections 61-21-11 and 61-21-15 of the North Dakota Century Code, relating to the bond required of petitioners wishing to construct a drain and allocation of costs when a petition to drain is denied.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 510, the roll was called and there were ayes, 45; nays, 4; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO		●	● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2402. — A Bill for an Act to amend and reenact paragraph 25 of subdivision a of subsection 3 of section 39-06.1-10 and section 39-08-20 of the North Dakota Century Code, relating to violation of driving without liability insurance and points assessed for the violation.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●	ISZLER		●	NETHING		●	SOLBERG		●
		●	JACOBSON		●	OLIN		●	SORUM		●
		●	JONES		●	ORANGE		●	STRAND		●
●			KRAUTER		●	PETERSON		●	STRINDEN		●
		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
		●	LEE		●	REDLIN		●	TENNEFOS		●
●			LIPS		●	REITEN		●	THANE		●
●			LODOEN		●	ROEN		●	VOSPER		●
●			MELLAND		●	SANDNESS		●	WALSH		●
●			MILLER		●	SANDS		●	WENSTROM		●
		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT		
		●	NELSON		●	SMYKOWSKI		●			

Senate Bill No. 2402 was declared lost.

MOTION

Senator Sandness moved that Senate Bill No. 2439 be re-referred to the Committee on Education, which motion prevailed.

Senate Bill No. 2403. — A Bill for an Act to require recording of mineral interests which have been severed from the surface, to provide a method of filing and verifying ownership of severed mineral interests, forfeiture for failure to file, publication of the requirements of this Act, and a filing fee; and to repeal subsection 2 of section 11-18-03 of the North Dakota Century Code.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 16; nays, 30; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			ISZLER		●	NETHING		●	SOLBERG		●
●			JACOBSON		●	OLIN		●	SORUM		●
●			JONES		●	ORANGE		●	STRAND		●
		●	KRAUTER		●	PETERSON		●	STRINDEN		●
		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
		●	LEE		●	REDLIN		●	TENNEFOS		●
●			LIPS		●	REITEN		●	THANE		●
		●	LODOEN		●	ROEN		●	VOSPER		●
		●	MELLAND		●	SANDNESS		●	WALSH		●
		●	MILLER		●	SANDS		●	WENSTROM		●
		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
●			NAADEN		●	SHABLOW		●	MR. PRESIDENT		
		●	NELSON		●	SMYKOWSKI		●			

Senate Bill No. 2403 was declared lost.

Senate Bill No. 2418. — A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code, relating to the definition of usury, its prohibition and the maximum contract rate.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 674, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•	• ISZLER	•	•	• NETHING			• SOLBERG		•
• BARTH		•	• JACOBSON		•	• OLIN			• SORUM		•
• BERUBE		•	• JONES		•	• ORANGE		•	• STRAND		•
• CHRISTENSEN		•	• KRAUTER		•	• PETERSON		•	• STRINDEN		•
• CUSSONS		•	• LASHKOWITZ		•	• RAIT		•	• TALLACKSON		•
• DOTZENROD		•	• LEE		•	• REDLIN		•	• TENNEFOS		•
• ERDMAN		•	• LIPS		•	• REITEN		•	• THANE		•
• FARRINGTON		•	• LODOEN		•	• ROEN		•	• VOSPER	•	•
• FRITZELL		•	• MELLAND		•	• SANDNESS		•	• WALSH		•
• GOODMAN		•	• MILLER	•	•	• SANDS		•	• WENSTROM		•
• HANSON		•	• MUTCH		•	• SCHIRADO		•	• WRIGHT		•
• HOFFNER		•	• NAADEN		•	• SHABLOW		•	• MR. PRESIDENT		•
• HOLMBERG		•	• NELSON		•	• SMYKOWSKI		•			

So the bill passed and the title was agreed to.

Senate Bill No. 2440. — A Bill for an Act regarding the powers and duties of the budget section of the legislative council including the authority to make budget recommendations for state agencies and institutions to the legislative assembly.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 14; nays, 32; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•	• ISZLER	•	•	• NETHING			• SOLBERG		•
• BARTH		•	• JACOBSON		•	• OLIN			• SORUM		•
• BERUBE		•	• JONES		•	• ORANGE		•	• STRAND		•
• CHRISTENSEN		•	• KRAUTER		•	• PETERSON		•	• STRINDEN		•
• CUSSONS		•	• LASHKOWITZ		•	• RAIT		•	• TALLACKSON		•
• DOTZENROD		•	• LEE		•	• REDLIN		•	• TENNEFOS		•
• ERDMAN		•	• LIPS		•	• REITEN		•	• THANE		•
• FARRINGTON		•	• LODOEN		•	• ROEN		•	• VOSPER	•	•
• FRITZELL		•	• MELLAND		•	• SANDNESS		•	• WALSH		•
• GOODMAN		•	• MILLER	•	•	• SANDS		•	• WENSTROM		•
• HANSON		•	• MUTCH		•	• SCHIRADO		•	• WRIGHT		•
• HOFFNER		•	• NAADEN		•	• SHABLOW		•	• MR. PRESIDENT		•
• HOLMBERG		•	• NELSON		•	• SMYKOWSKI		•			

Senate Bill No. 2440 was declared lost.

Senate Bill No. 2441. — A Bill for an Act to establish a public policy with regard to certain unconstitutional federal statutes, rules, regulations, executive orders and office policies and their validity within the jurisdiction of North Dakota.

Which has been read and has committee report for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 6; nays, 42; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•	• ISZLER		•	• NETHING			• SOLBERG		•
• BARTH		•	• JACOBSON		•	• OLIN			• SORUM		•
• BERUBE		•	• JONES		•	• ORANGE		•	• STRAND		•
• CHRISTENSEN		•	• KRAUTER		•	• PETERSON		•	• STRINDEN		•
• CUSSONS		•	• LASHKOWITZ		•	• RAIT		•	• TALLACKSON		•
• DOTZENROD		•	• LEE		•	• REDLIN		•	• TENNEFOS		•
• ERDMAN		•	• LIPS		•	• REITEN		•	• THANE		•
• FARRINGTON		•	• LODOEN		•	• ROEN		•	• VOSPER	•	•
• FRITZELL		•	• MELLAND		•	• SANDNESS		•	• WALSH		•
• GOODMAN		•	• MILLER	•	•	• SANDS		•	• WENSTROM		•
• HANSON		•	• MUTCH		•	• SCHIRADO		•	• WRIGHT		•
• HOFFNER		•	• NAADEN		•	• SHABLOW		•	• MR. PRESIDENT		•
• HOLMBERG		•	• NELSON		•	• SMYKOWSKI		•			

Senate Bill No. 2441 was declared lost.

Senate Bill No. 2443. — A Bill for an Act relating to adverse possession of severed mineral interests which have not been developed or are not subject to a lease.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 675, the roll was called and there were ayes, 35; nays, 12; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING		
• BARTH			• JACOBSON			• OLIN		• SOLBERG
• BERUBE			• JONES			• ORANGE		• SORUM
• CHRISTENSEN			• KRAUTER			• PETERSON		• STRAND
• CUSSONS			• LASHKOWITZ			• RAIT		• STRINDEN
• DOTZENROD			• LEE			• REDLIN		• TALLACKSON
• ERDMAN			• LIPS			• REITEN		• TENNEFOS
• FARRINGTON			• LODGEN			• ROEN		• THANE
• FRITZELL			• MELLAND			• SANDNESS		• VOSPER
• GOODMAN			• MILLER			• SANDS		• WALSH
• HANSON			• MUTCH			• SCHIRADO		• WENSTROM
• HOFFNER			• NAADEN			• SHABLOW		• WRIGHT
• HOLMBERG			• NELSON			• SMYKOWSKI		• MR. PRESIDENT

So the bill passed and the title was agreed to.

Senate Bill No. 2450. — A Bill for an Act to provide for parimutuel horse racing conducted by nonprofit charitable, fraternal, religious, and veterans' organizations, civic and service clubs, and other public-spirited organizations; definitions; the creation of a racing commission; appointment of a director of racing; racing commission powers and duties; issuance of licenses; license authorization and fees; allotment of racing days to applicants; bets and certificates; bet payoff formulas; payments to school districts; audits and investigations; reasons and procedure for license refusal, suspension and revocation; and the attorney general to represent the commission in hearings; and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 552, the roll was called and there were ayes, 26; nays, 21; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING		
• BARTH			• JACOBSON			• OLIN		• SOLBERG
• BERUBE			• JONES			• ORANGE		• SORUM
• CHRISTENSEN			• KRAUTER			• PETERSON		• STRAND
• CUSSONS			• LASHKOWITZ			• RAIT		• STRINDEN
• DOTZENROD			• LEE			• REDLIN		• TALLACKSON
• ERDMAN			• LIPS			• REITEN		• TENNEFOS
• FARRINGTON			• LODGEN			• ROEN		• THANE
• FRITZELL			• MELLAND			• SANDNESS		• VOSPER
• GOODMAN			• MILLER			• SANDS		• WALSH
• HANSON			• MUTCH			• SCHIRADO		• WENSTROM
• HOFFNER			• NAADEN			• SHABLOW		• WRIGHT
• HOLMBERG			• NELSON			• SMYKOWSKI		• MR. PRESIDENT

So the bill passed and the title was agreed to.

Senate Bill No. 2467. — A Bill for an Act to promote energy development on state-owned lands; to authorize the industrial commission to acquire or construct, but not to operate, energy-related facilities, together with all necessary appurtenances; to authorize the issuance and sale of revenue bonds for the purpose of this Act; and to

appropriate the revenue received by the industrial commission for payment of the principal and interest of the bonds.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 5; nays, 38; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS •			ISLER •			NETHING •			SOLBERG •		
• BARTH •			JACOBSON •			OLIN •			SORUM •		
• BERUBE •			JONES •			ORANGE •			STRAND •		
• CHRISTENSEN •			KRAUTER •			PETERSON •			STRINDEN •		
• CUSSENS •			LASHKOWITZ •			RAIT •			TALLACKSON •		
• DOTZENROD •			LEE •			REDLIN •			TENNEFOS •		
• ERDMAN •			LIPS •			REITEN •			THANE •		
• FARRINGTON •			LODOEN •			ROEN •			VOSPER •		
• FRITZELL •			MELLAND •			SANDNESS •			WALSH •		
• GOODMAN •			MILLER •			SANDS •			WENSTROM •		
• HANSON •			MUTCH •			SCHIRADO •			WRIGHT •		
• HOFFNER •			NAADEN •			SHABLOW •			MR. PRESIDENT		
• HOLMBERG •			NELSON •			SMYKOWSKI •					

Senate Bill No. 2467 was declared lost.

MESSAGE TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2006
- Senate Bill No. 2033
- Senate Bill No. 2054
- Senate Bill No. 2202
- Senate Bill No. 2204
- Senate Bill No. 2232
- Senate Bill No. 2264
- Senate Bill No. 2300
- Senate Bill No. 2322
- Senate Bill No. 2338
- Senate Bill No. 2346
- Senate Bill No. 2355
- Senate Bill No. 2356
- Senate Bill No. 2438
- Senate Bill No. 2446
- Senate Bill No. 2454
- Senate Bill No. 2455
- Senate Bill No. 2468
- Senate Bill No. 2475
- Senate Bill No. 2479
- Senate Concurrent Resolution No. 4018
- Senate Concurrent Resolution No. 4021
- Senate Concurrent Resolution No. 4029

LEO LEIDHOLM, Secretary

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

Senate Concurrent Resolution No. 4023

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 herewith the following:

Senate Concurrent Resolution No. 4023
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 transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1017
House Bill No. 1169
House Bill No. 1304
House Bill No. 1368
House Bill No. 1395
House Bill No. 1407
House Bill No. 1414
House Bill No. 1446
House Bill No. 1456
House Bill No. 1469
House Bill No. 1508
House Bill No. 1513
House Bill No. 1550
House Bill No. 1561
House Bill No. 1571
House Bill No. 1621

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. 1103.

Very respectfully,
ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following:
Senate Concurrent Resolution No. 4023
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. 4023
Was delivered to the Secretary of State on February 16, 1979.

SENATOR PETERSON, Chairman

MOTIONS

Senator Goodman moved that Senate Bills 2203 and 2341 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

Senator Nething moved that at the conclusion of the 5th Order of Business, the 13th Order of Business and after the reading of Senate Bill No. 2233, SCR 4057 and House Bills 1018, 1039, 1040, 1113, 1133, 1141, 1143, 1180, 1206, 1235, 1240, 1283, 1287, 1320, 1340, 1341, 1442, 1497, 1512, and 1592, the Senate adjourn and convene at 1:00 P.M., Tuesday, February 20, 1979 which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-FOURTH DAY

Bismarck, February 20, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Ira Herzberg, Calvary United Methodist Church, Bismarck.

Lord Jesus, we need Thy power, obtained through prayer, to solve problems, decide issues, and to do Thy will. But let us not imagine that this formal prayer can take the place of private petition. May there arise from every desk the silent prayer that seeks to know Thy will. We long for such guidance that when a thing is right, we shall all know it; and when it is wrong, it will not be proposed. We would not run away from truth, but find a refuge in it. We would not avoid the discipline of hard thinking, but deliver us, O Lord from wrong thinking that leads to wrong conclusions. Guide us this day, for Thy mercy's sake. Amen.

The roll was called and all Senators were present.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-third day and recommends that the same be corrected as follows:

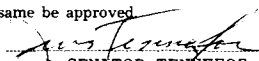
On page 788, line 55, after the word "to" insert "and the emergency clause carried."

On page 803, line 35, delete the numbers 1325 and insert in lieu thereof 1235

On page 809, line 51, delete the numbers 1322 and insert in lieu thereof 1332

And when so corrected recommends that the same be approved

SENATOR SHABLOW moved that the report be adopted, which motion prevailed.

 Chairman
SENATOR TENNEFOS

Report of Procedural Committee

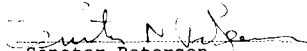
MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2233

SB NO. 2382
SCR NO. 4041
SCR NO. 4057

and find the same correctly } Engrossed

 Chairman
Senator Peterson

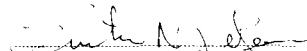
Senator Olin moved that the report be adopted, which motion prevailed.

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SR NO. 2

and find the same correctly } Enrolled

 Chairman
Senator Peterson

Senator Olin moved that the report be adopted, which motion prevailed.

ANNOUNCEMENT

President Sanstead announced to the members that a total of \$960.00 has been contributed to the Easter Seal Society by 45 Senators, 2 employees and the Lt. Governor. Senator Wenstrom announced that he was contributing an additional \$40.00 to make a total of \$1,000.00.

MOTION

Senator Lips moved that Senate Bill No. 2001 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Lips moved that Senate Bill No. 2085 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Lips moved that Senate Bills 2026 and 2099 be laid over for two legislative days, which motion prevailed.

COMMUNICATION

Arthur A. Link
Governor

The Honorable Wayne Sanstead
President of the Senate
North Dakota State Senate
Bismarck, North Dakota 58505

Dear Mr. President:

I have made the following appointment which is subject to Senate confirmation:

Social Service Board of North Dakota (Section 50-06-02)
Reverend Darald Church, Drayton April 6, 1979-April 6, 1985
A biographical sketch of Reverend Church is attached.

With best regards,

Sincerely yours,
ARTHUR A. LINK
Governor

The President referred the above appointment to the Committee on Social Welfare and Veterans Affairs.

MOTION

Senator Tallackson moved that the Senate reconsider its action whereby Senate Bill No. 2373 lost.

Senator Tallackson requested a recorded roll call vote on the motion to reconsider Senate Bill No. 2373, which request was granted.

ROLL CALL

The question being on the motion to reconsider Senate Bill No. 2373, the roll was called and there were ayes, 24; nays, 26; absent and not voting, 0.

REGULAR SESSION									NORTH DAKOTA SENATE			1979 LEGISLATURE		
ROLL CALL														
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			ISZLER			●	●		●	●		●
●					JACOBSON			●			●	●		●
●					JONES			●	●		●	●		●
					KRAUTER			●			●	●		●
					LASHKOWITZ			●	●		●	●		●
					LEE			●	●		●	●		●
					LIPS			●	●		●	●		●
					LODOEN			●	●		●	●		●
					MILLER			●	●		●	●		●
					MUTCH			●	●		●	●		●
					NAADEN			●	●		●	●		●
●					NELSON			●	●		●	●		●
					NETHING			●	●		●	●		●
					OLIN			●	●		●	●		●
					ORANGE			●	●		●	●		●
					PETERSON			●	●		●	●		●
					RAIT			●	●		●	●		●
					REDLIN			●	●		●	●		●
					REIEN			●	●		●	●		●
					ROEN			●	●		●	●		●
					SANDNESS			●	●		●	●		●
					SANDS			●	●		●	●		●
					SCHIRADO			●	●		●	●		●
					SHABLOW			●	●		●	●		●
					SMYKOWSKI			●	●		●	●		●
					SOLBERG			●	●		●	●		●
					SDRUM			●	●		●	●		●
					STRAND			●	●		●	●		●
					STRINDEN			●	●		●	●		●
					TALLACKSON			●	●		●	●		●
					TENNEFOS			●	●		●	●		●
					THANE			●	●		●	●		●
					VOSPER			●	●		●	●		●
					WALSH			●	●		●	●		●
					WENSTROM			●	●		●	●		●
					WRIGHT			●	●		●	●		●
					MR. PRESIDENT			●	●		●	●		●

The motion to reconsider Senate Bill No. 2373 lost.

MOTION

Senator Goodman moved that Senate Bill No. 2341 be returned to the Senate floor from the Committee on Finance and Taxation, which motion prevailed.

Senator Goodman requested the unanimous consent of the Senate to withdraw Senate Bill No. 2341. There being no objection, it was so ordered by the President.

CONSIDERATION OF AMENDMENTS

Senator Christensen moved that the amendments to Senate Bill No. 2411 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on pages 793-799 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1013 as recommended by the Committee on Appropriations as printed on page 799 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1035 as recommended by the Committee on Appropriations as printed on page 800 of the Senate Journal be adopted, which motion prevailed.

Senator Jacobson moved that the amendments to House Bill No. 1152 as recommended by the Committee on Natural Resources as printed on page 802 of the Senate Journal be adopted, which motion prevailed.

Senator Jacobson moved that House Bill No. 1152 be further amended as follows:

On page 1, line 3, after the word "game" insert the following " and declaring an emergency"

On page 1, line 16, insert the following section "SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

Senator Jacobson moved that the amendments be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to House Bill No. 1479 as recommended by the Committee on Political Subdivisions as printed on page 805 of the Senate Journal be adopted, which motion prevailed.

MOTION

Senator Sands moved that the Senate do not concur in the House amendments to Senate Bill No. 2072 as printed on page 689 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2072:

Senator Sands
 Senator Sorum
 Senator Schirado

SECOND READING OF SENATE BILLS

Senate Bill No. 2002. Superintendent of Public Instruction — A Bill for an Act making an appropriation for defraying the expenses of the department of public instruction of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 700, 701, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

REGULAR SESSION			NORTH DAKOTA SENATE			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM	●	
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT	●	
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2013 — State Hospital — Jamestown — A Bill for an Act making an appropriation for defraying the expenses of the state hospital of the state of North Dakota.

Which has been read.

Senator Melland moved that Senate Bill No. 2013 be amended as follows:

On page 1 of the engrossed bill, line 2, after the word "Dakota" and before the period insert the words and semicolon "; and declaring an emergency"

On page 2 of the engrossed bill, after line 12, insert the following section:

"SECTION 4. EMERGENCY.) The line item entitled "land, structures, and major improvements" in section 1 of this Act is hereby declared to be an emergency measure and shall be in full force and effect on and after its passage and approval."

And renumber the lines and pages accordingly.

Senator Melland moved that the amendments be adopted, which motion prevailed.

Senator Melland moved that the rules be suspended, that Senate Bill No. 2013 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2013. — A Bill for an Act making an appropriation for defraying the expenses of the state hospital of the state of North Dakota; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page

701, the roll was called and there were ayes, 46; nays, 2; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM	●	
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		●
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT	●	
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed, the title was agreed to, and the emergency clause carried.

MOTION

Senator Lips moved that Senate Bill No. 2038 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2095. — A Bill for an Act relating to appointments to vacant state offices and the office of United States senator.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 704, the roll was called and there were ayes, 24; nays, 24; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● SORUM	●	
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER			● SANDS			● WENSTROM		●
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT	●	
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

Senate Bill No. 2095 was declared lost.

Senate Bill No. 2150 — A Bill for an Act to provide for the refund of the coal severance tax to any purchaser who uses the coal for direct heating purposes; administration of the refund provisions by the state tax commissioner; and to provide a penalty.

Which has been read and has committee recommendation for Indefinite Postponement.

Senator Lee moved that Senate Bill No. 2150 be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to create and enact a new section to any legislation enacted by the forty-sixth legislative assembly providing for a severance tax on coal, to provide an exemption for coal used for space heating purposes.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) A new section to any legislation enacted by the forty-sixth

legislative assembly providing for a severance tax on coal is hereby created and enacted to read as follows:

SEVERANCE TAX EXEMPTION FOR COAL USED FOR SPACE HEATING PURPOSES.) No severance tax shall be imposed on coal used for heating buildings in this state. The coal mine owner or operator shall require the person purchasing the coal for heating of buildings or for resale to consumers for heating of buildings to certify the amount of the coal purchased which will be used for heating purposes. Coal used by a person who purchases coal for both heating a building and for any other use is not exempt from the severance tax."

And renumber the lines, sections, and pages accordingly.

Senator Lee moved that the amendments be adopted.

Senator Lee requested a recorded roll call vote on the motion to adopt the proposed amendments, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to Senate Bill No. 2150, the roll was called and there were ayes, 30; nays, 19; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH	•		• JACOBSON	•		• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE	•		• STRAND		
• CHRISTENSEN			• KRAUTER	•		• PETERSON			• STRINDEN	•	
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON	•	
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN	•		• LIPS	•		• REITEN			• THANE		
• FARRINGTON			• LODDEN			• ROEN			• VOSPER		
• FRITZELL	•		• MELLAND			• SANDNESS			• WALSH		•
• GOODMAN	•		• MILLER	•		• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER	•		• NAAOEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

The proposed amendments to Senate Bill No. 2150 were adopted.

Senator Lee moved that the rules be suspended, that Senate Bill No. 2150 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2150. — A Bill for an Act to create and enact a new section to any legislation enacted by the forty-sixth legislative assembly providing for a severance tax on coal, to provide an exemption for coal used for space heating purposes.

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, 32; nays, 17; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH	•		• JACOBSON	•		• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE	•		• STRAND		
• CHRISTENSEN			• KRAUTER	•		• PETERSON			• STRINDEN	•	
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON	•	
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN	•		• LIPS	•		• REITEN			• THANE		
• FARRINGTON			• LODDEN			• ROEN			• VOSPER		
• FRITZELL	•		• MELLAND			• SANDNESS			• WALSH		•
• GOODMAN	•		• MILLER	•		• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER	•		• NAAOEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that Senate Bill No. 2150 be re-printed, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2160. — A Bill for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to an adjustment to taxable income for individuals and fiduciaries with respect to unemployment compensation benefits.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 706, the roll was called and there were ayes, 34; nays, 15; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
	•		•			•			•		
ALBERS			ISZLER			NETHING			SOLBERG		
•			JACOBSON			•			•		SORUM
BARTH			JONES			•		•	•		STRAND
BERUBE		•	KRAUTER		•	•			•		STRINDEN
•			LASHKOWITZ		•	•		•	•		TALLACKSON
CHRISTENSEN			LEE			•		•	•		TENNEFOS
•			LIPS		•	•		•	•		THANE
CUSONS			LOOSEN			•		•	•		VOSPER
•			MELLAND			•		•	•		WALSH
•			MILLER		•	•		•	•		WENSTROM
•			MUTCH			•		•	•		WRIGHT
•			NAADEN			•		•	•		MR. PRESIDENT
•			NELSON			•		•			
DOTZENROD											
•											
ERDMAN											
•											
FARRINGTON											
•											
FRITZELL											
•											
GOODMAN											
•											
HANSON											
•											
HOFFNER											
•											
HOLMBERG		•									

So the bill passed and the title was agreed to.

Senate Bill No. 2233. — A Bill for an Act to create and enact section 49-22-08.1 of the North Dakota Century Code, relating to applications for route permits and the designation of transmission facility routes; to amend and reenact section 49-22-02, subsections 1, 5, 10, 11, and 12 of section 49-22-03, sections 49-22-05.1, 49-22-07, 49-22-07.2, 49-22-08, 49-22-09, 49-22-13, 49-22-14.1, 49-22-16, and 49-22-18, subsections 3 and 4 of section 49-22-21, and section 49-22-22 of the North Dakota Century Code, relating to the statement of policy; definitions; the inventory of exclusion and avoidance areas; criteria; certificates of site compatibility and route permits; the waiver of procedures and time schedules; applications for certificates; the designation of sites and corridors; factors to be considered in evaluating applications and the designation of sites, corridors, and routes; public hearings; cooperation with state and federal agencies; the effect of issuance of certificates or permits; local land-use, zoning, or building rules, regulations, or ordinances; state agency rules; rules and regulations; penalties; and application fees; to repeal sections 49-22-10, 49-22-11, 49-22-12.1, and 49-22-15 of the North Dakota Century Code, relating to the designation of sites and corridors, the approval of specific routes, emergency certification, and public participation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 763, 764, the roll was called and there were ayes, 47; nays, 2; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE	●		● JONES		●	● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT	●	● TALLACKSON
● DOTZENROD			● LEE		●	● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN	●	● THANE
● FARRINGTON			● LODGEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS	●	● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHRADO	●	● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Senator Redlin: Mr. President, I rise on a point of personal privilege. Mr. President, ladies and gentlemen of the Senate, Senate Bill No. 2233 contains a section which defines a gathering system. Since the gathering systems are exempted from many of the provisions of this law relating particularly to environmental considerations, I want the Journal to show that concerns were expressed in committee. These concerns were about the possibility that a gathering system could be as potentially disruptive of the environment in certain areas as a long cross-country pipeline which is subject to the routing law and regulations of the Public Service Commission. My hope is that the Industrial Commission in making designations of gathering systems will be mindful of all aspects as well as conservation of oil and gas which is their specific charge.

SECOND READING OF SENATE BILLS

Senate Bill No. 2257. — A Bill for an Act to create and enact a new section to chapter 57-40.2 of the North Dakota Century Code, relating to the use taxes upon contractors and subcontractors; and providing an effective date.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 706, 707, the roll was called and there were ayes, 4; nays, 44; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
— ALBERS		●	— ISZLER		●	— NETHING		● SOLBERG
— BARTH		●	— JACOBSON		●	— OLIN		● SORUM
— BERUBE	●		— JONES		●	— ORANGE		● STRAND
— CHRISTENSEN		●	— KRAUTER			— PETERSON		● STRINDEN
— CUSSONS		●	— LASHKOWITZ		●	— RAIT		● TALLACKSON
— DOTZENROD		●	— LEE		●	— REDLIN		● TENNEFOS
— ERDMAN		●	— LIPS		●	— REITEN		● THANE
— FARRINGTON		●	— LODGEN		●	— ROEN		● VOSPER
● FRITZELL			— MELLAND		●	— SANDNESS	●	● WALSH
● GOODMAN			— MILLER		●	— SANDS	●	● WENSTROM
— HANSON		●	— MUTCH		●	— SCHRADO		● WRIGHT
— HOFFNER		●	— NAADEN		●	— SHABLOW		● MR. PRESIDENT
— HOLMBERG		●	— NELSON		●	— SMYKOWSKI		●

Senate Bill No. 2257 was declared lost.

Senate Bill No. 2283. — A Bill for an Act to create and enact section 27-20-51.1 of the North Dakota Century Code, relating to the release of the name and age of a child involved in a juvenile court proceeding and the nature of the allegations against him under certain conditions; and to amend and reenact sections 27-20-51 of the North Dakota Century Code, relating to the inspection of a juvenile's court files and records under the Uniform Juvenile Court Act.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 707, 708, the roll was called and there were ayes, 47, nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND ●		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT ●			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN ●			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Nothing moved that Senate Bill 2283 be re-printed, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2286. — A Bill for an Act to amend and reenact section 11-15-07 of the North Dakota Century Code, relating to the fees charged and collected by the sheriff on behalf of the county.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 708, 709, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTIONS

Senator Nothing moved that Senate Bill 2286 be re-printed, which motion prevailed.

Senator Nothing moved that the Senate stand in recess for twenty minutes, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 2309. — A Bill for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code, relating to a credit for contributions to nonprofit private institutions of secondary education.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 710, the roll was called and there were ayes, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH		●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER	
●	FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS		●	WENSTROM	
●	HANSON		●	MUTCH		●	SCHRADO		●	WRIGHT	
●	HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senate Bill No. 2327. — A Bill for an Act to require the state board of higher education to purchase a working ranch unit for the Dickinson experiment station; to create a committee to select the working ranch unit; to authorize the state board of higher education to sell certain land presently used by the Dickinson experiment station; to authorize the board of university and school lands to invest permanent funds of the common schools in the working ranch unit; to provide an appropriation; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 721, 722, the roll was called and there were ayes, 48; nays, 2; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS		●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH		●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT	●	●	TALLACKSON	
●	DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER	
●	FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS		●	WENSTROM	
●	HANSON		●	MUTCH		●	SCHRADO		●	WRIGHT	
●	HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI	●			

So the bill passed and the title was agreed to, and the emergency clause carried.

MOTION

Senator Wright moved that the Senate reconsider its action whereby Senate Bill 2095 lost, which motion prevailed on a division vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2095. — A Bill for an Act relating to appointments to vacant state offices and the office of United States senator.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 704, the roll was called and there were ayes, 27; nays, 22; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE	●		● JONES			● ORANGE		●	● STRAND		
● CHRISTENSEN			● KRAUTER		●	● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT		●	● TALLACKSON	●	
● DOTZENROD		●	● LEE		●	● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS		●	● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER		●	● SANDS		●	● WENSTROM		●
● HANSON			● MUTCH		●	● SCHIRADO		●	● WRIGHT		
● HOFFNER	●		● NAADEN		●	● SHABLOW		●	● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senate Bill No. 2358. — A Bill for an Act to amend and reenact section 15-47-05 of the North Dakota Century Code, relating to qualifications for voting in school district elections for school officers and for eligibility for school district offices; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 726, 727, the roll was called and there were ayes, 44; nays, 4; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE	●		● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE		●	● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to, and the emergency clause carried.

Senate Bill No. 2362. — A Bill for an Act to amend and reenact sections 16-11-10, 16-21-01, and 16-21.1-02 of the North Dakota Century Code, relating to the duty of the county auditor to distribute election supplies and the use of paper ballots in precincts in which voting machines are used; or, in the alternative, to amend and reenact sections 16.1-06-10, 16.1-06-11 and 16.1-06-16 of the North Dakota Century Code, as created by section 4 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, relating to the duty of the county auditor to distribute election supplies and the use of paper ballots in precincts in which voting machines are used.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 727, the roll was called and there were ayes, 9; nays, 39; absent and not voting, 2.

REGULAR SESSION			NORTH DAKOTA SENATE									1979 LEGISLATURE		
ROLL-CALL														
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●			●			●
●	BARTH			●	JACOBSON			●	●	OLIN			●	SOLBERG
●	BERUBE			●	JONES			●	●	ORANGE			●	SORUM
●	CHRISTENSEN			●	KRAUTER			●	●	PETERSON			●	STRAND
●	CUSSONS			●	LASHKOWITZ				●	RAIT			●	STRINDEN
●	DOTZENROD			●	LEE			●	●	REDLIN			●	TALLACKSON
●	ERDMAN			●	LIPS			●	●	REITEN			●	TENNEFOS
●	FARRINGTON			●	LODGEN			●	●	ROEN			●	THANE
●	FRITZELL			●	MELAND			●	●	SANDNESS			●	VOSPER
●	GOODMAN			●	MILLER			●	●	SANDS			●	WALSH
●	HANSON			●	MUTCH			●	●	SCHIRADDO			●	WENSTROM
●	HOFFNER			●	NAADEN			●	●	SHABLOW			●	WRIGHT
●	HOLMBERG			●	NELSON			●	●	SMYKOWSKI			●	MR. PRESIDENT

Senate Bill 2362 was declared lost.

Senate Bill No. 2367. — A Bill for an Act to authorize the state health officer of the state department of health to sell or trade one tract of land owned by the state of North Dakota and used by the state hospital.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 728, the roll was called and there were ayes, 36; nays, 14; absent and not voting, 0.

REGULAR SESSION			NORTH DAKOTA SENATE									1979 LEGISLATURE		
ROLL-CALL														
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●			●			●
	BARTH			●	JACOBSON			●	●	OLIN			●	SOLBERG
	BERUBE			●	JONES			●	●	ORANGE			●	SORUM
●	CHRISTENSEN			●	KRAUTER			●	●	PETERSON			●	STRAND
●	CUSSONS			●	LASHKOWITZ				●	RAIT			●	STRINDEN
●	DOTZENROD			●	LEE			●	●	REDLIN			●	TALLACKSON
●	ERDMAN			●	LIPS			●	●	REITEN			●	TENNEFOS
●	FARRINGTON			●	LODGEN			●	●	ROEN			●	THANE
●	FRITZELL			●	MELAND			●	●	SANDNESS			●	VOSPER
●	GOODMAN			●	MILLER			●	●	SANDS			●	WALSH
●	HANSON			●	MUTCH			●	●	SCHIRADDO			●	WENSTROM
●	HOFFNER			●	NAADEN			●	●	SHABLOW			●	WRIGHT
●	HOLMBERG			●	NELSON			●	●	SMYKOWSKI			●	MR. PRESIDENT

So the bill passed and the title was agreed to.

Senate Bill No. 2371. — A Bill for an Act to amend and reenact section 52-06-36 of the North Dakota Century Code, relating to the factors considered in determining suitability for work and good cause for voluntarily leaving with respect to unemployment compensation benefits.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 728, the roll was called and there were ayes, 37; nays, 13; absent and not voting, 0.

REGULAR SESSION			NORTH DAKOTA SENATE									1979 LEGISLATURE		
ROLL-CALL														
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●			●			●
	BARTH			●	JACOBSON			●	●	OLIN			●	SOLBERG
	BERUBE			●	JONES			●	●	ORANGE			●	SORUM
●	CHRISTENSEN			●	KRAUTER			●	●	PETERSON			●	STRAND
●	CUSSONS			●	LASHKOWITZ				●	RAIT			●	STRINDEN
●	DOTZENROD			●	LEE			●	●	REDLIN			●	TALLACKSON
●	ERDMAN			●	LIPS			●	●	REITEN			●	TENNEFOS
●	FARRINGTON			●	LODGEN			●	●	ROEN			●	THANE
●	FRITZELL			●	MELAND			●	●	SANDNESS			●	VOSPER
●	GOODMAN			●	MILLER			●	●	SANDS			●	WALSH
●	HANSON			●	MUTCH			●	●	SCHIRADDO			●	WENSTROM
●	HOFFNER			●	NAADEN			●	●	SHABLOW			●	WRIGHT
●	HOLMBERG			●	NELSON			●	●	SMYKOWSKI			●	MR. PRESIDENT

So the bill passed and the title was agreed to.

Senate Bill No. 2394. — A Bill for an Act to create and enact a new subsection to section 27-20-51 of the North Dakota Century Code, relating to the confidentiality of juvenile court records and files and the inspection of those files by certain school officials.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 730, the roll was called and there were ayes, 44; nays, 5; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER	•		• NETHING			• SOLBERG		•
• BARTH			• JACOBSON			• OLIN			• SORIUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS	•		• LASHKOWITZ	•		• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO		•	• WRIGHT		
• HOFFNER			• NAAOEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG	•		• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2404. — A Bill for an Act to create and enact five new sections to chapter 51-13 of the North Dakota Century Code, relating to retail installment contract prohibited provisions, payments to last known contract holders, statements of unpaid balance, authority to purchase contracts, and applicability; and to amend and reenact sections 51-13-01, 51-13-02, 51-13-03, and 51-13-06 of the North Dakota Century Code, relating to retail installment contract definitions, contents, finance charges, and refinancing.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 730-732, the roll was called and there were ayes, 47; nays, 2; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER	•		• NETHING			• SOLBERG		•
• BARTH			• JACOBSON			• OLIN			• SORIUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT		•	• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN	•		• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAAOEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that Senate Bill 2404 be re-printed, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2413. — A Bill for an Act to amend and reenact sections 4-01-21, 15-21-02, 26-01-03, 34-05-01.2, 49-01-05, 54-07-04, 54-08-03, 54-09-05, 54-10-10, 54-11-13, 54-12-11, and 57-01-04 of the North Dakota Century Code as amended by chapter 480 of the 1977 Session Laws of

North Dakota, relating to salaries of elected state officials; and providing a contingent effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 733, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2428. — A Bill for an Act to amend and reenact section 16-11-06 of the North Dakota Century Code, relating to the arrangement of names on ballots; or, in the alternative, to amend and reenact section 16.1-06-07 of the North Dakota Century Code as created by section 4 of House Bill No. 1138 as approved by the forty-sixth legislative assembly, relating to the arrangement of names on ballots; and providing an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 733-734, the roll was called and there were ayes, 47; nays, 2; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE		●	● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2433. — A Bill for an Act to create and enact a new section to chapter 12.1-26 of the North Dakota Century Code, relating to the carrying of loaded firearms in motor vehicles and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 734, the roll was called and there were ayes, 46; nays, 2; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	●	●	●	SOLBERG	
●			●	JACOBSON		●	●	●	●	SORUM	
●			●	JONES		●	●	●	●	STRAND	
●			●	KRAUTER		●	●	●	●	STRINDEN	
●			●	LASHKOWITZ		●	●	●	●	TALLACKSON	
●			●	LEE		●	●	●	●	TENNEFOS	
●			●	LIPS		●	●	●	●	THANE	
●			●	LODOEN		●	●	●	●	VOSPER	
●			●	MELLAND		●	●	●	●	WALSH	
●			●	MILLER		●	●	●	●	WENSTROM	
●			●	MUTCH		●	●	●	●	WRIGHT	
●			●	NAADEN		●	●	●	●	MR. PRESIDENT	
●			●	NELSON		●	●	●			

So the bill passed and the title was agreed to.

Senate Bill No. 2444. — A Bill for an Act to require a final court decision if the constitutionality of a proposed public school Christmas program containing a religious theme, content, or songs is challenged in court, and providing a declaration of legislative intent.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 736, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	●	●	●	SOLBERG	
●			●	JACOBSON		●	●	●	●	SORUM	
●			●	JONES		●	●	●	●	STRAND	
●			●	KRAUTER		●	●	●	●	STRINDEN	
●			●	LASHKOWITZ		●	●	●	●	TALLACKSON	
●			●	LEE		●	●	●	●	TENNEFOS	
●			●	LIPS		●	●	●	●	THANE	
●			●	LODOEN		●	●	●	●	VOSPER	
●			●	MELLAND		●	●	●	●	WALSH	
●			●	MILLER		●	●	●	●	WENSTROM	
●			●	MUTCH		●	●	●	●	WRIGHT	
●			●	NAADEN		●	●	●	●	MR. PRESIDENT	
●			●	NELSON		●	●	●			

So the bill passed and the title was agreed to.

Senate Bill No. 2452. — A Bill for an Act to amend and reenact section 15-18-07 of the North Dakota Century Code, relating to state aid for junior colleges or educational centers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 736, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	●	●	●	SOLBERG	
●			●	JACOBSON		●	●	●	●	SORUM	
●			●	JONES		●	●	●	●	STRAND	
●			●	KRAUTER		●	●	●	●	STRINDEN	
●			●	LASHKOWITZ		●	●	●	●	TALLACKSON	
●			●	LEE		●	●	●	●	TENNEFOS	
●			●	LIPS		●	●	●	●	THANE	
●			●	LODOEN		●	●	●	●	VOSPER	
●			●	MELLAND		●	●	●	●	WALSH	
●			●	MILLER		●	●	●	●	WENSTROM	
●			●	MUTCH		●	●	●	●	WRIGHT	
●			●	NAADEN		●	●	●	●	MR. PRESIDENT	
●			●	NELSON		●	●	●			

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Senator Hoffner:

Mr. President, I rise on a point of personal privilege and request that my remarks be printed in the Journal.

Mr. President, members of the Senate, I believe that Senate Bill No. 2460 represents a serious and dangerous precedent. Yes, the people of North Dakota sent a message to stop excessive spending in government. Yes, that message calls upon both political parties to do their best to cut the total dollars spent. Yes, these decisions are difficult and must all be made in a short period of time. But the mandate of public trust that is invested in each one of us as elected officials demands that we do much more than just chop dollars indiscriminately. The public demands that we provide maximum service to meet the public need, at minimum cost. That is not an unreasonable demand at all. That is the heart of efficiency that this legislative body needs to develop.

Consolidation of governmental agencies is the most effective way of improving efficiency; I support the concept wholeheartedly. However, combining agencies that have little in common, other than they are in the Executive Branch, does not necessarily improve efficiency. Cutting \$232,000 indiscriminately could sacrifice millions of dollars in services to North Dakota citizens.

Let me be more specific. Presently there is one staff person to deal with alternative energy. This \$15,000 position is responsible for bringing \$173,600 into the state for development of such things as gasohol, solar grain driers, windless generators, and more. Maybe this is one of the positions to be eliminated.

The Schools and hospitals program deals with federal funding of capital improvements in heating and insulation of these public institutions. One position administers \$11 million for this purpose. Maybe this will be one of the positions eliminated. No one knows.

My point, ladies and gentlemen, is this: All of the dollars included in the Governor's budget are productive dollars providing valid services to the public. If this body cuts those productive dollars, and thereby the programs, then this body should also decide which programs are to be cut. The North Dakota Senate should not cop out by leaving such decisions to a "Federal Aid Coordinator" regardless who he or she may be. It is totally irresponsible to do so.

I urge the members of this body to vote with me to defeat this bill in its present form. If it would be the desire of this body, I would support sending this measure back to committee. We must make responsible decisions and not mislead the people of North Dakota by merely cutting positions when in truth we cut valuable programs. We must shoulder the full responsibility ourselves.

SECOND READING OF SENATE BILLS

Senate Bill No. 2460. — A Bill for an Act to establish the office of federal aid coordinator and to provide for the powers and duties of that office and the assumption of the responsibilities of the division of economic opportunity, the state planning division, the office of energy management, the special projects coordinator, and the natural resources council; to amend and reenact subsection 3 of section 20.1-02-17.1, and sections 20.1-02-18.1, 23-11-30, 23-18.2-27, 54-01-05.4, 54-01.1-08, 54-40.1-01, subsection 2 of section 54-40.1-02, subsection 6 of section 54-40.1-04, and section 54-54-49.1-02 of the North Dakota Century Code, relating to various responsibilities of the state planning division; and to repeal sections 54-07-06, 54-34.1-01, 54-34.1-02, 54-34.1-03, 54-34.1-04, 54-

34.1-05, 54-34.1-08, 54-34.1-09, and 54-34.1-15 of the North Dakota Century Code, relating to the division of economic opportunity and the state planning division; and to provide an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 737, 738, the roll was called and there were ayes, 36; nays, 13; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH		•	• JACOBSON			• OLIN			• SORUM		
• BERUBE		•	• JONES			• ORANGE		•	• STRAND		
• CHRISTENSEN			• KRAUTER		•	• PETERSON		•	• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT		•	• TALLACKSON		•
• DOTZENROD		•	• LEE			• REDLIN		•	• TENNEFOS		
• ERDMAN		•	• LIPS			• REITEN		•	• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• WELAND			• SANDNESS			• WALSH		•
• GOODMAN			• MILLER		•	• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER		•	• NAA DEN			• SHABLOW		•	• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI		•			

So the bill passed and the title was agreed to.

Senate Bill No. 2020. State Planning Division — A Bill for an Act making an appropriation for defraying the expenses of the state planning division of the state of North Dakota.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 36; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•	• ISZLER		•	• NETHING		•	• SOLBERG		•
• BARTH			• JACOBSON		•	• OLIN		•	• SORUM		•
• BERUBE			• JONES		•	• ORANGE		•	• STRAND		•
• CHRISTENSEN			• KRAUTER		•	• PETERSON		•	• STRINDEN		•
• CUSSONS		•	• LASHKOWITZ		•	• RAIT		•	• TALLACKSON		•
• DOTZENROD			• LEE		•	• REDLIN		•	• TENNEFOS		•
• ERDMAN			• LIPS		•	• REITEN		•	• THANE		•
• FARRINGTON		•	• LODOEN		•	• ROEN		•	• VOSPER		•
• FRITZELL		•	• WELAND		•	• SANDNESS		•	• WALSH		•
• GOODMAN			• MILLER		•	• SANDS		•	• WENSTROM		•
• HANSON		•	• MUTCH		•	• SCHIRADO		•	• WRIGHT		•
• HOFFNER			• NAA DEN		•	• SHABLOW		•	• MR. PRESIDENT		
• HOLMBERG		•	• NELSON		•	• SMYKOWSKI		•			

Senate Bill No. 2020 was declared lost.

Senate Bill No. 2022. Office of Energy Management — A Bill for an Act making an appropriation for defraying the expenses of the office of energy management of the state of North Dakota.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 36; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•	• ISZLER		•	• NETHING		•	• SOLBERG		•
• BARTH			• JACOBSON		•	• OLIN		•	• SORUM		•
• BERUBE			• JONES		•	• ORANGE		•	• STRAND		•

CHRISTENSEN	•	KRAUTER		PETERSON	•	STRINDEN	•
CUSSONS	•	LASHKOWITZ	•	RAIT	•	TALLACKSON	•
DOTZENROD	•	LEE	•	REDLIN	•	TENNEFOS	•
ERDMAN	•	LIPS	•	REITEN	•	THANE	•
FARRINGTON	•	LODOEN	•	ROEN	•	VOSPER	•
FRITZELL	•	MELLAND	•	SANDNESS	•	WALSH	•
GOODMAN	•	MILLER	•	SANDS	•	WENSTROM	•
HANSON	•	MUTCH	•	SCHIRADO	•	WRIGHT	•
HOFFNER	•	NAADEN	•	SHABLOW	•	MR. PRESIDENT	
HOLMBERG	•	NELSON	•	SMYKOWSKI	•		

Senate Bill No. 2022 was declared lost.

Senate Bill No. 2032. Natural Resources Council — A Bill for an Act making an appropriation for defraying the expenses of the natural resources council of the state of North Dakota.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 13; nays, 36; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	ISZLER	•		NETHING	•		SOLBERG	•	
•	BARTH		•	JACOBSON		•	OLIN		•	SORUM	•
•	BERUBE		•	JONES	•	•	ORANGE		•	STRAND	•
•	CHRISTENSEN	•	•	KRAUTER		•	PETERSON	•	•	STRINDEN	•
•	CUSSONS	•	•	LASHKOWITZ	•	•	RAIT		•	TALLACKSON	•
•	DOTZENROD		•	LEE	•	•	REDLIN		•	TENNEFOS	•
•	ERDMAN		•	LIPS	•	•	REITEN	•	•	THANE	•
	FARRINGTON	•	•	LODOEN	•	•	ROEN		•	VOSPER	•
	FRITZELL	•	•	MELLAND	•	•	SANDNESS	•	•	WALSH	•
	GOODMAN	•	•	MILLER	•	•	SANDS	•	•	WENSTROM	•
	HANSON	•	•	MUTCH	•	•	SCHIRADO	•	•	WRIGHT	•
•	HOFFNER		•	NAADEN	•	•	SHABLOW	•	•	MR. PRESIDENT	
	HOLMBERG	•	•	NELSON	•	•	SMYKOWSKI	•			

Senate Bill No. 2032 was declared lost.

Senate Bill No. 2465. — A Bill for an Act to amend and reenact sections 15-18-03, 15-18-04.2, and 15-18-07 of the North Dakota Century Code, relating to mill levies and state aid for junior colleges and off-campus educational centers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 739, the roll was called and there were ayes, 48; nays, 1; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
	ALBERS		•	ISZLER		•	NETHING		•	SOLBERG	•
•	BARTH		•	JACOBSON		•	OLIN		•	SORUM	•
•	BERUBE		•	JONES		•	ORANGE		•	STRAND	•
•	CHRISTENSEN		•	KRAUTER		•	PETERSON		•	STRINDEN	•
•	CUSSONS		•	LASHKOWITZ		•	RAIT		•	TALLACKSON	•
•	DOTZENROD		•	LEE		•	REDLIN		•	TENNEFOS	•
•	ERDMAN		•	LIPS		•	REITEN		•	THANE	•
•	FARRINGTON		•	LODOEN		•	ROEN		•	VOSPER	•
•	FRITZELL		•	MELLAND		•	SANDNESS		•	WALSH	•
•	GOODMAN		•	MILLER		•	SANDS		•	WENSTROM	•
•	HANSON		•	MUTCH		•	SCHIRADO		•	WRIGHT	•
•	HOFFNER		•	NAADEN		•	SHABLOW		•	MR. PRESIDENT	
•	HOLMBERG		•	NELSON		•	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senate Bill No. 2469. — A Bill for an Act to create and enact subsection 6.1 to section 6-01-02 of the North Dakota Century Code, relating to definition of corporate central credit unions; to amend and reenact section 6-06-19 of the North Dakota Century Code, relating to exemption of North Dakota central credit union from borrowing

limitations; to amend and reenact section 6-06-21 of the North Dakota Century Code, relating to reserving requirements of corporate central credit unions.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 740, the roll was called and there were ayes, 40; nays, 8; absent and not voting, 2.

Table with 12 columns: REGULAR SESSION (YEAS, N-V, NAYS), ROLL-CALL (YEAS, N-V, NAYS), 1979 LEGISLATURE (YEAS, N-V, NAYS). Lists names of senators and their voting status.

So the bill passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4004. - A concurrent resolution to amend section 182 of the Constitution of the State of North Dakota, relating to the security of bonds issued or guaranteed by the state.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 41; nays, 9; absent and not voting, 0.

Table with 12 columns: REGULAR SESSION (YEAS, N-V, NAYS), ROLL-CALL (YEAS, N-V, NAYS), 1979 LEGISLATURE (YEAS, N-V, NAYS). Lists names of senators and their voting status for Senate Concurrent Resolution No. 4004.

Senate Concurrent Resolution No. 4004 was declared adopted.

Senate Concurrent Resolution No. 4011. - A concurrent resolution for the amendment of section 45 of the Constitution of the State of North Dakota, relating to the compensation of members of the Legislative Assembly and providing an independent commission to set legislative pay and compensation.

Was read the second time and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 6; nays, 44; absent and not voting, 0.

NORTH DAKOTA SENATE														
REGULAR SESSION					ROLL-CALL					1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	ISZLER		•	•	•	•	•		•	•		SOLBERG
•	BARTH			•	JACOBSON		•	•	•	•			•	SORUM
	BERUBE	•		•	JONES		•	•	•	•			•	STRAND
	CHRISTENSEN	•		•	KRAUTER		•	•	•	•			•	STRINDEN
	CUSSONS	•		•	LASHKOWITZ		•	•	•	•	•	•	•	TALLACKSON
	DOTZENROD	•		•	LEE		•	•	•	•			•	TENNEFOS
	ERDMAN	•		•	LIPS		•	•	•	•			•	THANE
•	FARRINGTON			•	LODOEN		•	•	•	•			•	VOSPER
•	FRITZELL			•	MELLAND		•	•	•	•			•	WALSH
	GOODMAN	•		•	MILLER		•	•	•	•			•	WENSTROM
	HANSON	•		•	WUTCH		•	•	•	•			•	WRIGHT
•	HOFFNER			•	NAADEN		•	•	•	•			•	MR. PRESIDENT
	HOLMBERG	•		•	NELSON		•	•	•	•			•	
							•	•	•	•			•	
								•	•	•			•	

Senate Concurrent Resolution No. 4011 was declared lost.

Senate Concurrent Resolution No. 4025 — A concurrent resolution directing the legislative council to study the alternative methods available for the assessment of railroad operating property by the state board of equalization.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4025 was adopted.

Senate Concurrent Resolution No. 4030. — A concurrent resolution urging Congress to discontinue government assistance to striking employees.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4030 was adopted.

Senate Concurrent Resolution No. 4033 — A concurrent resolution of the North Dakota Legislative Assembly calling for an amendment to the United States Constitution prohibiting federal estate taxes.

Was read the second time and has proposed amendments as printed on pages 609 and 610 of the Senate Journal.

Senator Melland moved that the amendments be adopted, which motion prevailed.

Senator Melland moved that the rules be suspended, that Senate Concurrent Resolution No. 4033 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Concurrent Resolution No. 4033. — A concurrent resolution to request appropriate action by the Congress, either acting by consent of two-thirds of both houses or, upon the application of the legislatures of two-thirds of the several states, calling a constitutional convention to propose an amendment to the Federal Constitution to prohibit federal estate taxes.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 33; nays, 15; absent and not voting, 2.

NORTH DAKOTA SENATE														
REGULAR SESSION					ROLL-CALL					1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•	ALBERS		•	ISZLER		•	•	•	•		•	•		SOLBERG
	BARTH	•		•	JACOBSON		•	•	•	•			•	SORUM
	BERUBE	•		•	JONES		•	•	•	•			•	STRAND
•	CHRISTENSEN			•	KRAUTER		•	•	•	•			•	STRINDEN
•	CUSSONS			•	LASHKOWITZ		•	•	•	•	•	•	•	TALLACKSON
	DOTZENROD	•		•	LEE		•	•	•	•			•	TENNEFOS
	ERDMAN	•		•	LIPS		•	•	•	•			•	THANE

• FARRINGTON	• LODGEN	• ROEN	• VOSPER
• FRITZELL	• MELLAND	• SANDNESS	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MITCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAAEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

Senate Concurrent Resolution No. 4033 was declared adopted.

Senate Concurrent Resolution No. 4049. — A concurrent resolution directing a Legislative Council study of residential developments in rural areas near cities and the incorporation of cities.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4049 was adopted.

Senate Concurrent Resolution No. 4050. — A concurrent resolution directing a Legislative Council study of the use of special funds and cash accounts maintained in the state treasury and of the state's accounting system.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4050 was adopted.

Senate Concurrent Resolution No. 4027. — A concurrent resolution of the North Dakota Legislative Assembly calling for an amendment to the United States Constitution permitting the District of Columbia to be represented in the House of Representatives of the United States Congress.

Was read the second time and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 8; nays, 40; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	ISZLER		•	NETHING		•	SOLBERG		•
		•	JACOBSON		•	OLIN		•	SORUM		•
		•	JONES		•	ORANGE		•	STRAND		•
•		•	KRAUTER		•	PETERSON		•	STRINDEN		•
		•	LASHKOWITZ		•	RAIT		•	TALLACKSON		•
		•	LEE		•	REDLIN		•	TENNEFOS		•
		•	LIPS		•	REITEN		•	THANE		•
•		•	LODOEN		•	ROEN		•	VOSPER		•
•		•	MELLAND		•	SANDNESS		•	WALSH		•
		•	MILLER		•	SANDS		•	WENSTROM		•
		•	MITCH		•	SCHIRADO		•	WRIGHT		•
		•	NAAEN		•	SHABLOW		•	MR. PRESIDENT		•
•		•	NELSON		•	SMYKOWSKI		•			

Senate Concurrent Resolution No. 4027 was declared lost.

Senate Concurrent Resolution No. 4034. — A concurrent resolution urging the governor to request an emergency condition designation for North Dakota from the Environmental Protection Agency to control or eliminate blackbird depredation of sunflowers and other crops.

Was read the second time.

Senator Smykowski moved that Senate Concurrent Resolution No. 4034 be amended as follows:

On page 1, line 7 of the engrossed bill after the word "corn" insert the word "millet"

Senator Smykowski moved that the amendment be adopted, which motion prevailed.

Senator Smykowski moved that the rules be suspended, that Senate Concurrent Resolution No. 4034 be deemed properly re-engrossed and

placed on the calendar for second reading and final passage, which motion prevailed.

Senate Concurrent Resolution No. 4034. — A concurrent resolution urging the governor to request an emergency condition designation for North Dakota from the Environmental Protection Agency to control or eliminate blackbird depredation of sunflowers and other crops.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 741, Senate Concurrent Resolution No. 4034 was adopted.

Senate Concurrent Resolution No. 4043. — A concurrent resolution disapproving the current foreign policy regarding China.

Was read the second time and has committee recommendation for Indefinite Postponement.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4043 was declared lost.

Report of Standing Committee

Mr. President: Your Committee on Appropriations
to whom was referred Senate Bill No. 2310

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 10, line 28 of the reengrossed bill delete the word "general" and insert in lieu thereof the words "lands and mineral trust"

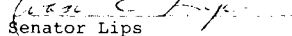
On page 10, line 30 of the reengrossed bill delete the words "west river water" and insert in lieu thereof the words "state water commission"

On page 10, line 31 of the reengrossed bill delete the words "supply district"

On page 10, line 31 of the reengrossed bill insert the words "the west river water supply district" after the word "assisting"

And renumber the lines and pages accordingly.

And when so amended recommends the same ~~do pass~~

 Chairman
Senator Lips

Senate Bill No. 2310 was placed on the 6th

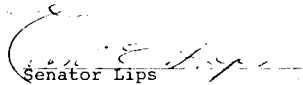
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
to whom was referred Senate Bill No. 2482

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lips

Senate Bill No. 2482 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

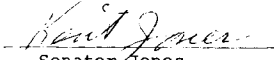
Mr. President: Your Committee on State and Federal Government

to whom was referred Senate Concurrent Resolution No. 4056

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Jones

Senate Concurrent Resolution No. 4056 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred HOUSE Bill No. 1014

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

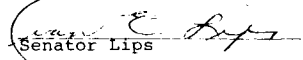
On page 1, line 8 of the engrossed bill delete the amount "\$261,295" and insert in lieu thereof the amount "\$273,766".

On page 1, line 13 of the engrossed bill delete the amount "\$214,535" and insert in lieu thereof the amount "\$227,006"

On page 1, line 19 of the engrossed bill delete the amount "\$261,295" and insert in lieu thereof the amount "\$273,766"

And renumber the lines and pages accordingly.

And when so amended recommends the same do ~~pass~~

 Chairman
Senator Lips

House Bill No. 1014 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor

to whom was referred House Bill No. 1065

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

On page 1, line 18 of the engrossed bill, after the period delete the rest of the line.

On page 1 of the engrossed bill, delete lines 19-21

And renumber the lines accordingly

And when so amended recommends the same do pass.


 Senator Reiten Chairman

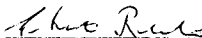
House Bill No. 1065 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred House Bill No. 1106

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:


 Senator Reiten Chairman

House Bill No. 1106 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred House Bill No. 1107

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

On page 1, line one, delete the word "and"

And when so amended recommends the same do pass.


 Senator Reiten Chairman

House Bill No. 1107 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred House Bill No. 1110

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

L. H. Reiten Chairman
Senator Reiten

House Bill No. 1110 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR

to whom was referred House Bill No. 1112

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

L. H. Reiten Chairman
Senator Reiten

House Bill No. 1112 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government

to whom was referred House Bill No. 1117

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations.

Neil Jones Chairman
Senator Jones

House Bill No. 1117 WAS Rereferred to the Committee on Appropriations

Mr. President: Your Committee on JUDICIARY

to whom was referred HB Bill No. 1181

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

W. M. Sands Chairman
Senator Sands

House Bill No. 1181 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor

to whom was referred House Bill No. 1218

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

W. B. Reiten

 Senator Reiten Chairman

House _____ Bill No. 1218 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
 to whom was referred House Bill No. 1233

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

W. B. Reiten

 Senator Reiten Chairman

House _____ Bill No. 1233 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government
 to whom was referred House Bill No. 1286

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

K. Jones

 Senator Jones Chairman

House _____ Bill No. 1286 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government
 to whom was referred House Bill No. 1301

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

And be rereferred to the Committee on Appropriations.

K. Jones

 Senator Jones Chairman

House _____ Bill No. 1301 WAS Rereferred to the
 Committee on Appropriations

Mr. President: Your Committee on State and Federal Government
to whom was referred House Bill No. 1468

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

And be rereferred to the Committee on Appropriations.

Kevin Jones Chairman
Senator Jones

House Bill No. 1468 WAS Rereferred to the
Committee on Appropriations

Mr. President: Your Committee on Education
to whom was referred House Bill No. 1532

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Clare Sandness Chairman
Senator Sandness

House Bill No. 1532 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government
to whom was referred House Concurrent No. 3029
Resolution

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Kevin Jones Chairman
Senator Jones

House Concurrent No. 3029 was placed on the 14th
Resolution

order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE BILLS

House Bill No. 1017. Weather Modification Board — A Bill for an Act making an appropriation for defraying the expenses of the weather modification board of the State of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1169. — A Bill for an Act to create and enact seven new sections to chapter 49-09 of the North Dakota Century Code,

relating to authority for the public service commission to enter into negotiations or aid in negotiation for the reopening or reorganization of abandoned railway lines or for the sale, transfer, or lease of railroad property; and to amend and reenact sections 49-11-02, 49-11-05, and 57-05-01 of the North Dakota Century Code, relating to railroad bridge repair, maintaining sufficient railway highway crossings, and assessment of railroad property.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1304. — A Bill for an Act to create and enact two new sections to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program, creating a coal impact commission, setting out the powers and duties of the coal impact commission; to amend and reenact sections 14 and 15 of chapter 560 of the 1977 Session Laws of North Dakota, creating a coal impact commission and setting out the powers and duties of the coal impact commission; and declaring an emergency.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1368. — A Bill for an Act to amend and reenact section 51-21-05 of the North Dakota Century Code, relating to civil remedies against adult shoplifters or against the parent or guardian of a minor shoplifter.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1395. — A Bill for an Act to create and enact two new sections to chapter 23-29 of the North Dakota Century Code, limiting the location of solid waste management facilities over aquifers; providing an effective date; and declaring an emergency.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1407. — A Bill for an Act to amend and reenact sections 4-10.2-03 and 4-10.3-03 of the North Dakota Century Code, allowing the commissioner of agriculture or a designated county agent, in cooperation with the cooperative extension service, to conduct an election for the North Dakota sunflower council or the North Dakota edible bean council and to allow for the elections to be conducted within seventy-five days prior to April first; and declaring an emergency.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1414. — A Bill for an Act to amend and reenact section 57-55-03 of the North Dakota Century Code, relating to interest due on delinquent mobile home tax; and to amend and reenact section 57-55-11 of the North Dakota Century Code, relating to the collection of the mobile home tax.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1446. — A Bill for an Act to amend and reenact section 12.1-21-01 of the North Dakota Century Code, relating to the crime of arson.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1456. — A Bill for an Act to prohibit discrimination in the choice of optometric services.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

House Bill No. 1469. — A Bill for an Act to create and enact a new chapter to title 39 of the North Dakota Century Code, relating to regulations of motorized bicycles; to create a new section to chapter 39-06 of the North Dakota Century Code, relating to operator's license requirements for operation of motorized bicycles; to amend and reenact section 39-22-03 of the North Dakota Century Code, relating to motorcycle and motorized bicycle dealers; providing a penalty; and declaring an emergency.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1508. — A Bill for an Act to amend and reenact sections 19-13.1-13 and 19-20.1-11 of the North Dakota Century Code, allowing the state laboratories department to publish certain information at its discretion.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1513. — A Bill for an Act to amend and reenact section 47-20.1-10 of the North Dakota Century Code, relating to the minimum corner requirements of United States government survey corners;

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1550. — A Bill for an Act to create and enact a new section to chapter 57-13 of the North Dakota Century Code, relating to the duties of the state board of equalization regarding property assessment levels; to amend and reenact sections 57-02-27, 57-02-28, 57-02-34, and 57-05-01 of the North Dakota Century Code, relating to the assessment of property for tax purposes and the basis for the computation of property taxes.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1561. — A Bill for an Act to create and enact a new subsection to section 11-10-06 of the North Dakota Century Code, relating to the amount of the bond required for clerks of the district court; and to amend and reenact subsections 1 and 4 of section 11-10-06 of the North Dakota Century Code, relating to separating the clerks of the district court from other county officials with respect to bonding, and increasing the amount of the bond required for state's attorneys.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1571. — A Bill for an Act to create and enact a new section to chapter 30.1-20 of the North Dakota Century Code, relating to errors in a deed of distribution of assets.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1621. — A Bill for an Act relating to adult abuse, protection orders, temporary protection orders, assistance of peace officers in service or execution of protection orders, the right to apply for relief, the exclusiveness of the remedy from other remedies, emergency relief; and providing a penalty for violation of a protection order.

Which was read the first time and referred to the Committee on Judiciary.

MESSAGES FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1003
House Bill No. 1016
House Bill No. 1027
House Bill No. 1036
House Bill No. 1046
House Bill No. 1130
House Bill No. 1170
House Bill No. 1222
House Bill No. 1274
House Bill No. 1300
House Bill No. 1302
House Bill No. 1337
House Bill No. 1424
House Bill No. 1450
House Bill No. 1519
House Bill No. 1544
House Bill No. 1545
House Bill No. 1593
House Bill No. 1611
House Bill No. 1612
House Bill No. 1620
House Bill No. 1629.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to transmit herewith the following:
House Bill No. 1103.

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:

Senate Resolution No. 2

House Bill No. 1103.

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 herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2003
Senate Bill No. 2008
Senate Bill No. 2040
Senate Bill No. 2056
Senate Bill No. 2208
Senate Bill No. 2217
Senate Bill No. 2219
Senate Bill No. 2227
Senate Bill No. 2229

Senate Bill No. 2231
Senate Bill No. 2265
Senate Bill No. 2278.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:
House Bill No. 1103.
Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Resolution No. 2.

Was delivered to the Secretary of State on February 20, 1979.

SENATOR PETERSON, Chairman

Senator Nething moved that at the conclusion of the 5th Order of Business, the 13th Order of Business and after the reading of Senate Bills 2411, 2482, SCR 4056, House Bills 1013, 1035, 1106, 1110, 1112, 1152, 1181, 1218, 1233, 1286, 1479, 1532 and HCR 3029, the Senate adjourn and convene at 1:00 P.M., Wednesday, February 21, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-FIFTH DAY

Bismarck, February 21, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding. The prayer was offered by Rev. George Walker, First Evangelical Free Church, Bismarck.

Our most gracious God and Heavenly Father, we come before You this day to thank You for the many blessings You continually give us. Thank You for this great Nation and for this great State in which we live.

I ask Your blessing on each of the members of this Senate. I pray that You will guide and direct them as they consider the affairs of our State. Lead them in the way You would have them to go and we'll thank You as we make these requests in the name of Jesus Christ. Amen.

The roll was called and all Senators were present.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-fourth day and finds the same to be correct.

Chairman SENATOR TENNEFOS

SENATOR CUSSONS moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- SB NO. 2150
SB NO. 2411
SCR NO. 4033

and find the same correctly Engrossed

Chairman Senator Peterson

Senator Fritzell 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:

SB NO. 2013

SCR NO. 4034

and find the same correctly Re { Engrossed



Chairman

Senator Fritzell moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2310 as recommended by the Committee on Appropriations as printed on page 846 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1014 as recommended by the Committee on Appropriations as printed on page 847 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to House Bill No. 1065 as recommended by the Committee on Industry, Business and Labor as printed on page 848 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to House Bill No. 1107 as recommended by the Committee on Industry, Business and Labor as printed on page 848 of the Senate Journal be adopted, which motion prevailed.

MOTION

Senator Lips moved that Senate Bill No. 2038 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2411. — A Bill for an Act to create and enact a new subsection to section 25-03.1-30 of the North Dakota Century Code, relating to modification of treatment orders; to amend and reenact sections 12-47-27, 12-47-28, 12-47-29, 25-03.1-02, 25-03.1-04, 25-03.1-05, 25-03.1-06, 25-03.1-08, 25-03.1-09, 25-03.1-10, 25-03.1-11, 25-03.1-13, 25-03.1-14, 25-03.1-16, 25-03.1-19, 25-03.1-21, 25-03.1-22, 25-03.1-23, 25-03.1-24, 25-03.1-25, 25-03.1-26, 25-03.1-27, 25-03.1-29, and 25-03.1-31, subsection 3 of section 25-03.1-34, section 25-03.1-41, and subsection 2 of section 25-03.1-42 of the North Dakota Century Code, relating to the transfer of penitentiary inmates to the state hospital or other treatment facility, delivery of the written order by the warden, recovery of the person transferred, definitions, voluntary admission, discharge of voluntary patients, right to release on application, petition for involuntary treatment, review of petition for involuntary treatment, involuntary treatment, examination and report on involuntary treatment, right to counsel, duty of state's attorney, medication pending treatment order, involuntary treatment hearing, alternatives to hospitalization, involuntary treatment orders, petition for continuing treatment orders, right to treat, emergency detention or hospitalization, emergency procedure, notice and statement of rights, appeal, review of the current status of continuing treatment, transfer of patients, limitations and restrictions of patient's rights, and limitation of liability; and to repeal sections 25-03.1-03 and 25-03.1-32 of the North Dakota Century Code, relating to exclusive jurisdiction of the county courts of increased jurisdiction, and to a periodic hearing and petition for discharge.

Which has been read.

Senator Lashkowitz moved that Senate Bill No. 2411 be amended as follows:

On page 34 of the engrossed bill, line 20, delete the first comma and insert in lieu thereof the word "or" and delete the following: "or the"

On page 34 of the engrossed bill, line 21, delete the words "guardian ad litem"

And renumber the lines accordingly.

Senator Lashkowitz moved that the amendments be adopted, which motion prevailed.

Senator Lashkowitz moved that the rules be suspended, that Senate Bill No. 2411 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2411. — A Bill for an Act to create and enact a new subsection to section 25-03.1-30 and subsection 14 of section 25-03.1-40 of the North Dakota Century Code, relating to modification of treatment orders and to the rights of patients; to amend and reenact sections 12-47-27, 12-47-28, 12-47-29, 25-03.1-04, 25-03.1-05, 25-03.1-06, 25-03.1-08, 25-03.1-09, 25-03.1-10, 25-03.1-11, 25-03.1-13, 25-03.1-14, 25-03.1-16, 25-03.1-19, 25-03.1-21, 25-03.1-22, 25-03.1-23, 25-03.1-24, 25-03.1-25, 25-03.1-26, 25-03.1-27, and 25-03.1-31, subsection 3 of section 25-03.1-34, subsection 13 of section 25-03.1-40, section 25-03.1-41, and subsection 2 of section 25-03.1-42 of the North Dakota Century Code, and to amend and reenact in the alternative sections 25-03.1-02, 25-03.1-03, and 25-03.1-29 of the North Dakota Century Code, all sections relating to the transfer of penitentiary inmates to the state hospital or other treatment facility, delivery of the written order by the warden, recovery of the person transferred, definitions, jurisdiction, voluntary admission, discharge of voluntary patients, right to release on application, petition for involuntary treatment, review of petition for involuntary treatment, involuntary treatment, examination and report on involuntary treatment, right to counsel, duty of state's attorney, medication pending treatment order, involuntary treatment hearing, alternatives to hospitalization, involuntary treatment orders, petition for continuing treatment orders, right to treat, emergency detention or hospitalization, emergency procedure, notice and statement of rights, appeal, review of the current status of continuing treatment, transfer of patients, rights of patients, limitations and restrictions of patient's rights, and limitation of liability; and to repeal section 25-03.1-32 of the North Dakota Century Code, relating to a periodic hearing and petition for discharge.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 793-799, the roll was called and there were ayes, 48; nays, 2; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LOODEN		●	ROEN		●	VOSPER	
●			●	WELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	MUTCH	●	●	SCHIRADO		●	WRIGHT	
●			●	NAADEN	●	●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

MOTIONS

Senator Nething moved that Senate Bill No. 2411 be re-printed, which motion prevailed.

Senator Shablow moved that Senate Bill No. 2203 be returned to the Senate floor from the Committee on Finance and Taxation, which motion prevailed.

Senator Shablow requested the unanimous consent of the Senate to withdraw Senate Bill No. 2203. There being no objection, it was so ordered by the President.

Senate Bill No. 2482. — A Bill for an Act to provide for distribution of the surplus funds on deposit in the Vietnam bonus fund to eligible Vietnam conflict veterans.

Which has been read and has committee report for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 15; nays, 35; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●	ISZLER		●	NETHING		●	SOLBERG		●
		●	JACOBSON		●	OLIN		●	SORUM		●
●			JONES		●	ORANGE		●	STRAND		●
		●	KRAUTER		●	PETERSON		●	STRINDEN		●
		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
		●	LEE		●	REDLIN		●	TENNEFOS		●
		●	LIPS		●	REITEN		●	THANE		●
●			LODOEN		●	ROEN		●	VOSPER		●
		●	MELLAND		●	SANDNESS		●	WALSH		●
		●	MILLER		●	SANDS		●	WENSTROM		●
		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
●			NAADEN		●	SHABLOW		●	MR PRESIDENT		
		●	NELSON		●	SMYKOWSKI		●			

Senate Bill No. 2482 was declared lost.

SECOND READING OF SENATE
CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4044. — A concurrent resolution urging the United States Department of State to refer the matter of flood control and water use in the Souris River Basin to the International Joint Commission for its investigation and recommendations.

Was read the second time and has committee report for Indefinite Postponement.

Senator Sorum requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 20; nays, 30; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●	ISZLER		●	NETHING		●	SOLBERG		●
●			JACOBSON		●	OLIN		●	SORUM		●
●			JONES		●	ORANGE		●	STRAND		●
		●	KRAUTER		●	PETERSON		●	STRINDEN		●
		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
		●	LEE		●	REDLIN		●	TENNEFOS		●
		●	LIPS		●	REITEN		●	THANE		●
●			LODOEN		●	ROEN		●	VOSPER		●
		●	MELLAND		●	SANDNESS		●	WALSH		●
		●	MILLER		●	SANDS		●	WENSTROM		●
		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
●			NAADEN		●	SHABLOW		●	MR PRESIDENT		
		●	NELSON		●	SMYKOWSKI		●			

Senate Concurrent Resolution No. 4044 was declared lost.

Senate Concurrent Resolution No. 4045. — A concurrent resolution directing the Legislative Council to study the potential for agricultural crop residue or waste known as biomass residue, as an energy source.

with emphasis on the economic feasibility, the cost of production, evaluation of the technology, and the possibility of state and federal grants and tax incentives and relief, to further the development of agricultural crop residue powered systems.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 742, Senate Concurrent Resolution No. 4045 was adopted.

Senate Concurrent Resolution No. 4051. — A concurrent resolution to establish a procedure for calling the Forty-sixth Legislative Assembly back into regular session after July 1, 1979, should the remaining constitutional time allotted for the regular session be needed.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ pages 742, 743, Senate Concurrent Resolution No. 4051 was declared adopted.

Senate Concurrent Resolution No. 4053. — A concurrent resolution requesting the legislative council to study the laws relating to residence for poor relief purposes, North Dakota Century Code chapter 50-02, and to determine the adequacy of the provisions of this chapter.

Was read the second time.

Senator Sandness moved that Senate Concurrent Resolution No. 4053 be amended as follows:

On page 1, line 3, delete the word "chapter" and insert in lieu thereof the following: "chapters 50-01 and"

On page 1, line 4, delete the words "this chapter" and insert in lieu thereof the words "these chapters"

On page 1, line 6, after the comma delete the word "chapter" and insert in lieu thereof the following: "chapters 50-01 and"

On page 2, line 8, delete the word "chapter" and insert in lieu thereof the following: "chapters 50-01 and"

On page 2, line 11, delete the words "this chapter" and insert in lieu thereof the words "these chapters" and on the same line delete the word "county" and insert in lieu thereof the word "the counties"

And renumber the lines and pages accordingly.

Senator Sandness moved that the amendments be adopted, which motion prevailed.

Senator Sandness moved that the rules be suspended, that Senate Concurrent Resolution No. 4053 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Concurrent Resolution No. 4053. — A concurrent resolution requesting the legislative council to study the laws relating to residence for poor relief purposes, North Dakota Century Code chapters 50-01 and 50-02, and to determine the adequacy of the provisions of these chapters.

Was read the second time.

The question being on the final adoption of the resolution, as amended, Senate Concurrent Resolution No. 4053 was adopted.

Senate Concurrent Resolution No. 4055. — A concurrent resolution directing the Legislative Council to study and review motor vehicle registration and title registration.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4055 was adopted.

Senate Concurrent Resolution No. 4056. — A concurrent resolution expressing the support of the Forty-sixth Legislative Assembly and

urging cooperation for the Young Men's Christian Association model legislature program.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4056 was adopted.

Senate Concurrent Resolution No. 4057. — A concurrent resolution urging the United States Congress to permanently suspend the carryover basis rules enacted under the 1976 Tax Reform Act and to restore the stepped-up basis rules applicable to the basis of property acquired from a decedent dying after 1976 to apply the same basis rules which were applicable prior to the 1976 Tax Reform Act.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ pages 765, 766, Senate Concurrent Resolution No. 4057 was adopted.

MOTIONS

Senator Jones moved that House Bill No. 1073 be laid over one legislative day, which motion prevailed.

Senator Jones moved that House Bill No. 1117 be returned to the Senate floor from the Committee on Appropriations, which motion prevailed.

Senator Jones moved that House Bill No. 1117 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Senator Nothing moved that the Senate send Senator Theron Strinden to Kansas City, Missouri on Friday and Saturday, February 23rd and 24th to represent the Senate at the Economic Affairs Task Force meeting of the Midwestern Conference of the Council of State Governments.

ROLL CALL

The question being on the motion to send Senator Strinden to Kansas City, Missouri, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SCRUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

The motion passed.

MOTIONS

Senator Nothing moved that Joint Rule 8 be amended to change the deadline for reporting study resolutions out of committee from the 37th legislative day to the 42nd legislative day, from February 23, to March 2nd, which motion prevailed.

Senator Nothing moved that the deadline for the crossover of study resolutions be moved from the 38th legislative day to the 43rd legislative day, from February 26th to March 5th, which motion prevailed.

Senator Nothing moved that Rule 29-C be amended to change the deadline for moving constitutional amendments out of that committee on the 44th legislative day be extended to the 46th legislative day, from March 6th to March 8th, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1013. Indian Affairs Commission — A Bill for an Act making an appropriation for defraying the expenses of the Indian affairs commission of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 799, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REGLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1018. Department of Banking and Financial Institutions — A Bill for an Act making an appropriation for defraying the expenses of the department of banking and financial institutions 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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REGLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1022. Livestock Sanitary Board — A Bill for an Act making an appropriation for defraying the expenses of the livestock sanitary board 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, 46; nays, 0; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		

● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1023. Milk Stabilization Board — A Bill for an Act making an appropriation for defraying the expenses of the milk stabilization board of the state of North Dakota.

Which has been read.

Senator Shablow moved that House Bill No. 1023 be laid over one legislative day, which motion prevailed on a division vote.

MOTIONS

Senator Nothing moved that the Senate stand in recess for fifteen minutes, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

Senator Christensen moved that House Bill No. 1059 be returned to the Senate floor from the Committee on Agriculture, which motion prevailed.

Senator Christensen moved that House Bill No. 1059 be re-referred to the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1026. Abandoned Motor Vehicles — A Bill for an Act making an appropriation for defraying the expenses of the abandoned motor vehicles division of the state of North Dakota.

Which has been read.

Senator Olin moved that House Bill No. 1026 be amended as follows:

On page 1, line 21, delete "ahould" and insert in lieu thereof the word "should"

Senator Olin moved that the amendment be adopted, which motion prevailed.

Senator Olin moved that the rules be suspended, that House Bill No. 1026 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1026. Abandoned Motor Vehicles — A Bill for an Act making an appropriation for defraying the expenses of the abandoned motor vehicles division of the state of North Dakota.

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, 2; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER			● NOTHING			● SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● SCRUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1035. Teachers' Fund for Retirement — A Bill for an Act making an appropriation for defraying the expenses of the teachers' fund for retirement of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 800, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS ●			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH ●		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1038. — A Bill for an Act making an appropriation for defraying the expenses of the crime victims reparations act under the supervision of the workmen's compensation bureau 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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS ●			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH ●		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1039. Transfer From Mill and Elevator — A Bill for an Act to transfer moneys from the accumulated and undivided profits of the North Dakota mill and elevator association to the general fund 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, 46; nays, 0; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS ●			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		

● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODGREN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH ●
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1040. Transfer From Bank of North Dakota — A Bill for an Act to transfer moneys from the accumulated and undivided profits of the Bank of North Dakota to the general fund 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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS ●			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES ●			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGREN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Senator Hoffner: Mr. President, I rise on a point of personal privilege. I just want to comment that as the holdover state chairman of the Non-partisan League, I want to say "hurrah" to all the Leaguers for making it possible for us to transfer a total of twenty million dollars, The Bank of North Dakota and the State Mill and Elevator, the "golden eggs".

SECOND READING OF HOUSE BILLS

House Bill No. 1041. — A Bill for an Act to create and enact a new section to chapter 54-03 of the North Dakota Century Code, relating to distribution of the North Dakota Administrative Code to each member of the legislative assembly; to amend and reenact section 28-32-03.2 of the North Dakota Century Code, relating to printing, sales, and distribution of the administrative code; 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, 41; nays, 6; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS ●			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES ●			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGREN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER		●	● SANDS			● WENSTROM		

● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1057. — A Bill for an Act to prohibit school boards from selling textbooks to pupils or otherwise charging unauthorized fees, to allow school boards to establish authorized fees, to allow the superintendent of public instruction to withhold foundation payments if a school district has charged unauthorized fees and, after notification, refuses to discontinue such action, to exempt postsecondary instructional programs; to repeal sections 15-43-07, 15-43-08, 15-43-09, 15-43-10, and 15-43-11 of the North Dakota Century Code, relating to selling textbooks to pupils, purchase of textbooks from families moving from a school district, discretionary authority of school districts to provide free textbooks, prescribing the duty of parents or guardians of pupils to furnish textbooks, and changing of textbooks.

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, 8; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS		●	● LASHKOWITZ		●	● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON		●	● LODOEN			● ROEN		●	● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON		●	● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1077. — A Bill for an Act to create and enact two new sections to chapter 50-18 of the North Dakota Century Code, relating to cooperation between the state laboratories department and the state social service board in determining licensing responsibility and actions against operations without a license; and to amend and reenact section 50-18-01 of the North Dakota Century Code, relating to the definition of boarding home for the aged and infirm.

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, 5; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ		●	● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN		●	● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1178. — A Bill for an Act to create and enact subsection 6 of section 4-35-12 of the North Dakota Code, relating to renewal of a pesticide dealer 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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1081. — A Bill for an Act to repeal chapter 55-09 of the North Dakota Century Code, relating to the North Dakota heritage commission; 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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1085. — A Bill for an Act to amend and reenact sections 40-38-01, 40-38-04, 40-38-05, 40-38-09, 40-38-10, 40-38-11, 54-24-01, 54-24-02, 54-24-03, 54-24-03.1, 54-24-07, 54-24-08, 54-24-09, and 54-24.1-03 of the North Dakota Century Code, relating to public libraries and the nature and duties of the state library commission; and to repeal section 55-01-09 of the North Dakota Century Code, relating to the heritage study 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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		

● BARTH	● JACOBSON	● OLIN	● SORUM
● BERUBE	● JONES	● ORANGE	● STRAND
● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHARLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1109. — A Bill for an Act to repeal chapter 15-62 of the North Dakota Century Code, relating to the discontinued state scholarship revolving 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHARLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1113. — A Bill for an Act to amend and reenact section 23-02.1-13 of the North Dakota Century Code, relating to the registration of births.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHARLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1120. — A Bill for an Act to amend and reenact section 39-21-01 of the North Dakota Century Code, relating to the use of lighted lamps on 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, 41; nays, 8; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING			● SOLBERG		
● BARTH		●	● JACOBSON			● OLIN			● SORUM		●
● BERUBE	●		● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ		●	● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL		●	● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO		●	● WRIGHT		
● HOFFNER			● NAAOEN		●	● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1124. — A Bill for an Act to repeal section 15-37-04 of the North Dakota Century Code, relating to administering teacher's oath.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAOEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1127. — A Bill for an Act to amend and reenact section 15-45-03 of the North Dakota Century Code, relating to kindergarten 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, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAOEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1133. — A Bill for an Act to amend and reenact subsection 37 of section 20.1-01-02 of the North Dakota Century Code, relating to the definition of "waterfowl".

So the bill passed and the title was agreed to.

House Bill No. 1141. — A Bill for an Act to amend and reenact section 20.1-01-07 of the North Dakota Century Code, relating to the use of motor vehicles in hunting big or small game other than 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, 30; nays, 19; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE	●		● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN	●		● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS	●		● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD	●		● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS	●		● REITEN			● THANE		●
● FARRINGTON			● LODOEN			● ROEN	●		● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER			● SANDS			● WENSTROM		●
● HANSON	●		● MUTCH	●		● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN	●		● SHABLOW			● MR. PRESIDENT		
● HOLMBERG	●		● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1143. — A Bill for an Act to provide for the disposition of animals injured or killed by being struck by a 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, 46; nays, 2; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE	●		● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN	●		● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS	●		● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD	●		● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS	●		● REITEN	●		● THANE		●
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER			● SANDS			● WENSTROM		●
● HANSON	●		● MUTCH	●		● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN	●		● SHABLOW			● MR. PRESIDENT		
● HOLMBERG	●		● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1148. — A Bill for an Act to amend and reenact section 18-10-10 of the North Dakota Century Code, relating to rural fire protection districts entering into contracts with other rural fire protection districts or state and local government agencies and requiring federal, state, and local agencies to reimburse the districts for fire protection services.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 634, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●

● BERUBE	● JONES	● ORANGE	● STRAND
● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODGEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1153. — A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 39-01-01 and section 39-10-03.2 of the North Dakota Century Code, relating to the definition of class C emergency vehicles, and authorizing class C vehicles to display a blue light in place of a red light.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 594, the roll was called and there were ayes, 48; nays, 1; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE	●	
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1155. — A Bill for an Act to amend and reenact section 61-16-08 of the North Dakota Century Code, relating to membership of water management district boards of commissioners.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 634, the roll was called and there were ayes, 45; nays, 5; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1156. — A Bill for an Act to amend and reenact subsection 8 of section 57-37.1-01 and section 57-37.1-04 of the North Dakota Century Code, relating to estate tax definitions and providing

that the rate of the estate tax shall equal the maximum federal estate tax credit for state death taxes; and providing an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 635, the roll was called and there were ayes, 41; nays, 9; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		
● BARTH		●	● JACOBSON			● OLIN		● SOLBERG
● BERUBE		●	● JONES			● ORANGE		● SORUM
● CHRISTENSEN		●	● KRAUTER		●	● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRANDEN
● DOTZENROD		●	● LEE			● REDLIN		● TALLACKSON
● ERDMAN		●	● LIPS			● REITEN		● TENNEFOS
● FARRINGTON		●	● LODOEN			● ROEN		● THANE
● FRITZELL		●	● MELLAND			● SANDNESS		● WALSH
● GOODMAN		●	● MILLER		●	● SANDS		● WENSTROM
● HANSON		●	● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER		●	● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1157. — A Bill for an Act to create and enact a new subsection to section 44-08-04 of the North Dakota Century Code, relating to reimbursement of state officials for foreign travel.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 19; nays, 31; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE		●	● JONES		●	● ORANGE		● SORUM
● CHRISTENSEN		●	● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRANDEN
● DOTZENROD		●	● LEE			● REDLIN		● TALLACKSON
● ERDMAN		●	● LIPS			● REITEN		● TENNEFOS
● FARRINGTON		●	● LODOEN			● ROEN		● THANE
● FRITZELL		●	● MELLAND			● SANDNESS		● WALSH
● GOODMAN		●	● MILLER			● SANDS		● WENSTROM
● HANSON		●	● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER		●	● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG		●	● NELSON			● SMYKOWSKI		

House Bill No. 1157 was declared lost.

House Bill No. 1180. — A Bill for an Act to amend and reenact subsection 3 of section 38-08-11 of the North Dakota Century Code, relating to emergency rules of the industrial 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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRANDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODOEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● WALSH

• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAAEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1188 — A Bill for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to authorizing the motor vehicle registrar to issue special registration plates bearing a special symbol to identify handicapped individuals.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS	•		• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES	•		• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODDEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN	•		• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAAEN			• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1189 — A Bill for an Act to amend and reenact subsection 5 of section 39-01-15 of the North Dakota Century Code, empowering police to enforce handicapped parking privileges in public and private parking lots.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS	•		• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES	•		• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODDEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAAEN			• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

**FIRST READING OF SENATE
CONCURRENT RESOLUTIONS**

Committee on Delayed Bills (At the request of Senator Shablow) introduced:

Senate Concurrent Resolution No. 4080. — A concurrent resolution urging the United States Department of Agriculture, the United States Department of Commerce, the United States Department of Energy, the United States Department of Transportation, and the Small Business Administration to assist and encourage the manufacture and

marketing of gasohol; and urging Congress to consider any requests for funds to support any related programs.

Was read the first time and referred to the Committee on Agriculture.

Report of Standing Committee

Mr. President : Your Committee on Appropriations
to whom was referred Senate Bill No. 2001

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 6 of the engrossed bill, line 17, delete the numerals "18,805,102" and insert in lieu thereof the numerals "19,070,398"

On page 6 of the engrossed bill, line 18, delete the numerals "2,617,535" and insert in lieu thereof the numerals "2,940,440"

On page 6 of the engrossed bill, line 19, delete the numerals "21,422,637" and insert in lieu thereof the numerals "22,010,838"

On page 7 of the engrossed bill, after line 31, insert the following section:

"SECTION 9. APPROPRIATION - PUBLIC SERVICE COMMISSION.)
There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and/or other income, the sum of \$588,201, or so much thereof as may be necessary, to the public service commission for the biennium beginning July 1, 1979, and ending June 30, 1981, as follows:

Fees and services	\$529,924
Supplies and materials	8,277
Data processing	50,000
Total all funds	\$588,201
Less estimated income	322,905
Total general fund appropriation	\$265,296

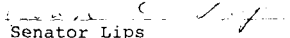
The funds appropriated in this section shall be expended by the public service commission only for the purpose of completing a state program to comply with the provisions of Public Law 95-87 (Surface Mining Control and Reclamation Act of 1977)."

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The purpose of this amendment is to restore funds to the Public Service Commission relating to the Surface Mining Control and Reclamation Act of 1977.

And when so amended recommends the same do pass.

 Chairman
Senator Lips

Senate Bill No. 2001 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
to whom was referred Senate Bill No. 2085

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2, line 23 of the engrossed bill delete the words "fifty thousand" and insert in lieu thereof the words "twenty-five thousand"

And renumber lines and pages accordingly.

And when so amended recommends the same do pass.

Senator Lips Chairman

Senate Bill No. 2085 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education
to whom was referred Senate Bill No. 2439

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 4, line 24 of the engrossed bill, delete the word "ninety" and insert in lieu thereof the words "fifty-seven"

And when so amended recommends the same do pass.

Senator Sandness Chairman

Senate Bill No. 2439 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government
to whom was referred Senate Bill No. 2480

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

And rereferred to the Committee on Appropriations

Senator Jones Chairman

Senate Bill No. 2480 was, Rereferred to the
Committee on Appropriations

JOURNAL OF THE SENATE

Mr. President: Your Committee on EDUCATION
to whom was referred Senate Bill No. 2481

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Chairman
Senator Sandness

Senate Bill No. 2481 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

President
Mr. ~~Speaker~~ Your Joint Committee on Constitutional Revision
to whom was referred Senate Concurrent Resolution

~~Bill~~ No. 4042, has had the same under consideration and recommends, by a vote of
Ayes, 7; Nays, 1; Absent, 2, that the same

- do pass.
- do not pass.
- be placed on calendar without recommendation.
- be amended as follows:

On page 1, delete all the strike through on line 16

On page 1, line 17 delete the strike through over the words "~~shall-not-be~~" and also delete the strike through over the words "~~diminished-during-the-period-for~~"

On page 1, line 18 delete the strike through over the words "~~which-they-shall-have-been-elected~~"

And renumber the lines and pages accordingly

And when so amended, recommends the same
Wenstrom *Sandness*
Senator Wenstrom Rep. Conmy Co-Chairman
Senate Concurrent Resolution ~~Bill~~ No. 4042 was placed on the 6th
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on EDUCATION
to whom was referred Senate Concurrent Resolution No. 4052

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Chairman
Senator Sandness

Senate Concurrent Resolution No. 4052 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on STATE AND FEDERAL GOVERNMENT
Senate Concurrent Resolution No. 4059
to whom was referred _____

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 17, after the word "multiplier" insert a period and delete the remainder of the line

On page 1, delete all of lines 18 through 22

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Senator Jones Chairman
Senate Concurrent Resolution No. 4059 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on EDUCATION
Senate Concurrent Resolution No. 4060
to whom was referred _____

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Sandness Chairman
Senate Concurrent Resolution No. 4060 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on EDUCATION
Senate Concurrent Resolution No. 4062
to whom was referred _____

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Sandness Chairman
Senate Concurrent Resolution No. 4062 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
Senate Concurrent Resolution
to whom was referred _____ No. 4064

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, line 6, delete the words ", through its Budget Section"

On page 2, line 7, delete the words "or other committee,"

And when so amended recommends the same do pass.

Senate Concurrent Resolution

Walter Sandness Chairman

Chairman

No. 4064

was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education

to whom was referred Senate Concurrent Resolution Bill No. 4065

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senate Concurrent Resolution

Walter Sandness Chairman

Chairman

No. 4065

was placed on the Eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education

to whom was referred Senate Concurrent Resolution No. 4068

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 3, after the word "vocational", insert the words "and professional"

On page 1, line 8, after the word "vocational" insert the words "and professional"

On page 1, line 9, delete the word "reciprocal" and insert in lieu thereof the word "contract"

On page 1, line 10, delete the word "nonvocational" and insert in lieu thereof the word "professional"

On page 1, line 11, delete the word "states" and insert in lieu thereof the word "state" and on the same line delete the word "Minnesota" and insert in lieu thereof the word "others"

On page 1, line 14, after the word "programs", insert the following "in area vocational technical institutes"

On page 1, line 21, after the word "Dakota" insert the following "and review the existing contract programs for veterinary medicine, optometry and dentistry"

And renumber the lines accordingly

And when so amended recommends the same do pass.

Senate Concurrent Resolution No. 4068 Senator Sandness Chairman [Signature] Sixth was placed on the

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on EDUCATION Senate Concurrent Resolution No. 4075 to whom was referred

Has had the same under consideration and recommends that the same

[X] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

Senate Concurrent Resolution No. 4075 Senator Sandness Chairman [Signature] eleventh was placed on the

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations to whom was referred House Bill No. 1012

Has had the same under consideration and recommends that the same

[] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[X] be amended as follows:

On page 2 of the engrossed bill, after line 16, insert the following section:

"SECTION 4. ALLOCATION OF FUNDS.) The amounts appropriated in section 1 of this Act shall be allocated to the various programs and commissions within the council on human resources in the same percentage of the total appropriation as recommended in the executive budget for the biennium beginning July 1, 1979, and ending June 30, 1981."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

House Bill No. 1012 Senator Lips Chairman [Signature] 6th was placed on the

order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President : Your Committee on State and Federal Government
to whom was referred House Bill No. 1043

Has had the same under consideration and recommends that the same

- do pass
 be indefinitely postponed
 be placed on calendar without recommendation

be amended as follows:

Ben G. Jones Chairman
Senator Jones

House Bill No. 1043 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on JUDICIARY
to whom was referred House Bill No. 1052

Has had the same under consideration and recommends that the same

- do pass
 be indefinitely postponed
 be placed on calendar without recommendation

be amended as follows:

Senator M. Sands Chairman
Senator Sands

House Bill No. 1052 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on JUDICIARY
to whom was referred House Bill No. 1053

Has had the same under consideration and recommends that the same

- do pass
 be indefinitely postponed
 be placed on calendar without recommendation

be amended as follows:

on page 1, line 18, of the engrossed bill, delete the strike-through over the letter "B" and delete the letter "A"

and renumber pages and lines accordingly

And when so amended recommends the same do pass

Senator M. Sands Chairman
Senator Sands

House Bill No. 1053 was placed on the sixth

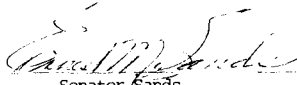
order of business on the calendar for the succeeding legislative day

Mr. President : Your Committee on JUDICIARY
to whom was referred HOUSE Bill No. 1054

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sands Chairman

House Bill No. 1054 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

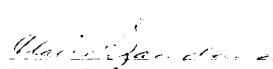
Mr. President: Your Committee on EDUCATION

to whom was referred House Bill No. 1064

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sandness Chairman

House Bill No. 1064 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred House Bill No. 1084

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Jones Chairman

House Bill No. 1084 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

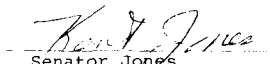
Mr. President: Your Committee on State and Federal Government

to whom was referred House Bill No. 1116

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Jones Chairman

House Bill No. 1116 was placed on the 14th

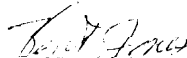
order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President : Your Committee on State & Federal Government
to whom was referred House Bill No. 1119

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:


Senator Jones

Chairman

House Bill No. 1119 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State and Federal Government
to whom was referred House Bill No. 1135

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:


Senator Jones

Chairman

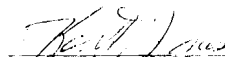
House Bill No. 1135 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State and Federal Government
to whom was referred House Bill No. 1136

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:


Senator Jones

Chairman

House Bill No. 1136 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on JUDICIARY
to whom was referred House Bill No. 1161

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

Ernest M. Sands
Senator Sands Chairman

House Bill No. 1161 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government
to whom was referred House Bill No. 1204

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Karl Jones
Senator Jones Chairman

House Bill No. 1204 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
to whom was referred House Bill No. 1207

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Ernest E. Lips
Senator Lips Chairman

House Bill No. 1207 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government
to whom was referred House Bill No. 1243

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Karl Jones
Senator Jones Chairman

House Bill No. 1243 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government
to whom was referred House Bill No. 1259

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

Ken Jones
 _____ Chairman
 Senator Jones

House _____ Bill No. 1259 _____ was placed on the 14th _____

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on STATE AND FEDERAL GOVERNMENT

to whom was referred House _____ Bill No. 1278 _____

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

On page 1, line 4, after the word "payrolls" delete the following: ", and to authorize two pay periods a month"

On page 1, line 18, after the period delete the remainder of the line

On page 1, delete all of lines 19 through 21

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Ken Jones
 _____ Chairman
 Senator Jones

House _____ Bill No. 1278 _____ was placed on the sixth _____

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House _____ Bill No. 1282 _____

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

E. Lips
 _____ Chairman
 Senator Lips

House _____ Bill No. 1282 _____ was placed on the 14th _____

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION

to whom was referred House _____ Bill No. 1290 _____

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
 Senator Goodman

House Bill No. 1290 was placed on the fourteenth

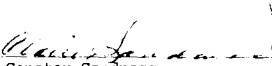
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on EDUCATION to whom was referred House Bill No. 1315

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
 Senator Sandness

House Bill No. 1315 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on STATE AND FEDERAL GOVERNMENT to whom was referred House Bill No. 1327

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 5, after the word "activities" insert the following: "; and declaring an emergency"

On page 2, after line 31, insert the following new section:
 "SECTION 5. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.

 Chairman
 Senator Jones

House Bill No. 1327 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on EDUCATION to whom was referred House Bill No. 1334

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Clair Sandness Chairman
 Senator Sandness

House Bill No. 1334 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on EDUCATION

to whom was referred House Bill No. 1356

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Clair Sandness Chairman
 Senator Sandness

House Bill No. 1356 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on EDUCATION

to whom was referred House Bill No. 1416

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Clair Sandness Chairman
 Senator Sandness

House Bill No. 1416 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government

to whom was referred House Bill No. 1432

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Neil Jones Chairman
 Senator Jones

House Bill No. 1432 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor

to whom was referred House Bill No. 1470

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:



 Senator Reiten Chairman

House Bill No. 1470 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government

to whom was referred House Bill No. 1635

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:



 Senator Jones Chairman

House Bill No. 1635 was placed on the 14th

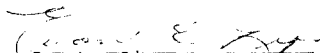
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1645

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:



 Senator Lips Chairman

House Bill No. 1645 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State & Federal Government

to whom was referred House Bill No. 1655

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:



 Senator Jones Chairman

House Bill No. 1655 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State and Federal Government
to whom was referred House Concurrent No. 3006
Resolution

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

 Chairman
Senator Jones

House Concurrent Bill No. 3006 was placed on the 14th
Resolution

order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE BILLS

House Bill No. 1003. — A Bill for an Act making an appropriation to the legislative assembly for improvements to and renovation of the state capitol; and declaring an emergency.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1016. Aeronautics Commission — A Bill for an Act making an appropriation for defraying the expenses of the aeronautics commission of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1027. Combined Law Enforcement Council — A Bill for an Act making an appropriation for defraying the expenses of the combined law enforcement council of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1036. Employment Security Bureau — A Bill for an Act making an appropriation for defraying the expenses of the employment security bureau and divisions thereof of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1046. — A Bill for an Act to create and enact a new section to chapter 18-01 of the North Dakota Century Code, relating to annual fire inspection of all state institutions and buildings by the state fire marshal or an authorized representative of a city.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1130. — A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries and to adjustments to taxable income for corporations; to repeal section 57-38-66 of the North Dakota Century Code, providing for a business and corporation privilege tax; and to provide an effective date.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1170. — A Bill for an Act to amend and reenact section

15-20.1-08 of the North Dakota Century Code, relating to a mill levy for vocational education.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1222. — A Bill for an Act to amend and reenact subsection 7 of section 55-08-03 of the North Dakota Century Code, relating to the powers, duties, and limitations of the director of the North Dakota parks and recreation department.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1274. — A Bill for an Act to amend and reenact section 61-16-15 of the North Dakota Century Code, relating to the authorization of dikes and dams.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1300. — A Bill for an Act to provide for the establishment of a parent deinstitutionalization aid program for the care, custody, and control of mentally ill individuals or mentally deficient persons who are deinstitutionalized or may be deinstitutionalized.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1302. — 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. 1337. — A Bill for an Act to amend and reenact sections 1-03-02 and 1-03-04 of the North Dakota Century Code, relating to days following holidays as holidays and business days; and to repeal section 1-03-02.1 of the North Dakota Century Code, relating to bank holidays.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1424. — A Bill for an Act to amend and reenact subsection 4 of section 57-01-05 of the North Dakota Century Code, relating to the duty of the state supervisor of assessments to make the sales ratio study; and to repeal sections 57-01-06, 57-01-06.1, and 57-01-07 of the North Dakota Century Code, relating to the sales ratio study.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1450. — A Bill for an Act to create and enact a new section to chapter 12.1-20 of the North Dakota Century Code, relating to indecent exposure; and to amend and reenact section 12.1-20-05 of the North Dakota Century Code, relating to the corruption or solicitation of minors.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1519. — A Bill for an Act to amend and reenact section 54-34-03 of the North Dakota Century Code, relating to the appointment of the business and industrial development commission.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

House Bill No. 1544. — A Bill for an Act to create and enact two new sections to chapter 51-15 of the North Dakota Century Code, relating to assurance of discontinuance and civil penalties in cases of consumer fraud; and to amend and reenact section 51-15-10 of the North Dakota Century Code, relating to costs recoverable in cases of consumer fraud.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1545. — A Bill for an Act to create and enact a new section to chapter 50-01 of the North Dakota Century Code, relating to the determination of eligibility for county poor relief, notice of the determination regarding county poor relief eligibility, and appeals from such determination; and to amend and reenact section 50-01-01 of the North Dakota Century Code, relating to eligibility for county poor relief.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1593. — A Bill for an Act to create and enact a new section to chapter 38-09 of the North Dakota Century Code, relating to payment of compensation of the surface owner for oil and gas leased by the state.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1611. — A Bill for an Act providing for appropriations to study the state accounting and financial reporting system; and declaring an emergency.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1612. — A Bill for an Act to amend and reenact section 57-38-01.4 of the North Dakota Century Code, relating to the subchapter S election by shareholders of a corporation for income tax purposes.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1620. — A Bill for an Act to create and enact a new section to chapter 60-06 of the North Dakota Century Code, relating to the determination of the fair rental terms of existing leaseholds on railroad rights of way.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1629. — A Bill for an Act authorizing the board of university and school lands to invest permanent funds of the common schools in add-alternates for the judicial wing and state office building; and declaring an emergency.

Which was read the first time and referred to the Committee on State and Federal Government.

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. 2072.

The President has appointed as a conference committee to act with a like committee from the House, Senators:

Sands
Sorum
Schirado

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2280
 Senate Bill No. 2302
 Senate Bill No. 2316
 Senate Bill No. 2326
 Senate Bill No. 2332
 Senate Bill No. 2339
 Senate Bill No. 2382
 Senate Bill No. 2398
 Senate Bill No. 2418
 Senate Bill No. 2443
 Senate Bill No. 2450
 Senate Concurrent Resolution No. 4041.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on :

House Bill No. 1001
 House Bill No. 1032
 House Bill No. 1033
 House Bill No. 1306
 House Bill No. 1402
 House Bill No. 1465
 House Bill No. 1562
 House Bill No. 1563.

ROY GILBREATH, Chief Clerk

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. 2072, Reps. Winkjer, Boyum, Meiers.

ROY GILBREATH, Chief Clerk

Senator Nething moved that at the conclusion of the 5th Order of Business, the 13th Order of Business and after the reading of Senate Bills 2026, 2038, 2099, 2310, 2481, SCR's 4052, 4060, 4062, 4065, 4075, House Bills 1014, 1023, 1043, 1052, 1054, 1064, 1065, 1073, 1084, 1107, 1116, 1119, 1135, 1136, 1161, 1204, 1207, 1243, 1259, 1282, 1290, 1315, 1334, 1356, 1416, 1432, 1470, 1635, 1645, 1655 and HCR 3006, the Senate adjourn and convene at 1:00 P.M., Thursday, February 22, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-SIXTH DAY

Bismarck, February 22, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Josh Nelson, Pastor, Lutheran Church of the Cross, Bismarck.

Thoughts about God, Wisdom, Responsibility, Justice, Conscience, Reason and Religion.

Let us pray:

Our gracious and kind loving Father. Your Holy Word offers good advice from so many authors. It is not difficult to understand the jist of these proverbs written so long ago. You simply love to see Responsibility to Yourself and to Your creation. Great leaders as well as the general populace have understood this great virtue throughout history.

I want to pray for all of us gathered here today. Especially do I pray for our leaders in North Dakota. You know each of us better than we know ourselves. I pray that we will honor You, make wise decisions that help the peoples; that do not oppress the needy; that benefit our state and nation. Make us truly conscious of our uniqueness as a member of Your creation and therefore, responsible to You for our actions with all peoples.

Help us to do this through daily repentance of our sins and daily renewal of our Recognition of You in Word and Deed.

Amen.

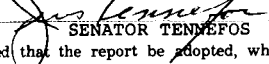
The roll was called and all members were present except Senator Fritzell.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the THIRTY-FIFTH day and

finds the same to be correct.

 Chairman
SENATOR TENNEFOS
SENATOR SHABLOW moved that the report be adopted, which motion prevailed.

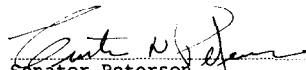
Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SCR NO. 4053

and find the same correctly } Engrossed


 Senator Peterson Chairman

Senator Dotzenrod 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:

SB NO. 2310

SB NO. 2411

and find the same correctly Re } Engrossed


 Senator Peterson Chairman

Senator Dotzenrod moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2001 as recommended by the Committee on Appropriations as printed on page 876 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2085 as recommended by the Committee on Appropriations as printed on page 877 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to Senate Bill No. 2439 as recommended by the Committee on Education as printed on page 877 of the Senate Journal be adopted, which motion prevailed.

Senator Wenstrom moved that the amendments to Senate Concurrent Resolution No. 4042 as recommended by the Committee on Constitutional Revision as printed on page 878 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to Senate Concurrent Resolution No. 4059 as printed on page 879 of the Senate Journal be amended as follows:

On page 1, delete all of lines 18 through 21
 (instead of On page 1, delete all of lines 18 through 22).

Senator Jones moved that the amendment be adopted, which motion prevailed.

Senator Jones moved that the remaining amendments to Senate Concurrent Resolution No. 4059 as recommended by the Committee on State and Federal Government as printed on page 879 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to Senate Concurrent Resolution No. 4064 as recommended by the Committee on Education as printed on page 880 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to Senate Concurrent Resolution No. 4068 as recommended by the Committee on Education as printed on pages 880, 881 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1012 as recommended by the Committee on Appropriations as printed on page 881 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to House Bill No. 1053 as recommended by the Committee on Judiciary as printed on page 882 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to House Bill No. 1278 as recommended by the Committee on State and Federal Government as printed on page 886 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to House Bill No. 1327 as recommended by the Committee on State and Federal Government as printed on page 887 of the Senate Journal be adopted, which motion prevailed.

MOTIONS

Senator Lips moved that House Bill No. 1282 be placed at the head of the calendar, and that Senate Bill No. 2099 be placed just below Senate Bill No. 2026, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1282. — A Bill for an Act making a deficiency appropriation for defraying expenses of the Payments to Fire Departments program of the State of North Dakota 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		
● BERUBE			● JONES			● ORANGE		● STRAND ●
● CHRISTENSEN			● KRAUTER			● PETERSON		
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to, and the emergency clause carried.

POINT OF PERSONAL PRIVILEGE

Senator Tallackson: Mr. President, I rise on a point of personal privilege. Mr. President, ladies and gentlemen of the Senate, I want to call your attention to the fact that when I presented House Bill No. 1282, I said there were no amendments to it. Actually the House did amend it to change the dates from 1978 to 1979. It covered the shortage in the bien-nium.

SECOND READING OF SENATE BILLS

Senate Bill No. 2026. Insurance Tax to Fire Departments — A Bill for an Act making an appropriation for the payment of insurance premium taxes to fire departments.

Which has been read.

Senator Thane moved that Senate Bill No. 2026 be amended as follows:

On page 1, delete lines 16 through 23

Senator Thane moved that the amendments be adopted, which motion prevailed.

Senator Thane moved that the rules be suspended, that Senate Bill No. 2026 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2026. Insurance Tax to Fire Departments — A Bill for

an Act making an appropriation for the payment of insurance premium taxes to fire departments.

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, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2099. — A Bill for an Act to amend and reenact section 18-04-04 and section 18-04-05 of the North Dakota Century Code, relating to distribution of insurance premium tax to cities and rural fire protection districts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 217 and 218, the roll was called and there were ayes, 49; nays, 1; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND		●	● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senate Bill No. 2038. Judicial Branch — A Bill for an Act making an appropriation for defraying the expenses of the judicial branch of the government of the State of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 653-655, the roll was called and there were ayes, 48; nays, 2; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES		●	● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		

• ERDMAN	• LIPS	• REITEN	• THANE
• FARRINGTON	• LODOEN	• ROEN	• VOSPER
• FRITZELL	• MELLAND	• SANDNESS	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senate Bill No. 2310. — A Bill for an Act creating the West River Water Supply District in order to coordinate and facilitate the development and implementation of a plan for the supplementation of the water resources of Dickinson and southwestern North Dakota with water from the Missouri River; and providing an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 710-720, 846, the roll was called and there were ayes, 29; nays, 20; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER	•		• NETHING			• SOLBERG		
• BARTH		•	• JACOBSON			• OLIN			• SCRUM		•
• BERUBE		•	• JONES			• ORANGE		•	• STRAND		
• CHRISTENSEN			• KRAUTER		•	• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ		•	• RAIT		•	• TALLACKSON		•
• DOTZENROD		•	• LEE			• REDLIN		•	• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL		•	• MELLAND			• SANDNESS		•	• WALSH		•
• GOODMAN			• MILLER		•	• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO		•	• WRIGHT		
• HOFFNER		•	• NAADEN			• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI		•			

So the bill passed and the title was agreed to.

Senator Nothing moved that Senate Bill No. 2310 be re-printed, which motion prevailed.

Senate Bill No. 2481. — A Bill for an Act to amend and reenact subsection 1 of section 15-38.1-07, sections 15-38.1-08 and 15-38.1-09, subdivision a of subsection 1 of section 15-38.1-12, and subdivision a of subsection 1 of section 15-38.1-13 of the North Dakota Century Code, relating to specifying the areas that teachers may negotiate with school boards.

Which has been read.

Senator Sandness moved that Senate Bill No. 2481 be amended as follows:

On page 1, line 13, delete the word "tha" and insert in lieu thereof the word "the"

Senator Sandness moved that the amendment be adopted, which motion prevailed.

Senator Sandness moved the the rules be suspended, that Senate Bill No. 2481 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2481. — A Bill for an Act to amend and reenact subsection 1 of section 15-38.1-07, sections 15-38.1-08 and 15-38.1-09, subdivision a of subsection 1 of section 15-38.1-12, and subdivision a of subsection 1 of section 15-38.1-13 of the North Dakota Century Code, relating to specifying the areas that teachers may negotiate with school boards.

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, 22; nays, 28; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		•	•	ISZLER		•	•	NETHING	•	SOLBERG	
BARTH		•	•	JACOBSON		•	•	OLIN		SORUM	•
BERUBE		•	•	JONES		•	•	ORANGE	•	STRAND	
CHRISTENSEN		•	•	KRAUTER		•	•	PETERSON		STRINDEN	
CUSONS		•	•	LASKOWITZ		•	•	RAIF		TALLACKSON	•
DOTTENMOD		•	•	LEE		•	•	REDLIN	•	TEINEFOS	
ERDMAN		•	•	LIPS		•	•	REITEN	•	THANE	
FARRINGTON		•	•	LOOFOEN		•	•	ROEN		VOSPER	
FRITZELL		•	•	MELLAND		•	•	SANDNESS		WALSH	•
GOODMAN	•		•	MILLER	•		•	SANDS	•	WENSTROM	•
HANSON	•		•	MUTCH		•	•	SCHIRADO		WRIGHT	
HOFFNER		•	•	NAADEN		•	•	SHABLOW	•	MR. PRESIDENT	
HOLMBERG		•	•	NELSON		•	•	SMYKOWSKI			

Senate Bill No. 2481 was declared lost.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4052. — A concurrent resolution directing a Legislative Council study of state aid to nonpublic schools.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4052 was adopted.

Senate Concurrent Resolution No. 4060. — A concurrent resolution directing a Legislative Council study of the community placement program at the Grafton State School.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4060 was adopted.

Senate Concurrent Resolution No. 4062. A concurrent resolution urging the State Board of Higher Education and the state educational institutions under its control and administration to participate in programs sponsored by the National Science Foundation.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4062 was adopted.

Senate Concurrent Resolution No. 4065. — A concurrent resolution directing the Legislative Council to study cost information systems at institutions of higher education.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4065 was adopted.

Senate Concurrent Resolution No. 4075. — A concurrent resolution directing the Legislative Council to study the organization and financing of special education.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4075 was adopted.

MOTION

Senator Solberg moved that the Senate request the return of Senate Bill No. 2287 from the House for the purpose of withdrawing Senate Bill No. 2287, 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:

Senate Bill No. 2287.

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1014. Department of Veterans' Affairs — A Bill for an Act making an appropriation for defraying the expenses of the department of veterans' affairs of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 847, the roll was called and there were ayes, 48; nays, 1; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● WUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1023. Milk Stabilization Board — A Bill for an Act making an appropriation for defraying the expenses of the milk stabilization board 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, 40; nays, 8; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE		●	● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN		●	● ROEN		●	● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● WUTCH		●	● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1043. — A Bill for an Act to amend and reenact sections 54-27-10 and 54-27-11 of the North Dakota Century Code, relating to the time during which appropriations become available.

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, 2; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		

• ERODMAN	• LIPS	• REITEN	• THANE
• FARRINGTON	• LODOEN	• ROEN	• VOSPER
• FRITZELL	• MELLAND	• SANDNESS	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

RECOGNITION

The President announced the following state and county dairy princesses are assisting with "legislative Milk Day" today in the Great Hall:

- Miss Lorrie Gumeringer - State Dairy Princess - Esmond, N.D.
- Miss Nancy Jawaski - Alternate State Princess - Adrian, N.D.
- Miss Connie Ternes - Emmons County Dairy Princess - Strasburg, N.D.
- Two other princesses who were unable to be here today are: Miss Deborah Thompson - Kidder County Dairy Princess; - Wing, N.D.
- Miss Loretta Kalvoda - Morton County Dairy Princess - Mandan, N.D.

MOTIONS

Senator Nething moved that the Senate stand at ease for fifteen minutes, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

Senator Melland moved that the Senate reconsider the action whereby House Bill No. 1023 passed, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1023. Milk Stabilization Board — A Bill for an Act making an appropriation for defraying the expenses of the milk stabilization board 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, 6; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORJUM		
• BERUBE	•		• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN	•	
• CUSSONS			• LASHKOWITZ			• RAIT			• TALACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS	•	
• ERODMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN		•	• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH	•		• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI		•			

So the bill passed and the title was agreed to.

House Bill No. 1052. — A Bill for an Act to create and enact section 29-28-06.1 of the North Dakota Century Code, allowing a defendant to appeal a felony sentence to the supreme court; and to amend and reenact sections 29-28-06 and 29-28-28 of the North Dakota Century Code, relating to supreme court appeals allowed a criminal defendant and to powers of the supreme court on criminal appeal.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 50; absent and not voting, 0.

House Bill No. 1065. — A Bill for an Act to create and enact a new section to chapter 40-57 of the North Dakota Century Code, relating to restrictions on the use of financing under the Municipal Industrial Development Act of 1955 for the construction of public vocational education facilities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 848, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE												
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
●			●	ISZLER			●	NETHING ●			●	SOLBERG
●	BARTH		●	JACOBSON			●	OLIN			●	SORUM
●	BERUBE		●	JONES			●	ORANGE			●	STRAND
●	CHRISTENSEN		●	KRAUTER			●	PETERSON			●	STRANDEN
●	CUSSONS		●	LASKOWITZ			●	RAT			●	TALLACKSON
●	DOTZENROD		●	LEE			●	REDLIN			●	TENNEFOS
●	ERDMAN		●	LIPS			●	REITEN			●	THANE
●	FARRINGTON		●	LODOEN			●	ROEN			●	VOSPER
●	FRITZELL		●	MELLAND			●	SANDNES ●			●	WALSH
●	GOODMAN		●	MILLER			●	SANDS			●	WENSTROM
●	HANSON		●	MUTCH			●	SCHIRADO			●	WRIGHT
●	HOFFNER		●	NAADEN			●	SHABLOW			●	MR. PRESIDENT
●	HOLMBERG			NELSON	●		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

House Bill No. 1073. — A Bill for an Act to amend and reenact subsection 2 of section 13-03-18, sections 15-19-06, 15-28-10, 15-40.1-03, 15-52-19, 15-52-20, 15-52-21, 15-52-27, subsections 1 and 3 of section 15-61-02, sections 15-61-04, 15-62.1-13, 16-04-07, 16-11-12, 16-15-05, 16-15-07, 16-15-09, 16-16-17.1, 16-18-17, 16-20-07, subsection 5 of section 16-20-08, sections 18-03-05, 18-05-04, 18-05-13, 18-10-09, 18-11-09, 18-11-22, 19-01-12, subsections 14 through 23 of section 19-02.1-02, subsections 4 through 10 of section 19-02.1-05, sections 19-03.1-23, 19-07-02, 21-03-23, 21-04-09, 21-05-05, 21-10-10, subsection 4 of section 23-07-01.1, sections 23-15.1-07, 24-01-13, 24-01-41.1, 24-02-11, 24-06-02, 24-06-07, 25-01.1-20, subsections 1 and 3 of section 25-04-07, subsections 10 through 14 of section 26-01-02, sections 26-01-10, 26-08-13, 26-10-02, 26-10-14, 26-10-16, 26-26-14, 26-27-14, 26-27.1-18, 26-27.2-18, 26-33-04, 27-11-26, subsection 6 of section 27-14-02, sections 29-01-06.1, 29-03-20, 29-05-31, and 29-12-13, subsection 9 of section 29-15-21, sections 29-21-15, 29-21-17, 29-21-25, 29-22-20, 29-26-16, 34-01-12, 35-20-13, 36-05-10, 37-12-14, 37-20-03, 38-10-08, subsection 1 of section 39-01-01, sections 39-01-13 and 39-04-06, introductory paragraph of subsection 2 of section 39-04-18, section 39-06.1-09, paragraph 16 of subdivision 1 of subsection 3 of section 39-06.1-10, and sections 39-07-11, 39-08-13, 39-23-08, 40-33-24, 43-03-02, 43-12-27, 43-12-31, 43-15-01, 43-15-14, 44-04-14, 44-08-12, 44-08-13, 47-11-01, 47-18-14, 47-19-18, 49-03-01.3, 49-09-09, 49-09-11, 52-02-09, 54-23A-04, 54-27-08, 54-48-06, 54-49.1-02, 65-05-09, 65-06-01, 65-06-02, 65-06-03, 65-06-04, and 65-06-05 of the North Dakota Century Code, relating to incorrect or obsolete references in statutes providing for insurance premium on a small loan, duties of school district election officials, budget of the division of independent study, constitution of county equalization funds, loans made from the medical center fund, procedures of the director of surplus property, collection of loans made by the state scholarship board, application for name placement on the primary election ballot, posting of material in polling places, election contest procedures, voting eligibility of former residents, absent voter ballot procedure, charitable contributions and payments by candidates, campaign contributions by corporations, appropriation desired by the state

firemen's association, apportionment of insurance taxes received by cities, examinations of firemen's relief associations, deposit of funds of rural fire protection districts, seizure of products unlawful under the food and drug laws, prohibited practices under the Food, Drug, and Cosmetic Act, prohibited acts under the Uniform Controlled Substances Act, egg rules of the state laboratories department, municipal bond register, pledge of security in place of depository bond, county or township voucher form, operating cost estimates of the state investment board, reporting of physical or mental disorders, penalty for violating the model rocketry law, enforcement of highway laws, highway relocation assistance payments, highway department records, purchase of township road machinery, custody of funds of patients of state institutions, mentally deficient defendants, duties of the commissioner of insurance, insurance company examinations, insurance company property, evaluation of policies of cooperative or assessment life associations, penalty and prosecution for discrimination or misrepresentation with respect to insurance matters, licensing of sales representatives of contracts of hospital service corporations, nonprofit medical service corporations, nonprofit dental service corporations, and nonprofit vision service corporations, issuance and revocation of insurance vending machine licenses, bar admission without examination, suspension or revocation of certification of admission to bar, rights of defendant charged with multiple counts, jurisdiction of prize fighting violation, uniform traffic complaint and summons, summons issuance, change of judge, mistake in charging proper offense, trial on charge after mistake, discharge of accused, sealed verdict, hearing of evidence, payment of wages due surviving spouse or heirs, house mover's lien statement, livestock inspection, state guard commissions, administration of veterans' children scholarships, order for sale of mineral rights of an estate, definition of authorized emergency vehicles, record of process served on nonresident motor vehicle users, reciprocal highway use agreements, definition of moving violation, noncriminal traffic offense, magistrate's record of traffic offense convictions, accident report forms, budgets of the vehicle equipment safety commission, funds of jointly operated municipal utilities, persons exempt from architect licensure, duties of the state board of nursing, collection and cancellation of nursing scholarship loans, the definition of "device" under the pharmacist registration law, sale of drugs, poisons, medicines, and chemicals, examination of county officers' records, definitions and the use of facsimile signatures by authorized public officials, mode of transferring personal property, disposition of homestead sale proceeds, taking of acknowledgments by deputies, certificate of public convenience and necessity application, sale of railroad property under trust deed or upon mortgage foreclosure, compensation for another railroad's property, unemployment compensation administration fund, state radio broadcasting dispatches, state treasury warrants, publication of emergency interim successors for legislators, natural resources council membership, and workmen's compensation for disaster emergency personnel; and to repeal chapter 15-62, section 27-07-03, chapter 39-15, subsection 5 of section 46-02-04, and sections 47-10-21, 47-10-22, and 49-03-01.2 of the North Dakota Century Code, relating to the state scholarship board, limited county court jurisdiction over unorganized territory, guest statute, printing of the publicity pamphlet, reservation of coal deposits, and limitation on issuance on orders and certificates of public convenience and of necessity to electric public utilities.

Which has been read.

Senator Jones moved that House Bill No. 1073 be amended as follows:

On page 1, line 4, delete the numerals and comma "15-62.1-13,"

On page 11, delete all of lines 9 through 24

And renumber the lines, sections and pages accordingly.

Senator Jones moved that the amendments be adopted, which motion prevailed.

Senator Jones moved that the rules be suspended, that House Bill No. 1073 be placed on the calendar for second reading and final passage, which motion prevailed.

House Bill No. 1073. — A Bill for an Act to amend and reenact subsection 2 of section 13-03-18, sections 15-19-06, 15-28-10, 15-40.1-03, 15-52-19, 15-52-20, 15-52-21, 15-52-27, subsections 1 and 3 of section 15-61-02, sections 15-61-04, 15-62.1-13, 16-04-07, 16-11-12, 16-15-05, 16-15-07, 16-15-09, 16-16-17.1, 16-18-17, 16-20-07, subsection 5 of section 16-20-08, sections 18-03-05, 18-05-04, 18-05-13, 18-10-09, 18-11-09, 18-11-22, 19-01-12, subsections 14 through 23 of section 19-02.1-02, subsections 4 through 10 of section 19-02.1-05, sections 19-03.1-23, 19-07-02, 21-03-23, 21-04-09, 21-05-05, 21-10-10, subsection 4 of section 23-07-01.1, sections 23-15.1-07, 24-01-13, 24-01-41.1, 24-02-11, 24-06-02, 24-06-07, 25-01.1-20, subsections 1 and 3 of section 25-04-07, subsections 10 through 14 of section 26-01-02, sections 26-01-10, 26-08-13, 26-10-02, 26-10-14, 26-10-16, 26-26-14, 26-27-14, 26-27.1-18, 26-27.2-18, 26-33-04, 27-11-26, subsection 6 of section 27-14-02, sections 29-01-06.1, 29-03-20, 29-05-31, and 29-12-13, subsection 9 of section 29-15-21, sections 29-21-15, 29-21-17, 29-21-25, 29-22-20, 29-26-16, 34-01-12, 35-20-13, 36-05-10, 37-12-14, 37-20-03, 38-10-08, subsection 1 of section 39-01-01, sections 39-01-13 and 39-04-06, introductory paragraph of subsection 2 of section 39-04-18, section 39-06.1-09, paragraph 16 of subdivision a of subsection 3 of section 39-06.1-10, and sections 39-07-11, 39-08-13, 39-23-08, 40-33-24, 43-03-02, 43-12-27, 43-12-31, 43-15-01, 43-15-14, 44-04-14, 44-08-12, 44-08-13, 47-11-01, 47-18-14, 47-19-18, 49-03-01.3, 49-09-09, 49-09-11, 52-02-09, 54-23A-04, 54-27-08, 54-48-06, 54-49.1-02, 65-05-09, 65-06-01, 65-06-02, 65-06-03, 65-06-04, and 65-06-05 of the North Dakota Century Code, relating to incorrect or obsolete references in statutes providing for insurance premium on a small loan, duties of school district election officials, budget of the division of independent study, constitution of county equalization funds, loans made from the medical center fund, procedures of the director of surplus property, collection of loans made by the state scholarship board, application for name placement on the primary election ballot, posting of material in polling places, election contest procedures, voting eligibility of former residents, absent voter ballot procedure, charitable contributions and payments by candidates, campaign contributions by corporations, appropriation desired by the state firemen's association, apportionment of insurance taxes received by cities, examinations of firemen's relief associations, deposit of funds of rural fire protection districts, seizure of products unlawful under the food and drug laws, prohibited practices under the Food, Drug, and Cosmetic Act, prohibited acts under the Uniform Controlled Substances Act, egg rules of the state laboratories department, municipal bond register, pledge of security in place of depository bond, county or township voucher form, operating cost estimates of the state investment board, reporting of physical or mental disorders, penalty for violating the model rocketry law, enforcement of highway laws, highway relocation assistance payments, highway department records,

purchase of township road machinery, custody of funds of patients of state institutions, mentally deficient defendants, duties of the commissioner of insurance, insurance company examinations, insurance company property, evaluation of policies of cooperative or assessment life associations, penalty and prosecution for discrimination or misrepresentation with respect to insurance matters, licensing of sales representatives of contracts of hospital service corporations, nonprofit medical service corporations, nonprofit dental service corporations, and nonprofit vision service corporations, issuance and revocation of insurance vending machine licenses, bar admission without examination, suspension or revocation of certification of admission to bar, rights of defendant charged with multiple counts, jurisdiction of prize fighting violation, uniform traffic complaint and summons, summons issuance, change of judge, mistake in charging proper offense, trial on charge after mistake, discharge of accused, sealed verdict, hearing of evidence, payment of wages due surviving spouse or heirs, house mover's lien statement, livestock inspection, state guard commissions, administration of veterans' children scholarships, order for sale of mineral rights of an estate, definition of authorized emergency vehicles, record of process served on nonresident motor vehicle users, reciprocal highway use agreements, definition of moving violation, noncriminal traffic offense, magistrate's record of traffic offense convictions, accident report forms, budgets of the vehicle equipment safety commission, funds of jointly operated municipal utilities, persons exempt from architect licensure, duties of the state board of nursing, collection and cancellation of nursing scholarship loans, the definition of "device" under the pharmacist registration law, sale of drugs, poisons, medicines, and chemicals, examination of county officers' records, definitions and the use of facsimile signatures by authorized public officials, mode of transferring personal property, disposition of homestead sale proceeds, taking of acknowledgments by deputies, certificate of public convenience and necessity application, sale of railroad property under trust deed or upon mortgage foreclosure, compensation for another railroad's property, unemployment compensation administration fund, state radio broadcasting dispatches, state treasury warrants, publication of emergency interim successors for legislators, natural resources council membership, and workmen's compensation for disaster emergency personnel; and to repeal chapter 15-62, section 27-07-03, chapter 39-15, subsection 5 of section 46-02-04, and sections 47-10-21, 47-10-22, and 49-03-01.2 of the North Dakota Century Code, relating to the state scholarship board, limited county court jurisdiction over unorganized territory, guest statute, printing of the publicity pamphlet, reservation of coal deposits, and limitation on issuance on orders and certificates of public convenience and of necessity to electric public utilities.

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 yeas, 46; nays, 1; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG	●	
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON		

● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAA DEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1084. — A Bill for an Act to amend and reenact subsection 1 of section 54-07-01.2 and section 54-54-02 of the North Dakota Century Code, relating to the North Dakota council on the arts and humanities.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAA DEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1106. — A Bill for an Act to amend and reenact section 6-09-04 of the North Dakota Century Code, relating to the bonding of Bank of North Dakota 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAA DEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1107. — A Bill for an Act to repeal section 6-09-06 and of the North Dakota Century Code, relating to authorization of Bank of North Dakota to transact business after delivery of two million dollars in bonds as capital.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 848, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

REGULAR SESSION			NORTH DAKOTA SENATE						1979 LEGISLATURE		
			ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1110. — A Bill for an Act to amend and reenact section 54-17-25 of the North Dakota Century Code, relating to maximum interest rates on student loan 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, 3.

REGULAR SESSION			NORTH DAKOTA SENATE						1979 LEGISLATURE		
			ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1112. — A Bill for an Act to amend and reenact sections 54-30-06 and 54-30-09 of the North Dakota Century Code, relating to the maximum interest rates, coupons, and sale at less than par of real estate 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, 49; nays, 0; absent and not voting, 1.

REGULAR SESSION			NORTH DAKOTA SENATE						1979 LEGISLATURE		
			ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1116. — A Bill for an Act to amend and reenact sections 54-34.2-02, 54-34.2-03, 54-34.2-04, and 54-34.2-05 of the North

Dakota Century Code, relating to the administration and purpose of the Indian development 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, 49; nays, 0; absent and not voting, 1.

REGULAR SESSION									1979 LEGISLATURE								
YEAS			N-V			NAYS			YEAS			N-V			NAYS		
● ALBERS			● ISZLER			● NOTHING			● SOLBERG								
● BARTH			● JACOBSON			● OLIN			● SORUM	●							
● BERUBE			● JONES			● ORANGE			● STRAND								
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN								
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON								
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS								
● ERDMAN			● LIPS			● REITEN			● THANE								
● FARRINGTON			● LODOEN			● ROEN			● VOSPER								
● FRITZELL			● MELLAND			● SANDNESS			● WALSH								
● GOODMAN			● MILLER			● SANDS			● WENSTROM								
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT								
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT								
● HOLMBERG			● NELSON			● SMYKOWSKI											

So the bill passed and the title was agreed to.

House Bill No. 1119. — A Bill for an Act to amend and reenact subsection 3 of section 54-52-17 of the North Dakota Century Code, relating to retirement dates under the public employees retirement 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, 49; nays, 0; absent and not voting, 1.

REGULAR SESSION									1979 LEGISLATURE								
YEAS			N-V			NAYS			YEAS			N-V			NAYS		
● ALBERS			● ISZLER			● NOTHING			● SOLBERG								
● BARTH			● JACOBSON			● OLIN			● SORUM	●							
● BERUBE			● JONES			● ORANGE			● STRAND								
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN								
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON								
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS								
● ERDMAN			● LIPS			● REITEN			● THANE								
● FARRINGTON			● LODOEN			● ROEN			● VOSPER								
● FRITZELL			● MELLAND			● SANDNESS			● WALSH								
● GOODMAN			● MILLER			● SANDS			● WENSTROM								
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT								
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT								
● HOLMBERG			● NELSON			● SMYKOWSKI											

So the bill passed and the title was agreed to.

House Bill No. 1135. — A Bill for an Act creating a new section relating to claims against the North Dakota national guard resulting from state active duty.

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, 11; absent and not voting, 2.

REGULAR SESSION									1979 LEGISLATURE								
YEAS			N-V			NAYS			YEAS			N-V			NAYS		
● ALBERS			● ISZLER			● NOTHING			● SOLBERG								
● BARTH			● JACOBSON			● OLIN			● SORUM	●							
● BERUBE			● JONES			● ORANGE			● STRAND								
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN								
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON								
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS								
● ERDMAN			● LIPS			● REITEN			● THANE								
● FARRINGTON			● LODOEN			● ROEN			● VOSPER								
● FRITZELL			● MELLAND			● SANDNESS			● WALSH								
● GOODMAN			● MILLER			● SANDS			● WENSTROM								

● HANSON	MUTCH	●	● SCHIRADO	● WRIGHT
● HOFFNER	NAADEN	●	● SHABLOW	MR. PRESIDENT
● HOLMBERG	NELSON	●	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1136. — A Bill for an Act to amend and reenact sections 37-03-08, 37-10-01, 37-10-03, 37-10-03.3 and 37-10-03.4, and to repeal sections 37-10-05 and 37-10-06 of the North Dakota Century Code, relating to national guard facilities and military 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, 5; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON	●		● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1152. — A Bill for an Act to create and enact a new section to chapter 20.1-05 of the North Dakota Century Code, relating to the killing of dogs pursuing or killing big game.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 802, 827, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed, the title was agreed to and the emergency clause carried.

House Bill No. 1161. — A Bill for an Act to amend and reenact sections 30.1-10-01 and 30.1-21-03 of the North Dakota Century Code, relating to renunciation of succession and closing estates under the uniform probate code; and to provide for retroactivity.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●			SOLBERG ●		
BARTH ●			JACOBSON ●			OLIN ●			SORUM ●		
BERUBE ●			JONES ●			ORANGE ●			STRAND ●		
CHRISTENSEN ●			KRAUTER ●			PETERSON ●			STRINDEN ●		
CUSSONS ●			LASHKOWITZ ●			RAIT ●			TALLACKSON ●		
DOTZENROD ●			LEE ●			REDLIN ●			TENNEFOS ●		
ERDMAN ●			LIPS ●			REITEN ●			THANE ●		
FARRINGTON ●			LODOEN ●			ROEN ●			VOSPER ●		
FRITZELL ●			MELLAND ●			SANDNESS ●			WALSH ●		
GOODMAN ●			MILLER ●			SANDS ●			WENSTROM ●		
HANSON ●			MUTCH ●			SCHIRADO ●			WRIGHT ●		
HOFFNER ●			NAADEN ●			SHABLOW ●			MR. PRESIDENT		
HOLMBERG ●			NELSON ●			SMYKOWSKI ●					

So the bill passed and the title was agreed to.

House Bill No. 1181. — A Bill for an Act to amend and reenact subsection 1 of section 14-08-07 of the North Dakota Century Code, relating to actions for the support of married women and children.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 43; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●			SOLBERG ●		
BARTH ●			JACOBSON ●			OLIN ●			SORUM ●		
BERUBE ●			JONES ●			ORANGE ●			STRAND ●		
CHRISTENSEN ●			KRAUTER ●			PETERSON ●			STRINDEN ●		
CUSSONS ●			LASHKOWITZ ●			RAIT ●			TALLACKSON ●		
DOTZENROD ●			LEE ●			REDLIN ●			TENNEFOS ●		
ERDMAN ●			LIPS ●			REITEN ●			THANE ●		
FARRINGTON ●			LODOEN ●			ROEN ●			VOSPER ●		
FRITZELL ●			MELLAND ●			SANDNESS ●			WALSH ●		
GOODMAN ●			MILLER ●			SANDS ●			WENSTROM ●		
HANSON ●			MUTCH ●			SCHIRADO ●			WRIGHT ●		
HOFFNER ●			NAADEN ●			SHABLOW ●			MR. PRESIDENT		
HOLMBERG ●			NELSON ●			SMYKOWSKI ●					

House Bill No. 1181 was declared lost.

House Bill No. 1204. — A Bill for an Act to amend and reenact sections 15-04-13, 15-04-15, 15-04-16, and 15-08-11 relating to the issuance of receipts by the state land 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, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●			SOLBERG ●		
BARTH ●			JACOBSON ●			OLIN ●			SORUM ●		
BERUBE ●			JONES ●			ORANGE ●			STRAND ●		
CHRISTENSEN ●			KRAUTER ●			PETERSON ●			STRINDEN ●		
CUSSONS ●			LASHKOWITZ ●			RAIT ●			TALLACKSON ●		
DOTZENROD ●			LEE ●			REDLIN ●			TENNEFOS ●		
ERDMAN ●			LIPS ●			REITEN ●			THANE ●		
FARRINGTON ●			LODOEN ●			ROEN ●			VOSPER ●		
FRITZELL ●			MELLAND ●			SANDNESS ●			WALSH ●		
GOODMAN ●			MILLER ●			SANDS ●			WENSTROM ●		
HANSON ●			MUTCH ●			SCHIRADO ●			WRIGHT ●		
HOFFNER ●			NAADEN ●			SHABLOW ●			MR. PRESIDENT		
HOLMBERG ●			NELSON ●			SMYKOWSKI ●					

So the bill passed and the title was agreed to.

House Bill No. 1206. — A Bill for an Act to amend and reenact subsection 1 of section 20.1-13-03 of the North Dakota Century Code,

relating to the distribution of revenue derived from motorboat licenses and providing an effective date.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 46; absent and not voting, 4.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●		SOLBERG ●
BARTH ●			JACOBSON ●			OLIN ●		SORUM ●
BERUBE ●			JONES ●			ORANGE ●		STRAND ●
CHRISTENSEN ●			KRAUTER ●			PETERSON ●		STRINDEN ●
CUSSONS ●			LASHKOWITZ ●			RAIT ●		TALLACKSON ●
DOTZENROD ●			LEE ●			REDLIN ●		TENNEFOS ●
ERDMAN ●			LIPS ●			REITEN ●		THANE ●
FARRINGTON ●			LODOEN ●			ROEN ●		VOSPER ●
FRITZELL ●			MELLAND ●			SANDNESS ●		WALSH ●
GOODMAN ●			MILLER ●			SANDS ●		WENSTROM ●
HANSON ●			MUTCH ●			SCHIRADO ●		WRIGHT ●
HOFFNER ●			NAADEN ●			SHABLOW ●		MR. PRESIDENT
HOLMBERG ●			NELSON ●			SMYKOWSKI ●		

House Bill No. 1206 was declared lost.

House Bill No. 1207. — 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 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, 40; nays, 7; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS ●			● ISZLER ●			● NETHING ●		● SOLBERG ●
● BARTH ●			● JACOBSON ●			● OLIN ●		● SORUM ●
● BERUBE ●			● JONES ●			● ORANGE ●		● STRAND ●
● CHRISTENSEN ●			● KRAUTER ●			● PETERSON ●		● STRINDEN ●
● CUSSONS ●			● LASHKOWITZ ●			● RAIT ●		● TALLACKSON ●
● DOTZENROD ●			● LEE ●			● REDLIN ●		● TENNEFOS ●
● ERDMAN ●			● LIPS ●			● REITEN ●		● THANE ●
● FARRINGTON ●			● LODOEN ●			● ROEN ●		● VOSPER ●
● FRITZELL ●			● MELLAND ●			● SANDNESS ●		● WALSH ●
● GOODMAN ●			● MILLER ●			● SANDS ●		● WENSTROM ●
● HANSON ●			● MUTCH ●			● SCHIRADO ●		● WRIGHT ●
● HOFFNER ●			● NAADEN ●			● SHABLOW ●		● MR. PRESIDENT
● HOLMBERG ●			● NELSON ●			● SMYKOWSKI ●		

So the bill passed and the title was agreed to.

House Bill No. 1208. — A Bill for an Act to amend and reenact sections 15-38.1-04, 15-38.1-05, and paragraphs (1) and (2) of subdivision b of subsection 2 of section 15-38.1-13 of the North Dakota Century Code, relating to the compensation, powers and procedure of the education factfinding 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, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS ●			● ISZLER ●			● NETHING ●		● SOLBERG ●
● BARTH ●			● JACOBSON ●			● OLIN ●		● SORUM ●
● BERUBE ●			● JONES ●			● ORANGE ●		● STRAND ●

● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1212. — A Bill for an Act to amend and reenact sections 39-08-06 and 39-08-07 of the North Dakota Century Code, relating to duty of drivers to give information and render aid and requiring drivers to give information concerning insurance coverage.

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, 2; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1213. — A Bill for an Act to amend and reenact sections 39-03A-09, 39-03A-12, and 39-03A-14 of the North Dakota Century Code, relating to the North Dakota highway patrolmen's retirement 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, 2; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1214. — A Bill for an Act to provide authorization for the use of laetrile, limit disciplinary actions, and to provide for public hearings on the use of laetrile.

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, 14; absent and not voting, 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH		●	● JACOBSON		●	● OLIN		● SOLBERG
● BERUBE			● JONES		●	● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ		●	● RAIT		● STRINDEN
● DOTZENROD			● LEE		●	● REDLIN		● TALLACKSON
● ERDMAN			● LIPS		●	● REITEN		● TENNEFOS
● FARRINGTON			● LODOEN		●	● ROEN		● THANE
● FRITZELL		●	● MELLAND		●	● SANDNESS		● VOSPER
● GOODMAN			● MILLER		●	● SANDS		● WALSH
● HANSON			● MUTCH		●	● SCHIRADO		● WENSTROM
● HOFFNER		●	● NAADEN		●	● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON		●	● SMYKOWSKI		MR PRESIDENT

So the bill passed and the title was agreed to.

House Bill No. 1218. — A Bill for an Act to amend and reenact section 6-01-15 of the North Dakota Century Code, requiring officers and employees of the department to be disinterested.

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, 7; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON		●	● OLIN		● SOLBERG
● BERUBE			● JONES		●	● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ		●	● RAIT		● STRINDEN
● DOTZENROD			● LEE		●	● REDLIN		● TALLACKSON
● ERDMAN			● LIPS		●	● REITEN		● TENNEFOS
● FARRINGTON			● LODOEN		●	● ROEN		● THANE
● FRITZELL		●	● MELLAND		●	● SANDNESS		● VOSPER
● GOODMAN			● MILLER		●	● SANDS		● WALSH
● HANSON			● MUTCH		●	● SCHIRADO		● WENSTROM
● HOFFNER			● NAADEN		●	● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON		●	● SMYKOWSKI		MR PRESIDENT

So the bill passed and the title was agreed to.

House Bill No. 1233. — A Bill for an Act to amend and reenact section 26-25-15 of the North Dakota Century Code, relating to the maximum benefits and assessments under a benevolent society membership contract.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON		●	● OLIN		● SOLBERG
● BERUBE			● JONES		●	● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ		●	● RAIT		● STRINDEN
● DOTZENROD			● LEE		●	● REDLIN		● TALLACKSON
● ERDMAN			● LIPS		●	● REITEN		● TENNEFOS
● FARRINGTON			● LODOEN		●	● ROEN		● THANE
● FRITZELL			● MELLAND		●	● SANDNESS		● VOSPER
● GOODMAN			● MILLER		●	● SANDS		● WALSH
● HANSON			● MUTCH		●	● SCHIRADO		● WENSTROM
● HOFFNER			● NAADEN		●	● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON		●	● SMYKOWSKI		MR PRESIDENT

So the bill passed and the title was agreed to.

House Bill No. 1235. — A Bill for an Act to amend and reenact section 20.1-01-08 of the North Dakota Century Code, relating to the hunting of raccoons with an artificial light.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 1; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1237. — A Bill for an Act to amend and reenact subsections 4 and 5 of section 4-09-10 of the North Dakota Century Code, relating to weed seed labeling requirements for containers of agricultural seed.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1240. — A Bill for an Act to create and enact four new sections to chapter 50-25.1 of the North Dakota Century Code, relating to the reporting of child abuse and neglect; and to amend and reenact sections 50-25.1-02, subsection 1 of section 50-25.1-03, 50-25.1-04, 50-25.1-05, and subsection 3 of section 50-25.1-11 of the North Dakota Century Code, relating to the reporting of child abuse and neglect.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 768, the roll was called and there were ayes, 40; nays, 8; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS	●	ISZLER	●	NETHING	●	SOLBERG	●	ALBERS	●	ISZLER
●	BARTH	●	JACOBSON	●	OLIN	●	SORUM	●	BERUBE	●	JONES
●	BERUBE	●	KRAUTER	●	ORANGE	●	STRAND	●	CHRISTENSEN	●	KRAUTER
●	CHRISTENSEN	●	LASHKOWITZ	●	PETERSON	●	STRANDEN	●	CUSSONS	●	LASHKOWITZ
●	CUSSONS	●	LEE	●	RAIT	●	TALLACKSON	●	DOTZENROD	●	LEE
●	DOTZENROD	●	LIPS	●	REDLIN	●	TENNEFOS	●	ERDMAN	●	LIPS
●	ERDMAN	●	LODOEN	●	REITEN	●	THANE	●	FARRINGTON	●	LODOEN
●	FARRINGTON	●	MELLAND	●	ROEN	●	VOSPER	●	FRITZELL	●	MELLAND
●	FRITZELL	●	MILLER	●	SANDNESS	●	WALSH	●	GOODMAN	●	MILLER
●	GOODMAN	●	MUTCH	●	SANDS	●	WENSTROM	●	HANSON	●	MUTCH
●	HANSON	●	NAADEN	●	SCHIRADO	●	WRIGHT	●	HOFFNER	●	NAADEN
●	HOFFNER	●	NELSON	●	SHABLOW	●	MR. PRESIDENT	●	HOLMBERG	●	NELSON
●	HOLMBERG	●		●	SMYKOWSKI	●					

So the bill passed and the title was agreed to.

House Bill No. 1243. — A Bill for an Act to amend and reenact section 4-27-11, subsection 10 of section 4-34-05, section 18-03-08, section 18-05-13 and section 18-10-09 of the North Dakota Century Code, relating to the duty of the state auditor to audit books and accounts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS	●	ISZLER	●	NETHING	●	SOLBERG	●	ALBERS	●	ISZLER
●	BARTH	●	JACOBSON	●	OLIN	●	SORUM	●	BERUBE	●	JONES
●	BERUBE	●	KRAUTER	●	ORANGE	●	STRAND	●	CHRISTENSEN	●	KRAUTER
●	CHRISTENSEN	●	LASHKOWITZ	●	PETERSON	●	STRANDEN	●	CUSSONS	●	LASHKOWITZ
●	CUSSONS	●	LEE	●	RAIT	●	TALLACKSON	●	DOTZENROD	●	LEE
●	DOTZENROD	●	LIPS	●	REDLIN	●	TENNEFOS	●	ERDMAN	●	LIPS
●	ERDMAN	●	LODOEN	●	REITEN	●	THANE	●	FARRINGTON	●	LODOEN
●	FARRINGTON	●	MELLAND	●	ROEN	●	VOSPER	●	FRITZELL	●	MELLAND
●	FRITZELL	●	MILLER	●	SANDNESS	●	WALSH	●	GOODMAN	●	MILLER
●	GOODMAN	●	MUTCH	●	SANDS	●	WENSTROM	●	HANSON	●	MUTCH
●	HANSON	●	NAADEN	●	SCHIRADO	●	WRIGHT	●	HOFFNER	●	NAADEN
●	HOFFNER	●	NELSON	●	SHABLOW	●	MR. PRESIDENT	●	HOLMBERG	●	NELSON
●	HOLMBERG	●		●	SMYKOWSKI	●					

So the bill passed and the title was agreed to.

House Bill No. 1259. — A Bill for an Act to amend and reenact section 55-10-11 of the North Dakota Century Code, relating to the acquisition of historic sites by the state historical society.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS	●	ISZLER	●	NETHING	●	SOLBERG	●	ALBERS	●	ISZLER
●	BARTH	●	JACOBSON	●	OLIN	●	SORUM	●	BERUBE	●	JONES
●	BERUBE	●	KRAUTER	●	ORANGE	●	STRAND	●	CHRISTENSEN	●	KRAUTER
●	CHRISTENSEN	●	LASHKOWITZ	●	PETERSON	●	STRANDEN	●	CUSSONS	●	LASHKOWITZ
●	CUSSONS	●	LEE	●	RAIT	●	TALLACKSON	●	DOTZENROD	●	LEE
●	DOTZENROD	●	LIPS	●	REDLIN	●	TENNEFOS	●	ERDMAN	●	LIPS
●	ERDMAN	●	LODOEN	●	REITEN	●	THANE	●	FARRINGTON	●	LODOEN
●	FARRINGTON	●	MELLAND	●	ROEN	●	VOSPER	●	FRITZELL	●	MELLAND
●	FRITZELL	●	MILLER	●	SANDNESS	●	WALSH	●	GOODMAN	●	MILLER
●	GOODMAN	●	MUTCH	●	SANDS	●	WENSTROM	●	HANSON	●	MUTCH
●	HANSON	●	NAADEN	●	SCHIRADO	●	WRIGHT	●	HOFFNER	●	NAADEN
●	HOFFNER	●	NELSON	●	SHABLOW	●	MR. PRESIDENT	●	HOLMBERG	●	NELSON
●	HOLMBERG	●		●	SMYKOWSKI	●					

So the bill passed and the title was agreed to.

House Bill No. 1264. — A Bill for an Act to amend and reenact subsection 30 of section 40-05-01 of the North Dakota Century Code,

relating to licensing of bowling alleys, pool, billiards, theaters and motion picture theaters; and to repeal chapter 53-06 of the North Dakota Century Code, relating to licensing of games and amusements.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1277. — A Bill for an Act to amend and reenact section 61-04-26 of the North Dakota Century Code, relating to the recording of orders affecting water rights.

Which has been read and has committee report for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 8; nays, 41; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

House Bill No. 1277 was declared lost.

MOTION

Senator Nething moved that Joint Rule No. 24 be changed to read Thursday instead of Wednesday, which motion prevailed.

Report of Standing Committee

Mr. President : Your Committee on Social Welfare & Veterans Affairs

to whom was referred House Bill No. 1047

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Hal Christensen Chairman
Senator Christensen

House Bill No. 1047 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1059

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Hal Christensen Chairman
Senator Christensen

House Bill No. 1059 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES
to whom was referred House Bill No. 1098

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Jacobson Chairman
Senator Jacobson

House Bill No. 1098 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Agriculture
to whom was referred House Bill No. 1128

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Ben Iszley Chairman
Senator Iszley

House Bill No. 1128 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Political Subdivisions
to whom was referred House Bill No. 1167

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


Senator Loden Chairman

House Bill No. 1167 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1186

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


Senator Christensen Chairman

House Bill No. 1186 was placed on the 14th

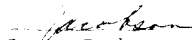
order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on NATURAL RESOURCES
to whom was referred House Bill No. 1299

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


Senator Jacobson Chairman

House Bill No. 1299 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1363

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

Hal Christensen Chairman
Senator Christensen

House Bill No. 1363 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Agriculture

to whom was referred House Bill No. 1389

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Sen Iszler Chairman
Senator Iszler

House Bill No. 1389 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES

to whom was referred House Bill No. 1445

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Sen Jacobson Chairman
Senator Jacobson

House Bill No. 1445 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1449

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

I. E. Solberg Chairman
SENATOR I. E. SOLBERG

HOUSE Bill No. 1449 was placed on the 14th


order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President Your Committee on NATURAL RESOURCES
to whom was referred House Bill No. 1451

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

 Chairman
Senator Jacobson


House Bill No. 1451 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Agriculture
to whom was referred House Bill No. 1463

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

 Chairman
Senator Iszler

House Bill No. 1463 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions
to whom was referred House Bill No. 1474

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

 Chairman
Senator Lodoen

House Bill No. 1474 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred House Bill No. 1495

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Frank E. Lips
Senator Lips Chairman

House Bill No. 1495 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES

to whom was referred House Bill No. 1536

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

James Jacobson
Senator Jacobson Chairman

House Bill No. 1536 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Political Subdivisions

to whom was referred House Bill No. 1584

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Charles Lodoen
Senator Lodoen Chairman

House Bill No. 1584 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs

to whom was referred House Concurrent Resolution 3030

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Harold Christensen
Senator Christensen Chairman

House Concurrent Resolution 3030 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE BILLS

House Bill No. 1001. Legislative Branch — A Bill for an Act to appropriate money for the expenses of the legislative branch of government; and declaring an emergency.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1032. Commissioner of University and School Lands — A Bill for an Act making an appropriation for defraying the expenses of the commissioner of university and school lands of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1033. Industrial Commission — A Bill for an Act making an appropriation for defraying the expenses of the state industrial commission and the agencies under the management of the industrial commission of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1306. — A Bill for an Act to create a new subsection to section 57-38-01.2 of the North Dakota Century Code, relating to a reduction in the taxable income for interest received on certain contracts for deed.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1402. — A Bill for an Act to create and enact a new section to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program to provide for the allocation of coal severance tax moneys to coal-producing and non-coal-producing counties.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1465. — A Bill for an Act to create and enact a new section to chapter 57-02 of the North Dakota Century Code, relating to the determination of true and full value for agricultural property.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1562. — A Bill for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to the taxation of the gain or loss resulting from the sale of a principal residence by a taxpayer moving out of North Dakota; and providing for an effective date.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1563. — A Bill for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, providing for the exemption from taxation of proceeds realized from a forced sale due to eminent domain proceedings.

Which was read the first time and referred to the Committee on Finance and Taxation.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2002

Senate Bill No. 2013

Senate Bill No. 2095
Senate Bill No. 2150
Senate Bill No. 2160
Senate Bill No. 2233
Senate Bill No. 2283
Senate Bill No. 2286
Senate Bill No. 2309
Senate Bill No. 2327
Senate Bill No. 2358
Senate Bill No. 2367
Senate Bill No. 2371
Senate Bill No. 2394
Senate Bill No. 2404
Senate Bill No. 2413
Senate Bill No. 2428
Senate Bill No. 2433
Senate Bill No. 2444
Senate Bill No. 2452
Senate Bill No. 2460
Senate Bill No. 2465
Senate Bill No. 2469
Senate Concurrent Resolution No. 4004
Senate Concurrent Resolution No. 4025
Senate Concurrent Resolution No. 4030
Senate Concurrent Resolution No. 4033
Senate Concurrent Resolution No. 4034
Senate Concurrent Resolution No. 4049
Senate Concurrent Resolution No. 4050

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1008
House Bill No. 1015
House Bill No. 1030
House Bill No. 1142
House Bill No. 1226
House Bill No. 1257
House Bill No. 1352
House Bill No. 1430
House Bill No. 1489
House Bill No. 1502
House Bill No. 1564
House Bill No. 1585
House Bill No. 1610
House Bill No. 1636
House Bill No. 1637
House Bill No. 1650
House Bill No. 1681
House Concurrent Resolution No. 3009
House Concurrent Resolution No. 3021
House Concurrent Resolution No. 3023
House Concurrent Resolution No. 3027
House Concurrent Resolution No. 3042

House Concurrent Resolution No. 3043
House Concurrent Resolution No. 3044
House Concurrent Resolution No. 3045
House Concurrent Resolution No. 3046
House Concurrent Resolution No. 3048

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1020
House Bill No. 1199
House Bill No. 1236
House Bill No. 1239
House Bill No. 1254
House Bill No. 1262
House Bill No. 1312
House Bill No. 1335
House Bill No. 1353
House Bill No. 1360
House Bill No. 1362
House Bill No. 1404
House Bill No. 1405
House Bill No. 1475
House Bill No. 1483
House Bill No. 1565
House Bill No. 1616
House Bill No. 1619

ROY GILBREATH, Chief Clerk

Senator Thane moved that the absent Senator be excused, which motion prevailed.

Senator Nothing moved that at the conclusion of the 5th Order of Business, the 13th Order of Business and after the reading of Senate Bills 2001, 2085, 2439, SCR's 4042, 4059, 4064, 4068, House Bills 1012, 1047, 1053, 1059, 1098, 1128, 1167, 1186, 1278, 1299, 1327, 1389, 1445, 1449, 1451, 1463, 1474, 1495, 1536, 1584 and HCR 3030, the Senate adjourn and convene at 12:30 P.M., Friday, February 23, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-SEVENTH DAY

Bismarck, February 23, 1979

The Senate convened at 12:30 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Don Bentz, Faith Lutheran Church, Bismarck.

Almighty God, You have given us this good land as our heritage. Make us always remember Your generosity and constantly do Your Will. Bless our land with honest industry, truthful education, and an honorable way of life. Save us from violence, discord and confusion; from pride and arrogance. Defend our liberties and give those whom we have entrusted with the authority of government the spirit of wisdom, that there might be justice and peace in our land.

Your Son came among us to serve and not to be served, and to give His life for the world. Lead us by His love to serve all those to whom the world offers no comfort and little hope. Through us give hope to the hopeless, peace to the troubled.

We pray in the name of Christ, our Lord.

Amen.

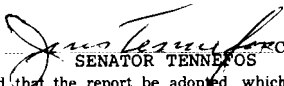
The roll was called and all Senators were present.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-sixth day and

finds the same to be correct.

SENATOR CUSSONS  Chairman
 SENATOR TENNESOS moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- SB NO. 2026
- SB NO. 2481
- SCR NO. 4059
- SCR NO. 4064
- SCR NO. 4068

and find the same correctly } Engrossed

Carl N. Peterson Chairman
Senator Peterson

Senator Schirado 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:

SB NO. 2001

SB NO. 2085

SB NO. 2439

and find the same correctly Re } Engrossed

Carl N. Peterson Chairman
Senator Peterson

Senator Schirado moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2411
- Senate Concurrent Resolution No. 4045
- Senate Concurrent Resolution No. 4051
- Senate Concurrent Resolution No. 4053
- Senate Concurrent Resolution No. 4055
- Senate Concurrent Resolution No. 4056
- Senate Concurrent Resolution No. 4057.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

- House Bill No. 1018
- House Bill No. 1022
- House Bill No. 1038
- House Bill No. 1039
- House Bill No. 1040
- House Bill No. 1041
- House Bill No. 1057
- House Bill No. 1077
- House Bill No. 1081
- House Bill No. 1085
- House Bill No. 1109
- House Bill No. 1113
- House Bill No. 1120
- House Bill No. 1124
- House Bill No. 1127
- House Bill No. 1133
- House Bill No. 1139
- House Bill No. 1140
- House Bill No. 1141
- House Bill No. 1143

House Bill No. 1178
 House Bill No. 1180
 House Bill No. 1188
 House Bill No. 1189.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:
 House Bill No. 1157.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1013
 House Bill No. 1026
 House Bill No. 1035
 House Bill No. 1148
 House Bill No. 1153
 House Bill No. 1155
 House Bill No. 1156.

LEO LEIDHOLM, Secretary
 FIRST READING OF SENATE
 CONCURRENT RESOLUTIONS

Committee on Delayed Bills (at the request of Senators Lodoen, Hanson, Peterson, Wenstrom, Olin) introduced:

Senate Concurrent Resolution No. 4081. — A concurrent resolution to proclaim the week of July 30, 1979, through August 5, 1979, as National High School Rodeo Week in the State of North Dakota.

Senator Lips moved that the rules be suspended, that Senate Concurrent Resolution No. 4081 not be printed, not be referred to a committee, but be read in its entirety, printed in the Journal and placed on the calendar for second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 4081

Introduced by Committee on Delayed Bills (At the request of Senators Lodoen, Hanson, Peterson, Wenstrom, Olin)

A concurrent resolution to proclaim the week of July 30, 1979, through August 5, 1979, as National High School Rodeo Week in the State of North Dakota.

WHEREAS, North Dakota will be hosting the National High School Rodeo Finals, on their thirty-second anniversary, on July 30, 1979, through August 5, 1979, at the Red River Valley Fairgrounds in West Fargo, North Dakota; and

WHEREAS, the said National High School Rodeo Finals are being brought to North Dakota by the Fargo Chamber of Commerce, Fargo, North Dakota; and

WHEREAS, National High School Rodeo contestants must maintain grades and conduct that meet qualifications of the state athletic association of their state, and are the epitome of American youth; and

WHEREAS, the National High School Rodeo consists of over 1,200 young persons of high school age from 30 states and two Canadian provinces who bring with them an average of three and one-half persons to the National Finals; and

WHEREAS, the National High School Rodeo Finals offer the unique opportunity for those attending to observe three rodeo arenas in progress at the same time; and

WHEREAS, this event will bring an influx of approximately 65,000 persons during the week prior to, the week of, and the week after July 30, 1979, through August 5, 1979, traveling and staying in North Dakota;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the State of North Dakota proclaim July 30, 1979, through August 5, 1979, as National High School Rodeo Week in the State of North Dakota.

SECOND READING OF SENATE
CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4081. — A concurrent resolution to proclaim the week of July 30, 1979, through August 5, 1979, as National High School Rodeo Week in the State of North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4081 was adopted.

SECOND READING OF SENATE BILLS

Senate Bill No. 2001. Elected State Officials — A Bill for an Act making an appropriation for defraying the expenses of various elected officials of the state of North Dakota; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 694-700 and 826, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●				●		●			●		
●			●	ISZLER ●		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES ●		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	
●			●	WELAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS	●	●	WENSTROM	
●			●	MUTCH		●	SCHRADDO		●	WRIGHT	
●			●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Nothing moved that the vote by which Senate Bill No. 2001 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Senator Redlin moved that House Bill No. 1341 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1341. — A Bill for an Act to create and enact a new section to chapter 20.1-01 of the North Dakota Century Code, relating to hunting birds on utility lines and providing a penalty; and to amend and reenact subsection 6 of section 20.1-01-02 of the North Dakota Century Code, relating to the definition of game birds to include mourning doves.

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, 18; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
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So the bill passed and the title was agreed to.

MOTIONS

Senator Thane moved that the Senate reconsider its action whereby Senate Bill No. 2481 lost, which motion prevailed on a division vote.

Senator Thane moved that Senate Bill No. 2481 be laid over one legislative day, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Senator Thane: Mr. President, I rise on a point of personal privilege. Mr. President, ladies and gentlemen of the Senate, any implication that I may or may not have made, I have changed my mind. This bill is incorrect, and all of you will have a chance to find out next Monday how I'm going to vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2085. — A Bill for an Act to provide state assistance for airports served by commercial air carriers and to provide procedures for the distribution of funds to such airports; to amend sections 57-56-01.1 and 57-56-03 of the North Dakota Century Code, relating to a tax on sales of jet aviation motor fuel and the distribution of proceeds; and to provide an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 704, 877, the roll was called and there were ayes, 35; nays, 13; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
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•	•		•	•		•	•		•	•	
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So the bill passed and the title was agreed to.

Senator Nothing moved that the vote by which Senate Bill No. 2085 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2439. — A Bill for an Act to set forth legislative intent covering any appropriation for school textbooks, to provide that a portion of oil and gas bonus payments received by the board of university and school lands be apportioned and distributed to the public

schools, to provide that a portion of foundation program per-pupil payment increases be contingent on other fund distributions, and to provide for the contingent transfer of unused Vietnam bonus funds for the foundation program; to amend and reenact section 4 of chapter 476 of the 1975 Session Laws of North Dakota, relating to legislative intent concerning the Vietnam bonus sinking fund; to amend and reenact sections 15-40.1-06, 15-40.1-16, and 54-17.1-12 of the North Dakota Century Code, relating to the level of educational support per pupil for the 1979-81 biennium, aid for school bus transportation, and Vietnam bonus funds; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 734, 735 & 877, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	ISZLER		•	NETHING		•	SOLBERG	
•			•	JACOBSON		•	DLW		•	SORUM	
•			•	JONES		•	ORANGE		•	STRAND	
•			•	KRAUTER		•	PETERSON		•	STRICKEL	
•			•	LASHKOWITZ		•	RAIT		•	TALLACKSON	
•			•	LEE		•	REDLN	•	•	TENNEFOS	
•			•	LIPS		•	REITEN		•	THANE	
•			•	LODDEN		•	ROEN		•	VOSPER	
•			•	MELLAND		•	SANDNESS		•	WALSH	
•			•	MILLER		•	SANDS		•	WEINSTROM	
•			•	MUTCH		•	SCHIRADO		•	WRIGHT	
•			•	NAADEN		•	SHABLOW		•	MR. PRESIDENT	
•			•	NELSON		•	SMYKOWSKI				

So the bill passed, the title was agreed to, and the emergency clause carried.

Senator Nothing moved that the vote by which Senate Bill No. 2439 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Senator Hoffner: Mr. President, I rise on a point of personal privilege. We have just experienced here where earlier an appropriations bill was passed and dictating to an Education Committee, a committee that specializes in Education, which is a sad state of affairs. The Education Committee should have dictated to the Appropriations Committee.

POINT OF PERSONAL PRIVILEGE

Senator Lips: Mr. President, I rise on a point of personal privilege. Mr. President, I would like to make some remarks in regard to those just made by the Senator from the 12th District. Mr. President it has been normal procedure for a bill to be introduced setting the payments per student payment. Now the Governor didn't say it that way. He submitted 2002 along with the legislative intent of what we were to pay per student in the next two year period. Mr. President, the law had to be amended. And that's the reason for 2439, and I don't think we are trying to pull the wool over anybody's eyes here, you can read the bills. I don't think we made payments on legislative intent, we make the payments to the school districts on the law, and that's the reason for 2439.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4042. — A concurrent resolution for the amendment of section 84 of the North Dakota Constitution, relating to the salaries of public officers.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, SJ page 878, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING	●		● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN		●	● SORUM		
● BERUBE			● JONES	●		● ORANGE	●		● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDN	●		● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

Senate Concurrent Resolution No. 4042 was declared adopted.

Senator Nething moved that the vote by which Senate Concurrent Resolution No. 4042 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Concurrent Resolution No. 4059. — A concurrent resolution directing the Legislative Council to study state employees retirement.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 879, Senate Concurrent Resolution No. 4059 was adopted.

Senator Nething moved that the vote by which Senate Concurrent Resolution No. 4059 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Concurrent Resolution No. 4064. — A concurrent resolution directing the Legislative Council to conduct a performance review in the area of higher education during the 1979-81 biennium.

Was read the second time.

Senator Hoffner requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the final adoption of the resolution, as amended, SJ page 896, the roll was called and there were ayes, 28; nays, 20; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON		●	● OLIN		●	● SORUM		
● BERUBE			● JONES	●		● ORANGE	●		● STRAND		●
● CHRISTENSEN		●	● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS		●	● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS		●	● REITEN		●	● THANE		
● FARRINGTON			● LODGEN		●	● ROEN		●	● VOSPER		●
● FRITZELL		●	● MELLAND			● SANDNESS		●	● WALSH		
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		
● HANSON		●	● MUTCH			● SCHIRADO		●	● WRIGHT		
● HOFFNER			● NAAEDN		●	● SHABLOW			MR PRESIDENT		
● HOLMBERG		●	● NELSON		●	● SMYKOWSKI					

Senate Concurrent Resolution No. 4064 was adopted.

Senator Nething moved that the vote by which Senate Concurrent Resolution No. 4064 was adopted be reconsidered and the motion to reconsider be laid on the table.

So the bill passed and the title was agreed to.

MESSAGE FROM THE HOUSE

Mr. President: I have the honor to return Senate Bill No. 2287, which the Senate has requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

- House Bill No. 1002
- House Bill No. 1004
- House Bill No. 1009
- House Bill No. 1024
- House Bill No. 1034
- House Bill No. 1048
- House Bill No. 1071
- House Bill No. 1228
- House Bill No. 1252
- House Bill No. 1305
- House Bill No. 1370
- House Bill No. 1384
- House Bill No. 1410
- House Bill No. 1442
- House Bill No. 1485
- House Bill No. 1559
- House Bill No. 1569
- House Bill No. 1576
- House Bill No. 1581
- House Bill No. 1590.

ROY GILBREATH, Chief Clerk

MOTIONS

Senator Thane moved that the Senate reconsider its action whereby Senate Bill No. 2287 passed, which motion prevailed.

Senator Thane requested the unanimous consent of the Senate to withdraw Senate Bill No. 2287. There being no objection, it was so ordered by President Pro Tem Strinden.

SECOND READING OF HOUSE BILLS

House Bill No. 1286. — A Bill for an Act to amend and reenact section 60-05-04 of the North Dakota Century Code, relating to fees paid to an examiner for installing and examining the accounting system of an elevator or public warehouse.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
ALBERS			ISZLER			NETHING			SOLBERG		
●			●			●			●		
BARTH			JACOBSON			OLIN			SORUM		
●			●			ORANGE	●		●		
BERUBE			JONES			PETERSON			STRAND		
●			●			●			●		
CHRISTENSEN			KRAUTER			●			●		
●			●			●			●		
CUSONS			LASHKOWITZ			●			●		
●			●			●			●		
DOTZENROD			LEE			●			●		
●			●			●			●		
ERDMAN			LIPS			●			●		
●			●			●			●		
FARRINGTON			LODOEN			●			●		
●			●			●			●		
FRTZELL			MELLAND			●			●		
●			●			●			●		
GOODMAN			WILLER			●			●		
●			●			●			●		
						SANDS			WENSTROM		

● HANSON	● MUTCH	● SCHRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Senator Smykowski: Mr. President, I rise to explain my vote. It seems like a very logical thing when you have an outdated bill on the books by requesting fees which are totally out of date that we should update it to costs that are practical for the day and what we are doing is breaking from tradition and not setting that cost and allowing another agency, in this case the Public Service Commission, to decide what a reasonable fee is. It is my hope that they would consider it reasonable, but there is nothing that would regulate that and they could set that fee anyway they wanted it, and that is the reason I voted against this bill.

House Bill No. 1287. — A Bill for an Act to amend and reenact section 39-06-20 of the North Dakota Century Code, section 39-06-21 of the 1977 supplement to the North Dakota Century Code, and sections 39-06-26 and 39-06-29 of the North Dakota Century Code, relating to drivers' addresses, the reporting of convictions of nonresidents, the reporting of convictions by courts and driver's license application.

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, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON	●		● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1290. — A Bill for an Act to amend and reenact subsection 26 of section 57-39.2-04 of the North Dakota Century Code, relating to the exemption of ostomy supplies from the 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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON	●		● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1308. — A Bill for an Act to amend and reenact subsection 12 of section 40-57-03 of the North Dakota Century Code, relating to the powers of a municipality under the Municipal Industrial Development Act, and providing that construction, reconstruction, improvement, and betterment projects where the lessee is a governmental entity or public institution are subject to chapter 48-02 which deals with government 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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1311. — A Bill for an Act to amend and reenact subdivision b of subsection 2 of section 39-04-18 of the North Dakota Century Code relating to motor vehicles exempt from registration 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, 46; nays, 0; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1315. — A Bill for an Act to amend and reenact section 15-53.1-42 of the North Dakota Century Code, allowing school districts which are dissolving to join a contiguous district operating either an accredited or unaccredited high school.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 28; nays, 21; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		

● BARTH	JACOBSON ●	OLIN ●	SORUM ●
● BERUBE	● JONES ●	ORANGE ●	● STRAND ●
● CHRISTENSEN	● KRAUTER	PETERSON ●	STRINDEN ●
● CUSSONS ●	● LASHKOWITZ ●	● RAIT ●	● TALLACKSON ●
● DOTZENROD ●	● LEE ●	● REDLIN ●	● TENNEFOS ●
● ERDMAN ●	● LIPS ●	● REITEN ●	● THANE ●
● FARRINGTON ●	● LODOEN ●	● ROEN ●	● VOSPER ●
● FRITZELL ●	● MELLAND ●	● SANDNESS ●	● WALSH ●
● GOODMAN ●	● MILLER ●	● SANDS ●	● WENSTROM ●
● HANSON ●	● MUTCH ●	● SCHIRADO ●	● WRIGHT ●
● HOFFNER ●	● NAAOEN ●	● SHABLOW ●	MR PRESIDENT
● HOLMBERG ●	● NELSON ●	● SMYKOWSKI ●	

So the bill passed and the title was agreed to.

MOTIONS

Senator Nothing moved that the Senate stand in recess for fifteen minutes, which motion prevailed.

The Senate reconvened, with President Pro Tem Strinden presiding.

Senator Nothing requested a call of the Senate, which request was granted.

Senator Nothing moved that the call of the Senate be dissolved, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1318. — A Bill for an Act to amend and reenact subsections 2 and 5 of section 11-10-10 of the 1977 Supplement to the North Dakota Century Code, relating to the salaries of county 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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN ●			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAOEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1320. — A Bill for an Act to amend and reenact subsection 26 of section 20.1-03-12 and section 20.1-06-07 of the North Dakota Century Code, relating to the fee and effective period for fish house 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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN ●			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		

• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1330. — A Bill for an Act to amend and reenact subsection 4 of section 23-06-03 of the North Dakota Century Code, relating to duty and cost of burial by the county social service 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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN	•		• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODDEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAN	•		• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS	•		• WENSTROM		
• HANSON			• MUTCH			• SCHRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Sandness moved that House Bill No. 1334 be laid over one legislative day, which motion prevailed.

House Bill No. 1340. — A Bill for an Act to amend and reenact section 20.1-05-04 of the North Dakota Century Code, relating to the use of horses and mules in 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, 2; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN		•	• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN	•		• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODDEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAN	•		• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI		•			

So the bill passed and the title was agreed to.

House Bill No. 1345. — A Bill for an Act to amend and reenact section 11-10-15 of the North Dakota Century Code, relating to mileage reimbursement for county officials.

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, 4.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH	●		● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES	●		● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ	●		● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN	●	● TENNEFOS
● ERDMAN			● LIPS			● RETEN		● THANE
● FARRINGTON			● LODDEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND	●		● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1354. — A Bill for an Act to amend and reenact section 44-08-11 of the North Dakota Century Code, relating to the defense of law enforcement officers by the State and political subdivisions.

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, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH	●		● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES	●		● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ	●		● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN	●	● TENNEFOS
● ERDMAN			● LIPS			● RETEN		● THANE
● FARRINGTON			● LODDEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND	●		● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1356. — A Bill for an Act to amend and reenact section 15-60-04 of the North Dakota Century Code, relating to amount of loan from the state school construction 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, 37; nays, 10; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH	●		● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES	●		● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON	●	● STRINDEN
● CUSSONS			● LASHKOWITZ	●		● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN	●	● TENNEFOS
● ERDMAN		●	● LIPS			● RETEN		● THANE
● FARRINGTON		●	● LODDEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND	●		● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON		●	● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN		●	● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI	●	

So the bill passed and the title was agreed to.

House Bill No. 1361. — A Bill for an Act to amend and reenact subsection 1 of section 11-15-12 of the North Dakota Century Code, relating to mileage for sheriffs.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN	•		• SORUM		
• BERUBE			• JONES	•		• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN	•		• TENNEFOS		
• ERDMAN			• LIPS			• RETEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAN	•		• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1375. — A Bill for an Act to amend and reenact sections 11-28.3-03, 11-28.3-04, 11-28.3-09, 57-15-50, 57-15-51, and 57-15-51.1 of the North Dakota Century Code, relating to increasing the city, county, township, and rural ambulance service district mill levies allowed for ambulance services and providing for a dedicated ambulance sinking fund for replacement of equipment and ambulances.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN	•		• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN	•		• TENNEFOS		
• ERDMAN			• LIPS			• RETEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAN	•		• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		•
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1376. — A Bill for an Act to authorize the state board of higher education to issue revenue bonds for the construction of student housing at North Dakota state university of agriculture and applied science; to provide an appropriation; and to declare 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, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN	•		• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN	•		• TENNEFOS		

● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODGEN	● ROEN	● VOSPER
● FRITZELL	● MELLAN	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed, the title was agreed to, and the emergency clause carried.

House Bill No. 1416. — A Bill for an Act to create and enact a new section to chapter 15-39.2 of the North Dakota Century Code, relating to the election of beneficiaries of certain deceased college teachers, 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, 5.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODGEN			● ROEN		● THANE
● FRITZELL			● MELLAN			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		● MR. PRESIDENT

So the bill passed, the title was agreed to, and the emergency clause carried.

House Bill No. 1432. — A Bill for an Act to repeal sections 54-03-20.2 and 54-03-20.3 of the North Dakota Century Code, relating to the creation, membership, and powers and duties of the legislative compensation 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, 43; nays, 3; absent and not voting, 4.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODGEN			● ROEN		● VOSPER
● FRITZELL			● MELLAN			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1452. — A Bill for an Act to amend and reenact subsection 3 of section 1 and section 6 of chapter 59 of the 1977 Session Laws of North Dakota, relating to the purpose and use of assessments by the beef commission and effective date of the Act.

Which has been read.

• DOTZENROD	• LEE	• REDLIN	• TENNEFOS
• EROMAN	• LIPS	• REITEN	• THANE
• FARRINGTON	• LODGEN	• ROEN	• VOSPER
• FRITZELL	• MELLAN	• SANDNESS	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	• MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1497. — A Bill for an Act to amend and reenact section 39-06.1-03 of the North Dakota Century Code, relating to an administrative hearing for disposition of traffic offenses.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NOTHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ	•		• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN	•		• TENNEFOS		
• EROMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODGEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAN	•		• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO		•	• WRIGHT		
• HOFFNER			• NAADEN		•	• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1512. — A Bill for an Act to amend and reenact section 5-02-01.1 and subsection 2 of section 53-02-05 of the North Dakota Century Code, relating to allowing the on and off sale of alcoholic beverages by special permit at special events, and allowing an alcoholic beverage licensee to conduct special events and sell beverages on and off 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, 37; nays, 10; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•	• ISZLER			• NOTHING			• SOLBERG		•
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN		•	• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE		•	• REDLIN	•		• TENNEFOS		•
• EROMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODGEN			• ROEN		•	• VOSPER		
• FRITZELL			• MELLAN	•		• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS		•	• WENSTROM		•
• HANSON			• MUTCH		•	• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1525. — A Bill for an Act to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds to construct a revenue-producing facility at the university of North Dakota; to make an appropriation; to set a limitation and provide an exception; and to declare an emergency.

Which has been read.

• GOODMAN		• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• NAADEN	• SCHIRADO	• WRIGHT
• HOFFNER	• NELSON	• SMYKOWSKI	• SHABLOW	MR. PRESIDENT
• HOLMBERG				

So the bill passed and the title was agreed to.

House Bill No. 1592. — A Bill for an Act to amend and reenact subsection 2 of section 39-10-03 of the North Dakota Century Code, relating to equipment on class A authorized emergency vehicles; and to repeal subsection 4 of section 39-10-03.

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, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER	•		• NETHING			• SOLBERG		
• BARTH			• JACOBSON	•		• OLIN			• SORUM		
• BERUBE			• JONES	•		• ORANGE			• STRAND	•	
• CHRISTENSEN			• KRAUTER	•		• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ	•		• RAIT			• TALLACKSON		
• DOTZENROD			• LEE	•		• REDLIN	•		• TENNEFOS		
• ERDMAN			• LIPS	•		• REITEN			• THANE		
• FARRINGTON			• LODOEN	•		• ROEN			• VOSPER		
• FRITZELL			• MELLAN	•		• SANDNESS			• WALSH		
• GOODMAN			• MILLER	•		• SANDS			• WENSTROM		
• HANSON			• MUTCH	•		• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN	•		• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON	•		• SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1635. — A Bill for an Act to amend and reenact subsection 4 of section 19-03.1-05, subsection 5 of section 19-03.1-07, subsection 3 of section 19-03.1-09, section 19-03.1-11 and subsection 2 of section 19-03.1-13 of the North Dakota Century Code, relating to the schedules of controlled substances under the Uniform Controlled Substances 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, 0; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER	•		• NETHING			• SOLBERG		
• BARTH			• JACOBSON	•		• OLIN			• SORUM		
• BERUBE			• JONES	•		• ORANGE			• STRAND	•	
• CHRISTENSEN			• KRAUTER	•		• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ	•		• RAIT			• TALLACKSON		
• DOTZENROD			• LEE	•		• REDLIN	•		• TENNEFOS		
• ERDMAN			• LIPS	•		• REITEN			• THANE		
• FARRINGTON			• LODOEN	•		• ROEN			• VOSPER		
• FRITZELL			• MELLAN	•		• SANDNESS			• WALSH		
• GOODMAN			• MILLER	•		• SANDS			• WENSTROM		
• HANSON			• MUTCH	•		• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN	•		• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON	•		• SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1645. — A Bill for an Act to amend and reenact sections 57-54-14 and 57-54-19 of the North Dakota Century Code, relating to transferring a portion of motor fuel taxes collected to the state snowmobile fund; 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, 36; nays, 9; absent and not voting, 5.

● DOTZENROD	LEE ●	REDLIN ●	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
FARRINGTON ●	● LODGEN	● ROEN	YOSPER ●
● FRITZELL	MELLAND ●	● SANDNESS	● WALSH
● GOODMAN	● MILLER	SANDS ●	● WENSTROM
● HANSON	MUTCH ●	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	NELSON ●	● SMYKOWSKI	

House Concurrent Resolution No. 3005 was adopted.

House Concurrent Resolution No. 3006. — A concurrent resolution directing a Legislative Council study of community corrections programs and the State Penitentiary.

Was read the second time and has committee recommendation for Indefinite Postponement.

The question being on the final adoption of the resolution.

House Concurrent Resolution No. 3006 was declared lost.

House Concurrent Resolution No. 3007. — A concurrent resolution directing an interim study by the Legislative Council of the feasibility and desirability of providing for comprehensive post-retirement adjustment programs for the Public Employees Retirement System, Teachers' Fund for Retirement, Highway Patrol retirement program, and Employment Security Bureau retirement program.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 677, House Concurrent Resolution No. 3007 was adopted.

House Concurrent Resolution No. 3010. — A concurrent resolution urging school boards to cooperate with the North Dakota national guard for the Guard Career Education Program.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3010 was adopted.

House Concurrent Resolution No. 3029. — A concurrent resolution directing the Legislative Council to study the feasibility of public television coverage of the Forty-seventh Legislative Assembly.

Was read the second time.

Senator Hoffner requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 19; nays, 24; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●	●	●	●			●
●			SZLER		●	●	●	●	SOLBERG		●
●			JACOBSON		●			●	SORUM		●
		●	JONES ●		●	●	●	●	STRAND ●		●
		●	KRAUTER		●	●	●	●	STRANDEN		●
		●	LASHKOWITZ		●	●	●	●	TALLACKSON		●
●			LEE		●	●	●	●	TENNEFOS		●
●			LIPS		●	●	●	●	THANE		●
		●	LODGEN		●	●	●	●	YOSPER		●
		●	MELLAND ●		●	●	●	●	WALSH		●
●			MILLER		●	●	●	●	WENSTROM		●
●			MUTCH		●	●	●	●	WRIGHT		●
		●	NAADEN		●	●	●	●	MR. PRESIDENT		
●			NELSON ●		●	●	●	●			

House Concurrent Resolution No. 3029 was declared lost.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Bill No. 2001
- Senate Bill No. 2026
- Senate Bill No. 2038
- Senate Bill No. 2085
- Senate Bill No. 2099
- Senate Bill No. 2310
- Senate Bill No. 2439
- Senate Concurrent Resolution No. 4042
- Senate Concurrent Resolution No. 4052
- Senate Concurrent Resolution No. 4059
- Senate Concurrent Resolution No. 4060
- Senate Concurrent Resolution No. 4062
- Senate Concurrent Resolution No. 4064
- Senate Concurrent Resolution No. 4065
- Senate Concurrent Resolution No. 4068
- Senate Concurrent Resolution No. 4075
- Senate Concurrent Resolution No. 4081

LEO LEIDHOLM, Secretary

Report of Standing Committee

Mr. President: Your Committee on TRANSPORTATION
 to whom was referred Senate Concurrent Resolution No. 4058

Has had the same under consideration and recommends that the same


- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, line 5, after the word "Delegation" insert the following: ", the United States Secretary of Transportation"

And renumber the lines accordingly

And when so amended recommends the same do pass.


 Senator Solberg Chairman

Senate Concurrent Resolution No. 4058
 was placed on the sixth


order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
 to whom was referred House Bill No. 1017

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


 Senator Lips Chairman

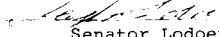
House Bill No. 1017 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on POLITICAL SUBDIVISIONS
to whom was referred House Bill No. 1049

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:


 Chairman
Senator Lodoen
House Bill No. 1049 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1060

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

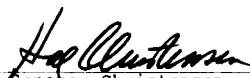
 Chairman
Senator Christensen
House Bill No. 1060 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1061

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

 Chairman
Senator Christensen
House Bill No. 1061 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

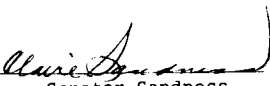
Mr. President Your Committee on Education
to whom was referred House Bill No. 1063

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

and be rereferred to the Committee on Appropriations


Chairman
Senator Sandness

House _____ Bill No. 1063 was rereferred to the Committee
On Appropriations

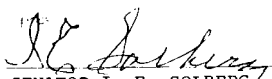
Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1091

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


Chairman
SENATOR I. E. SOLBERG

HOUSE Bill No. 1091 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

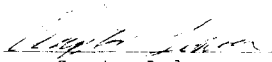
Mr. President Your Committee on Political Subdivisions

to whom was referred House Bill No. 1160

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


Chairman
Senator Lodoen

House Bill No. 1160 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES

to whom was referred House Bill No. 1192

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1 of the Engrossed Bill, line 1, after the words "A BILL"
delete the remainder of the line and delete the remainder of the
bill and insert in lieu thereof the following: "for an Act to
amend and reenact sections 20.1-02-15 and 29-05-10 of the North
Dakota Century Code, relating to the definition of peace officer,
and to the powers of certain game and fish department personnel;
and providing a penalty.

JOURNAL OF THE SENATE

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 20.1-02-15 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

20.1-02-15. POLICE POWERS OF COMMISSIONER, DEPUTY COMMISSIONER, AND BONDED APPOINTEES OF COMMISSIONER.) The commissioner, deputy commissioner, and any bonded appointees of the commissioner shall have the power:

1. ~~Of~~ of a peace officer as provided in title 29, for the purpose of enforcing this title and any other state laws, rules, or regulations relating to big game, small game, fur-bearers, fish, and other wildlife.
2. ~~To make arrests upon view and without warrant for any violation committed in his presence of this title and any other state laws, rules, or regulations relating to big game, small game, fur-bearers, fish and other wildlife.~~
3. ~~To enter and inspect any hotel, restaurant, cold storage warehouse, plant, icehouse, or any building used for the storage of dressed meat, game, or fish to determine if game or fish, or parts thereof, are kept or stored therein contrary to this title.~~
4. In addition each such person shall have power:
 1. To open, enter, and examine, without warrant all buildings, meat processing plants, game cleaning facilities, fishhouses, camps, tents, vessels, boats, wagons, automobiles, or other vehicles, cars, crates, boxes, and other receptacles and places when he has reason to believe that game or fish, or parts thereof, or green furs which have been taken or are held or possessed contrary to this title may be found. The right to enter and search without a warrant, however, shall not apply to buildings, the dwelling house or living quarters of any person, or of a sealed railroad car, unless permission is given by the owner or person in control of the premises.
 2. To open and examine any package in the possession of a common carrier which he suspects or has reason to believe contains game or fish, or parts thereof, taken, held, or falsely labeled contrary to this title. Every such common carrier, and every agent, servant, or employee thereof, shall permit any such officer to open and examine any such package. Any package so opened and not confiscated shall be restored to its original condition by the officer making the examination.
 3. To enter without a search warrant upon the premises of any dealer or trader in green furs to inspect any warehouses, storerooms, or other storage places, and may call for and inspect records of buying, shipping, or selling of green furs. ~~The right to enter and search without a warrant, however, shall not apply to the dwelling house or the living quarters of any person or of a sealed railroad car.~~
 4. To seize and hold, subject to court order, any green furs obtained illegally.
 5. To inspect all premises used for the purpose of propagating and domesticating game birds or protected animals.

SECTION 2. AMENDMENT.) Section 29-05-10 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

29-05-10. "PEACE OFFICER" DEFINED.) A peace officer is a sheriff ~~of a county~~ or his deputy, ~~or~~ a coroner, constable, marshal, or policeman of a township or city, and, for the purposes of enforcing title 20.1, the commissioner, deputy commissioner, and bonded employees of the game and fish department."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

House Bill No. 1192 was placed on the Sixth Chairman Senator Jacobson

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES to whom was referred House Bill No. 1276

Has had the same under consideration and recommends that the same

[x] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows.

House Bill No. 1276 was placed on the fourteenth Chairman Senator Jacobson

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on TRANSPORTATION to whom was referred House Bill No. 1285

Has had the same under consideration and recommends that the same

[] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[x] be amended as follows:

On page 3, line 14, of the engrossed bill, after the word "of" insert the following: "non-liquid fertilizers or"

On page 4, line 10, of the engrossed bill, delete the word "Non-used" and insert in lieu thereof the word "Non-user"

And renumber the lines accordingly

And when so amended recommends the same do pass.

House Bill No. 1285 was placed on the sixth Chairman Senator Solberg

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions to whom was referred House Bill No. 1293

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 9, line 29 of the engrossed bill, delete the word "or"

On page 9, line 30 of the engrossed bill, delete the words "of the combined municipal utilities system"

On page 9, line 32 of the engrossed bill, delete the words "or of the combined"

On page 9, line 33 of the engrossed bill, delete the words "municipal utilities system"

On page 10, line 3 of the engrossed bill, delete the words "or of its combined"

On page 10, line 4 of the engrossed bill, delete the words "municipal utilities system"

On page 10, line 11 of the engrossed bill, delete the words " or supplied through its"

On page 10, line 12 of the engrossed bill, delete the words "combined municipal utilities system"

On page 10, line 19 of the engrossed bill, delete the words "or related to its"

On page 10, line 20 of the engrossed bill, delete the words "combined municipal utilities system"

On page 10, line 27 of the engrossed bill, after the word "pledge" insert the words "of revenues"

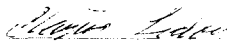
On page 10, line 30 of the engrossed bill, delete the words "and any other funds"

On page 10, line 30 of the engrossed bill, delete the words "and held or"

On page 10, delete all of line 31

And renumber the lines, pages and sections accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Lodoen

House _____ Bill No. 1293 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

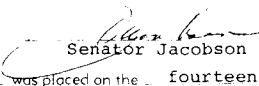
Mr. President: Your Committee on NATURAL RESOURCES

to whom was referred _____ House _____ Bill No. 1448

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Jacobson

House _____ Bill No. 1448 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1509

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 2, line 1, of the engrossed bill, delete the following:
"This list of diseases may be revised"

On page 2, of the engrossed bill, delete all of lines 2 through 4

On page 2, line 28, of the engrossed bill, following the word
"signed" delete the following language: "by a responsible leader" and insert in lieu thereof the following: "by his parents or guardian whose"

On page 2, of the engrossed bill, delete all of line 29.

On page 2, line 30, of the engrossed bill, delete the following word "teachings" and insert in lieu thereof the word "beliefs"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass


Senator Christensen Chairman

House Bill No. 1509 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1518

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


SENATOR I. E. SOLBERG Chairman

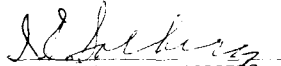
HOUSE Bill No. 1518 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1560

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

 Chairman
SENATOR I. E. SOLBERG

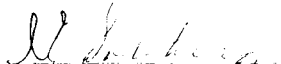
HOUSE Bill No. 1560 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1572

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

 Chairman
SENATOR I. E. SOLBERG


HOUSE Bill No. 1572 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
to whom was referred House Bill No. 1680

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:

 Chairman
Senator Jacobson

House Bill No. 1680 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE BILLS

House Bill No. 1008. Division of Independent Study — A Bill for an Act making an appropriation for defraying the expenses of the division of independent study of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1015. — Office of Economic Opportunity — A Bill for an Act making an appropriation for defraying the expenses of the office of economic opportunity of the State of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1020. State Fire Marshall — A Bill for an Act making an appropriation for defraying the expenses of the state fire marshall of the State of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1030. Upper Great Plains Transportation Institute — A Bill for an Act making an appropriation for defraying the expenses of the upper great plains transportation institute of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1142. — A Bill for an Act to amend and reenact sections 16-20-01, 16-20-01.1, 39-01-03, 39-01-04, 39-01-05, and 44-08-19 of the North Dakota Century Code, relating to what constitutes corrupt practice, use of state services or property for political purposes, state-owned motor vehicles not to be used for private use or in political activities, the definition of "political activity", expenses not to be collected by state officers or employees engaged in political activity, and the prohibition of political activities by public employees while on duty; and extending the various prohibitions to political subdivision employees and officers.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1199. — A Bill for an Act to create and enact a new section to chapter 15-39.2 of the North Dakota Century Code, relating to a post-retirement adjustment; and providing an appropriation.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1226. — A Bill for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to the referral of cases of known or suspected fraud in the medical assistance program to the attorney general and the responsibilities of the attorney general upon receipt of such referral.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1236. — A Bill for an Act to amend and reenact section 43-34-02 and subsection 1 of section 43-34-03 of the North Dakota Century Code, relating to the composition of the state board of examiners for nursing home administrators, and to qualifications for licensure.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1239. — A Bill for an Act to create and enact Chapter 38-14.2 of the North Dakota Century Code, relating to the development of a reclamation program for abandoned surface mined areas.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1254. — A Bill for an Act to authorize the state board of higher education to enter into agreements providing for a regional veterinary medical education program.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1257. — A Bill for an Act to provide for a severance tax upon all coal mined; to provide procedures for the imposition, collection, and administration of such tax; to provide for the allocation of moneys collected; to provide for impact loans to be administered by the board of university and school lands; and to provide a penalty.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1262. — A Bill for an Act to create and enact subsection 5 to section 38-12.1-04 of the North Dakota Century Code, relating to the jurisdiction of the Industrial Commission; to create and enact a new section under chapter 65-11 of the North Dakota Century Code, relating to the promulgation of rules by the Workmen's Compensation Bureau regarding mine foremen; to amend and reenact sections 38-12.1-05, 38-12.1-08, and 38-16-06, subsections 2 and 4 of section 38-18-06, subsection 1 of section 38-18-07, and subsections 1 and 2 of section 38-18-08 of the North Dakota Century Code, relating to the necessity of a drilling permit, penalties, exemptions from surface mining operation reporting requirements, requirement of surface owner consent to surface mining operations, payment of damages sustained by the surface owner, and financial obligation of the mineral developer to pay the costs of reclamation; and to repeal chapters 38-03, 38-05, 38-06, and 38-07, and sections 38-01-01 and 38-01-08 of the North Dakota Century Code, relating to the state mine inspector, mine foreman examinations and qualifications, protection of the health and safety of miners, maps or surveys of mines, regulation of surface coal mining and reclamation operations, definitions, and penalties.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1312. — A Bill for an Act to amend and reenact section 54-03-01.5 of the North Dakota Century Code, relating to legislative apportionment requirements.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1335. — A Bill for an Act to create and enact a new section to any legislation enacted by the forty-sixth legislative assembly providing for a coal severance tax, defining the term "coal" and specifically excluding leonardite (natural oxidized lignite) from that definition.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1352. — A Bill for an Act to amend and reenact subsection 1 of section 39-06.1-10 of the North Dakota Century Code, providing that traffic offenses, when the assigned number of points for violation are two or less, shall not be recorded on the driving record.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1353. — A Bill for an Act to create and enact section 5-02-05.1 of the North Dakota Century Code, providing for a special Sunday convention alcoholic beverage permit which may be issued by the governing body of a city to a private club, lodge, motel, or hotel serving as a state or national convention headquarters; to amend and reenact section 5-02-05, subsection 11 of section 12.1-30-02, and subsection 29 of section 12.1-30-03 of the North Dakota Century Code, relating to prohibited liquor disposal on certain days, personal property sales allowable on Sunday, and businesses allowed to operate on Sunday; and providing a penalty.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1360. — A Bill for an Act to provide a Human Rights Act to prohibit discrimination against persons; to amend and reenact section 23-21.1-10 and subsection 11 of section 26-30-04 of the North Dakota Century Code, relating to penalties for unlawful acts by cemetery organizations, and unfair insurance practices.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1362. — A Bill for an Act to create and enact a new subsection to section 23-02.1-18 of the North Dakota Century Code, relating to the issuance of new birth certificates after the adoption of foreign-born persons; and to amend and reenact section 14-15-18 and subsection 5 of section 23-02.1-17 of the North Dakota Century Code, relating to reports of adoption and the application for a new birth certificate after the adoption of a foreign-born person.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1404. — A Bill for an Act to authorize the state board of higher education to deed property owned by the state of North Dakota for the use and benefit of the university of North Dakota to the United States; and declaring an emergency.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1405. — A Bill for an Act to authorize the state board of higher education to exchange lands.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1430. — A Bill for an Act to create and enact a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to an exemption from the motor vehicle excise tax for assembled motor vehicles.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1475. — A Bill for an Act to provide for income tax credits and deductions as incentives for landowners to sell or lease land to beginning farmers; and to provide an effective date.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1483. — A Bill for an Act to create and enact two new sections to chapter 47-16 of the North Dakota Century Code, providing for conditions under which a landlord may enter a tenant's apartment and abolishing landlord's liens and the common law action of distraint for rent.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1489. — A Bill for an Act to provide for television booster stations to be created by petition and election in the counties, providing a two-mill tax levy for the establishment of a booster station, and providing for exemption for townships not served by the station.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1502. — A Bill for an Act to amend and reenact section 65-10-03 of the North Dakota Century Code, relating to cost of appeal, attorney's fees; and providing a statement of legislative intent.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1564. — A Bill for an Act to amend and reenact sections 39-24-02 and 39-24-04 of the North Dakota Century Code, relating to snowmobile registration and exemptions from registration.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1565. — A Bill for an Act to create and enact three new sections to chapter 15-39.2 of the North Dakota Century Code, relating to college teachers under the teachers' fund for retirement, alternative benefits, and methods of paying assessments; to amend and reenact section 15-39.1-25 of the North Dakota Century Code, relating to fixed rights and obligations for college teachers; and providing an appropriation.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1585. — A Bill for an Act to create and enact three new sections to chapter 14-09 of the North Dakota Century Code, relating to investigations to be conducted before awarding custody, and the test and factors to be used in making an award of custody; and to amend and reenact sections 14-05-22 and 14-09-07 of the North Dakota Century Code, relating to awards of custody issued in connection with a decree of divorce, and the right of a noncustodial parent to change the residence of the child.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1610. — A Bill for an Act to amend and reenact section 15-47-13 of the North Dakota Century Code, relating to the school census; and declaring an emergency.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1616. — A Bill for an Act to amend and reenact subsection 1 of section 39-10-28 of the North Dakota Century Code relating to stopping for pedestrians in crosswalks.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1619. — A Bill for an Act to amend and reenact sections 15-40.1-07 and 15-40.1-08 of the North Dakota Century Code, relating to enrollment periods used in determining per-pupil foundation program payments for school districts.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1636. — A Bill for an Act to create and enact a new section to chapter 39-19 of the North Dakota Century Code, relating to requiring the state highway department to join the international registration plan and the multistate reciprocal agreement.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1637. — A Bill for an Act to create and enact a new section to chapter 26-03.1 and chapter 26-27 of the North Dakota Century Code, relating to options required to be offered to persons who are insured for medical care coverage by insurance companies and nonprofit medical service corporations; and to amend and reenact section 26-03.1-08 of the North Dakota Century Code, relating to the applicability of the provisions of chapter 26-03 to blanket and group insurance policies.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

House Bill No. 1650. — A Bill for an Act to amend and reenact section

40-20-03 of the North Dakota Century Code, relating to the qualifications of a city engineer.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1681. — A Bill for an Act to create and enact section 39-08-10.1 of the North Dakota Century Code, relating to requiring notification of the next of kin following an accident involving death or serious injury.

Which was read the first time and referred to the Committee on Political Subdivisions.

FIRST READING OF HOUSE RESOLUTIONS

House Concurrent Resolution No. 3009. — A concurrent resolution to amend and reenact section 174 of the Constitution of the State of North Dakota, relating to legislative authority to provide a four-mill property tax levy to defray the expenses of the state, and providing that the legislative assembly may not raise revenue for the state through a property tax.

Was read the first time and referred to the committee on Constitutional Revision.

House Concurrent Resolution No. 3021. — A concurrent resolution directing the Legislative Council to study the provision of health care services in North Dakota.

Was read the first time and referred to the committee on Industry, Business and Labor.

House Concurrent Resolution No. 3023. — A concurrent resolution directing the Legislative Council to study the appropriate sections of the North Dakota Century Code which relate to the operation of emergency vehicles, and lighting systems and other equipment emergency vehicles are authorized to use, with emphasis on the assignment of the responsibility for adopting rules, and requiring specific training and equipment, for safe operation of emergency vehicles.

Was read the first time and referred to the committee on Transportation.

House Concurrent Resolution No. 3027. — A concurrent resolution directing the Legislative Council to conduct a study of the membership of agricultural product promotion entities in North Dakota.

Was read the first time and referred to the committee on Agriculture.

House Concurrent Resolution No. 3042. — A concurrent resolution directing the Legislative Council to conduct a study of severed mineral interests in North Dakota.

Was read the first time and referred to the committee on Natural Resources.

House Concurrent Resolution No. 3043. — A concurrent resolution directing the Legislative Council to study state agency and department use of computers.

Was read the first time and referred to the committee on State and Federal Government.

House Concurrent Resolution No. 3044. — A concurrent resolution directing the Legislative Council to study the adequacy of community-based residential facilities and care for physically handicapped young adults in North Dakota and to clarify the respective responsibilities of state and local agencies involved in the provision of residential care, treatment, supervision, and related services, and, when necessary, protection to physically handicapped young adults.

Was read the first time and referred to the committee on Social Welfare and Veterans Affairs.

House Concurrent Resolution No. 3045. — A concurrent resolution directing the Legislative Council to study catastrophic illness programs, minimum benefits in health insurance, and the uninsurable pooled risks concept.

Was read the first time and referred to the committee on Industry, Business and Labor.

House Concurrent Resolution No. 3046. — A concurrent resolution directing a Legislative Council study of the alternatives available for the accumulation of sick leave by state employees.

Was read the first time and referred to the committee on State and Federal Government.

House Concurrent Resolution No. 3048. — A concurrent resolution directing a Legislative Council study to monitor the collocation of comprehensive mental health and area social service centers.

Was read the first time and referred to the committee on Social Welfare and Veterans Affairs.

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1005
 House Bill No. 1007
 House Bill No. 1010
 House Bill No. 1011
 House Bill No. 1028
 House Bill No. 1029
 House Bill No. 1056
 House Bill No. 1126
 House Bill No. 1221
 House Bill No. 1319
 House Bill No. 1326
 House Bill No. 1413
 House Bill No. 1438
 House Bill No. 1496
 House Bill No. 1566
 House Bill No. 1598
 House Bill No. 1605
 House Bill No. 1608
 House Bill No. 1617
 House Bill No. 1622
 House Bill No. 1624
 House Bill No. 1631
 House Bill No. 1634
 House Bill No. 1642
 House Bill No. 1648
 House Bill No. 1669

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1198
House Bill No. 1215
House Bill No. 1385
House Bill No. 1588
House Bill No. 1639
House Bill No. 1657
House Bill No. 1661
House Bill No. 1671.

ROY GILBREATH, Chief Clerk

Senator Nething moved that after the bills are received from the House, and at the conclusion of the 5th Order of Business, the 13th Order of Business and after the reading of Senate Bill No. 2481, House Bills 1017, 1049, 1060, 1061, 1091, 1160, 1276, 1334, 1448, 1518, 1560, 1572, and 1680, the Senate adjourn and convene at 1:00 P.M., Monday, February 26, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-EIGHTH DAY

Bismarck, February 26, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding. The prayer was offered by Rev. John Giles, Pastor, Immanuel Baptist Church, Minot.

Eternal God, we invoke Your presence and blessing as we exalt Your name in praise for the freedoms of our nation, which makes it possible for these men and women to establish policy and pass laws for the great state of North Dakota.

As they meet, discuss, propose and vote may they be reminded of the words of the psalmist when He said, "The Earth Is The Lord's and Every Thing In It, The World and All Who Live In It."

Therefore may they seek Your Divine guidance, may they "do unto others as they would have them do unto them," and Almighty God may their decisions be for the whole state not for their own personal gain, desire or self glory. In Your Holy Name We Ask This. Amen!

The roll was called and all members were present except Senator Redlin.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-seventh day and finds the same to be correct.

SENATOR SHABLOW

Chairman SENATOR TENEFOS moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SCR NO. 4058

and find the same correctly Engrossed

Senator Olin

Chairman Senator Peterson moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Solberg moved that the amendments to Senate Concurrent Resolution No. 4058 as recommended by the Committee on Transportation as printed on page 949 of the Senate Journal be further amended as follows:

On page 2, line 5 after the word "Delegation" delete ", the United States Secretary of Transportation" and insert in lieu thereof ", Secretary of the Department of Transportation"

Senator Solberg moved that the amendments be adopted, which motion prevailed.

Senator Jacobson moved that the amendments to House Bill No. 1192 as recommended by the Committee on Natural Resources as printed on pages 951-953 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to House Bill No. 1285 as recommended by the Committee on Transportation as printed on page 953 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to House Bill No. 1293 as recommended by the Committee on Political Subdivisions as printed on page 954 of the Senate Journal be adopted, which motion prevailed.

Senator Miller Heinrich moved that the amendments to House Bill No. 1509 as printed on page 955 of the Senate Journal be amended as follows:

On page 2, line 28 of the engrossed bill, after the word "his", delete the word "parents" and insert in lieu thereof the word "parent"

Senator Miller Heinrich moved that the amendment be adopted, which motion prevailed.

Senator Christensen moved that the amendments to House Bill No. 1509 as recommended by the Committee on Social Welfare & Veterans Affairs as printed on page 955 of the Senate Journal be adopted, which motion prevailed.

MOTIONS

Senator Lodoen moved that the Senate reconsider its action whereby House Bill No. 1479 passed, which motion prevailed.

Senator Lodoen moved that House Bill No. 1479 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Senator Olin moved that the Senate request the return of Senate Bill No. 2445 from the House for the purpose of withdrawal, which motion prevailed.

MESSAGE TO THE HOUSE

Mr. Speaker: I have the honor to inform you that the Senate requests the return of Senate Bill No. 2445.

LEO LEIDHOLM, Secretary

SECOND READING OF SENATE BILLS

Senate Bill No. 2481. — A Bill for an Act to amend and reenact subsection 1 of section 15-38.1-07, sections 15-38.1-08 and 15-38.1-09, subdivision a of subsection 1 of section 15-38.1-12, and subdivision a of subsection 1 of section 15-38.1-13 of the North Dakota Century Code, relating to specifying the areas that teachers may negotiate with school boards.

Which has been read.

Senator Hanson moved that Senate Bill No. 2481 be amended as follows:

On page 2, line 17 of the engrossed bill, after the period insert the following: "Other terms and conditions of employment may be negotiated for a contract if the subjects are approved by the school board and the representative organization as subjects within the scope of negotiations."

And renumber the lines and pages accordingly.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 38; nays, 11; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS		●	● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		●
● ERDMAN		●	● LIPS			● REITEN			● THANE		
● FARRINGTON		●	● LODOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● WUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAAOEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

MOTION

Senator Christensen moved that House Bill No. 1047 be re-referred to the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

House Bill No. 1049. — A Bill for an Act to amend and reenact section 19-03.1-36 of the North Dakota Century Code, relating to the forfeiture of conveyances used to illegally transport controlled substances, raw materials, products, and equipment; for the seizure of such conveyances by law enforcement agencies; and allowing for the sale of conveyances and the deposit of remainder proceeds in the state, county, or city 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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER			● NETHING	●		● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● WUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAAOEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1053. — A Bill for an Act to amend and reenact section 12.1-17-01 of the North Dakota Century Code, relating to simple assault and increasing the punishment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 882, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1059. — A Bill for an Act to provide for the appointment of a human service center board of directors; to create and enact sections 54-40-10 and 54-40-11 of the North Dakota Century Code, relating to certification of human service centers and to a fiscal incentive for the collocation of county social services with human service centers; and to amend and reenact section 54-40-09 of the North Dakota Century Code, relating to human service centers, their boards of directors, powers, duties, and certification.

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, 4; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES		●	● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1060. — A Bill for an Act to create and enact a new section to chapter 25-10 of the North Dakota Century Code, relating to the authority of the mental health and retardation division; and to amend and reenact sections 25-12-01, 25-12-02, 25-12-03, and 25-12-04 of the North Dakota Century Code, relating to the operation of mental health and retardation service units.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		

● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1061 — A Bill for an Act to improve the quality, and efficiency in delivery, of human services through the collocation of social services and mental health services in each of the eight regions of the state; providing for joint intake, interagency referral, and interprogram planning and coordination; encouraging regional collocation of other related human services; providing for a fiscal incentive for the collocation of county social services in the regional centers; providing for the North Dakota social service board to reimburse qualifying mental health and retardation service units and human service centers for provision of clinical services to medical assistance individuals; and to amend and reenact section 50-24.1-03 of the North Dakota Century Code, relating to medical assistance.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● KRAUTER			● ORANGE		●	● STRAND		
● CHRISTENSEN			● LASHKOWITZ			● PETERSON			● STRINDEN		
● CUSSONS			● LEE			● RAIT			● TALLACKSON		
● DOTZENROD			● LIPS			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LODOEN			● REITEN			● THANE		
● FARRINGTON			● MELLAND			● ROEN			● VOSPER		
● FRITZELL			● MILLER			● SANDNESS			● WALSH		
● GOODMAN			● MUTCH			● SANDS		●	● WENSTROM		
● HANSON			● NAADEN			● SCHIRADO			● WRIGHT		●
● HOFFNER			● NELSON			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG						● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1091. — A Bill for an Act to amend and reenact subdivision c and e of subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to exempting certain motor vehicles from registration.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 48; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
— ALBERS		●	● ISZLER		●	● NOTHING		●	● SOLBERG		●
— BARTH		●	● JACOBSON		●	● OLIN		●	● SORUM		●
— BERUBE		●	● JONES		●	● ORANGE		●	● STRAND		●
— CHRISTENSEN		●	● KRAUTER		●	● PETERSON		●	● STRINDEN		●
— CUSSONS		●	● LASHKOWITZ		●	● RAIT		●	● TALLACKSON		●
— DOTZENROD		●	● LEE		●	● REDLIN	●	●	● TENNEFOS		●
— ERDMAN		●	● LIPS		●	● REITEN		●	● THANE		●
— FARRINGTON		●	● LODOEN		●	● ROEN		●	● VOSPER		●
— FRITZELL		●	● MELLAND		●	● SANDNESS		●	● WALSH		●
— GOODMAN		●	● MILLER		●	● SANDS		●	● WENSTROM		●
— HANSON		●	● MUTCH		●	● SCHIRADO		●	● WRIGHT		●
— HOFFNER		●	● NAADEN		●	● SHABLOW		●	● MR. PRESIDENT		
— HOLMBERG		●	● NELSON		●	● SMYKOWSKI		●			

House Bill No. 1091 was declared lost.

House Bill No. 1098. — A Bill for an Act to amend and reenact section 39-24-05 of the North Dakota Century Code, relating to disposition of the snowmobile trail 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, 1; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		●
● EROMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

EXPLANATION OF VOTE

Senator Tennefos: Mr. President, members of the assembly, I would like to explain why I had a "red" button. I think it was approximately two years ago and possibly four years ago that we provided an additional \$2.00 fee for snowmobile trail tax, and at that time it was to be put into the fund of the State Treasurer to be used by the State Parks and Recreations Department, and I see no reason for this to have to be a special appropriation through this legislative assembly. I think that the determination by the original section to this law provided that that recreational vehicle is going to be provided that trail by the recreational department. Thank you.

House Bill No. 1128. — A Bill for an Act to amend and reenact section 61-16-28.1 of the North Dakota Century Code, relating to removal of obstructions to a drain, and providing a definition of "obstruction to a drain".

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● EROMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1160. — A Bill for an Act to amend and reenact sections 47-16-07 and 47-16-15, relating to the notice required to be given by a landlord to change the terms of a lease and the notice required to be given by either party to terminate a lease.

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, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	NETHING	●	SOLBERG			
●			●	JACOBSON	●	OLIN	●	SORUM			
●			●	JONES	●	ORANGE	●	STRAND			
●			●	KRAUTER	●	PETERSON	●	STRINDEN			
●			●	LASHKOWITZ	●	RAIT	●	TALLACKSON			
●			●	LEE	●	REDLIN	●	TENNEFOS			
●			●	ERDMAN	●	REITEN	●	THANE			
●			●	FARRINGTON	●	ROEN	●	VOSPER			
●			●	FRITZELL	●	SANDNES	●	WALSH			
●			●	GOODMAN	●	SANDS	●	WENSTROM			
●			●	HANSON	●	MUTCH	●	SCHRADO	●	WRIGHT	
●			●	HOFFNER	●	NAADEN	●	SHABLOW	●	MR. PRESIDENT	
●			●	HOLMBERG	●	NELSON	●	SMYKOWSKI			

So the bill passed and the title was agreed to.

House Bill No. 1167. — A Bill for an Act to amend and reenact sections 11-07-02, 11-07-03, and 11-07-05 of the North Dakota Century Code, relating to when county districts are changed, the method of county redistricting, and the first redistricting under the chapter, and providing for redistricting during a census interim, for contiguous districts following township lines where practicable, for filing by April first in an even-numbered year to be effective for that year's elections, and for redistricting at least each ten 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, 44; nays, 1; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	NETHING	●	SOLBERG			
●			●	JACOBSON	●	OLIN	●	SORUM			
●			●	JONES	●	ORANGE	●	STRAND			
●			●	KRAUTER	●	PETERSON	●	STRINDEN			
●			●	LASHKOWITZ	●	RAIT	●	TALLACKSON			
●			●	LEE	●	REDLIN	●	TENNEFOS			
●			●	ERDMAN	●	REITEN	●	THANE			
●			●	FARRINGTON	●	ROEN	●	VOSPER			
●			●	FRITZELL	●	SANDNES	●	WALSH			
●			●	GOODMAN	●	SANDS	●	WENSTROM			
●			●	HANSON	●	MUTCH	●	SCHRADO	●	WRIGHT	
●			●	HOFFNER	●	NAADEN	●	SHABLOW	●	MR. PRESIDENT	
●			●	HOLMBERG	●	NELSON	●	SMYKOWSKI			

So the bill passed and the title was agreed to.

MOTION

Senator Smykowski moved that the Senate reconsider its action whereby it passed House Bill No. 1315, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1315. — A Bill for an Act to amend and reenact section 15-53.1-42 of the North Dakota Century Code, allowing school districts which are dissolving to join a contiguous district operating either an accredited or unaccredited high school.

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, 33; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN	●		● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS	●	●	● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		●
● FARRINGTON	●		● LODOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		●
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		●
● HANSON	●		● MUTCH	●		● SCHIRADO		●	● WRIGHT		●
● HOFFNER			● NAAEDEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG	●		● NELSON			● SMYKOWSKI		●			

House Bill No. 1315 was declared lost.

House Bill No. 1186. — A Bill for an Act to amend and reenact sections 50-11.1-01, 50-11.1-02, 50-11.1-04, 50-11.1-05, 50-11.1-06, subsections 1 and 3 of section 50-11.1-07, subsection 2 of section 50-11.1-08, subsection 2 of section 50-11.1-09, and section 50-11.1-11 of the North Dakota Century Code, relating to the regulation of supplemental parental care for children.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		●
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		●
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		●
● HANSON	●		● MUTCH	●		● SCHIRADO		●	● WRIGHT		●
● HOFFNER			● NAAEDEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG	●		● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1276. — A Bill for an Act to amend and reenact section 61-04-02.1 of the North Dakota Century Code, relating to emergency or temporary use of water.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		●
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		●
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		●
● HANSON	●		● MUTCH	●		● SCHIRADO		●	● WRIGHT		●
● HOFFNER			● NAAEDEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG	●		● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1278. — A Bill for an Act to create and enact section 54-14-04.2 of the North Dakota Century Code, relating to the use of automatic fund transfer systems by the office of the budget for departmental payrolls, and to authorize two pay periods a month.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 886, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS	●	
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● WUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEV			● SHARLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

FIRST READING OF SENATE BILLS

Committee on Delayed Bills (At the request of Senator Melland) introduced:

Senate Bill No. 2433. — A Bill for an Act to create and enact sections 54-40-02.1 and 54-40-02.2 of the North Dakota Century Code, relating to the joint construction and use of a public building by a city and a county; and to amend and reenact section 54-40-03 of the North Dakota Century Code, relating to the disbursement of funds under an agreement for the joint exercise of governmental powers.

Was read the first time and referred to the Committee on Political Subdivisions.

MOTION

Senator Nothing moved that at the conclusion of the 5th Order of Business and the 13th Order of Business, the Senate stand in recess for fifteen minutes, which motion prevailed.

The Senate reconvened, with President Stanstead presiding.

Report of Standing Committee

Mr. President Your Committee on State and Federal Government

to whom was referred Senate Concurrent Resolution Bill No. 4071

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be placed on the Consent Calendar

[Signature]
Senator Jones Chairman

Senate Concurrent Resolution Bill No. 4071 was placed on the 10th

order of business on the calendar for the succeeding legislative day.


Mr. President Your Committee on State and Federal Government
to whom was referred Senate Concurrent Resolution Bill No. 4074

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be placed on the Consent Calendar


Senator Jones

Chairman

Senate Concurrent Resolution Bill No. 4074 was placed on the 10th

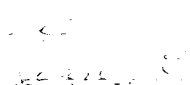
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred House Bill No. 1016

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Lips

Chairman

House Bill No. 1016 was placed on the 14th


order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred House Bill No. 1055

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sands

Chairman

House Bill No. 1055 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1058

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

JOURNAL OF THE SENATE



Chairman

House Bill No. 1058 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred House Bill No. 1068

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows.



Chairman

House Bill No. 1068 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State and Federal Government
to whom was referred House Bill No. 1080

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 2, following the word "reenact" insert the following "subsections 1, 2, 3, 4, 5 and 9 of section 51-10-06, sections 51-10-10 and 51-10-11 of the North Dakota Century Code, relating to the administration and enforcement of the Unfair Trade Practices Law, and"

On page 1, line 5, delete the words "subsections 1 through 10 of section 51-10-06 and"

On page 1, line 6, delete the numerals "51-10-09, 51-10-10, 51-10-11,"

On page 1, after line 14, insert the following new sections:

"SECTION 2. AMENDMENT.) Subsection 1 of section 51-10-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. ~~The North Dakota trade commission attorney general shall have the administration of this chapter, and the members thereof shall not receive any additional compensation for their services other than ten dollars per day and their necessary expenses in attending meetings. Said commission~~ The attorney general is empowered and directed to prevent any person, firm, or corporation from violating any of the provisions of this chapter.

SECTION 3. AMENDMENT.) Subsection 2 of section 51-10-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. Whenever the ~~commission~~ attorney general shall have reason to believe that any such person, firm, or corporation has been or is engaging in any course of conduct or doing any act or acts in violation of the provisions of this

chapter and if it shall appear to the commission attorney general that a proceeding by ~~it~~ him in respect thereof would be to the interest of the public, ~~it~~ he shall issue and serve upon such person, firm, or corporation a complaint stating ~~its~~ the charges in that respect, and containing a notice of a hearing upon a day and at a place therein fixed not less than five days after the service of said complaint. Any such complaint may be amended by the commission attorney general in ~~its~~ his discretion at any time upon at least five days' notice to the parties and at least five days prior to applying for an order based thereon. The person, firm, or corporation so complained of shall have the right to appear at the place and time so fixed and show cause why an order should not be applied for by the commission attorney general requiring such person, firm, or corporation to cease and desist from the violation of the law so charged in said complaint. Any person, firm, or corporation may make application, and upon good cause shown may be allowed by the commission attorney general, to intervene and appear in said proceeding by counsel or in person. The testimony in any such proceeding shall be reduced to writing and filed in the office of the commission attorney general. If upon such hearing the commission attorney general shall be of the opinion that the act or conduct in question is prohibited by this chapter, ~~it~~ he shall make a report in writing in which ~~it~~ he shall state ~~its~~ his findings as to the facts and shall cause to be served on such person, firm, or corporation a copy of ~~its~~ his findings. The commission attorney general may then apply for an order requiring such person, firm, or corporation to cease and desist from such acts or conduct. The order shall be applied for in the district court of the judicial district where the act or conduct in question was done or carried on, or where such person, firm, or corporation resides or carries on business. Until a transcript of the record in such hearing shall have been filed in a district court, as hereinafter provided, the commission attorney general may, upon notice, modify or set aside, in whole or in part, any report made or issued by ~~it~~ him under this section.

SECTION 4. AMENDMENT.) Subsection 3 of section 51-10-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

3. Any person, firm, or corporation required by an order to cease and desist from any such act or conduct may obtain a review of such order by filing in the court, within sixty days from the date of the service of such order, a written petition praying that the order be set aside. A copy of such petition shall be forthwith served upon the commission attorney general, and thereupon the commission attorney general forthwith shall certify and file in the court a transcript of the entire record in the proceeding, including all the evidence taken and the report and order of the commission attorney general. Upon such filing of the petition and transcript, the court shall have jurisdiction of the proceeding and of the question determined therein and shall have power to make and enter upon the pleadings, evidence, and proceedings set forth in such transcript a decree affirming, modifying, or setting aside the order, and enforcing the same to the extent that such order is affirmed, and to issue such writs as are ancillary to its jurisdiction or are necessary in its judgment to prevent injury to the public or to competitors pendente lite.

SECTION 5. AMENDMENT.) Subsection 4 of section 51-10-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

4. If either party shall apply to the court for leave to adduce additional evidence, and shall show to the satisfaction of the court that such additional evidence is material and that there were reasonable grounds for the failure to adduce such evidence in the proceedings before the commission attorney general, the court may order

such additional evidence to be taken before the commission attorney general and to be adduced upon the hearing in such manner and upon such terms and conditions as to the court may seem proper. The commission attorney general may modify its his findings as to the facts, or make new findings, by reason of the additional evidence so taken, and ~~it~~ he shall file such modified or new findings, which, if supported by sufficient evidence, shall be conclusive, and its his recommendation, if any, for the modification of setting aside of its his original order, with the return of such additional evidence. The judgment and decree of the court shall be final, except that the same shall be subject to review by the supreme court upon appeal as in other cases of judgments of such courts; provided, however, that said appeal shall be taken within thirty days from the date of the entry of such judgment or decree.

SECTION 6. AMENDMENT.) Subsection 5 of section 51-10-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

5. Complaints and other processes of the commission attorney general under this section may be served by anyone duly authorized by the commission attorney general, either (a) by delivering a copy thereof to the person to be served, or to a member of the partnership to be served, or the president, secretary, or other executive officer or a director of the corporation to be served; or (b) by leaving a copy thereof at the residence or the principal office or place of business of such person, partnership, or corporation; or (c) by registering and mailing a copy thereof addressed to such person, partnership, or corporation at his or its residence or principal office or place of business. The verified return by the person so serving said complaint or other process setting forth the manner of said service shall be proof of the same, and the return ~~post-office~~ post office receipt for said complaint or other process registered and mailed as aforesaid shall be proof of the service of the same.

SECTION 7. AMENDMENT.) Subsection 9 of section 51-10-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

9. If the supreme court orders a rehearing, or if the case is remanded by the district court to the commission attorney general for a rehearing, and if (a) the time for filing a notice of appeal to the supreme court has expired and no such notice of appeal has been duly filed; or (b) the decision of the court has been affirmed by the supreme court, then the order rendered upon such rehearing shall become final in the same manner as though no prior order had been rendered.

SECTION 8. AMENDMENT.) Section 51-10-10 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

51-10-10. PROCEDURE FOR ESTABLISHING COST SURVEY - HEARING - NOTICE.) The ~~North-Dakota-trade-commission~~ commission attorney general is hereby empowered and directed whenever application therefor shall have been made by ten or more persons, firms, or corporations within any particular retail trade or business to establish the cost survey provided for in section 51-10-09. When petition for such cost survey has been so presented to the commission attorney general, the commission attorney general shall, as soon as possible, fix a time for a public hearing upon the question of whether such cost survey should be established. Such hearing shall be held at the office of ~~said the~~ the commission attorney general and upon such notice as the commission attorney general may by rule require; provided, however, that notice of such hearing shall be published for at least two successive weeks in such daily newspaper or newspapers as the commission attorney general may designate as most commonly circulated in the counties to be affected by such cost survey. Said notice shall further state the locality or area in respect to which said cost survey is proposed to be established and the particular trade or business to be affected thereby.

1. At the time fixed in said notice any person, firm or corporation shall be entitled to appear and be heard by the commission attorney general upon all questions to be

- determined by ~~it~~ him as provided in this section. If the commission attorney general shall determine that a cost survey shall be established, ~~it~~ he shall at the same hearing proceed to classify and define the particular trade or business, or parts thereof, to be affected thereby, determine and delimit the particular area within which such trade or business shall be so affected, and find and determine the probable "cost of doing business" or "overhead expense", stated in percentage or percentages of invoice or replacement cost which would probably be incurred by an efficient person, firm or corporation within such trade or business within such area.
2. Provided, however, that where the commission attorney general shall determine that the probable "cost of doing business" or "overhead expense", stated in percentage or percentages of invoice or replacement cost which would probably be incurred by an efficient person, firm or corporation in such trade or business is the same for the entire state, then and in that event the commission attorney general may, upon proper notice having been given as hereinbefore provided, create one trade area which shall embrace the entire state.
 3. The percentage or percentages so fixed and determined shall be presumed to be the actual "cost of doing business" and "overhead expenses" of any person, firm or corporation in such trade or business and within the area, affected by such cost survey.

SECTION 9. AMENDMENT.) Section 51-10-11 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

51-10-11. HEARINGS AND INVESTIGATIONS - CONTEMPTS.) The ~~North Dakota trade-commission~~ attorney general for the purpose of conducting hearings and investigations which, in the opinion of the commission attorney general, are necessary and proper for the exercise of the powers vested in ~~it~~ him by this chapter shall have the following powers:

1. ~~The commission; attorney general or its duly authorized agents;~~ shall at all reasonable times have access to, for the purpose of examination, and the right to copy any evidence of any person being investigated or proceeded against that relates to any matter under investigation or in question. ~~Any member of the commission~~ The attorney general shall have power to issue subpoenas requiring the attendance and testimony of witnesses and the production of any evidence that relates to any matter under investigation or in question. ~~before the commission, or before its duly authorized agent conducting the investigation. Any member of the commission or any agents, duly authorized by the commission for such purposes;~~ The attorney general may administer oaths and affirmations, examine witnesses and receive evidence. Such attendance of witnesses and the production of such evidence may be required from any place within the state of North Dakota at any designated place of hearing.
2. In any case of contumacy or refusal to obey a subpoena issued to any person, any district court of the state of North Dakota, within any district where the inquiry is carried on or where a person guilty of contumacy or refusal to obey is found or resides or transacts business, upon application by the commission attorney general shall have jurisdiction to issue to such person an order requiring such person to appear before the ~~commission attorney general, or its duly authorized agent;~~ and there to produce evidence if so ordered, or there to give testimony touching the matter under investigation; and any failure to obey such order of the court may be punished by said court as a contempt thereof.

The provisions of section 51-10-08 shall apply to the administration and enforcement of sections 51-10-09 through ~~51-10-15~~ 51-10-11."

On page 3, line 9, delete the words "Subsection 1 through 10 of section"

On page 3, line 10, delete the words "51-10-06 and sections

JOURNAL OF THE SENATE

51-10-09, 51-10-10, 51-10-11," and insert in lieu thereof the word "Sections"

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass.

Handwritten signature of Senator Jones, Chairman

House Bill No. 1080 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State & Federal Government

to whom was referred House Bill No. 1117

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

On page 2, line 21 of the engrossed bill, after the word "planning" insert the following: "but shall not exceed \$50,000 per biennium"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass. and be rereferred to the Committee on Appropriations.

Handwritten signature of Senator Jones, Chairman

House Bill No. 1117 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor

to whom was referred House Bill No. 1118

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

And be placed on the Consent Calendar

Handwritten signature of Senator Reiten, Chairman

House Bill No. 1118 was placed on the Tenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Agriculture

to whom was referred House Bill No. 1122

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

And rereferred to the Committee on Appropriations

House Bill No. 1122 was rereferred to the Committee on Appropriations. Senator Iszler, Chairman

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1151

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows:

House Bill No. 1151 was placed on the Fourteenth Senator Reiten, Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1154

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows:

House Bill No. 1154 was placed on the Fourteenth Senator Reiten, Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1166

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows:

House Bill No. 1166 was placed on the Fourteenth Senator Reiten, Chairman

order of business on the calendar for the succeeding legislative day.

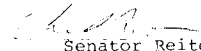
Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1171

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Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 Senator Reiten Chairman

House Bill No. 1171 was placed on the Pourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY

to whom was referred House Bill No. 1182

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 Senator Sands Chairman

House Bill No. 1182 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY

to whom was referred HOUSE Bill No. 1184

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 Senator Sands Chairman

House Bill No. 1184 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY

to whom was referred House Bill No. 1185

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

James M. Sands
Senator Sands Chairman

House Bill No. 1185 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor
to whom was referred House Bill No. 1216

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

And be placed on the Consent Calendar

John Reiten
Senator Reiten Chairman

House Bill No. 1216 was placed on the tenth

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on Education
to whom was referred House Bill No. 1224

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

And be Placed on the Consent Calendar

Walter Sandness
Senator Sandness Chairman

House Bill No. 1224 was placed on the tenth

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on JUDICIARY
to whom was referred House Bill No. 1248

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Frank M. Sandness
Senator Sandness Chairman

House Bill No. 1248 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred House Bill No. 1265

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

And be Placed on the Consent Calendar

Edward Sandness
Senator Sandness Chairman

House Bill No. 1265 was placed on the tenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1269

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Edward Goodman
Senator Goodman Chairman

House Bill No. 1269 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Agriculture
to whom was referred House Bill No. 1279

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Sam Taylor
Senator Iszler Chairman

House Bill No. 1279 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred House Bill No. 1292

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be Placed on the Consent Calendar

Chairman
Senator Sandness Chairman

House Bill No. 1292 was placed on the tenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred House Bill No. 1313

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Chairman
Sandness Chairman

House Bill No. 1313 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred House Bill No. 1346

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Chairman
Senator Sandness Chairman

House Bill No. 1346 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred House Bill No. 1357

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Sandness Chairman
Senator Sandness

House _____ Bill No. 1357 _____ was placed on the _____ fourteenth _____

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Agriculture
to whom was referred House Bill No. 1391

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- On page 1, line 12, strike through the word "actual"
- On page 1, line 12, strike through the words "expense in" and insert the word "expenses"
- On page 1, line 13, strike through the words "an amount not to exceed twelve"
- On page 1, line 13, delete the words "twenty-five"
- On page 1, line 13, strike through the words "dollars per day for"
- On page 1, strike through all of line 14
- On page 1, strike through all of line 15 and after the period insert the following: "at the same rate and under the same conditions as provided for state officials and employees. The allowance for travel expenses shall be at the same rate as provided by section 11-10-15 and shall be evidenced by a subvoucher or receipt, in a manner determined by the board of directors."

And renumber the lines, pages, and sections accordingly

And when so amended recommends the same do pass.

Senator Iszler Chairman
Senator Iszler

House _____ Bill No. 1391 _____ was placed on the _____ sixth _____

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Agriculture
to whom was referred House Bill No. 1393

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Iszler Chairman
Senator Iszler

House _____ Bill No. 1393 _____ was placed on the _____ fourteenth _____

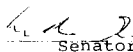
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor
to whom was referred House Bill No. 1423

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten

House Bill No. 1423 was placed on the Fourteenth

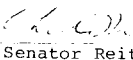
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor
to whom was referred House Bill No. 1456

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten

House Bill No. 1456 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred House Bill No. 1460

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Sands

House Bill No. 1460 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1466

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

And be placed on the Consent Calendar

Goodman
Senator Goodman Chairman

House Bill No. 1466 was placed on the _____ tenth _____

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State and Federal Government
to whom was referred House Bill No. 1508

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

And be placed on the Consent Calendar

Senator Jones
Senator Jones Chairman

House Bill No. 1508 was placed on the _____ 10th _____

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State and Federal Committee
to whom was referred House Bill No. 1513

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

Page 1, line 3, after the word "corners" delete the semicolon and insert in lieu thereof a period

Page 1, line 14, after the word "inches" insert the following:
"(45.72 centimeters)"

Page 1, line 15, after the word "inch" insert the following:
"(12.7 millimeters)"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Senator Jones
Senator Jones Chairman

House Bill No. 1513 was placed on the _____ 6th _____

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION

to whom was referred House Bill No. 1562

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:



Chairman

Senator Goodman

House Bill No. 1562 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION

to whom was referred House Bill No. 1563

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:



Chairman

Senator Goodman

House Bill No. 1563 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

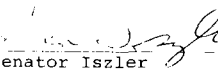
Mr. President Your Committee on Agriculture

to whom was referred House Bill No. 1615

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:



Chairman

Senator Iszler

House Bill No. 1615 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

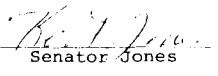
Mr. President Your Committee on State and Federal Government

to whom was referred House Bill No. 1629

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:



Chairman

Senator Jones

House Bill No. 1629 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred, House Bill No. 1665

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
 be amended as follows:


Senator Sands

House Bill No. 1665 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day

FIRST READING OF HOUSE BILLS

House Bill No. 1002. — A Bill for an Act directing the legislative council to create an interim science and technology committee to administer a scientific and technological research and development program, to establish its membership, to set forth its powers and duties, to provide for its staffing; to provide an appropriation.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1004. Board of Higher Education — A Bill for an Act making an appropriation for defraying the expenses of the board of higher education and various divisions thereof of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1005. Institutions of Higher Education — A Bill for an Act making an appropriation for defraying the expenses of the various institutions under the supervision of the board of higher education of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1007. State Aid to Junior Colleges — A Bill for an Act making an appropriation for providing assistance to the junior colleges of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1009. Extension Division and Experiment Stations — A Bill for an Act making an appropriation for defraying the expenses of the extension division and the experiment stations of North Dakota state university of agriculture and applied science.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1010. Department of Health — A Bill for an Act making an appropriation for defraying the expenses of the department of health of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1011. Social Service Board — A Bill for an Act making

an appropriation for defraying the expenses of the social service board of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1024. North Dakota State Fair Association — A Bill for an Act making an appropriation for defraying the expenses of the state fair association of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1028. Highway Patrol — A Bill for an Act making an appropriation for defraying the expenses of the highway patrol and the various divisions thereof of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1029. Highway Department — A Bill for an Act making an appropriation for defraying the expenses of the highway department of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1034. Public Employees Retirement System and Group Insurance — A Bill for an Act making an appropriation for defraying the administrative expenses of the public employees retirement system and the group insurance program of the state of North Dakota.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1048. — A Bill for an Act to create a drug enforcement unit within the office of attorney general and to establish its jurisdiction and duties, and the powers of enforcement personnel; to amend and reenact subsection 1 of section 19-03.1-32 and section 54-12-14 of the North Dakota Century Code, relating to the powers of controlled substances enforcement personnel and the drug control cash fund.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1056. — A Bill for an Act to set forth legislative intent covering any appropriation for school textbooks; to create and enact a new section for adjusting foundation aid payments; to provide that a portion of oil and gas bonus payments received by the board of university and school lands be apportioned and distributed to the public schools; to create and enact a new subsection to section 15-40.1-06 of the North Dakota Century Code, to provide that a portion of foundation program per-pupil payment increases be contingent on other fund distributions; to amend and reenact sections 15-20.1-10, 15-40.1-03, 15-40.1-04, 15-40.1-05, subsections 2 and 3 of section 15-40.1-06, sections 15-40.1-07, 15-40.1-08, 15-40.1-09, 15-40.1-10, 15-40.1-11, 15-40.1-16, 15-40.1-16.1, 15-40.1-18, 15-40.2-05, 15-40.2-10, 15-47-16, 15-59-06, and 15-59.1-05 of the North Dakota Century Code, relating to the payment of state foundation aid payments directly to school districts; to repeal subdivision b of subsection 3 of section 15-40.1-06 of the North Dakota Century Code, relating to the deduction for federal impact payments; to provide an appropriation; and to declare an emergency.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1071. — A Bill for an Act to amend and reenact sections 4-16-09, 4-30-54, 4-33-06, 6-05-19, subsection 5 of section 6-05.1-05, sections 11-03-08, 11-05-16, 11-07-04, 11-08-06, subsection 1 of section 11-08-08, sections 11-08-13, 11-08-14, 11-09-29, 11-10-02, 11-10-10, 11-10-11, 11-10-20, 11-11-10, 11-12-05, 11-19-08, 11-19-13, 11-19-14, 11-19-15, 11-19-25, 11-20-01, 11-20-03, 11-21-02, 11-21-03, 11-21-04, 11-21-12, 11-21-13, 11-21-14, 11-30-16, 12-45-01, 12-46-13, 12-51-07, 12-53-01, 12-53-05, 12-53-13, 12-60-13.1, subsection 5 of section 12.1-01-04, sections 14-03-09, 14-03-10, 14-03-11, 14-03-12, 14-03-13, 14-03-15, 14-03-17, 14-03-19, 14-03-20, 14-03-21, 14-03-22, 14-03-24, 15-22-06, 15-40.2-05, 16-13-09, 16-13-11, 16-14-06, 16-21-03, 16-21.1-09, 18-02-09, 19-01-12, subsection 1 of section 19-03.1-33, 23-04-08, 23-05-06, 24-06-05, 24-07-22, 24-07-24, 24-07-28, 25-03.1-02, 25-03.1-03, 25-03.1-08, subsection 1 of section 25-03.1-09, sections 25-03.1-29 and 25-03.1-38, subsection 3 of section 25-04-05.1, sections 25-05-13, 25-05-14, 25-05-21, 25-05-22, 25-09-02.2, 25-09-03, 25-11-05, 27-05.1-07, 27-08.1-01, 27-08.1-03, 27-08.1-08, 27-08.2-01, subsection 2 of section 27-09.1-09, sections 27-09.1-14, 27-11-03, 27-15-01, 27-15-02, 27-15-10, 27-19-08, subsection 2 of section 27-20-47, subsection 2 of section 27-23-01, sections 27-23-02, 28-18-09, 28-20-22, 28-26-19, 28-29-04, subsection 3 of section 29-01-01, subsection 4 of section 29-01-09, sections 29-01-14, 29-01-15, 29-02-13, 29-05-31, 29-08-02, 29-08-16, 29-10.1-38, subsection 1 of section 29-15-21, section 29-22-01, subsection 6 of section 30.1-01-06, sections 30.1-02-02, 30.1-02-07, subdivision c of subsection 2 of section 30.1-10-01, sections 32-09-03, 32-09-10, 32-15-14, 32-19-23, 32-19-24, 32-19-30, 32-24-01, 32-29-05, 33-06-01, 33-06-03, 33-06-04, 36-01-17, 36-01-18, 36-11-10, 36-11-11, 37-16-04, subsection 4 of section 38-10-01, sections 38-10-03, 38-10-05, 38-10-06, 38-10-08, 39-06-16, subsection 5 of section 39-06.1-03, sections 40-02-16, 40-09-16, 40-11-12, 40-13-02, 42-01-07, 42-03-01, 42-03-03, subsection 2 of section 43-23-07, sections 44-02-05, 44-03-02, 44-05-01, 44-08-04, 44-08-09, 44-09-01, 44-11-01, 44-11-12, 46-04-05, 47-03-06, 47-18-22, subsection 9 of section 47-19-02, sections 47-19-06, 47-19-14, subsection 4 of section 47-24-01, subsection 2 of section 50-01.1-04, sections 54-10-13, 57-26-02, 57-37.1-06, 57-37.1-12, and 58-02-23 of the North Dakota Century Code, removing references in the North Dakota Century Code to county judges with increased jurisdiction, county judges, county justices, justices of the peace, county courts, and county justice courts, and to require judicial expenses to be paid by the state.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1126. — A Bill for an Act to amend and reenact subdivision b of subsection 3 of section 15-40.1-06 of the North Dakota Century Code, relating to foundation program payments; and to provide an effective date.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1198. — A Bill for an Act to require written notice and approval by the surface owner before a permit to drill for oil or gas is issued by the state geologist and to provide for payment to the surface owner as compensation for surface damage and disruption.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1215. — A Bill for an Act to allow nonprofit veterans, charitable, educational, religious, and fraternal organizations, civic and service clubs, and public-spirited organizations to conduct bingo, raffles, pull tabs, jars, punchboards, paddle wheel, twenty-one, and sports pools; and to provide for definitions, licensure by the attorney

general, city and county approval in certain instances, restrictions on the conduct of games, bookkeeping requirements, expense requirements, a tax based on adjusted gross proceeds, examination of books and records, licensure of distributors, form and display of licensure, and rules and regulations; to provide a criminal penalty for the violation of this Act; and to provide an expiration date.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1221. — A Bill for an Act to appropriate money for the acquisition, operation, and maintenance of a new state park area, cross ranch state park.

Which was read the first time and referred to the Committee on Appropriations.

House Bill No. 1228. — A Bill for an Act to create and enact a new section to chapter 16-10 of the North Dakota Century Code, relating to compensation for election officials; and to amend and reenact sections 15-28-05, 16-10-12, 16-10-12.1, 16-10-16 and 40-21-05 of the North Dakota Century Code, relating to compensation of election officials in school district and municipal elections, appointment and qualifications of poll clerks, hiring additional poll clerks in precincts having voting machines, and compensation for inspectors, judges, and clerks of elections.

Which was read the first time and referred to the Committee on Education

House Bill No. 1252. — A Bill for an act to create and enact Chapter 38-14.1 of the North Dakota Century Code, relating to surface mining and reclamation operations, the designation of areas unsuitable for mining; the necessity of a mining permit; permit terms; permit application requirements; mining and reclamation plans; extended mining plans; performance bonds; release of performance bonds; informal conference procedures; permit renewals; environmental protection performance standards; prohibited mining practices; inspections and monitoring; enforcement procedures; formal hearings; permit revocations; bond forfeitures; administrative review of regulations; judicial review; small operators; conflict of interest; citizen suits; cooperation with federal and state agencies and penalties; and to repeal chapter 38-14, relating to the regulation of surface coal mining operations.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1305. — A Bill for an Act to authorize the state board of higher education to exchange land presently used by Hettinger experiment station for land presently owned by Hettinger public school district no. 13.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1319. — A Bill for an Act to establish a tuition assistance grant program for eligible resident students of accredited private institutions in North Dakota; and to provide an appropriation.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1326. — A Bill for an Act to amend and reenact section 20.1-03-07.1 of the North Dakota Century Code, relating to authorization for nonresidents to hunt waterfowl in specified hunting zones.

Which was read the first time and referred to the Committee on Natural Resources.

House Bill No. 1370. — A Bill for an Act to create and enact six new sections to chapter 15-18 of the North Dakota Century Code, relating to reports, annual inspections, budgets, and audits of junior colleges and educational centers; to amend and reenact sections 15-18-07, 15-18-08, and 15-18-09 of the North Dakota Century Code, relating to state aid, standards for state aid, and enrollment information for junior colleges and educational centers.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1384. — A Bill for an Act to provide for the creation of an agriculturally derived alcohol motor vehicle fuel tax fund, for its administration by the agricultural products utilization commission to further the production and marketing of agriculturally derived alcohol-blended motor vehicle fuels; to amend and reenact sections 57-50-01, 57-50-03.1, 57-50-05, and 57-54-08 of the North Dakota Century Code, relating to refunding the motor vehicle fuel tax and to the amount of the motor vehicle fuel tax on fuel with an agriculturally derived alcohol blend; and to provide an appropriation.

Which was read the first time and referred to the Committee on Agriculture.

House Bill No. 1385. — A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to property tax credits for persons sixty-five years of age or older with limited income; and providing for an effective date.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1410. — A Bill for an Act to amend and reenact section 15-34.1-03 of the North Dakota Century Code, relating to exceptions to the compulsory attendance law and providing an exception for pupils attending certain private schools.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1413. — A Bill for an Act directing the office of the budget to control appropriations for salaries and wages.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1438. — A Bill for an Act to create and enact a new section to chapter 39-03 of the North Dakota Century Code, and to amend and reenact sections 39-03-04, 39-03A-07, 39-03A-09 and 39-06-13 of the North Dakota Century Code, relating to the classification of truck regulatory employees, the appointment of highway patrolmen, the highway patrol retirement plans and driver testing.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1442. — A Bill for an Act to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to the definition of real property; and providing an effective date.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1485. — A Bill for an Act to create and enact a new subsection to Section 57-60-01 of the North Dakota Century Code, relating to the tax on coal conversion facilities in this state; to amend

and reenact subsection 4 of Section 57-33.1-01 of the North Dakota Century Code, relating to the taxation of cooperative electrical generating plants and to amend and reenact Section 57-60-02 of the North Dakota Century Code relating to the tax on coal conversion facilities in this state.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1496. — A Bill for an Act to create and enact a new subsection to section 54-52.1-01 of the North Dakota Century Code, relating to the definition of long-term medical disability benefits coverage; to amend and reenact sections 54-52.1-02 and 54-52.1-07 of the North Dakota Century Code, relating to the addition of an optional long-term medical benefits program to the state uniform group insurance program; and providing an appropriation.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1559. — A Bill for an Act to amend and reenact section 15-28-11 of the North Dakota Century Code, relating to the publication of school board proceedings.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1566. — A Bill for an Act to establish a program of financial assistance for victims of hemophilia and other similar blood disorders, granting rulemaking authority.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1569. — A Bill for an Act to create and enact section 16.1-13-08 of the North Dakota Century Code, relating to the filling of a vacancy in the office of United States senator; and to repeal section 16-07-07 of the North Dakota Century Code, relating to the filling of a vacancy in the office of United States senator; and providing an effective date.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1576. — A Bill for an Act to require the social service board and the state department of health to adopt rules which would ensure nongeriatric patients and residents the full benefits of care and the screening process for appropriate medical, social, and psychological services, and to permit nursing homes, intermediate care facilities, and boarding homes for the aged and infirm to establish residential areas specifically for the inhabitation of nongeriatric patients.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1581. — A Bill for an Act to create and enact two new subsections to section 14-02.1-02 of the North Dakota Century Code, relating to definitions in the Abortion Control Act; to create and enact section 14-02.1-13 of the North Dakota Century Code, providing abortion reporting forms; and to amend and reenact subsection 4 of section 14-02.1-02, section 14-02.1-03, subsection 3 of section 14-02.1-04, section 14-02.1-05, section 14-02.1-07, and section 14-02.1-08 of the North Dakota Century Code, relating to definitions in the Abortion Control Act, consent to abortion, limitation on performance of abortion, preserving the life of a viable fetus, recording and reporting the abortion, and protection of infants born alive.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1588. — A Bill for an Act to provide for grants from the state library commission to eligible public libraries to supplement local tax efforts; and to amend and reenact section 57-36-32 of the North Dakota Century Code, providing an increase in the cigarette tax to fund the state library commission's activities under this Act; and to provide an appropriation.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1590. — A Bill for an Act to authorize the state board of higher education to transfer to the medical center rehabilitation hospital foundation land bequeathed to the university of North Dakota medical center rehabilitation hospital, and to transfer to the North Dakota state university development foundation land bequeathed to North Dakota state university.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1598. — A Bill for an Act to create and enact chapter 14-10.1 of the North Dakota Century Code, relating to the emancipation of minors; and to amend and reenact sections 14-09-20, 14-10-04, 14-10-09, 14-10-10, and 14-10-11, and subsection 2 of section 27-20-03 of the North Dakota Century Code, relating to parents' authority, to the rights and responsibilities of minors, and to the jurisdiction of juvenile courts.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1605. — A Bill for an Act to authorize service of process by mail by federal marshals; and declaring an emergency.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1608. — A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-01 and subsection 5 of section 57-40.2-01 of the North Dakota Century Code, redefining "gross receipts" and "purchase price" to exclude any federal excise taxes on goods.

Which was read the first time and referred to the Committee on Finance and Taxation.

House Bill No. 1617. — A Bill for an Act to amend and reenact sections 11-18-16, 11-18-17, and 11-18-20 of the North Dakota Century Code, relating to buried transmission facilities; and providing an effective date.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1622. — A Bill for an Act to create and enact chapter 50-06.2 of the North Dakota Century Code, providing counseling, training, jobs, services, and health care for displaced homemakers; and providing a termination date.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1624. — A Bill for an Act to provide for the early identification of handicapping conditions in preschool children, payment of room and board on behalf of handicapped students in out-of-state placements, and the development of implementation of interagency agreements for the provision of related services to handicapped students.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1631. — A Bill for an Act to create and enact a new chapter of the North Dakota Century Code, relating to criminal extradition; to repeal chapter 29-30 of the North Dakota Century Code relating to fugitives from justice; and providing a penalty for the violation of the rights of an accused person.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1634. — A Bill for an Act to amend and reenact subsection 1 of section 39-04-19, subsection 2 of section 39-12-05, and sections 57-54.1-09, 57-54.1-11, and 57-54.1-12 of the North Dakota Century Code, relating to election of trip permit in lieu of vehicle registration fees, improved equipment permit fees, issuance and display of license or permit, revocation of license, and occasional trip permits; and to repeal section 57-54.1-08 of the North Dakota Century Code, relating to importer for use bond.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1639. — A Bill for an Act to provide minimum raises for all state employees; and providing an effective date.

Which was read the first time and referred to the Committee on State and Federal Government.

House Bill No. 1642. — A Bill for an Act to provide public access to certain law enforcement records and providing exceptions.

Which was read the first time and referred to the Committee on Judiciary.

House Bill No. 1648. — A Bill for an Act to amend and reenact section 39-08-18 of the North Dakota Century Code, relating to the consumption and possession of alcoholic beverages in motor vehicles.

Which was read the first time and referred to the Committee on Transportation.

House Bill No. 1657. — A Bill for an Act to provide for tuition grants to national guard members who enroll in private colleges and universities.

Which was read the first time and referred to the Committee on Education.

House Bill No. 1661. — A Bill for an Act to create and enact the Uniform Marriage and Divorce Act as a chapter of the North Dakota Century Code, providing procedures for the solemnization and registration of marriage, promoting the amicable settlement of disputes between parties to a marriage, providing for the invalidation of certain marriages and for the dissolution of others, providing for the division of property of the parties, and making reasonable provision for the spouse and minor children during and after litigation, making irreconcilable differences the sole basis for dissolution; to amend sections 12.1-20-10, 12.1-20-11, and 14-03-10 of the North Dakota Century Code, relating to penalty for unlawful cohabitation, prohibited marriages, and solemnization of marriages without license; to repeal sections 14-03-01, 14-03-02, 14-03-03, 14-03-06, 14-03-07, 14-03-08, 14-03-09, 14-03-17, 14-03-18, 14-03-19, 14-03-21, and 14-03-22, and chapters 14-04, 14-05, 14-06, and 27-05.1 of the North Dakota Century Code, relating to the marital relationship and family court; and to provide an effective date.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

House Bill No. 1669. — A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of county officers, and to create and enact subsection 6 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of sheriffs.

Which was read the first time and referred to the Committee on Political Subdivisions.

House Bill No. 1671. — A Bill for an Act to require certain insurers doing business in North Dakota to file certain information with the commissioner of insurance; and to amend and reenact section 26-01-06 of the North Dakota Century Code, relating to the power of the commissioner of insurance to issue certificates of authority to insurers.

Which was read the first time and referred to the Committee on Industry, Business and Labor.

SECOND READING OF HOUSE BILLS

House Bill No. 1299. — A Bill for an Act to amend and reenact section 20.1-03-08 of the North Dakota Century Code, relating to nonresident fishing license requirements.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 5; nays, 42; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		●	ISZLER		●	NETHING		●	SOLBERG		●
BARTH		●	JACOBSON		●	OLIN		●	SORUM		●
BERUBE		●	JONES		●	ORANGE		●	STRAND		●
CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN		●
CUSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS		●
ERDMAN		●	LIPS		●	REITEN		●	THANE		●
FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER		●
FRITZELL		●	MELLAND		●	SANDNES		●	WALSH		●
GOODMAN		●	MILLER		●	SANDS		●	WENSTROM		●
HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
HOFFNER		●	NAADEN		●	SHAWLOW		●	MR. PRESIDENT		●
HOLMBERG		●	NELSON		●	SMYKOWSKI		●			

House Bill No. 1299 was declared lost.

House Bill No. 1327. — A Bill for an Act to amend and reenact sections 4-19-05, 4-19-07, and 4-19-08 of the North Dakota Century Code, relating to the duties of the state forester, the authority to charge a user fee for state forest facilities, and the disposition of revenues derived from forestry activities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 887, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNES		●	WALSH	

● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAA DEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed, the title was agreed to, and the emergency clause carried.

House Bill No. 1334. — A Bill for an Act to amend and reenact section 15-62.1-01, subsection 1 of 15-62.1-02, and sections 15-62.1-04, 15-62.1-07, and 15-62.1-09 of the North Dakota Century Code, relating to the guaranteed student loan program; and to repeal sections 15-62.1-11 and 15-62.1-12 of the North Dakota Century Code, relating to the guaranteed loan program.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN		●	● THANE		
● FARRINGTON	●		● LOOEN	●		● ROEN		●	● VOSPER		
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO		●	● WRIGHT		
● HOFFNER			● NAA DEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON	●		● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1363. — A Bill for an Act to amend and reenact subsection 2 of section 37-19.1-02 of the North Dakota Century Code, relating to the preference given to qualified veterans in public 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, 46; nays, 0; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN		●	● THANE		
● FARRINGTON			● LOOEN	●		● ROEN		●	● VOSPER		
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO		●	● WRIGHT		
● HOFFNER			● NAA DEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON	●		● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1389. — A Bill for an Act to amend and reenact subsection 4 of section 23-06.1-04 of the North Dakota Century Code, relating to the manner of executing anatomical gifts.

Which has been read.

Senator Iszler moved that House Bill No. 1389 be amended as follows:

On page 2, line 6, delete the words "not" and "any" and after the word "have" insert the word "no"

Senator Iszler moved that the amendments be adopted, which motion prevailed.

Senator Iszler moved that the rules be suspended, that House Bill No. 1389 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1389. — A Bill for an Act to amend and reenact subsection 4 of section 23-06.1-04 of the North Dakota Century Code, relating to the manner of executing anatomical gifts.

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, 4.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRANDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● FROMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODGEN			● ROEN	●	● VOSPER
● FRITZELL			● MELLAND			● SANDNES	●	● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1445. — A Bill for an Act to create and enact two new sections to chapter 20.1-13 of the North Dakota Century Code, relating to possession and sale of outboard motors without serial numbers; and providing 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, 41; nays, 5; absent and not voting, 4.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NOTHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRANDEN
● CUSSONS			● LASHKOWITZ			● RAIT	●	● TALLACKSON
● DOTZENROD			● LEE			● REDLIN	●	● TENNEFOS
● FROMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODGEN			● ROEN	●	● VOSPER
● FRITZELL			● MELLAND			● SANDNES	●	● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON		●	● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1448. — A Bill for an Act to create and enact a new subsection to section 32-15-22 of the North Dakota Century Code, allowing a jury, court, or referee to award special or consequential damages in condemnation cases.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 41; absent and not voting, 6.

House Bill No. 1463. — A Bill for an Act to provide landowners adjoining abandoned railroad right-of-way options to acquire the right of way, and to regulate the acquisition of abandoned railroad right of way for wildlife programs or 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, 44; nays, 2; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN	●		● VOSPER		●
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1474. — A Bill for an Act to repeal section 11-11-32 of the North Dakota Century Code, relating to the employment of architects by the board of county commissioners.

Which has been read.

Senator Hanson declared a conflict of interest on House Bill No. 1474. Senator Nething moved that Senator Hanson be permitted to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 41; nays, 5; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD		●	● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW		●	● MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1495. — A Bill for an Act to amend and reenact section 4-28.1-03 of the North Dakota Century Code, relating to remittance of the flax tax levy and creation of a flax utilization research fund; and to repeal section 4-28.1-01 of the North Dakota Century Code, relating to the flax tax levy.

Which has been read.

Senator Jones moved that House Bill No. 1495 be amended as follows:

On page 1 of the engrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to appropriate the remaining moneys in the flax utilization research fund to North Dakota state university for crop byproduct research, to hold all

revenues received during the remainder of this biennium available for the purposes of this Act; to repeal chapter 4-28.1 of the North Dakota Century Code, relating to the flax utilization research tax; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. APPROPRIATION - PURPOSE.) There is hereby appropriated ~~from the flax utilization research fund the sum of (\$34,195.00,~~ and any other moneys remaining in the fund, to North Dakota state university to be used by the agricultural engineering department for research on the utilization of crop residue, such as flaxstraw or sunflower stalks or hulls, as an energy source. The moneys appropriated herein may be used by North Dakota state university to match federal or private funds available for like research, and such federal or private funds are hereby appropriated. It is the intent of the legislative assembly that this section appropriate all funds remaining in the flax utilization research fund as of July 1, 1979, and that the fund account be thereafter closed.

SECTION 2. FLAX TAX REVENUES HELD.) All revenues held or collected from and after the effective date of this section shall be retained by the wheat commission in the flax utilization research fund to be available pursuant to the appropriation contained in section 1 of this Act. The commission shall not enter into any contracts or agreements for research after the effective date of this section, nor shall any further payments be made from the flax utilization research fund, except according to agreements or contracts made prior to the effective date of this section.

SECTION 3. REPEAL.) Chapter 4-28.1 of the North Dakota Century Code is hereby repealed.

SECTION 4. EMERGENCY.) Section 2 of this Act is hereby declared to be an emergency measure and shall be in force and effect from and after the passage and approval of this Act."

And renumber the lines and pages accordingly

Senator Jones moved that the amendments be adopted, which motion prevailed.

Senator Jones moved that the rules be suspended, that House Bill No. 1495 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1495. — A Bill for an Act to amend and reenact section 4-28.1-03 of the North Dakota Century Code, relating to remittance of the flax tax levy and creation of a flax utilization research fund; and to repeal section 4-28.1-01 of the North Dakota Century Code, relating to the flax tax levy.

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, 30; nays, 15; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISLER ●		●	NETHING		●	SOLBERG	●
		●	●	JACOBSON		●	OLIN	●	●	SORUM	
●			●	JONES		●	ORANGE			STRAND	●
		●	●	KRAUTER		●	PETERSON			STRINDEN	●

● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNES	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAAEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to, and the emergency clause carried.

House Bill No. 1518. — A Bill for an Act to amend and reenact section 18-10-04 of the North Dakota Century Code, relating to organization of board of directors for 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, 44; nays, 0; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		●	● SZLER		●	● NOTHING		●	●	● SO. BERG
● BARTH	●		●	● JACOBSON		●	● OLIN		●	●	● SORUM
● BERUBE	●		●	● JONES		●	● ORANGE		●	●	● STRAND
● CHRISTENSEN	●		●	● KRAUTER		●	● PETERSON		●	●	● STRINDEN
● CUSSONS	●		●	● LASHKOWITZ		●	● RAIT		●	●	● TALLACKSON
● DOTZENROD	●		●	● LEE		●	● REDLIN		●	●	● TENNEFOS
● ERDMAN	●		●	● LIPS		●	● REITEN		●	●	● THANE
● FARRINGTON	●		●	● LODDEN		●	● ROEN		●	●	● VOSPER
● FRITZELL	●		●	● MELLAND		●	● SANDNES		●	●	● WALSH
● GOODMAN	●		●	● MILLER		●	● SANDS		●	●	● WENSTROM
● HANSON	●		●	● MUTCH		●	● SCHIRADO		●	●	● WRIGHT
● HOFFNER	●		●	● NAAEN		●	● SHABLOW		●	●	● MR. PRESIDENT
● HOLMBERG	●		●	● NELSON		●	● SMYKOWSKI				

So the bill passed and the title was agreed to.

House Bill No. 1536. — A Bill for an Act establishing the responsibilities and liabilities of skiers and ski area operators.

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, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		●	● SZLER		●	● NOTHING		●	●	● SO. BERG
● BARTH	●		●	● JACOBSON		●	● OLIN		●	●	● SORUM
● BERUBE	●		●	● JONES		●	● ORANGE		●	●	● STRAND
● CHRISTENSEN	●		●	● KRAUTER		●	● PETERSON		●	●	● STRINDEN
● CUSSONS	●		●	● LASHKOWITZ		●	● RAIT		●	●	● TALLACKSON
● DOTZENROD	●		●	● LEE		●	● REDLIN		●	●	● TENNEFOS
● ERDMAN	●		●	● LIPS		●	● REITEN		●	●	● THANE
● FARRINGTON	●		●	● LODDEN		●	● ROEN		●	●	● VOSPER
● FRITZELL	●		●	● MELLAND		●	● SANDNES		●	●	● WALSH
● GOODMAN	●		●	● MILLER		●	● SANDS		●	●	● WENSTROM
● HANSON	●		●	● MUTCH		●	● SCHIRADO		●	●	● WRIGHT
● HOFFNER	●		●	● NAAEN		●	● SHABLOW		●	●	● MR. PRESIDENT
● HOLMBERG	●		●	● NELSON		●	● SMYKOWSKI				

So the bill passed and the title was agreed to.

House Bill No. 1560. — A Bill for an Act to amend and reenact subsection 1 of section 40-49-12 of the North Dakota Century Code, relating to ownership by a park district of property located outside 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, 42; nays, 1; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN	●		● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1572. — A Bill for an Act to amend and reenact section 21-06-10 of the North Dakota Century Code, relating to distribution of moneys received for flood control lands.

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, 1; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN	●		● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1584. — A Bill for an Act to amend and reenact section 28-22-16 of the North Dakota Century Code, relating to limitations of exemptions.

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, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1680. — A Bill for an Act to create and enact a new subsection to section 47-19-02 of the North Dakota Century Code, relating to instruments entitled to record without acknowledgment.

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, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANONE	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

SECOND READING OF

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3030. — A concurrent resolution urging Congress to develop a uniform definition of the term "veteran" for all federal programs relating to veterans.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3030 was adopted.

REPORT OF PROCEDURAL COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Bill No. 2481

And find the same correctly Re-Engrossed.

SENATOR PETERSON, Chairman

Senator Olin moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1018
 House Bill No. 1022
 House Bill No. 1038
 House Bill No. 1039
 House Bill No. 1040
 House Bill No. 1041
 House Bill No. 1057
 House Bill No. 1077
 House Bill No. 1081
 House Bill No. 1085
 House Bill No. 1109
 House Bill No. 1113
 House Bill No. 1120
 House Bill No. 1124
 House Bill No. 1127
 House Bill No. 1133
 House Bill No. 1139
 House Bill No. 1140
 House Bill No. 1141
 House Bill No. 1143
 House Bill No. 1178

House Bill No. 1180
House Bill No. 1188
House Bill No. 1189

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 amendments to House Bills No. 1013, 1026, 1035, 1148, 1153, 1155, but refused to concur in the Senate amendment to House Bill No. 1156.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bill No. 1156:

Rep. Crabtree
Rep. Lipsiea
Rep. Kelly

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Concurrent Resolution No. 4014

ROY GILBREATH, Chief Clerk
MESSAGE TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1023
House Bill No. 1043
House Bill No. 1054
House Bill No. 1064
House Bill No. 1084
House Bill No. 1106
House Bill No. 1110
House Bill No. 1112
House Bill No. 1116
House Bill No. 1119
House Bill No. 1135
House Bill No. 1136
House Bill No. 1161
House Bill No. 1204
House Bill No. 1207
House Bill No. 1208
House Bill No. 1212
House Bill No. 1213
House Bill No. 1214
House Bill No. 1218
House Bill No. 1233
House Bill No. 1235
House Bill No. 1237
House Bill No. 1243
House Bill No. 1259
House Bill No. 1264
House Bill No. 1282.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which

the Senate has failed to pass:

House Bill No. 1052
 House Bill No. 1181
 House Bill No. 1206
 House Bill No. 1277

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1014
 House Bill No. 1065
 House Bill No. 1073
 House Bill No. 1107
 House Bill No. 1152
 House Bill No. 1240

LEO LEIDHOLM, Secretary

SIGNING OF BILLS

The Secretary announced that the President was about to sign:

House Bill No. 1018
 House Bill No. 1022
 House Bill No. 1038
 House Bill No. 1039
 House Bill No. 1040
 House Bill No. 1041
 House Bill No. 1057
 House Bill No. 1077
 House Bill No. 1081
 House Bill No. 1085
 House Bill No. 1109
 House Bill No. 1113
 House Bill No. 1120
 House Bill No. 1124
 House Bill No. 1127
 House Bill No. 1133
 House Bill No. 1139
 House Bill No. 1140
 House Bill No. 1141
 House Bill No. 1143
 House Bill No. 1178
 House Bill No. 1180
 House Bill No. 1188
 House Bill No. 1189

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 herewith the following:

House Bill No. 1018
 House Bill No. 1022
 House Bill No. 1038
 House Bill No. 1039
 House Bill No. 1040
 House Bill No. 1041
 House Bill No. 1057
 House Bill No. 1077
 House Bill No. 1081
 House Bill No. 1085

House Bill No. 1109
 House Bill No. 1113
 House Bill No. 1120
 House Bill No. 1124
 House Bill No. 1127
 House Bill No. 1133
 House Bill No. 1139
 House Bill No. 1140
 House Bill No. 1141
 House Bill No. 1143
 House Bill No. 1178
 House Bill No. 1180
 House Bill No. 1188
 House Bill No. 1189

Which the President has signed.

LEO LEIDHOLM, Secretary

MOTION

Senator Goodman 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. 1156, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1156:

Senator Wright
 Senator Farrington
 Senator Shablow

POINT OF PERSONAL PRIVILEGE

Senator Strinden: Mr. President, I rise on a point of personal privilege. On February 21, 1979, the Senate voted to send me to Kansas City, Missouri to represent the Senate of the 46th Legislative Assembly at the Economic Affairs Task Force meeting of the Midwestern Conference of the Council of State Governments.

The weather forced cancellation of air travel out of Bismarck so the conference was not attended, no legislative funds were spent and no report will be forthcoming of said conference. I just thought as long as it was a matter of record, that the funding would be spent, we should state the reasons for not having a report forthcoming. Thank you.

POINT OF PERSONAL PRIVILEGE

Senator Tennesos: Mr. President, I rise on a point of personal privilege.

Mr. President, members of the Senate, on Friday we passed out of this Assembly, a piece of legislation House Bill No. 1645, concerning fuel tax refunds. It is going to provide 100 gallons of fuel for all registered snowmobiles to be taken from the highway funds, which would amount to \$8.00 per registered vehicle, which will amount to an estimated \$160,000.00 per year or \$320,000.00 for the biennium. I've taken the opportunity to ask, and it is not an opinion at this point, but I would like to be on record to state that I feel very strongly that this is against Article 56 of the Constitution, where it states very clearly that revenue from gasoline and other motor fuel excise and license taxation, motor vehicle registration and license taxes except revenue from aviation gasoline and unclaimed aviation motor fuel refunds and other aviation motor fuel excise and license taxation used by aircraft and after deduction of costs of administration and collections authorized by the legislative appropriations only, and statutory refunds shall be appropriated and used solely for construction, reconstruction, repair and maintenance of public highways and the payment of obligations incurred in construction, reconstruction, repair and maintenance of public highways.

I think it is very explicit in what the use of these funds should be for and I think that we have gone well above and beyond what the intent of the constitution is for this revenue and I think that at a later date it will be proved as a non-constitutional measure, and I tried to call that to the attention of this Assembly last Friday. I didn't get on my feet at an early date because I think that most of you are aware that my past stems from being in the highway construction business. I no longer am, I don't intend to be in the highway construction industry, but I feel very strongly that the people in North Dakota deserve a good highway system and if we start taking piece by piece dollars from that system, that will provide the finest system that we have in America, from our North Dakota people, I think it is an unjust thing to do and I would hope that this record would show at a later date that this Assembly is acting above and beyond what the intent of the Constitution is. Thank you.

MOTION

Senator Solberg moved that the Senate reconsider its action by which House Bill No. 1645 passed, which motion prevailed on a division vote.

Senator Nething moved that House Bill No. 1645 be re-referred to the Committee on Transportation, which motion prevailed.

Senator Strinden moved that the Senate reconsider its action whereby House Bill No. 1645 was re-referred to the Committee on Transportation, which motion prevailed.

Senator Strinden moved that House Bill No. 1645 be re-referred to the Committee on Natural Resources, which motion lost.

Senator Thane moved that the absent Senator be excused, which motion prevailed.

Senator Nething moved that after the reading of SCR 4058, House Bills 1016, 1055, 1058, 1068, 1151, 1154, 1166, 1171, 1182, 1184, 1185, 1192, 1248, 1269, 1279, 1285, 1293, 1313, 1346, 1357, 1393, 1423, 1456, 1460, 1509, 1562, 1615, 1629, 1665 and the following bills on the Consent Calendar; SCR's 4071, 4074, House Bills 1118, 1216, 1224, 1265, 1292, 1466 and 1508, the Senate adjourn, and convene at 1:00 P.M., Tuesday, February 27, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

THIRTY-NINTH DAY

Bismarck, February 27, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding. The prayer was offered by Rev. Joe Agee, Jr. Washington Heights Community Church, Bismarck.

Heavenly Father, we pause to remember You who has always been mindful of His creation. You are the One and only God the Creator of man, whom You made in Your Own Image. Your name is worthy of all our praise and glory. You have lifted up nations and You have brought them low. We recognize You as the All-Powerful One.

Father hear our petition, we need wisdom together with knowledge. As the persons of this senate deliberate this day may their minds be infused by Your will. May the actions of this body be such that will bring about the good for Your glory. It is our prayer that they may find joy and fulfillment in the work you have permitted them to be engaged.

Let the words of our mouth be such that will be pleasing in your sight.

We have come into your presence with boldness because Jesus the Christ opened the door by His death and bodily resurrection. Amen.

The roll was called and all members were present except Senators Christensen, Farrington, Mutch, Rait, Redlin, Roen and Sandness.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-eighth day and recommends that the same be corrected as follows:

On page 1004, line 11, delete the word "but" and insert in lieu thereof the word "and"

On page 1004, delete line 12 and insert the word "carried".

And when so corrected recommends that the same be approved.

SENATOR CUSSONS moved that the report be adopted, which motion prevailed. SENATOR TENNEOS Chairman

MESSAGES TO THE HOUSE Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

- House Bill No. 1283
House Bill No. 1286
House Bill No. 1287

House Bill No. 1290
 House Bill No. 1308
 House Bill No. 1311
 House Bill No. 1318
 House Bill No. 1320
 House Bill No. 1330
 House Bill No. 1340
 House Bill No. 1341
 House Bill No. 1345
 House Bill No. 1354
 House Bill No. 1356
 House Bill No. 1361
 House Bill No. 1375
 House Bill No. 1376
 House Bill No. 1416
 House Bill No. 1432
 House Bill No. 1452
 House Bill No. 1470
 House Bill No. 1497
 House Bill No. 1512
 House Bill No. 1525
 House Bill No. 1526
 House Bill No. 1532
 House Bill No. 1592
 House Bill No. 1635
 House Bill No. 1655
 House Concurrent Resolution No. 3005
 House Concurrent Resolution No. 3010

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Concurrent Resolution No. 3007

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Concurrent Resolution No. 3006

House Concurrent Resolution No. 3029

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. 1156:

Senator Wright

Senator Farrington

Senator Shablow

LEO LEIDHOLM, Secretary

CONSIDERATION OF AMENDMENTS

Senator Jones moved that the amendments to House Bill No. 1080 as recommended by the Committee on State and Federal Government as printed on pages 976-980 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to House Bill No. 1117 as recommended by the Committee on State and Federal Government as printed on page 980 of the Senate Journal be adopted, and that House Bill

No. 1117 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Iszler moved that the amendments to House Bill No. 1391 as recommended by the Committee on Agriculture as printed on page 986 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to House Bill No. 1513 as recommended by the Committee on State and Federal Government as printed on page 988 of the Senate Journal be adopted, which motion prevailed.

SECOND READING OF SENATE

CONCURRENT RESOLUTIONS ON THE CONSENT CALENDAR

Senate Concurrent Resolution No. 4071. — A concurrent resolution directing the Legislative Council to study legislative rules.

Senate Concurrent Resolution No. 4074. — A concurrent resolution directing the Legislative Council to conduct a study of the compensation and fringe benefits currently made available to state employees.

Which have been read the second time.

The question being on the final adoption of the resolutions, Senate Concurrent Resolution Nos. 4071 and 4074 were declared adopted on a voice vote.

SECOND READING OF

HOUSE BILLS ON CONSENT CALENDAR

House Bill No. 1118. — 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 authorizing such stations to be established in unincorporated townsites located within Indian reservations, and declaring an emergency.

House Bill No. 1216. — A Bill for an Act to amend and reenact section 43-31-08 and section 43-31-14 of the North Dakota Century Code, relating to the renewal of lapsed polygraph examiners licenses.

House Bill No. 1224. — A Bill for an Act to create and enact a new section to chapter 43-31 of the North Dakota Century Code, relating to an internship period for polygraph examiners; to create and enact new subsections to sections 43-31-01 and 43-31-14 of the North Dakota Century Code, relating to the definition of a polygraph examiner internship and the license fees for a polygraph examiner intern; and to amend and reenact subsection 6 of section 43-31-07 of the North Dakota Century Code, relating to qualifications for licensing as a polygraph examiner.

House Bill No. 1265. — A Bill for an Act to amend and reenact section 60-02-41 of the North Dakota Century Code, relating to voluntary closing or failure to renew warehouse license.

House Bill No. 1292. — A Bill for an Act to create and enact a new section to chapter 23-21.1 of the North Dakota Century Code, relating to the resale of abandoned or neglected cemetery lots.

House Bill No. 1466. — A Bill for an Act to amend and reenact subsection 1 of section 30.1-23-01 of the North Dakota Century Code, relating to the value of estates that may be collected as personal property by affidavit.

House Bill No. 1506. — A Bill for an Act to amend and reenact sections 19-13.1-13 and 19-20.1-11 of the North Dakota Century Code, allowing the state laboratories department to publish certain information at its discretion.

Which have been read the second time.

ROLL CALL

The question being on the final passage of the House Bills, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the House Bills were passed, and the titles were agreed to, and the emergency clause carried on House Bill No. 1118.

MESSAGE FROM THE HOUSE

Mr. President: I have the honor to return Senate Bill No. 2445, which the Senate has requested.

ROY GILBREATH, Chief Clerk

MOTIONS

Senator Olin moved that the Senate reconsider its action whereby it passed Senate Bill No. 2445, which motion prevailed.

Senator Olin requested the unanimous consent of the Senate to withdraw Senate Bill No. 2445. There being no objection, it was so ordered by the President.

SECOND READING OF
SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4058. — A concurrent resolution urging Congress to take appropriate steps to ensure continued AMTRAK service and to provide for a review of AMTRAK service schedules to make the schedules more compatible with the needs of a majority of passengers.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 949, Senate Concurrent Resolution No. 4058 was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1016. Aeronautics Commission — A Bill for an Act making an appropriation for defraying the expenses of the aeronautics commission 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, 0; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1055. — A Bill for an Act to amend and reenact section 27-20-54 of the North Dakota Century Code, relating to the sealing and disposal of juvenile records; and to repeal section 27-20-54.1 of the North Dakota Century Code, relating to the destruction of juvenile records.

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, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN			● MILLER		●	● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1058. — A Bill for an Act to amend and reenact section 57-38-35.1, subsection 1 of section 57-39.2-18, section 57-39.2-25, and subsection 1 of section 57-40.2-15 of the North Dakota Century Code, relating to interest, penalties, and refunds on income taxes and sales and use taxes; 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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1068. — A Bill for an Act to require the assignment of justices of the supreme court to temporary duty in district court.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 5; nays, 39; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●		NETHING	●	●	SOLBERG	●
●			●	JACOBSON	●		OLIN	●	●	SORUM	●
●			●	JONES	●		ORANGE	●	●	STRAND	●
●			●	KRAUTER	●		PETERSON	●	●	STRINDEN	●
●			●	LASHKOWITZ	●		RAIT	●	●	TALLACKSON	●
●			●	LEE	●		REDLIN	●	●	TENNEFOS	●
●			●	LIPS	●		REITEN	●	●	THANE	●
●			●	LODOEN	●		ROEN	●	●	VOSPER	●
●			●	MELLAND	●		SANDNES	●	●	WALSH	●
●			●	MILLER	●		SANDS	●	●	WENSTROM	●
●			●	MUTCH	●		SCHIRADO	●	●	WRIGHT	●
●			●	NAADEN	●		SHABLOW	●	●	MR. PRESIDENT	●
●			●	NELSON	●		SMYKOWSKI	●			

House Bill No. 1068 was declared lost.

House Bill No. 1151. — A Bill for an Act to repeal chapter 54-21.1 of the North Dakota Century Code, relating to the Uniform Standards Code for Mobile 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, 43; nays, 0; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●		NETHING	●	●	SOLBERG	●
●			●	JACOBSON	●		OLIN	●	●	SORUM	●
●			●	JONES	●		ORANGE	●	●	STRAND	●
●			●	KRAUTER	●		PETERSON	●	●	STRINDEN	●
●			●	LASHKOWITZ	●		RAIT	●	●	TALLACKSON	●
●			●	LEE	●		REDLIN	●	●	TENNEFOS	●
●			●	LIPS	●		REITEN	●	●	THANE	●
●			●	LODOEN	●		ROEN	●	●	VOSPER	●
●			●	MELLAND	●		SANDNES	●	●	WALSH	●
●			●	MILLER	●		SANDS	●	●	WENSTROM	●
●			●	MUTCH	●		SCHIRADO	●	●	WRIGHT	●
●			●	NAADEN	●		SHABLOW	●	●	MR. PRESIDENT	●
●			●	NELSON	●		SMYKOWSKI	●			

So the bill passed and the title was agreed to.

House Bill No. 1154. — A Bill for an Act to amend and reenact section 34-14-08 of the North Dakota Century Code, relating to assignment of wage claims to the commissioner of labor for recovery by civil action.

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, 8.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●		NETHING	●	●	SOLBERG	●
●			●	JACOBSON	●		OLIN	●	●	SORUM	●
●			●	JONES	●		ORANGE	●	●	STRAND	●
●			●	KRAUTER	●		PETERSON	●	●	STRINDEN	●
●			●	LASHKOWITZ	●		RAIT	●	●	TALLACKSON	●
●			●	LEE	●		REDLIN	●	●	TENNEFOS	●
●			●	LIPS	●		REITEN	●	●	THANE	●
●			●	LODOEN	●		ROEN	●	●	VOSPER	●
●			●	MELLAND	●		SANDNES	●	●	WALSH	●
●			●	MILLER	●		SANDS	●	●	WENSTROM	●
●			●	MUTCH	●		SCHIRADO	●	●	WRIGHT	●
●			●	NAADEN	●		SHABLOW	●	●	MR. PRESIDENT	●
●			●	NELSON	●		SMYKOWSKI	●			

So the bill passed and the title was agreed to.

MOTION

Senator Reiten moved that House Bill No. 1166 be laid over one legislative day, which motion prevailed.

House Bill No. 1171. — A Bill for an Act to amend and reenact sections 26-15-01.1 and 26-15-02.1 of the North Dakota Century Code, relating to liability insurance contracts made by county mutual insurance 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, 0; absent and not voting, 6.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISZLER		●	● NOTHING		● SOLBERG
● BARTH		●	● JACOBSON		●	● OLIN		● SORUM
● BERUBE		●	● JONES		●	● ORANGE		● STRAND
● CHRISTENSEN		●	● KRAUTER		●	● PETERSON		● STRINDEN
● CUSSONS		●	● LASHKOWITZ		●	● RAIT		● TALLACKSON
● DOTZENROD		●	● LEE		●	● REDLIN		● TENNEFOS
● ERDMAN		●	● LIPS		●	● REITEN		● THANE
● FARRINGTON		●	● LODOEN		●	● ROEN		● VOSPER
● FRITZELL		●	● MELLAND		●	● SANDNES		● WALSH
● GOODMAN		●	● MILLER		●	● SANDS		● WENSTROM
● HANSON		●	● MITCH		●	● SCHIRADO		● WRIGHT
● HOFFNER		●	● NAADEN		●	● SHABLOW		MR. PRESIDENT
● HOLMBERG		●	● NELSON		●	● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1182. — A Bill for an Act to create and enact a new subsection to section 30.1-19-03 of the North Dakota Century Code, relating to limitations on the presentation of claims against a decedent's estate.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 44; absent and not voting, 6.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
— ALBERS		●	— ISZLER		●	— NOTHING		● SOLBERG
— BARTH		●	— JACOBSON		●	— OLIN		● SORUM
— BERUBE		●	— JONES		●	— ORANGE		● STRAND
— CHRISTENSEN		●	— KRAUTER		●	— PETERSON		● STRINDEN
— CUSSONS		●	— LASHKOWITZ		●	— RAIT		● TALLACKSON
— DOTZENROD		●	— LEE		●	— REDLIN		● TENNEFOS
— ERDMAN		●	— LIPS		●	— REITEN		● THANE
— FARRINGTON		●	— LODOEN		●	— ROEN		● VOSPER
— FRITZELL		●	— MELLAND		●	— SANDNES		● WALSH
— GOODMAN		●	— MILLER		●	— SANDS		● WENSTROM
— HANSON		●	— MITCH		●	— SCHIRADO		● WRIGHT
— HOFFNER		●	— NAADEN		●	— SHABLOW		MR. PRESIDENT
— HOLMBERG		●	— NELSON		●	— SMYKOWSKI		

House Bill No. 1182 was declared lost.

House Bill No. 1184. — A Bill for an Act to amend and reenact subsection 2 of section 14-12.1-02 of the North Dakota Century Code, relating to the definition of duty of support under the Revised Uniform Reciprocal Enforcement of Support Act; to amend and reenact section 14-12.1-24 of the North Dakota Century Code, relating to the powers and duties of district courts when acting as responding courts in actions for enforcement of support under the Revised Uniform Reciprocal Enforcement of Support Act; and to amend and reenact section 14-12.1-31 of the North Dakota Century Code, relating to the application of payments made under the Uniform Reciprocal Enforcement of Support 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, 37; nays, 6; absent and not voting, 7.

REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS				• ISZLER			• NETHING	
• BARTH			• JACOBSON			• OLIN		• SOLBERG
• BERUBE			• JONES			• ORANGE		• SORUM
• CHRISTENSEN			• KRAUTER			• PETERSON		• STRAND
• CUSSONS		•	• LASHKOWITZ			• RAIT		• STRINDEN
• DOTZENROD			• LEE			• REDLIN		• TALLACKSON
• ERDMAN			• LIPS			• REITEN		• TENNEFOS
• FARRINGTON		•	• LODGEN			• ROEN		• THANE
• FRITZELL			• MELLAND			• SANDNES		• VOSPER
• GOODMAN			• MILLER		•	• SANDS		• WALSH
• HANSON			• MUTCH			• SCHIRADO		• WEINSTROM
• HOFFNER			• NAADEN			• SHABLOW		• WRIGHT
• HOLMBERG			• NELSON			• SMYKOWSKI		MR PRESIDENT

So the bill passed and the title was agreed to.

House Bill No. 1185. — A Bill for an Act to create and enact a new section of chapter 14-17 of the North Dakota Century Code, relating to a presumption as to when a child was conceived; to amend and reenact subdivision e of subsection 1 of section 14-17-04 of the North Dakota Century Code, relating to the presumption of paternity; and to amend and reenact section 14-17-15 of the North Dakota Century Code, relating to the costs associated with the action under the Uniform Parentage Act.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 41; absent and not voting, 6.

REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS				• ISZLER			• NETHING	
• BARTH			• JACOBSON			• OLIN		• SOLBERG
• BERUBE			• JONES			• ORANGE		• SORUM
• CHRISTENSEN			• KRAUTER			• PETERSON		• STRAND
• CUSSONS		•	• LASHKOWITZ			• RAIT		• STRINDEN
• DOTZENROD			• LEE			• REDLIN		• TALLACKSON
• ERDMAN			• LIPS			• REITEN		• TENNEFOS
• FARRINGTON			• LODGEN			• ROEN		• THANE
• FRITZELL			• MELLAND			• SANDNES		• VOSPER
• GOODMAN			• MILLER		•	• SANDS		• WALSH
• HANSON			• MUTCH			• SCHIRADO		• WEINSTROM
• HOFFNER			• NAADEN			• SHABLOW		• WRIGHT
• HOLMBERG			• NELSON			• SMYKOWSKI		MR PRESIDENT

House Bill No. 1185 was declared lost.

House Bill No. 1192 — A Bill for an Act to create and enact a new section to chapter 20.1-10 of the North Dakota Century Code, relating to searching a building without a search warrant or permission; to amend and reenact section 20.1-02-15 of the North Dakota Century Code, relating to the police powers of the game and fish commissioner and his appointees, and prohibiting building searches without a warrant or permission; and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 951-953, the roll was called and there were ayes, 33; nays, 11; absent and not voting, 6.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODDOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNES		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1248. — A Bill for an Act to amend and reenact section 12-55-03 of the North Dakota Century Code, relating to executive meetings of the pardon 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, 38; nays, 6; absent and not voting, 6.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODDOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNES		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1269. — A Bill for an Act to amend and reenact section 57-38.1-02 of the North Dakota Century Code, relating to the taxation of public utilities; and providing for 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, 38; nays, 6; absent and not voting, 6.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODDOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNES		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1279. — A Bill for an Act to amend and reenact section 25-01-01.1 of the North Dakota Century Code, relating to the coordinating committee on mental retardation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 36; nays, 6; absent and not voting, 8.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN	●		● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS	●		● LASHKOWITZ			● RAIT	●	● TALLACKSON
● DOTZENROD			● LEE	●		● REDLIN	●	● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODDOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNES	●	● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH	●		● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN		●	● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI	●	

So the bill passed and the title was agreed to.

House Bill No. 1285. — A Bill for an Act to create and enact a new section to chapter 49-18 of the North Dakota Century Code, relating to interstate carrier registration and identification; to create and enact a new section to chapter 49-18 of the North Dakota Century Code, relating to violation of commission order or rule and penalty; to amend and reenact subsections 4, 5, 6, 7, 8, 9, 10, and 11 of section 49-18-01, subsection 6 of section 49-18-02 and sections 49-18-14 and 49-18-17 of the North Dakota Century Code, relating to definitions, exemption of agricultural commodities, factors to be considered by the commission in granting certificates, and discontinuance of service by common motor carriers by order of the commission; and to repeal sections 49-18-34.1, 49-18-35, 49-18-36, 49-18-37, 49-18-38, 49-18-38.1, 49-18-38.2, 49-18-38.3, and 49-18-39 of the North Dakota Century Code, relating to regulation of agricultural carriers.

Which has been read.

Senator Schirado moved that House Bill No. 1285 be amended as follows:

On page 1, line 16 of the engrossed bill, after the word "carriers" insert "; and declaring an emergency"

On page 5, after line 6, insert the following new section:

SECTION 8. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval.

Senator Schirado moved that the amendments be adopted, which motion prevailed.

Senator Schirado moved that House Bill No. 1285 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1285. — A Bill for an Act to create and enact a new section to chapter 49-18 of the North Dakota Century Code, relating to interstate carrier registration and identification; to create and enact a new section to chapter 49-18 of the North Dakota Century Code, relating to violation of commission order or rule and penalty; to amend and reenact subsections 4, 5, 6, 7, 8, 9, 10, and 11 of section 49-18-01, subsection 6 of section 49-18-02 and sections 49-18-14 and 49-18-17 of the North Dakota Century Code, relating to definitions, exemption of agricultural commodities, factors to be considered by the commission in granting certificates, and discontinuance of service by common motor carriers by order of the commission; and to repeal sections 49-

18-34.1, 49-18-35, 49-18-36, 49-18-37, 49-18-38, 49-18-38.1, 49-18-38.2, 49-18-38.3, and 49-18-39 of the North Dakota Century Code, relating to regulation of agricultural carriers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 953, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER			NETHING		●	SOLBERG	
●	BARTH		●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT	●	●	TALLACKSON	
●	DOTZENROD		●	LEE	●	●	REDLIN	●	●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER	
●	FRIZZELL		●	MELLAND		●	SANDS	●	●	WALSH	
●	GOODMAN		●	MILLER		●	SCHRADO		●	WENSTROM	
●	HANSON		●	MUTCH		●	SCHROED		●	WRIGHT	
●	HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI				

So the bill passed, the title was agreed to, and the emergency clause carried.

House Bill No. 1293. — A Bill for an Act to create and enact a new section to chapter 40-33.2 of the North Dakota Century Code, relating to joint exercise of powers by a city with another public agency in respect to its electric utility system or any project and relating to joint exercise of powers by a municipal power agency with another public agency; to create and enact two new subsections to section 40-33.2-05 of the North Dakota Century Code, relating to exempting bonds and notes issued by a municipal power agency from taxation, and right of any holder of bonds or notes issued by a municipal power agency to bring suit; and to amend and reenact subsection 6 of section 40-33.2-02, subdivision g of subsection 1 of section 40-33.2-03, subsection 4 of section 40-33.2-03, subsection 9 of section 40-33.2-03, subsection 2 of section 40-33.2-05, and section 40-33.2-08 of the North Dakota Century Code, relating to definition of governing body of a city, requirements for agency agreements, bylaws of municipal power agencies, amendment of agency agreements, issuance of bonds and notes and pledges of revenues by the municipal power agencies, and city powers in regard to municipal power agencies, and contracts for electric power and energy and related services.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 954, the roll was called and there were ayes, 41; nays, 1; absent and not voting, 8.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS		●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH	●	●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT	●	●	TALLACKSON	
●	DOTZENROD		●	LEE		●	REDLIN	●	●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER	
●	FRIZZELL		●	MELLAND		●	SANDS	●	●	WALSH	
●	GOODMAN	●	●	MILLER		●	SANDS		●	WENSTROM	

• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1313. — A Bill for an Act to amend and reenact sections 43-04-02 and 43-04-07, subsection 2 of section 43-04-11, subsection 5 of section 43-04-12, and section 43-04-42 of the North Dakota Century Code, relating to a declaration of policy, the compensation of members of the board of barber examiners, rules and orders, the general powers of the board, and the fees to be paid by an applicant for a barbering license; and to repeal sections 43-04-16 and 43-04-17 of the North Dakota Century Code, relating to an order fixing minimum barber service price schedules and the amendment or modification of price schedules after approval.

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, 10.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH	•		• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND	•	
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN	•		• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODDOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNES	•		• WALSH		
• GOODMAN			• MILLER			• SANDS	•		• WENSTROM		
• HANSON			• MUTCH	•		• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1346. — A Bill for an Act to amend and reenact sections 23-19-01, 23-19-04, and 23-19-05 of the North Dakota Century Code, relating to license and permit requirements for the business of cleaning, pumping, and servicing cesspools, septic tanks, or privies; license and permit fees; and licenses and license tags.

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, 32; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH	•		• JACOBSON			• OLIN			• SORUM		•
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN	•	
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN	•		• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODDOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNES	•		• WALSH		
• GOODMAN			• MILLER			• SANDS	•		• WENSTROM		
• HANSON			• MUTCH	•		• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

House Bill No. 1346 was declared lost.

House Bill No. 1357. — A Bill for an Act to create and enact a new subsection to section 43-11-31 of the North Dakota Century Code, relating to refusal to grant a certificate of registration for hairdressers and cosmetologists; and to amend and reenact sections 43-11-11 and 43-

11-12, subsection 2 of section 43-11-16, sections 43-11-17 and 43-11-19, subsection 1 of section 43-11-20.1, subsections 3 and 4 of section 43-11-21, sections 43-11-24 and 43-11-25, subsections 1 and 2 of section 43-11-26, subsections 1, 2, and 3 of section 43-11-27, subsections 1, 2, and 3 of section 43-11-28, and section 43-11-30 of the North Dakota Century Code, relating to sanitary rules, aid of the board of hairdressers and cosmetologists, registered schools, fees for certificates of registration for schools, student registration, tuition refund, operator's certificate examination, operator's certificate without examination, manager-operator, instructor's license, renewal of certificates, and revocation of certificate.

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, 12; absent and not voting, 8.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER		●	● NETHING	●		● SOLBERG		
● BARTH		●	● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES		●	● ORANGE			● STRAND		
● CHRISTENSEN		●	● KRAUTER			● PETERSON		●	● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON		●	● LODDEN			● ROEN		●	● VOSPER		
● FRITZELL		●	● MELLAND			● SANDNES	●		● WALSH		●
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER	●		● NAADEN		●	● SHABLOW		●	MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1393. — A Bill for an Act to amend and reenact section 61-01-23 of the North Dakota Century Code, relating to the removal of obstructions in the channel of a nonnavigable stream.

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, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON		●	● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL		●	● MELLAND			● SANDNES	●		● WALSH		●
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER	●		● NAADEN			● SHABLOW		●	MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1456. — A Bill for an Act to prohibit discrimination in the choice of optometric services.

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, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS	●	
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN	●		● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFMEYER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE

Mr. President: I have the honor to inform you that the House respectfully requests the return of House Bill No. 1004.

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. 1065.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bill No. 1065:

Rep. Vander Vorst

Rep. Wald

Rep. Gerl

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. 1073.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bill No. 1073:

Rep. Martinson

Rep. Gunderson

Rep. Pomeroy

ROY GILBREATH, Chief Clerk

MOTIONS

Senator Lips moved that the Senate accede to the request of the House and return to them, House Bill No. 1004, which motion prevailed.

Senator Lips moved that the Senate request the return of House Bill No. 1035 from the House, which motion prevailed.

Senator Reiten moved that House Bill No. 1423 be laid over one legislative day, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following House Bill No. 1004 as requested.

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate respectfully requests the return of House Bill No. 1035.

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1460. — A Bill for an Act to amend and reenact section 27-06-02 and subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to salary and expenses of court reporters and juvenile supervisors.

Which has been read.

● FRITZELL	● MELLAND	SANDNES●	● WALSH
● GOODMAN	● MILLER	SANDS ●	● WENSTROM
● HANSON	● MUTCH ●	● SCHIRADO	● WRIGHT
● HOFFNER●	● NAAEDN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1563. — A Bill for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, providing for the exemption from taxation of proceeds realized from a forced sale due to eminent domain proceedings.

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, 8.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING ●			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN ●			● TENNEFOS		
● ERDMAN ●			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			SANDNES●			● WALSH		
● GOODMAN			● MILLER			SANDS ●			● WENSTROM		
● HANSON			● MUTCH ●			● SCHIRADO			● WRIGHT		
● HOFFNER●			● NAAEDN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1615. — A Bill for an Act to amend and reenact Section 57-37.1-12 of the North Dakota Century Code, relating to access to the contents of safe deposit boxes after death of owner.

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, 8.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING ●			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN ●			● TENNEFOS		
● ERDMAN ●			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			SANDNES●			● WALSH		
● GOODMAN			● MILLER			SANDS ●			● WENSTROM		
● HANSON			● MUTCH ●			● SCHIRADO			● WRIGHT		
● HOFFNER●			● NAAEDN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Jones moved that House Bill No. 1629 be laid over five legislative days, (until March 6, the 44th legislative day,) which motion prevailed.

House Bill No. 1665. — A Bill for an Act to amend and reenact sections 27-06-01, 27-06-03, 27-06-04, 27-06-05, 27-06-06, 27-06-07, and 27-06-08 of the North Dakota Century Code, relating to district court reporters.

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, 2; absent and not voting, 8.

REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODDEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNES		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Report of Standing Committee

Mr. President : Your Committee on Appropriations
to whom was referred House Bill No. 1037

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 16, delete the numerals "1,998,349" and insert in lieu thereof the numerals "1,988,528"

On page 2 of the engrossed bill, line 1, delete the numerals "3,042,739" and insert in lieu thereof the numerals "3,032,918"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Decrease salaries and wages of the Workmen's Compensation Bureau by \$9,821 to reflect the final adjustment necessary to allow full family medical coverage under the alternate plan.

And when so amended recommends the same do pass.

Frank E. Lips
Senator Lips Chairman

House Bill No. 1037 was placed on the 6th

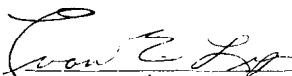
order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations
to whom was referred House Bill No. 1046

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Lipp Chairman

House Bill No. 1046 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

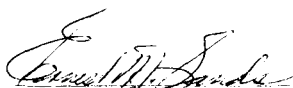
Mr. President: Your Committee on JUDICIARY

to whom was referred House Bill No. 1191

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sands Chairman

House Bill No. 1191 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education

to whom was referred House Bill No. 1219


Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On Page 1, line 3, delete the word "fraudulant" and insert in lieu thereof the word "fraudulent"

And when so amended recommends the same do pass.


Senator Strand Vice Chairman

House Bill No. 1219 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY

to whom was referred House Bill No. 1229

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Ernest M. Sands
Senator Sands

Chairman

House Bill No. 1229 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred House Bill No. 1251

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Ch. Reiten

Senator Reiten

Chairman

House Bill No. 1251 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1273

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, of the engrossed bill, after the word "Act" insert the following: "to create a new section to chapter 57-39.2, relating to the retail sale of carpet and drapes and"

On page 1, after line 14, of the engrossed bill, insert the following new section:

"SECTION 1.) A new section to chapter 57-39.2 of the North Dakota Century Code is hereby created and enacted to read as follows:

Notwithstanding any other provisions of this chapter, when a contractor or subcontractor who is a retailer and who furnishes and installs into or attaches to real property in this state drapes, hardware for hanging drapes, or carpet for floor covering, the contractor or subcontractor shall be deemed to have made a retail sale of such item."

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.

Handman
Senator Goodman

Chairman

House Bill No. 1273 was placed on the sixth

order of business on the calendar for the succeeding legislative day.


JOURNAL OF THE SENATE

Mr. President : Your Committee on Industry, Business and Labor
to whom was referred House Bill No. 1280

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

And be placed on the Consent Calendar


_____ Chairman
House Bill No. 1280 was placed on the Tenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Industry, Business and Labor
to whom was referred House Bill No. 1284

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:

And be placed on the Consent Calendar


_____ Chairman
House Bill No. 1284 was placed on the Tenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on JUDICIARY
to whom was referred House Bill No. 1294

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
- be amended as follows:


_____ Chairman
House Bill No. 1294 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on JUDICIARY
to whom was referred House Bill No. 1338

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


 Senator Sarris Chairman

House Bill No. 1338 was placed on the fourteenth

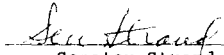
order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
to whom was referred House Bill No. 1422

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

and be placed on the consent calendar.


 Senator Strand Vice Chairman

House Bill No. 1422 was placed on the tenth

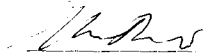
order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Industry, Business and Labor
to whom was referred House Bill No. 1426

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

And be placed on the Consent Calendar


 Senator Reiten Chairman

House Bill No. 1426 was placed on the Tenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1434

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


Chairman
Senator Goodman

House Bill No. 1434 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government
to whom was referred House Bill No. 1437

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

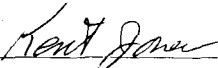
On page 1, line 3, after the word "arts" insert the following:
"; and declaring an emergency"

On page 2, line 1, before the word "Funds" insert the following:
"The cultural endowment fund shall be maintained by the Bank
of North Dakota which shall also be responsible for the
investment of the principal moneys deposited in such fund."

On page 2, after line 14, insert the following new section:
"SECTION 3. EMERGENCY.) This Act is hereby declared
to be an emergency measure and shall be in effect from and
after its passage and approval."

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.


Chairman
Senator Jones

House Bill No. 1437 was placed on the 6th


order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY
to whom was referred House Bill No. 1441

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


Chairman
Senator Sands

House Bill No. 1441 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
to whom was referred House Bill No. 1557

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

and be placed on the consent calendar

Sen Strand Vice
Chairman

House Bill No. 1557 was placed on the tenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State and Federal Government
to whom was referred House Bill No. 1601

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

And be placed on the Consent Calendar

Ken Jones Chairman

House Bill No. 1601 was placed on the 10th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
to whom was referred House Bill No. 1664

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

and be placed on the consent calendar

Sen Strand Vice
Chairman

House Bill No. 1664 was placed on the tenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
to whom was referred House Concurrent Resolution No. 3015

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

House Concurrent Resolution No. 3015 Sen Strand Vice
Senator Strand Chairman
 _____ was placed on the _____
fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
 to whom was referred House Concurrent Resolution No. 3019

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 3, after the word "ownership" insert the following:
 ", and the laws relating to the taxation of mobile homes"
 On page 1, after line 3, insert the following:
 "WHEREAS, mobile home owners pay sales tax on the labor costs
 of a mobile home as contrasted with the conventional site-built homeowner
 who does not pay sales tax on labor costs attributable to site-built
 housing;"

On page 1, line 17, after the word "property" insert the words "and tax"

On page 1, line 23, after the word "property" insert the words "and tax"

And renumber the lines, pages and sections accordingly

And when so amended recommends the same do pass.

House Concurrent Resolution No. 3019 Sen Strand Vice
Senator Strand Chairman
 _____ was placed on the _____
sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State and Federal Government
 to whom was referred House Concurrent Bill No. 3024
Resolution

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

And be placed on the Consent Calendar Kent Jones Chairman
Senator Jones
 House Concurrent Bill No. 3024 was placed on the _____
Resolution 10th

order of business on the calendar for the succeeding legislative day.

MESSAGE FROM THE HOUSE

Mr. President: I have the honor to return House Bill No. 1035, which the Senate has requested.

ROY GILBREATH, Chief Clerk

MOTIONS

Senator Jones 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. 1073, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1073:

Senator Jones

Senator Roen

Senator Rait

Senator Thane moved that the following bills be re-referred to the following committees from the Committee on Judicary, which motion prevailed.

House Bill No. 1142 — to State and Federal Government

House Bill No. 1483 — to Political Subdivisions

House Bill No. 1502 — to Political Subdivisions

House Bill No. 1585 — to Social Welfare & Veterans Affairs.

Senator Melland moved that Senate Concurrent Resolution No. 4037 be returned to the Senate floor from the Joint Committee on Constitutional Revision, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Senator Melland: Mr. President, I rise on a point of personal privilege, and request that my remarks be printed in the Journal. Mr. President, and ladies and gentlemen of the Senate, Senate Concurrent Resolution No. 4037 is a resolution that if approved by the voters of North Dakota would have changed the term of the Governor, Lt. Governor, Treasurer, Commissioner of Agriculture and the Commissioner of Insurance beginning with the next election to a two year term and then return it to a four year term. This resolution has been variously characterized. It has been characterized as a joke and it isn't a joke. It is, was and remains a serious presentation of conceptual change that the author of the resolution really believes is important to North Dakota.

It has been characterized as blatant, and blatant means obvious. It means brazenly obvious and I suggest to the members of this body that everything we do is blatant and it ought to be because we want to have people know what is happening and we want the obvious purposes expressed and if we sometimes appear brazen, that sometimes is necessary to underscore the meaning of what we are attempting to do.

It has been characterized as political and I suggest to you that it is indeed political. It deals with the highest elected offices in the state of North Dakota and what measure addressing those offices could be anything but political. There were many alternatives available to this bill and I would like to point out some of those but I want to make crystal clear that of all of the characterizations of this bill the one that says it is partisan political is incorrect. No party person spoke to me about introducing this legislation, no party person spoke to me about not introducing this resolution. It was done on my personal volition because I believe in the purpose of this and since its introduction it has been addressed by people of both parties. The opposition from the party which occupies the executive office in this state now seems to be that this is unfair to amend these terms during a time when they are in power, choosing to question my choice of people from that political persuasion to be the ones that receive the two year term.

The opposition from the other party, the one of which I am a member, seems to be that it is untimely to do this because apparently, and many feel this way, the very offices that are addressed will be changing in the next election and certainly we would want the four year term for those people. My feeling in the matter is that the offices of Governor, Lt. Governor, and I favor the team approached to that election and was one who was instrumental in bringing that about is indeed the highest combination that we vote for in this state.

The office of Secretary of State is in the succession line for the Governor's office. The Attorney General's office is the highest legal office that we elect in this state from the point of view of the executive branch, not the judicial branch. The Attorney General serves as the judicial officer in the executive branch and as such is the advisor to the Governor and to all of state government as a matter of fact, the lawyer as it is for the executive branch of government. Those two positions while they are held by members of the same party to which I belong, the Republican party, seem to me to ought not be in the same cycle. Because of the succession and because of the legal advice those offices ought to be separated from the Governor and Lt. Governor if we are going to have a separation.

Now statistically, and that was the real reason for this, in the last thirty years when we have elected the President of the United States the voting turnout in North Dakota has always exceeded seventy percent. It has only been since 1964 that we discontinued voting for the Governor on alternate election years, that is it was a two year term until then. In general the voter interest in 1962, sixty three percent of the people turned out, that was a non-presidential year when we elected a governor, sixty three percent of the voters came to the polls. In general, and you can check these statistics, there has been about a five percent fall off since we discontinued having the governor's election in non-presidential years. Likewise, in two of those years since then, there were important U.S. Senate races which tended to turn out a larger number of voters. Last year only slightly over half of the people of North Dakota chose to turn out to vote, fifty-three percent. That is just too low, this bill would have addressed that problem and encouraged people to turn out and vote.

Some of the alternatives that were available in this, one was to go to a six year term. I declined to put that in this bill because I felt the people of North Dakota have only relatively recently gone from the two year to the four year term and perhaps that would have been too much to ask. We could have proposed to move all of the offices to be in the alternate years, that's when county offices are elected, but I truly believe that it is more in the interests of voter turnout if we have high offices in all of the elections. We could have reversed the officials, and that would have been no problem at all from my point of view, taking the Auditor and Public Instruction office and Tax Commissioner's office and moving those over, transferring the Treasurer, the Commissioner of Agriculture and the Commissioner of Insurance. That might have modified some of the political objection, but it really probably would not have made a great deal of difference. We could have put this on an election ballot or proposed to put it on an election ballot, and have it become effective at some future time and that may well have been a better alternative. The thing that we have overlooked in much of the publicity and characterization that has surrounded this is that it is not our decision, it is the peoples' decision. The question of "veto" of a resolution is not even a threat of any kind because a resolution that deals with putting a question to the people to amend our Constitution does not go to the Governor's desk, it goes directly to the Secretary of State and becomes a ballot item as pointed out in the resolution. One of

these days, the four year term of Governor should be changed so that we have a higher level of interest in all of the elections. One of these days it well may be changed. If the party of which I am a member and if I am active when our party has these offices that are in question, I will encourage our party and those people to take a two year term in the interest of the long range of voter interest of North Dakota, which I think is more important. It is interesting to know that the way the four year term for Governor came about was through an initiated measure. It may well be that that's how the change will have to come about.

With those remarks, Mr. President, I do ask, so as not to cause this body a great deal of debate and concern and the Joint Committee on Constitutional Revision is a busy body that has only an hour or so a week to work on these bills, and they have had many of them, I do request unanimous consent to withdraw Senate Concurrent Resolution No. 4037.

There being no objection, Senate Concurrent Resolution No. 4037 was withdrawn.

POINT OF PERSONAL PRIVILEGE

Senator Barth: Mr. President, I rise on a point of personal privilege. Mr. President, I feel that in the absence of our distinguished minority floor leader that I certainly want to express what I hope are his views in relation to the withdrawal of Senate Concurrent Resolution No. 4037. I want to commend the Senator from the 29th district for having the foresight to withdraw this resolution which we know would not have met with the approval of the people of the state of North Dakota and certainly not met with the approval of the people in the Senate.

I guess there are a few statements that he did make that I think some facts should be brought out that I feel we have in relation to the change in these offices. I would say that certainly to those of us on the other side of the fence it was political because they were all offices held by Democrats. Secondly if some changes were going to be made the Auditor would have fit into that category someplace and he of course is a member of the other party. We might also have changed the Secretary of State and the Attorney General and do this in a little different way. I might also mention that this incidence of having the offices coming up for election, in the election such as we had last fall in relation to the low number of people on the ballot, happens but once in a decade under our present system, so it is not all that bad. I might also mention the resolution I felt was one that addressed itself to the very fact that the resolution left the impression that the office of congressman is not very important. I would submit that some day this party is going to control that office and I will submit to you that it will be very important then, so the change in turnout will be quite different.

POINT OF PERSONAL PRIVILEGE

Senator Lee: Mr. President, I rise on a point of personal privilege. Mr. President, I had not planned to speak on this particular issue, but I do feel very strongly about it. I would hope that the day would come when by some means or some manner, we would devote one election to state affairs and the next election to national affairs. I think this is a very helpful and a very proper method of dealing with both state and federal government.

POINT OF PERSONAL PRIVILEGE

Senator Solberg: Mr. President, I rise on a point of personal privilege. Being an older person in this body, I take a little privilege here. I think we have witnessed this afternoon an area which is most important because it has looked forward, it has reviewed the past, it has given awesome enlightenment into the things that can be done. When men and women rise above the common and are willing to say these things are

good for the future of this state, then we should commend them and I think we had it on both sides in regard to the resolution which would have instituted the change in official procedures in election in North Dakota, so I was reminded of a piece of literature that I would like to share, Mr. President. Senator Meiland expressed that to me and it goes like this:

A builder buildeth a temple

He forged it with grace and skill

Its pillars and groins and arches

He fitted to do his will

Men sit as they saw its beauty greatest; thy

Skill, O builder, thy fame shall endure for aye

He might not endure for aye, but I think it was a manly thing and a good thing for this body and for the state what we have had this afternoon.

Senator Thane moved that the absent Senators be excused, which motion prevailed.

Senator Thane moved that after the reading of House Bills 1046, 1191, 1229, 1251, 1280, 1284, 1294, 1338, 1422, 1426, 1434, 1441, 1557, 1601, 1664, HCR 3019 and 3024, the Senate adjourn and convene at 1:30 P.M., Wednesday, February 28, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTIETH DAY

Bismarck, February 28, 1979

The Senate convened at 1:30 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Doug Diehl, First Methodist Church, Bismarck.

Psalm 19: 7-10 (Revised Standard)

The law of the Lord is perfect, reviving the soul; the testimony of the Lord is sure, making wise the simple; the precepts of the Lord are right, rejoicing the heart; the commandment of the Lord is pure, enlightening the eyes; the fear of the Lord is clean, enduring for ever; the ordinances of the Lord are true, and righteous altogether. More to be desired are they than gold, even much fine gold; sweeter also than honey and drippings of the honeycomb.

Psalm 19: 7-10 (Revised Standard)

Almighty God, our Heavenly Father, under whom our nation and government have been established and under whom all authority is given, we would desire today that we might taste the sweetness and feel the preciousness of Your laws and precepts. In the tasks before us today there will be many opinions, all claiming to be correct. Some may be right, some may be wrong, they may all be right and they may all be wrong. But we ask that Your Will would prevail throughout for we acknowledge that Your ways are much higher than ours. We pray this through Jesus Christ our Lord. Amen.

The roll was called and all members were present except Senators Hof- fner, Nething, Sandness and Wenstrom.

Senator Thane moved that the Journal show that Majority Leader — Senator Nething and the Minority Leader — Senator Hoffner, along with like leadership from the House are representing the 46th Legislative Assembly from North Dakota at a meeting with officials of the Depart- ment of Interior on issues vital to the future of the Garrison Diversion project, which motion prevailed.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-ninth day and finds the same to be correct.

SENATOR SHABLOW moved that the report be adopted, which motion prevailed. SENATOR TENNEFOS Chairman

REPORT OF PROCEDURAL COMMITTEE

Mr. President: Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

Senate Concurrent Resolution No. 4014.

And find the same correctly enrolled.

SENATOR PETERSON, Chairman

Senator Fritzell moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1017
 House Bill No. 1049
 House Bill No. 1059
 House Bill No. 1060
 House Bill No. 1061
 House Bill No. 1098
 House Bill No. 1128
 House Bill No. 1160
 House Bill No. 1167
 House Bill No. 1186
 House Bill No. 1276
 House Bill No. 1334
 House Bill No. 1363
 House Bill No. 1445
 House Bill No. 1449
 House Bill No. 1451
 House Bill No. 1463
 House Bill No. 1474
 House Bill No. 1518
 House Bill No. 1536
 House Bill No. 1560
 House Bill No. 1572
 House Bill No. 1584
 House Bill No. 1680
 House Concurrent Resolution No. 3030

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1091
 House Bill No. 1299
 House Bill No. 1315
 House Bill No. 1448

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1012
 House Bill No. 1053
 House Bill No. 1278
 House Bill No. 1327
 House Bill No. 1389
 House Bill No. 1495

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. 1073:

Senator Jones

Senator Roen

Senator Rait

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Concurrent Resolution No. 4014

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

MOTION

Senator Reiten 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. 1065, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1065:

Senator Lodoen

Senator Mutch

Senator Miller Heinrich

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Concurrent Resolution No. 4014.

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2025

Senate Bill No. 2042

Senate Bill No. 2071

Senate Bill No. 2080

Senate Bill No. 2087

Senate Bill No. 2093

Senate Bill No. 2115

Senate Concurrent Resolution No. 4081

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2088

Senate Bill No. 2091.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3028

House Concurrent Resolution No. 3031

House Concurrent Resolution No. 3050

House Concurrent Resolution No. 3051

House Concurrent Resolution No. 3052

House Concurrent Resolution No. 3054

House Concurrent Resolution No. 3057
 House Concurrent Resolution No. 3058
 House Concurrent Resolution No. 3078.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1023
 House Bill No. 1043
 House Bill No. 1054
 House Bill No. 1064
 House Bill No. 1084
 House Bill No. 1106
 House Bill No. 1110
 House Bill No. 1112
 House Bill No. 1116
 House Bill No. 1119
 House Bill No. 1135
 House Bill No. 1136
 House Bill No. 1161
 House Bill No. 1204
 House Bill No. 1207
 House Bill No. 1208
 House Bill No. 1212
 House Bill No. 1213
 House Bill No. 1214
 House Bill No. 1218
 House Bill No. 1233
 House Bill No. 1235
 House Bill No. 1237
 House Bill No. 1243
 House Bill No. 1259
 House Bill No. 1264
 House Bill No. 1282.

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. 1107
 House Bill No. 1152
 House Bill No. 1240.

ROY GILBREATH, Chief Clerk

MOTION

Senator Lips moved that the Senate reconsider the action whereby it passed House Bill No. 1035, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1035. Teachers' Fund for Retirement — A Bill for an Act making an appropriation for defraying the expenses of the teachers' fund for retirement of the state of North Dakota.

Which has been read.

Senator Lips moved that House Bill No. 1035 be amended as follows:

On page 1, line 8 of the amendment, delete the figure \$617,410 and insert in lieu thereof the figure \$617,401

Senator Lips moved that the amendment be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended, that House Bill No. 1035 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1035. Teachers' Fund for Retirement — A Bill for an Act making an appropriation for defraying the expenses of the teachers' fund for retirement of the state of North Dakota.

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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTRON		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTIONS

Senator Lee moved that the Senate reconsider the action by which the Senate failed to pass House Bill No. 1346, which motion prevailed.

Senator Lee moved that House Bill No. 1346 be laid over one legislative day, which motion prevailed.

Senator Peterson moved that the Senate reconsider the action by which House Bill No. 1357 passed, which motion prevailed.

Senator Peterson moved that House Bill No. 1357 be re-referred to the Committee on Education, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to House Bill No. 1037 as recommended by the Committee on Appropriations as printed on page 1027 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to House Bill No. 1219 as recommended by the Committee on Education as printed on page 1028 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to House Bill No. 1273 as recommended by the Committee on Finance and Taxation as printed on page 1029 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to House Bill No. 1437 as recommended by the Committee on State and Federal Government as printed on page 1032 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to House Concurrent Resolution No. 3019 as recommended by the Committee on Education as printed on page 1034 of the Senate Journal be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Committee on Delayed Bills (At the request of Senator Goodman) introduced:

Senate Bill No. 2484. — A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to the definition of the United States Internal Revenue Code of

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1191 — A Bill for an Act to amend and reenact section 4-30-05, 6-07-14, 25-09-05, 32-12-02, 36-04-11, 36-04-13, 52-06-27, 57-08-01, 57-08-02, 60-04-03, and 65-10-01 of the North Dakota Century Code, relating to the venue of various 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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1251. — A Bill for an Act to amend and reenact subsection 4 of section 10-04-03 of the North Dakota Century Code, relating to the collection of fees under the Securities Act, to amend and reenact subsection 6 of section 10-04-05 of the North Dakota Century Code, relating to the exemption from registration of certain blue chip securities with proven records, to amend and reenact section 10-04-08 of the North Dakota Century Code, relating to the registration of securities by qualification and to the fees charged for such registration, to amend and reenact subsection 6 of section 10-04-10 of the North Dakota Century Code, relating to the fees charged for registration of dealers, salesmen, and investment advisers under the Securities Act, to amend and reenact section 10-04-14 of the North Dakota Century Code, relating to service of process under the Securities Act, and to amend and reenact section 10-04-18 of the North Dakota Century Code, relating to the penalty for violations of the Securities 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, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING	●		● SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE	●		● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		●
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		●
● GOODMAN			● MILLER			● SANDS			● WENSTROM		●
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1294. — A Bill for an Act to repeal section 32-09-03 of the North Dakota Century Code, relating to the requirement for a notice and demand to be served upon the debtor and the employer prior to the issuance of any garnishment summons against the earnings of any person.

Which has been read and has committee report for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 44; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
— ALBERS		●	— ISZLER	●		— NOTHING	●		— SOLBERG		●
— BARTH			— JACOBSON		●	— OLIN		●	— SORUM		●
— BERUBE	●		— JONES			— ORANGE		●	— STRAND		●
— CHRISTENSEN		●	— KRAUTER		●	— PETERSON		●	— STRINDEN		●
— CUSSONS			— LASHKOWITZ		●	— RAIT		●	— TALLACKSON		●
— DOTZENROD			— LEE	●		— REDLIN		●	— TENNEFOS		●
— ERDMAN			— LIPS		●	— REITEN		●	— THANE		●
— FARRINGTON			— LODOEN		●	— ROEN		●	— VOSPER		●
— FRITZELL			— MELLAND		●	— SANDNES	●		— WALSH		●
— GOODMAN			— MILLER		●	— SANDS		●	— WENSTROM		●
— HANSON			— MUTCH		●	— SCHIRADO		●	— WRIGHT		●
— HOFFNER			— NAADEN		●	— SHABLOW		●	— MR. PRESIDENT		
— HOLMBERG		●	— NELSON		●	— SMYKOWSKI		●			

House Bill No. 1294 was declared lost.

House Bill No. 1338. — A Bill for an Act to amend and reenact section 16-18-05 of the North Dakota Century Code, relating to the time for making application for an absent voters' ballot, and providing that an application form may be obtained from either the county or city auditor for general, special, primary, or county elections; or in the alternative to amend and reenact section 16.1-07-05 of the North Dakota Century Code, as created by section 5 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, relating to the time for making application for an absent voters' ballot.

Which has been read and has committee report for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 15; nays, 30; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NOTHING			● SOLBERG		●
● BARTH			● JACOBSON		●	● OLIN		●	● SORUM		●
● BERUBE	●		● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN		●	● KRAUTER		●	● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ		●	● RAIT			● TALLACKSON		●

• DOTZENROD	• LEE	• REDLN	• TENNEFOS
• ERDMAN	• LIPS	• REITEN	• THANE
• FARRINGTON	• LODOEN	• ROEN	• VOSPER
• FRITZELL	• MELLAND	• SANDNES	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	• MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

House Bill No. 1338 was declared lost.

POINT OF PERSONAL PRIVILEGE

Senator Barth: Mr. President, I rise on a point of personal privilege. Well, Mr. President, I now know that the bill went down to defeat but I don't know whether we are doing the right thing by legislating the way we just legislated. I would like to say that the Judiciary committee certainly has misled, if that is the word to use, the Senate in saying that we are going to amend this into another bill. The merits of this bill should have been on the bill itself and this body has now killed a bill and we do not know, first of all whether it will be amended into another bill, and secondly the problem arises if this action is taken it locks a person into the idea used into the passage or rejection of another bill, and I would hope that we can avoid these kind of actions in the future and have each bill pass or be killed on its own merits and if this bill were to pass or whatever this concept could then be amended into another, we can do that, but I do not believe that the legislative process was intended to work this way.

House Bill No. 1391. — A Bill for an Act to amend and reenact section 61-06-22 of the North Dakota Century Code, relating to the compensation for board members of irrigation districts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 986, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE	•		• JONES			• ORANGE			• STRAND	•	
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE	•		• REDLN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNES			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1423. — A Bill for an Act to create and enact a new section to chapter 51-07 of the North Dakota Century Code, relating to liability of manufacturers to retailers for performing warranty services on certain items.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 8; nays, 36; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH	•		• JACOBSON			• OLIN			• SORUM		

BERUBE ●	JONES ●	ORANGE ●	STRAND ●
CHRISTENSEN ●	KRAUTER ●	PETERSON ●	STRINDEN ●
CUSSONS ●	LASHKOWITZ ●	RAIT ●	TALLACKSON ●
DOTZENROD ●	LEE ●	REDLIN ●	TENNEFOS ●
ERDMAN ●	LIPS ●	REITEN ●	THANE ●
FARRINGTON ●	LODOEN ●	ROEN ●	VOSPER ●
FRITZELL ●	MELLAND ●	SANDNES ●	WALSH ●
GOODMAN ●	MILLER ●	SANDS ●	WENSTROM ●
HANSON ●	MUTCH ●	SCHIRADO ●	WRIGHT ●
HOFFNER ●	NAADEN ●	SHABLOW ●	MR. PRESIDENT ●
HOLMBERG ●	NELSON ●	SMYKOWSKI ●	

House Bill No. 1423 was declared lost.

House Bill No. 1434. — A Bill for an Act to amend and reenact section 24-05-01 of the North Dakota Century Code, relating to the amount of the county road 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, 40; nays, 4; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		●
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNES			● WALSH		●
● GOODMAN			● MILLER			● SANDS			● WENSTROM		●
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1441. — A Bill for an Act to amend and reenact sections 27-02-02 and 27-05-03 of the North Dakota Century Code, relating to salaries of the judges of the supreme and district 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, 37; nays, 8; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		●
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNES			● WALSH		●
● GOODMAN			● MILLER			● SANDS			● WENSTROM		●
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1513. — A Bill for an Act to amend and reenact section 47-20.1-10 of the North Dakota Century Code, relating to the minimum corner requirements of United States government survey corners;

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 988, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	YEAS	N-V	NAYS	
● ALBERS			● ISZLER			● NETHING		● SOLBERG			
● BARTH			● JACOBSON			● OLIN		● SORUM			
● BERUBE	●		● JONES			● ORANGE		● STRAND			
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN			
● CUSSONS			● LASKOWITZ			● RAIT		● TALLACKSON			
● DOTZENROD			● LEE ●			● REDLIN		● TENNEFOS			
● ERDMAN			● LIPS			● REITEN		● THANE			
● FARRINGTON			● LODGEN			● ROEN		● VOSPER			
● FRITZELL			● MELLAND			● SANDNES	●	● WALSH			
● GOODMAN			● MILLER			● SANDS		● WENSTROM			
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT			
● HOFFNER			● NAADEN			● SHABLOW		MR. PRESIDENT			
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

SECOND READING OF

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3015. — A concurrent resolution directing the Legislative Council to study public and private cost containment procedures relating to hospitals, clinics, nursing homes, insurance companies providing health care coverage, physicians, dentists, optometrists, podiatrists, and others providing health care services.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3015 was adopted.

Report of Standing Committee

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1006

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 9, delete the numerals "20,983,542" and insert in lieu thereof the numerals "20,744,542"

On page 1 of the engrossed bill, line 20, delete the numerals "18,809,209" and insert in lieu thereof the numerals "18,570,209"

On page 1 of the engrossed bill, line 22, delete the numerals "20,983,542" and insert in lieu thereof the numerals "20,744,542"

On page 2 of the engrossed bill, line 1, delete the numerals "9,219,052" and insert in lieu thereof the numerals "9,116,552"

On page 2 of the engrossed bill, line 2, delete the numerals "11,764,490" and insert in lieu thereof the numerals "11,627,990"

On page 2 of the engrossed bill, after line 9, insert the following section:

JOURNAL OF THE SENATE


"SECTION 3. LEGISLATIVE INTENT AS TO THE FUNDING AND SUPPORT OF VOCATIONAL EDUCATION AND ITS RELATIONSHIP TO ACADEMIC EDUCATION.) The funding and support of vocational education provided by this Act is not intended by the legislative assembly to emphasize vocational education as a substitute to academic education. State encouragement and support for vocational education should not be construed as emphasizing vocational education at the expense of academic education. Academic education should be the primary emphasis of all education, with vocational education available as a supplement to academic education."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment reduces the grants, benefits, and claims line item from the House version by \$239,000 by deleting \$102,500 in federal funds and \$102,500 from the general fund for additional mobile labs; and by reducing the amount for supportive services by \$34,000 which allows funds to continue at present levels.

And when so amended recommends the same do pass

 Chairman
Senator Lips

House Bill No. 1006 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

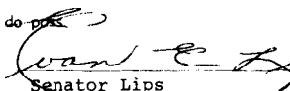
to whom was referred House Bill No. 1020

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And when so amended recommends the same do pass

 Chairman
Senator Lips

House Bill No. 1020 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

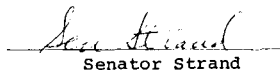
Mr. President: Your Committee on Education

to whom was referred House Bill No. 1114

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Vice
Chairman
Senator Strand

House Bill No. 1114 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education

to whom was referred House Bill No. 1170

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen Strand Vice
Chairman
Senator Strand

House Bill No. 1170 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government

to whom was referred House Bill No. 1173

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Kent Jones Chairman
Senator Jones

House Bill No. 1173 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government

to whom was referred House Bill No. 1176

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Kent Jones Chairman
Senator Jones

House Bill No. 1176 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government

to whom was referred House Bill No. 1230

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations.

Kent Jones Chairman
Senator Jones

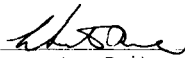
House Bill No. 1230 was placed on the Rereferred to the
Committee on Appropriations

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred House Bill No. 1247

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:


Senator Reiten Chairman

House Bill No. 1247 was placed on the fourteenth

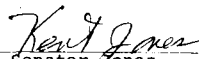
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government
to whom was referred House Bill No. 1272

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

And be placed on the Consent Calendar


Senator Jones Chairman

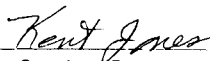
House Bill No. 1272 was placed on the 10th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government
to whom was referred House Bill No. 1281

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:


Senator Jones Chairman

House Bill No. 1281 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government
to whom was referred House Bill No. 1337

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

On Page 1 of the engrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to amend and reenact section 1-03-02.1 of the North Dakota Century Code, relating to holidays.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 1-03-02.1 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

1-03-02.1. WHEN HOLIDAY FALLS ON A SATURDAY ~~-BANK HOLIDAY.~~) If any of the holidays enumerated in section 1-03-02 fall on a Saturday, the Friday immediately before shall be the holiday ~~for the purposes of the banks of this state.~~

And renumber the lines , sections and pages accordingly.

And when so amended recommends the same do pass.

Kent Jones Chairman
Senator Jones

House _____ Bill No. 1337 _____ was placed on the 6th _____

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT : Your Committee on INDUSTRY, BUSINESS & LABOR

to whom was referred HOUSE Bill No. 1348

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sharon Chairman

HOUSE Bill No. 1348 SENATOR REITEN was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on INDUSTRY, BUSINESS AND LABOR

to whom was referred House Bill No. 1365

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be placed on the Consent Calendar


 Senator Reiten

Chairman

House Bill No. 1365 was placed on the tenth

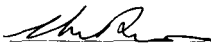
order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on INDUSTRY, BUSINESS & LABOR
 to whom was referred HOUSE Bill No. 1366

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
 without recommendation

be amended as follows:


 Senator Reiten

Chairman

HOUSE Bill No. 1366 was placed on the Fourteenth

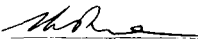
order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on INDUSTRY, BUSINESS & LABOR
 to whom was referred HOUSE Bill No. 1394

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
 without recommendation

be amended as follows:


 SENATOR REITEN

Chairman

HOUSE Bill No. 1394 was placed on the FOURTEENTH

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR
 to whom was referred House Bill No. 1408

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
 without recommendation

be amended as follows:


 Senator Reiten

Chairman

House Bill No. 1408 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION
 to whom was referred House Bill No. 1414

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
 without recommendation

be amended as follows:

On page 3, line 9, of the engrossed bill, delete the strike-through on the word "~~law~~" and delete the following: "chapter 57-22"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Goodman

House Bill No. 1414 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor
to whom was referred House Bill No. 1419

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 14 of the engrossed bill, strike through the word "two" and insert the word "four"

On page 3, line 18 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the words "twenty-five"

On page 3, line 21 of the engrossed bill, delete the word "thirty" and insert in lieu thereof the word "fifty"

On page 3, line 24 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the word "ten"

On page 4, line 19 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the words "twenty-five"

On page 4, line 22 of the engrossed bill, delete the word "thirty" and insert in lieu thereof the word "fifty"

On page 4, line 24 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the word "ten"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

 Chairman
Senator Reiten

House Bill No. 1419 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred House Bill No. 1444

Has had the same under consideration and recommends that the same

JOURNAL OF THE SENATE

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

House Bill No. 1444 was placed on the fourteenth day of April 1944.
Sen Strand Vice Chairman
Senator Strand

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 1541

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

House Bill No. 1541 was placed on the 14th day of April 1944.
Kent Jones Chairman
Senator Jones

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education to whom was referred House Bill No. 1542

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page one, line 15, delete the word "its"

And when so amended recommends the same do pass.

House Bill No. 1542 was placed on the sixth day of April 1944.
Sen Strand Vice Chairman
Senator Strand

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION to whom was referred House Bill No. 1612

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, after the word "to" insert the following: "create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to the carry back of investment credits for prior taxable years; to"

On page 1, line 3, after the word "purposes" and before the period insert the following: "; and to provide an effective date"

On page 1, after line 6, insert the following section:

"SECTION 1.) A new section to chapter 57-38 of the North Dakota Century Code is hereby created and enacted to read as follows:

REPORTING OF INVESTMENT CREDIT CARRY BACK FOR PRIOR TAXABLE YEARS.) A taxpayer who carries back an investment credit to prior taxable years for federal income tax purposes pursuant to section 46 (b) of the United States Internal Revenue Code of 1954, as amended, shall report any resulting adjustments to taxable income for state income tax purposes in the taxable year the federal income tax refunds are actually received or credited, and, notwithstanding the provisions of section 57-38-38, such a taxpayer need not report those adjustments by the filing of amended state income tax returns for the carry back years."

On page 2, after line 33, insert the following section:

"SECTION 3. EFFECTIVE DATE.) The provisions of this Act shall be effective for all taxable years beginning on or after January 1, 1979."

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass.

Senator Goodman Chairman

House Bill No. 1612 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES to whom was referred HOUSE CONCURRENT RESOLUTION Bill No. 3016

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows:

Senator Jacobson Chairman

House Concurrent Resolution Bill No. 3016 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3032

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows:

Page 2, line 4, after the word committee insert the word "one"

Page 2, line 4, delete the word "persons" and insert in lieu thereof the word "person"

Page 2, line 5, delete the words "industry, labor," and "the State"

Page 2, line 6, delete the words "Bar Association"

Page 2, line 6, after the word "and" insert the words "one person representing"

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.

Kent Jones Chairman
Senator Jones

House Con- 3032 was placed on the 6th
current Resolution
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State and Federal Government
to whom was referred House Concurrent No. 3035
Resolution
Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

Page 2, line 11, after the word "people" insert a period and the following: "In conducting this study, the Council shall include in its study two North Dakota citizens of Indian descent"

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.

Kent Jones Chairman
Senator Jones

House Con- 3035 was placed on the 6th
current Resolution

order of business on the calendar for the succeeding legislative day.

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 4014

Was delivered to the Secretary of State on February 28, 1979.

SENATOR PETERSON, Chairman

Senator Strinden moved that the absent Senators be excused, which motion prevailed.

Senator Thane moved that at the conclusion of the 5th Order of Business and after the reading of House Bills 1020, 1114, 1170, 1173, 1176, 1229, 1247, 1272, 1281, 1346, 1348, 1365, 1366, 1394, 1408, 1444, 1541 and HCR 3016, the Senate adjourn and convene at 1:30 P.M., Thursday, March 1, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-FIRST DAY

Bismarck, March 1, 1979

The Senate convened at 1:30 P.M., with President Sanstead presiding.

The prayer was offered by Father Tom Sullivan, St. Anne's Catholic Church, Bismarck.

God, our heavenly Father, the men and women gathered here today have been elected by the people of North Dakota to direct them in the stewardship of Your bounties. The deliberations they perform here will direct the lives of the people of North Dakota in their efforts to live in peace, harmony and prosperity.

This mandate calls for a special insight into the needs and wants of the individuals and the common good of all. May we begin and continue our deliberations today and every day with a humble prayer for Your wisdom in our thoughts, and Your love in our actions that all people might see the laws enacted here as a reflection of Your eternal covenant of love.

We thank You for Your many blessings on our lives and our state, and beg You to help us to administer them according to Your divine will, now and forever. Amen.

The roll was called and all members were present except Senators Sandness and Sands.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fortieth day and recommends that the same be corrected as follows:

On page 1046, after line 23, insert "The amendments were adopted."

And when so corrected recommends that the same be approved.

Chairman SENATOR TENNEFOS

SENATOR CUSSONS moved that the report 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 as a conference committee to act with a like committee from the House, on House Bill No. 1065:

- Senator Lodoen
Senator Mutch
Senator Miller Heinrich

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1023
House Bill No. 1043
House Bill No. 1054
House Bill No. 1064
House Bill No. 1084
House Bill No. 1106
House Bill No. 1110
House Bill No. 1112
House Bill No. 1116
House Bill No. 1119
House Bill No. 1135
House Bill No. 1136
House Bill No. 1161
House Bill No. 1204
House Bill No. 1207
House Bill No. 1208
House Bill No. 1212
House Bill No. 1213
House Bill No. 1214
House Bill No. 1218
House Bill No. 1233
House Bill No. 1235
House Bill No. 1237
House Bill No. 1243
House Bill No. 1259
House Bill No. 1264
House Bill No. 1282

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 herewith the following:

House Bill No. 1023
House Bill No. 1043
House Bill No. 1054
House Bill No. 1064
House Bill No. 1084
House Bill No. 1106
House Bill No. 1110
House Bill No. 1112
House Bill No. 1116
House Bill No. 1119
House Bill No. 1135
House Bill No. 1136
House Bill No. 1161
House Bill No. 1204
House Bill No. 1207
House Bill No. 1208
House Bill No. 1212
House Bill No. 1213
House Bill No. 1214
House Bill No. 1218
House Bill No. 1233
House Bill No. 1235
House Bill No. 1237

House Bill No. 1243
House Bill No. 1259
House Bill No. 1264
House Bill No. 1282

Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4058
Senate Concurrent Resolution No. 4071
Senate Concurrent Resolution No. 4074

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1016
House Bill No. 1055
House Bill No. 1058
House Bill No. 1118
House Bill No. 1151
House Bill No. 1154
House Bill No. 1171
House Bill No. 1184
House Bill No. 1216
House Bill No. 1224
House Bill No. 1248
House Bill No. 1265
House Bill No. 1269
House Bill No. 1279
House Bill No. 1292
House Bill No. 1313
House Bill No. 1393
House Bill No. 1456
House Bill No. 1460
House Bill No. 1466
House Bill No. 1508
House Bill No. 1562
House Bill No. 1563
House Bill No. 1615
House Bill No. 1665

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1192
House Bill No. 1285
House Bill No. 1293
House Bill No. 1509

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1068
House Bill No. 1182

House Bill No. 1185

LEO LEIDHOLM, Secretary
MESSAGES FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2051
Senate Bill No. 2060
Senate Bill No. 2074
Senate Bill No. 2075
Senate Bill No. 2129
Senate Bill No. 2132
Senate Bill No. 2146
Senate Bill No. 2155
Senate Bill No. 2158
Senate Bill No. 2168
Senate Bill No. 2174
Senate Bill No. 2176
Senate Bill No. 2177
Senate Bill No. 2179
Senate Bill No. 2181
Senate Bill No. 2182
Senate Bill No. 2183
Senate Bill No. 2185
Senate Bill No. 2187
Senate Bill No. 2194
Senate Bill No. 2199
Senate Bill No. 2212
Senate Bill No. 2223
Senate Bill No. 2224
Senate Bill No. 2251
Senate Bill No. 2255
Senate Bill No. 2259
Senate Bill No. 2290
Senate Bill No. 2315
Senate Bill No. 2352
Senate Bill No. 2396

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2055

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2014
Senate Bill No. 2184
Senate Bill No. 2198
Senate Bill No. 2366
Senate Bill No. 2375

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2014

On page 1 of the engrossed bill, line 8, delete the numerals

"1,749,168" and insert in lieu thereof the numerals "1,744,733"

On page 1 of the engrossed bill, line 13, delete the numerals

"901,960" and insert in lieu thereof the numerals "897,525"

On page 1 of the engrossed bill, line 17, delete the numerals

"1,749,168" and insert in lieu thereof the numerals "1,744,733"

On page 1 of the engrossed bill, line 19, delete the numerals

"752,084" and insert in lieu thereof the numerals "747,649"

And renumber the lines accordingly

Statement of the Purpose of the Amendment:

The purpose of this amendment is to reduce the salaries and wages line item by \$4,435 for a final adjustment to the amount necessary to fund the alternate family medical insurance plan.

HOUSE AMENDMENTS TO SENATE BILL 2184

On page 2, line 3, after the word "abstracts" delete the

word "and" and insert in lieu thereof the word

"of"

On page 2, line 8, after the word "and" insert the word "the"

On page 3, line 6, after the word "examined," insert the word

"and"

On page 3, line 7, delete the first word "the"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2198

On page 1, line 19, delete the word "three-hundredths"

and insert in lieu thereof the word "two and

one-half-hundredths"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2366

On page 1, line 1, delete everything after the word "to" and insert in lieu thereof the following: "eliminate requirements for a bid bond in certain bids submitted to the state and its political subdivisions by eliminating"

On page 1, line 2, delete "North Dakota Century Code, dropping"

On page 1, line 7, delete everything after the numeral "1." and insert in lieu thereof the following: "WHEN BID BONDS NOT REQUIRED IN BIDS TO STATE OR POLITICAL SUBDIVISIONS.) Any person who submits a bid to the state or any of its agencies or any of its political subdivisions to sell any type of motor vehicle shall not be required to submit a bidder's bond or a certified check if that person is already bonded pursuant to section 39-22-05. The successful bidder shall submit a performance bond to the appropriate state agency or political subdivision in an amount equal to the contract price within ten days of the awarding of the contract."

On page 1, delete all of lines 8 and 9

On page 1, strike all of lines 10 through 22

On page 2, strike all of line 1

On page 2, delete all of lines 2 through 7

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2375

On page 1, line 4 delete "and any bonded appointees of the commissioner" and insert in lieu thereof ", chief game wardens or district game wardens"

On page 1, line 11 delete "AND BONDED APPOINTEES OF COMMISSIONER" and insert in lieu thereof "CHIEF GAME WARDENS OR DISTRICT GAME WARDENS"

On page 1, line 12 delete "and any bonded appointees of the" and insert in lieu thereof "chief game wardens or district game wardens"

On page 1, line 13 delete "commissioner"

On page 1, line 19 after "agencies" insert "or officers"

On page 1, line 21 after "agency" insert "or officer"

On page 2, line 7 delete "and any"

On page 2, line 8 delete "bonded appointees of the commissioner" and insert in lieu thereof "chief game wardens or district game wardens"

And renumber the lines and pages accordingly

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3020

House Concurrent Resolution No. 3038

House Concurrent Resolution No. 3055

ROY GILBREATH, Chief Clerk

FIRST READING OF

SENATE CONCURRENT RESOLUTIONS

Committee on Delayed Bills (At the request of Senators Nething, Hoffner, Reps. Strinden, Backes) introduced:

Senate Concurrent Resolution No. 4082. — A concurrent resolution recognizing the value of the legislative internship program and commending its participants.

Senator Nething moved that the rules be suspended, that Senate Concurrent Resolution No. 4082 not be printed, not be referred to a committee, but be read in its entirety, printed in the Journal and placed on the calendar for second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 4082

Introduced by Committee on Delayed Bills (At the request of Senators Nething and Hoffner and Reps. Strinden and Backes).

A concurrent resolution recognizing the value of the legislative internship program and commending its participants.

WHEREAS, the legislative intern program has been functioning as an integral part of the legislative process in the State of North Dakota since its inception in 1969; and

WHEREAS, the Forty-sixth Legislative Assembly continues to par-

ticipate in this academic program whereby 18 outstanding young undergraduate, graduate, and law students enrolled at the University of North Dakota, North Dakota State University, Valley City State College, and Jamestown College were selected by their parent institution to serve the political party caucuses, the standing committees of the House and Senate, and the Legislative Assembly in the capacity of legislative interns; and

WHEREAS, during the course of the session, the Legislative Assembly has recognized the academic value of the legislative internship program and the opportunity it affords to these young undergraduate, graduate, and law students to observe the legislative process, as well as the opportunity for the political party caucuses, the standing committees of the Senate and the House of Representatives, and the Legislative Assembly to avail themselves of the energy, talents, enthusiasm, and ability of the legislative interns; and

WHEREAS, the Forty-sixth Legislative Assembly is cognizant of the meritorious contribution and abilities of the legislative interns and the way in which they have conducted themselves, especially their courteous and respectful manner and ability to refrain from entering into the policymaking role in their association with the political party caucuses and the standing committees of the Legislative Assembly;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the service performed by Steve Becker, Bonnie Buckeye, Mary Beth Bultema, Bruce Eckre, Bryan Giese, John Hertsgaard, Douglas Johnson, Kevin Korsmo, Mark Larson, Timothy Lenz, Thomas McShane, Owen Mehrer, George Sinner, Karla Spitzer, William Strate, Lynne Thomas, Jo Wheeler, and Frank Wikenheiser as legislative interns for the Forty-sixth Legislative Assembly is hereby recognized, and that they be commended for the outstanding diligence, ability, talent, enthusiasm, and courteousness that they have exhibited throughout all their association with the Legislative Assembly; and

BE IT FURTHER RESOLVED, that copies of this resolution be forwarded by the Secretary of the Senate to the president of the University of North Dakota, the dean of the School of Law of the University of North Dakota, the chairman of the Department of Political Science at the University of North Dakota, the president of North Dakota State University, the president of Valley City State College, the president of Jamestown College, and to each of the 18 legislative interns.

SECOND READING OF

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4082. — A concurrent resolution recognizing the value of the legislative internship program and commending its participants.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4082 was adopted.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to House Bill No. 1006 as recommended by the Committee on Appropriations as printed on pages 1051-1052 of the Senate Journal be adopted.

Senator Hoffner requested a recorded roll call vote on the motion to adopt the proposed amendments to House Bill No. 1006, which request was granted.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1027, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1114. — A Bill for an Act to amend and reenact section 15-62.1-13 of the North Dakota Century Code, relating to the state scholarship revolving fund, guarantee loan reserve fund, and write-off of uncollectible state scholarship student loans.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 8; nays, 36; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

House Bill No. 1114 was declared lost.

House Bill No. 1170. — A Bill for an Act to amend and reenact section 15-20.1-08 of the North Dakota Century Code, relating to a mill levy for vocational 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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		

● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Senator Hoffner: Mr. President, I rise on a point of personal privilege. Mr. President, I would just like to say that this body approved amendments to cut some two hundred thirty thousand off vocational education. The vote was 32 to 15. Right now every member voted for a tax increase and recognized the need for vocational education.

POINT OF PERSONAL PRIVILEGE

Senator Lips: Mr. President, I rise on a point of personal privilege. I would just like to say this, Mr. President, that wherever there is vocational education there is always local support, and in order to maintain that local support in many of these local school districts it is evident that they need more local money. We are supporting them in the bill we passed, House Bill No. 1006, up to fifty percent. In order to get their 50 percent matching they have to have more money on the local basis. So I don't think we are being unfair or discriminatory at all. We are providing the means by which they can match the fifty percent money from the state and federal government.

House Bill No. 1173. — A Bill for an Act to repeal section 54-44.2-05 of the North Dakota Century Code, relating to the biennial report required of the director of central data processing to the governor and 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, 45; nays, 1; absent and not voting, 4.

REGULAR SESSION									NORTH DAKOTA SENATE									1979 LEGISLATURE								
YEAS			N-V			NAYS			YEAS			N-V			NAYS			YEAS			N-V			NAYS		
● ALBERS			● ISLER			● NOTHING			● SOLBERG							● SOLBERG			● SOLBERG							
● BARTH			● JACOBSON			● OLIN			● SORUM			● STRAND	●			● SORUM			● STRAND	●						
● BERUBE	●		● JONES			● ORANGE			● STRINDEN			● STRINDEN				● STRINDEN			● STRINDEN							
● CHRISTENSEN			● KRAUTER			● PETERSON			● TALLECKSON			● TALLECKSON				● TALLECKSON			● TALLECKSON							
● CUSSONS			● LASHKOWITZ			● RAIT			● TENNEFOS			● TENNEFOS				● TENNEFOS			● TENNEFOS							
● DOTZENROD			● LEE			● REDLIN			● THANE			● THANE				● THANE			● THANE							
● ERDMAN			● LIPS			● REITEN			● VOSPER			● VOSPER				● VOSPER			● VOSPER							
● FARRINGTON			● LODDEN			● ROEN			● WALSH			● WALSH				● WALSH			● WALSH							
● FRITZELL			● MELLAND			● SANDNES	●		● WENSTROM			● WENSTROM				● WENSTROM			● WENSTROM							
● GOODMAN			● MILLER			● SANDS	●		● WRIGHT			● WRIGHT				● WRIGHT			● WRIGHT							
● HANSON			● MUTCH			● SCHIRADO			MR. PRESIDENT			MR. PRESIDENT				MR. PRESIDENT			MR. PRESIDENT							
● HOFFNER			● NAADEN			● SHABLOW																				
● HOLMBERG			● NELSON			● SMYKOWSKI	●																			

So the bill passed and the title was agreed to.

House Bill No. 1176. — A Bill for an Act to amend and reenact subsection 15 of section 54-44-04 of the North Dakota Century Code, relating to the contents of the biennial report of the director of the department 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, 46; nays, 0; absent and not voting, 4.

REGULAR SESSION									NORTH DAKOTA SENATE									1979 LEGISLATURE								
YEAS			N-V			NAYS			YEAS			N-V			NAYS			YEAS			N-V			NAYS		
● ALBERS			● ISLER			● NOTHING			● SOLBERG							● SOLBERG			● SOLBERG							
● BARTH			● JACOBSON			● OLIN			● SORUM			● STRAND	●			● SORUM			● STRAND	●						
● BERUBE	●		● JONES			● ORANGE			● STRINDEN			● STRINDEN				● STRINDEN			● STRINDEN							
● CHRISTENSEN			● KRAUTER			● PETERSON			● TALLECKSON			● TALLECKSON				● TALLECKSON			● TALLECKSON							
● CUSSONS			● LASHKOWITZ			● RAIT			● TENNEFOS			● TENNEFOS				● TENNEFOS			● TENNEFOS							

• DOTZENROD	• LEE	• REOLIN	• TENNEFOS
• ERDMAN	• LIPS	• REITEN	• THANE
• FARRINGTON	• LODOEN	• ROEN	• VOSPER
• FRITZELL	• MELLAND	• SANDNES	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	• MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1219. — A Bill for an Act to create four new sections to Chapter 43-10.1 of the North Dakota Century Code, relating to application of Chapter 28-32 to this chapter, and to fraudulent practices, orders and injunctions, and investigations and subpoenas under the pre-need funeral services laws, to amend and reenact section 43-10.1-07 of the North Dakota Century Code, relating to prosecutions for violation of the pre-need funeral services laws, to amend and reenact section 43-10.1-08 of the North Dakota Century Code, relating to penalties for violation of this act, and to repeal section 43-10.1-06 of the North Dakota Century Code, relating to special audits of funeral establishments or cemetery associations under the reporting requirements of the pre-need funeral services laws.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1028, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER	•		• NOTHING			• SOLBERG		
• BARTH			• JACOBSON	•		• OLIN			• SORUM		
• BERUBE			• JONES	•		• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER	•		• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ	•		• RAIT			• TALLACKSON		
• DOTZENROD			• LEE	•		• REOLIN			• TENNEFOS		
• ERDMAN			• LIPS	•		• REITEN			• THANE		
• FARRINGTON			• LODOEN	•		• ROEN			• VOSPER		
• FRITZELL			• MELLAND	•		• SANDNES			• WALSH		
• GOODMAN			• MILLER	•		• SANDS	•		• WENSTROM		
• HANSON			• MUTCH	•		• SCHIRADO	•		• WRIGHT		
• HOFFNER			• NAADEN	•		• SHABLOW	•		• MR. PRESIDENT		
• HOLMBERG			• NELSON	•		• SMYKOWSKI	•				

So the bill passed and the title was agreed to.

MOTION

Senator Nothing moved that at the completion of the 5th Order of Business and the 13th Order of Business, the Senate stand in recess for twenty minutes, which motion prevailed.

REPORT OF STANDING COMMITTEE

President
Mr. Your Joint Committee on Constitutional Revision

to whom was referred Senate Concurrent Resolution

No. 4009, has had the same under consideration and recommends, by a vote of

Ayes, 6; Nays, 1; Absent, 3, that the same

do pass. do not pass. be placed on calendar without recommendation.

be amended as follows:

On page 1, line 23 delete the word "legislature" and insert in lieu thereof the words "legislative assembly"

And when so amended, recommends the same do pass

Wenstrom *Jacobson*

Co-Chairman

Senator Wenstrom Rep. Conmy

Senate Concurrent Resolution No. 4009 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES

Senate Concurrent Resolution to whom was referred No. 4067

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Jacobson

Chairman

Senate Concurrent Resolution No. 4067 was placed on the eleventh order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES

Senate Concurrent Resolution to whom was referred No. 4079

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Jacobson

Chairman

Senate Concurrent Resolution No. 4079 was placed on the eleventh order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1019

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 8, delete the numerals "361,187" and insert in lieu thereof the numerals "319,701"

On page 1 of the engrossed bill, line 13, delete the numerals "298,735" and insert in lieu thereof the numerals "257,249"


On page 1 of the engrossed bill, line 21, delete the numerals "361,187" and insert in lieu thereof the numerals "319,701"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Decrease salaries and wages of the Securities Commissioner by \$41,486. This deletes funding necessary to retain one full-time equivalent attorney II position approved by the Emergency Commission through January 31, 1979.

And when so amended recommends the same do pass.


Chairman
Senator Lips

House Bill No. 1019 was placed on the 6th

order of business on the calendar for the succeeding legislative day.


Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1031

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Chairman
Senator Lips

House Bill No. 1031 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1032

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 8, delete the numerals "880,415" and insert in lieu thereof the numerals "827,643"

On page 1 of the engrossed bill, line 14, delete the numerals "607,739" and insert in lieu thereof the numerals "574,467"

On page 1 of the engrossed bill, line 15, delete the numerals "194,316" and insert in lieu thereof the numerals "189,316"

On page 1 of the engrossed bill, line 17, delete the numerals "16,000" and insert in lieu thereof the numerals "11,000"

On page 1 of the engrossed bill, line 18, delete the numerals "13,500" and insert in lieu thereof the numerals "4,000"

On page 1 of the engrossed bill, line 20, delete the numerals "880,415" and insert in lieu thereof the numerals "827,643"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Decrease salaries and wages of the Commissioner of University and School Lands by \$33,272. Of that amount, \$53,549 is a reduction necessary to delete funds for a new position of range management specialist which was added by the House; and \$20,277 is an increase necessary to provide funds for the existing position of land appraiser which was deleted by the House. Fees and services are decreased \$5,000; of that amount, \$9,000 is a decrease in travel for the deleted position, and \$4,000 is an increase in travel for the restored position. Other decreases related to the deleted position are \$5,000 to supplies and materials, and \$9,500 to equipment.

And when so amended recommends the same do pass?

Walter E. Lips Chairman
Senator Lips

House Bill No. 1032 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1034

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Walter E. Lips Chairman
Senator Lips

House Bill No. 1034 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Agriculture

to whom was referred House Bill No. 1090

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen. Iszler Chairman
Senator Iszler

House Bill No. 1090 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Political Subdivisions

to whom was referred House Bill No. 1145

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

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Walter Lodoen Chairman

House Bill No. 1145 Senator Lodoen was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on AGRICULTURE
to whom was referred HOUSE Bill No. 1244

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

Sen Iszler Chairman

HOUSE Bill No. 1244 SENATOR ISZLER was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on AGRICULTURE
to whom was referred HOUSE Bill No. 1258

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

Sen Iszler Chairman

HOUSE Bill No. 1258 SENATOR ISZLER was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Agriculture
to whom was referred House Bill No. 1261

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

On page 2, line 8, delete the comma and word ", and"

On page 2, delete line 9

On page 2, line 10, delete the words "twenty-one cents per net hundredweight"

On page 2, line 15, delete the words "fifteen cents per net"

On page 2, line 16, delete the words and comma "hundredweight on sunflower seeds,"

And renumber the lines accordingly

And when so amended recommends the same do pass.



Senator Iszler

Chairman

House Bill No. 1261 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1300

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Prepared by the Legislative Council staff for Representative Conmy February 26, 1979

AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1300

- 1 On page 1 of the engrossed bill, line 1, delete the word "a"
- 2 and insert in lieu thereof the words "an experimental"
- 3 On page 1 of the engrossed bill, line 5, after the word
- 4 "deinstitutionalized" insert the following: "; to provide
- 5 an appropriation; and to provide for termination of the Act"
- 6 On page 2 of the engrossed bill, line 17, delete the word "The"
- 7 and insert in lieu thereof the words "This experimental",
- 8 and delete the word "purpose" and insert in lieu thereof
- 9 the word "purposes"
- 10 On page 2 of the engrossed bill, line 22, after the word "person"
- 11 insert the commas and words ", and providing data and
- 12 information for a study and evaluation of providing aid
- 13 for deinstitutionalized care, treatment, and training for
- 14 mentally ill individuals or mentally deficient persons"
- 15 On page 2 of the engrossed bill, line 26, delete the word "a"
- 16 and insert in lieu thereof the words and commas "an
- 17 experimental, limited,"
- 18 On page 2 of the engrossed bill, line 27, delete the second word
- 19 "the" and insert in lieu thereof the word "selected", and
- 20 delete the word "applicant" and insert in lieu thereof the
- 21 word "applicants"
- 22 On page 2 of the engrossed bill, line 28, delete the word
- 23 "receives" and insert in lieu thereof the word "receive",
- 24 and delete the word "has" and insert in lieu thereof the
- 25 word "have"
- 32 On page 5 of the engrossed bill, after line 8, insert the
- 33 following sections:

JOURNAL OF THE SENATE

34 "SECTION 5. STUDY AND EVALUATION - REPORT.) The
 35 division shall study and evaluate the experimental parent
 36 deinstitutionalization aid program established by this Act
 37 and shall report any data and information concerning the
 1 providing of deinstitutionalized care, treatment, and
 2 training for mentally ill individuals or mentally deficient
 3 persons and the providing of aid to qualified parent
 4 applicants to the governor and the forty-seventh legislative
 5 assembly.

6 SECTION 6. EXPIRATION DATE.) The provisions of this
 7 Act shall expire on June 30, 1981.

8 SECTION 7. APPROPRIATION.) There is hereby appropriated
 9 out of any moneys in the general fund in the state treasury,
 10 not otherwise appropriated, the sum of \$100,000.00, or so
 11 much thereof as may be necessary, to the state department
 12 of health for the purposes of carrying out the provisions
 13 of this Act for the biennium beginning July 1, 1979, and
 14 ending June 30, 1981."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass, and be re-referred to the
 Committee on Appropriations

 Chairman

Senator Christensen

House Bill No. 1300 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs

to whom was referred House Bill No. 1309

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
 without recommendation

be amended as follows:

On page 6 of the reengrossed bill, after line 7, insert the
 following subsection:

"9. Any adopted person twenty-one years of age of over whose
 adoption was finalized in this state or whose genetic
 parents had their parental rights terminated in this
 state may request the social service board to secure and
 disclose identifying information concerning an adult
 sibling in the same manner as provided for in subsection
 4. Identifying information pertaining exclusively to the
 adult sibling, whether part of the permanent record of a
 file in the social service board or in an agency, shall
 be released only upon consent of that adult sibling."

And renumber the lines, subsections, and pages accordingly

And when so amended recommends the same do pass

 Chairman

Senator Christensen

House Bill No. 1309 was placed on the sixth

order of business on the calendar for the succeeding legislative day.


Mr. PRESIDENT : Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1415

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
SENATOR I.E. SOLBERG

HOUSE Bill No. 1415 was placed on the 14th

order of business on the calendar for the succeeding legislative day.


Mr. President : Your Committee on Agriculture

to whom was referred House Bill No. 1459

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Kessler

House Bill No. 1459 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

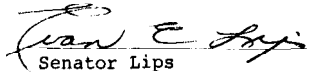
Mr. President : Your Committee on Appropriations

to whom was referred House Bill No. 1468

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lips

House Bill No. 1468 was placed on the 14th

order of business on the calendar for the succeeding legislative day.


Mr. President : Your Committee on Political Subdivisions

to whom was referred House Bill No. 1533

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman

House Bill No. 1533 Senator Lodoen 14th was placed on the _____

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs to whom was referred House Bill No. 1545

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2, line 10, of the engrossed bill, delete the words "subject to" and insert in lieu thereof the word "utilizing"

On page 2, line 24, of the engrossed bill, following the word "board." insert the following language: "A copy of the written standards shall be available upon request."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

 Chairman
Senator Christensen

House Bill No. 1545 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

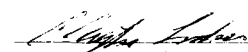
Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 1548

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

And be placed on the Consent Calendar

 Chairman
Senator Lodoen

House Bill No. 1548 was placed on the tenth

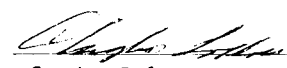
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 1568

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lodoen

House Bill No. 1568 was placed on the 14th

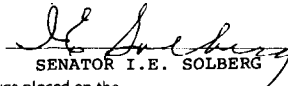
order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT : Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1577

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


Chairman
SENATOR I. E. SOLBERG

HOUSE Bill No. 1577 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Political Subdivisions
to whom was referred House Bill No. 1591

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


Chairman
Senator Lodoen

House Bill No. 1591 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on NATURAL RESOURCES
to whom was referred House Bill No. 1604

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


Chairman
Sen. Jacobson

House Bill No. 1604 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Political Subdivisions
to whom was referred House Bill No. 1662

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:



JOURNAL OF THE SENATE

Walter Lodoen Chairman
Senator Lodoen

House Bill No. 1662 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Political Subdivisions
to whom was referred House Bill No. 1686

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

And be placed on the Consent Calendar

Walter Lodoen Chairman
Senator Lodoen

House Bill No. 1686 was placed on the tenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Agriculture
to whom was referred House Concurrent Resolution No. 3022

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Sen Iszler Chairman
Senator Iszler

House Concurrent Resolution No. 3022 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES
to whom was referred House Concurrent Resolution No. 3033

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Sen Jacobson Chairman
Sen. Jacobson

House Concurrent Resolution ~~3032~~ No. 3033 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Report of Conference Committees

Mr. President: Your Conference Committee to whom was refer-

red _____ House _____ Bill No. 1072 _____ has had the same under

consideration and recommends:

That the Senate recede from its amendments and that HB 1072 be amended as follows:

On page 2, line 10, of the engrossed bill after the word "If" insert the following "the speaker of the house from the previous session is not reelected and if"

And renumber the lines and pages accordingly

For the Senate

For the House

Jama M. Cusson
Sen. Cussons
Robert Albers
Sen. Albers
Rait
Sen. Rait
Cussons
Sen. Cussons

[Signature]
Rep. Martinson
[Signature]
Rep. Gunderson
[Signature]
Rep. Pomeroy

_____ moved that the report be adopted, which motion

prevailed.

House _____ Bill No. 1072 _____ was placed on the _____ 7th _____

order of business on the calendar for the succeeding legislative day.

FIRST READING OF

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3028. — A concurrent resolution directing the legislative council to study the tax laws of this state as they affect financial institutions such as banks and trust companies, building and loan associations, insurance companies, and credit unions.

Was read the first time and referred to the committee on Finance and Taxation.

House Concurrent Resolution No. 3031. — A concurrent resolution urging the President and Congress to provide assistance to railroads linking agricultural areas and urban market areas of the nation.

Was read the first time and referred to the committee on Transportation.

House Concurrent Resolution No. 3050. — A concurrent resolution directing a Legislative Council study of the fire insurance premium tax.

Was read the first time and referred to the committee on Appropriations.

House Concurrent Resolution No. 3051. A concurrent resolution urging Congress to maintain Farmers Home Administration county offices in North Dakota.

Was read the first time and referred to the committee on Agriculture.

House Concurrent Resolution No. 3052. — A concurrent resolution directing the Legislative Council to conduct a study of the doctrine of comparative negligence and other related areas.

Was read the first time and referred to the committee on Industry, Business and Labor.

House Concurrent Resolution No. 3054. — A concurrent resolution directing the Legislative Council to conduct a study of the taxation of sales of water in North Dakota.

Was read the first time and referred to the committee on Natural Resources.

House Concurrent Resolution No. 3057. — A concurrent resolution directing the Legislative Council to study the issuance of game and fish licenses, particularly with respect to the role of county auditors in such issuance.

BARTH	●	JACOBSON	●	OLIN	●	SORUM	●
BERUBE	●	JONES	●	ORANGE	●	STRAND	●
CHRISTENSEN	●	KRAUTER	●	PETERSON	●	STRINDEN	●
CUSSONS	●	LASHKOWITZ	●	RAIT	●	TALLACKSON	●
DOTZENROD	●	LEE	●	REDLIN	●	TENNEFOS	●
ERDMAN	●	LIPS	●	REITEN	●	THANE	●
FARRINGTON	●	LODDEN	●	ROEN	●	VOSPER	●
FRITZELL	●	MELLAND	●	SANDNES	●	WALSH	●
GOODMAN	●	MILLER	●	SANDS	●	WENSTROM	●
HANSON	●	MUTCH	●	SCHIRADO	●	WRIGHT	●
HOFFNER	●	NAADEN	●	SHABLOW	●	MR PRESIDENT	●
HOLMBERG	●	NELSON	●	SMYKOWSKI	●		

House Bill No. 1247 was declared lost.

MOTIONS

Senator Hoffner moved that the Senate reconsider the action whereby the Senate failed to pass House Bill No. 1046, which motion prevailed.

Senator Hoffner moved that House Bill No. 1046 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1273. — A Bill for an Act to amend and reenact sections 43-07-04, 57-36-08, 57-36-12, 57-36-32, subsection 2 of section 57-39.2-04, subsection 5 of section 57-39.2-14, subsection 4 of section 57-52-03, and subsection 3 of section 57-53-01 of the North Dakota Century Code, relating to the requirement that an applicant for a contractor's license must have a sales tax permit, to provisions of the cigarette tax law for refunds, sale of tax stamps, and collection of the separate and additional tax, to provisions of the sales tax law relating to the exemption for freight transportation service, and the fee charged for reinstatement of a sales tax permit, and relating to the definition of special fuel.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1029, the roll was called and there were ayes, 46; nays, 2; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH		●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODDEN		●	ROEN		●	VOSPER	
●	FRITZELL		●	MELLAND		●	SANDNES		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS	●	●	WENSTROM	
●	HANSON		●	MUTCH	●	●	SCHIRADO		●	WRIGHT	
●	HOFFNER		●	NAADEN		●	SHABLOW		●	MR PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI	●			

So the bill passed and the title was agreed to.

House Bill No. 1281. — A Bill for an Act to amend and reenact section 44-08-04 of the North Dakota Century Code, relating to employee expenses.

Which has been read and has committee recommendation for Indefinite Postponement.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS		●	ISZLER	●	●	NETHING	●	●	SOLBERG	●
●	BARTH	●	●	JACOBSON	●	●	OLIN	●	●	SORUM	●

BERUBE	•	JONES	•	ORANGE	•	STRAND	•
CHRISTENSEN	•	KRAUTER	•	PETERSON	•	STRINDEN	•
CUSSONS	•	LASHKOWITZ	•	RAIT	•	TALLACKSON	•
DOTZENROD	•	LEE	•	REDLIN	•	TENNEFOS	•
ERDMAN	•	LIPS	•	REITEN	•	THANE	•
FARRINGTON	•	LODOEN	•	ROEN	•	VOSPER	•
FRITZELL	•	MELLAND	•	SANDNES	•	WALSH	•
GOODMAN	•	MILLER	•	SANDS	•	WENSTROM	•
HANSON	•	MUTCH	•	SCHRADO	•	WRIGHT	•
HOFFNER	•	NAADEN	•	SHABLOW	•	MR. PRESIDENT	•
HOLMBERG	•	NELSON	•	SMYKOWSKI	•		

House Bill No. 1281 was declared lost.

House Bill No. 1346. — A Bill for an Act to amend and reenact sections 23-19-01, 23-19-04, and 23-19-05 of the North Dakota Century Code, relating to license and permit requirements for the business of cleaning, pumping, and servicing cesspools, septic tanks, or privies; license and permit fees; and licenses and license tags.

Which has been read and has been reconsidered, SJ page 1043.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 24; nays, 24; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
•			ISZLER	•	•		•	SOLBERG	•		
•			JACOBSON	•	•		•	SORUM	•		
•			JONES	•	•		•	STRAND	•		
•			KRAUTER	•	•		•	STRINDEN	•		
•			LASHKOWITZ	•	•		•	TALLACKSON	•		
•			LEE	•	•		•	TENNEFOS	•		
•			LIPS	•	•		•	THANE	•		
•			LODOEN	•	•		•	VOSPER	•		
•			MELLAND	•	•		•	WALSH	•		
•			MILLER	•	•		•	WENSTROM	•		
•			MUTCH	•	•		•	WRIGHT	•		
•			NAADEN	•	•		•	MR. PRESIDENT	•		
•			NELSON	•	•		•				

House Bill No. 1346 was declared lost.

House Bill No. 1348. — A Bill for an Act to amend and reenact section 6-09-15.3 of the North Dakota Century Code, permitting loans secured by stock in bank holding companies, eliminating prohibition of loans in excess of North Dakota correspondent balances, and extending the disposal period of bank stock acquired by Bank of North Dakota in foreclosure from one year to three 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, 11; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
•			ISZLER	•	•		•	SOLBERG	•		
•			JACOBSON	•	•		•	SORUM	•		
•			JONES	•	•		•	STRAND	•		
•			KRAUTER	•	•		•	STRINDEN	•		
•			LASHKOWITZ	•	•		•	TALLACKSON	•		
•			LEE	•	•		•	TENNEFOS	•		
•			LIPS	•	•		•	THANE	•		
•			LODOEN	•	•		•	VOSPER	•		
•			MELLAND	•	•		•	WALSH	•		
•			MILLER	•	•		•	WENSTROM	•		
•			MUTCH	•	•		•	WRIGHT	•		
•			NAADEN	•	•		•	MR. PRESIDENT	•		
•			NELSON	•	•		•				

So the bill passed and the title was agreed to.

House Bill No. 1366. — A Bill for an Act to create and enact a new section to chapter 6-05 of the North Dakota Century Code, relating to common trust funds of affiliates.

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, 5.

REGULAR SESSION									1979 LEGISLATURE								
YEAS			N-V			NAYS			YEAS			N-V			NAYS		
ALBERS	●			ISZLER	●			NETHING	●			SOLBERG	●				
BARTH	●			JACOBSON	●			OLIN	●			SORUM	●				
BERUBE	●			JONES	●			ORANGE	●			STRAND	●				
CHRISTENSEN	●			KRAUTER	●			PETERSON	●			STRINDEN	●				
CUSSONS	●			LASHKOWITZ	●			RAIT	●			TALLACKSON	●				
DOTZENROD	●			LEE	●			REDLIN	●			TENNEFOS	●				
ERDMAN	●			LIPS	●			REITEN	●			THANE	●				
FARRINGTON	●			LODOEN	●			ROEN	●			VOSPER	●				
FRITZELL	●			MELLAND	●			SANDNES	●			WALSH	●				
GOODMAN	●			MILLER	●			SANDS	●			WENSTROM	●				
HANSON	●			MUTCH	●			SCHIRADO	●			WRIGHT	●				
HOFFNER	●			NAADEN	●			SHABLOW	●			MR. PRESIDENT					
HOLMBERG	●			NELSON	●			SMYKOWSKI	●								

So the bill passed and the title was agreed to.

House Bill No. 1394. — A Bill for an Act to create and enact a new subsection to section 41-08-36, and a new section to chapter 10-18.1 of the North Dakota Century Code, relating to the holding and transferring of securities deposited with clearing 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, 47; nays, 0; absent and not voting, 3.

REGULAR SESSION									1979 LEGISLATURE								
YEAS			N-V			NAYS			YEAS			N-V			NAYS		
ALBERS	●			ISZLER	●			NETHING	●			SOLBERG	●				
BARTH	●			JACOBSON	●			OLIN	●			SORUM	●				
BERUBE	●			JONES	●			ORANGE	●			STRAND	●				
CHRISTENSEN	●			KRAUTER	●			PETERSON	●			STRINDEN	●				
CUSSONS	●			LASHKOWITZ	●			RAIT	●			TALLACKSON	●				
DOTZENROD	●			LEE	●			REDLIN	●			TENNEFOS	●				
ERDMAN	●			LIPS	●			REITEN	●			THANE	●				
FARRINGTON	●			LODOEN	●			ROEN	●			VOSPER	●				
FRITZELL	●			MELLAND	●			SANDNES	●			WALSH	●				
GOODMAN	●			MILLER	●			SANDS	●			WENSTROM	●				
HANSON	●			MUTCH	●			SCHIRADO	●			WRIGHT	●				
HOFFNER	●			NAADEN	●			SHABLOW	●			MR. PRESIDENT					
HOLMBERG	●			NELSON	●			SMYKOWSKI	●								

So the bill passed and the title was agreed to.

House Bill No. 1408. — A Bill for an Act to create and enact a new section to chapter 26-07 of the North Dakota Century Code, relating to requirements for termination of fire or casualty insurance agency 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, 33; nays, 15; absent and not voting, 2.

REGULAR SESSION									1979 LEGISLATURE								
YEAS			N-V			NAYS			YEAS			N-V			NAYS		
ALBERS	●			ISZLER	●			NETHING	●			SOLBERG	●				
BARTH	●			JACOBSON	●			OLIN	●			SORUM	●				
BERUBE	●			JONES	●			ORANGE	●			STRAND	●				
CHRISTENSEN	●			KRAUTER	●			PETERSON	●			STRINDEN	●				
CUSSONS	●			LASHKOWITZ	●			RAIT	●			TALLACKSON	●				
DOTZENROD	●			LEE	●			REDLIN	●			TENNEFOS	●				
ERDMAN	●			LIPS	●			REITEN	●			THANE	●				
FARRINGTON	●			LODOEN	●			ROEN	●			VOSPER	●				
FRITZELL	●			MELLAND	●			SANDNES	●			WALSH	●				
GOODMAN	●			MILLER	●			SANDS	●			WENSTROM	●				
HANSON	●			MUTCH	●			SCHIRADO	●			WRIGHT	●				

● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1437. — A Bill for an Act to establish the North Dakota cultural endowment fund under the jurisdiction of the council on the arts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1032, the roll was called and there were ayes, 42; nays, 3; absent and not voting, 5.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN		●	● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODGEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNES		● VOSPER
● GOODMAN			● MILLER		●	● SANDS	●	● WALSH
● HANSON			● MITCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAADEN		●	● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI	●	MR. PRESIDENT

So the bill passed, the title was agreed to, and the emergency clause carried.

House Bill No. 1444. — A Bill for an Act allowing nonreorganized school districts the option of charging a fee for bus transportation which they provide.

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, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH		●	● JACOBSON			● OLIN		● SOLBERG
● BERUBE		●	● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRAND
● CUSSONS		●	● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN		●	● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODGEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNES		● VOSPER
● GOODMAN			● MILLER		●	● SANDS	●	● WALSH
● HANSON			● MITCH			● SCHIRADO		● WENSTROM
● HOFFNER		●	● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI	●	MR. PRESIDENT

So the bill passed and the title was agreed to.

House Bill No. 1541. — A Bill for an Act to create and enact a new section to chapter 54-14 of the North Dakota Century Code, defining severance pay and forbidding severance pay to state employees or officers, except 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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

**SECOND READING OF HOUSE
CONCURRENT RESOLUTIONS**

House Concurrent Resolution No. 3016. — A concurrent resolution directing the Legislative Council to study floodplain management, including the construction of dikes and other devices for flood control regulation.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3016 was adopted.

House Concurrent Resolution No. 3019. — A concurrent resolution directing a Legislative Council study of the real property laws of North Dakota, particularly with respect to those laws affecting mobile home ownership.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 1034, House Concurrent Resolution No. 3019 was adopted.

**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. 1014 and House Concurrent Resolution No. 3007.

**ROY GILBREATH, Chief Clerk
House Chamber**

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed:

House Bill No. 1072

**ROY GILBREATH, Chief Clerk
House Chamber**

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3086.

**ROY GILBREATH, Chief Clerk
House Chamber**

Mr. President: I have the honor to transmit herewith the following:

- House Bill No. 1013
- House Bill No. 1283
- House Bill No. 1286
- House Bill No. 1287
- House Bill No. 1290
- House Bill No. 1308
- House Bill No. 1311

House Bill No. 1318
House Bill No. 1320
House Bill No. 1330
House Bill No. 1340
House Bill No. 1341
House Bill No. 1345
House Bill No. 1354
House Bill No. 1356
House Bill No. 1361
House Bill No. 1375
House Bill No. 1376
House Bill No. 1416
House Bill No. 1432
House Bill No. 1452
House Bill No. 1470
House Bill No. 1497
House Bill No. 1512
House Bill No. 1525
House Bill No. 1526
House Bill No. 1532
House Bill No. 1592
House Bill No. 1635
House Bill No. 1655
House Concurrent Resolution No. 3005
House Concurrent Resolution No. 3010

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1013
House Bill No. 1283
House Bill No. 1286
House Bill No. 1287
House Bill No. 1290
House Bill No. 1308
House Bill No. 1311
House Bill No. 1318
House Bill No. 1320
House Bill No. 1330
House Bill No. 1340
House Bill No. 1341
House Bill No. 1345
House Bill No. 1354
House Bill No. 1356
House Bill No. 1361
House Bill No. 1375
House Bill No. 1376
House Bill No. 1416
House Bill No. 1432
House Bill No. 1452
House Bill No. 1470
House Bill No. 1497
House Bill No. 1512
House Bill No. 1525
House Bill No. 1526

House Bill No. 1532

House Bill No. 1592

House Bill No. 1635

House Bill No. 1655

House Concurrent Resolution No. 3005

House Concurrent Resolution No. 3010.

The President signed the same in the presence of the Senate.

Senator Thane moved that the absent Senators be excused, which motion prevailed.

Senator Nething moved that after the reading of SCR's 4067, 4079, House Bills 1006, 1031, 1034, 1046, 1090, 1145, 1244, 1258, 1337, 1414, 1415, 1419, 1459, 1468, 1533, 1542, 1548, 1568, 1577, 1591, 1604, 1612, 1662, 1686, HCR's 3022, 3032, 3033 and 3035, the Senate adjourn and convene at 12:30 P.M., Friday, March 1, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

•

FORTY-SECOND DAY

Bismarck, March 1, 1979

The Senate convened at 12:30 P.M., with President Sanstead presiding.

The prayer was offered by Col. Michael Viise, Minot Air Force Base, Minot.

We pray, O Lord, that You would fill this sacred minute with meaning so that, just as Your servant Solomon of old implored You for the gift of wisdom many years ago, so may Your servants, the Senators of North Dakota, reach in their hearts this Solomon's petition today before they tackle the difficult and complex issues confronting them in this legislative session. May they, as a body, generate more light than heat, more compassion than passion and more right than fashion so that, rising above party and politics, public interest and good may be served, and, at the close of the day, they may hear Your whispered benediction: Go now thou good and faithful servant! In our Lord's name. Amen.

The roll was called and all members were present except Senator Sandness.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. _____ PRESIDENT _____ Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the _____ FORTY-FIRST _____ day and recommends that the same be corrected as follows:

On page 1074, delete line 18

And when so corrected recommends that the same be approved.

_____ Chairman
 SENATOR TENNEFOS
 SENATOR SHABLOW _____ moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2025
 SB NO. 2042
 SB NO. 2071
 SB NO. 2080
 SB NO. 2087
 SB NO. 2093
 SB NO. 2115

SCR NO. 4081

and find the same correctly } Enrolled


 Senator Peterson Chairman

Senator...Dotzenrod moved that the report be adopted, which motion prevailed.

MESSAGES TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1013
 House Bill No. 1283
 House Bill No. 1286
 House Bill No. 1287
 House Bill No. 1290
 House Bill No. 1308
 House Bill No. 1311
 House Bill No. 1318
 House Bill No. 1320
 House Bill No. 1330
 House Bill No. 1340
 House Bill No. 1341
 House Bill No. 1345
 House Bill No. 1354
 House Bill No. 1356
 House Bill No. 1361
 House Bill No. 1375
 House Bill No. 1376
 House Bill No. 1416
 House Bill No. 1432
 House Bill No. 1452
 House Bill No. 1470
 House Bill No. 1497
 House Bill No. 1512
 House Bill No. 1525
 House Bill No. 1526
 House Bill No. 1532
 House Bill No. 1592
 House Bill No. 1635
 House Bill No. 1655
 House Concurrent Resolution No. 3005
 House Concurrent Resolution No. 3010.
 Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4082. LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1166
 House Bill No. 1191
 House Bill No. 1251
 House Bill No. 1280
 House Bill No. 1284

House Bill No. 1422
House Bill No. 1426
House Bill No. 1434
House Bill No. 1441
House Bill No. 1557
House Bill No. 1601
House Bill No. 1664
House Concurrent Resolution No. 3015
House Concurrent Resolution No. 3024.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1035
House Bill No. 1391
House Bill No. 1513.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1080
House Bill No. 1294
House Bill No. 1338
House Bill No. 1423.

LEO LEIDHOLM, Secretary
MESSAGES FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1017
House Bill No. 1026
House Bill No. 1049
House Bill No. 1059
House Bill No. 1060
House Bill No. 1061
House Bill No. 1098
House Bill No. 1107
House Bill No. 1128
House Bill No. 1148
House Bill No. 1152
House Bill No. 1153
House Bill No. 1155
House Bill No. 1160
House Bill No. 1167
House Bill No. 1186
House Bill No. 1240
House Bill No. 1276
House Bill No. 1334
House Bill No. 1363
House Bill No. 1445
House Bill No. 1449
House Bill No. 1451
House Bill No. 1463
House Bill No. 1474
House Bill No. 1518
House Bill No. 1536
House Bill No. 1560

House Bill No. 1572
 House Bill No. 1584
 House Bill No. 1680
 House Concurrent Resolution No. 3030.

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2017
 Senate Bill No. 2029
 Senate Bill No. 2034
 Senate Bill No. 2258
 Senate Bill No. 2262
 Senate Bill No. 2414
 Senate Bill No. 2436
 Senate Bill No. 2453
 Senate Concurrent Resolution No. 4001
 Senate Concurrent Resolution No. 4013
 Senate Concurrent Resolution No. 4026
 Senate Concurrent Resolution No. 4032
 Senate Concurrent Resolution No. 4035
 Senate Concurrent Resolution No. 4036
 Senate Concurrent Resolution No. 4039
 Senate Concurrent Resolution No. 4042
 Senate Concurrent Resolution No. 4046.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3064
 House Concurrent Resolution No. 3068
 House Concurrent Resolution No. 3071.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2324
 Senate Concurrent Resolution No. 4031.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1004
 House Concurrent Resolution No. 3060.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2025
 Senate Bill No. 2042
 Senate Bill No. 2071
 Senate Bill No. 2080
 Senate Bill No. 2087

Senate Bill No. 2093

Senate Bill No. 2115

Senate Concurrent Resolution No. 4081.

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 herewith the following:

Senate Bill No. 2025

Senate Bill No. 2042

Senate Bill No. 2071

Senate Bill No. 2080

Senate Bill No. 2087

Senate Bill No. 2093

Senate Bill No. 2115

Senate Concurrent Resolution No. 4081.

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 amendments to House Bill Nos. 1012, 1053, 1327, 1389, 1495, and subsequently passed the same but refused to concur in the Senate amendment to House Bill Nos. 1192, 1278.

The Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bill Nos. 1192, 1278.

House Bill No. 1192

Rep. A. Hausauer

Rep. Murphy

Rep. Tinjum

House Bill No. 1278

Rep. Gunderson

Rep. Wessman

Rep. Pomeroy

ROY GILBREATH, Chief Clerk

CONSIDERATION OF AMENDMENTS

Senator Wenstrom moved that the amendments to Senate Concurrent Resolution No. 4009 as recommended by the Joint Committee on Constitutional Revision as printed on page 1072 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1019 as recommended by the Committee on Appropriations as printed on pages 1073, 1074 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1032 as recommended by the Committee on Appropriations as printed on pages 1074, 1075 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the amendments to House Bill No. 1261 as recommended by the Committee on Agriculture as printed on pages 1076, 1077 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to House Bill No. 1300 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on pages 1077, 1078 of the Senate Journal be adopted, and that House Bill No. 1300 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Christensen moved that the amendments to House Bill No. 1309 as recommended by the Committee on Social Welfare and Veterans Af-

fairs as printed on page 1078 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to House Bill No. 1545 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on page 1080 of the Senate Journal be adopted, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Lips moved that the Senate do concur in the House amendments to Senate Bill No. 2014, as printed on page 1064 of the Senate Journal, which motion prevailed.

Senator Lips moved that the rules be suspended, that Senate Bill No. 2014 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, as amended, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2014. North Dakota Soldiers' Home — A Bill for an Act making an appropriation for defraying the expenses of the soldiers' home of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1064, the roll was called and there were ayes, 47; nays, 0; absent and not voting 3.

NORTH DAKOTA SENATE												
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
●			●	ISZLER			●	NETHING	●		●	SOLBERG
●			●	JACOBSON			●	CLIN			●	SORUM
●			●	JONES			●	ORANGE			●	STRAND
●			●	KRAUTER			●	PETERSON			●	STRINDEN
●			●	LASHKOWITZ			●	RAIT			●	TALLACKSON
●			●	LEE			●	REDLIN			●	TENNEFOS
●			●	LIPS			●	REITEN			●	THANE
●			●	LODDEN			●	ROEN			●	VOSPER
●			●	MELLAND			●	SANDNES			●	WALSH
●			●	WILLER			●	SANDS			●	WENSTROM
●			●	MITCH			●	SCHRADO			●	WRIGHT
●			●	NAADEN			●	SHARLOW				MR. PRESIDENT
●			●	NELSON			●	SMYKOWSKI				

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Jacobson moved that the Senate do concur in the House amendments to Senate Bill No. 2375, as printed on page 1066 of the Senate Journal, which motion prevailed.

Senator Jacobson moved that the rules be suspended, that Senate Bill No. 2375 be deemed properly engrossed and placed on the calendar as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2375. — A Bill for an Act to create and enact a new section to chapter 20.1-02 of the North Dakota Century Code, relating to the powers of the state game and fish commissioner, deputy commissioner, chief game wardens or district game wardens.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1066, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE												
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
●			●	ISZLER			●	NETHING	●		●	SOLBERG

● BARTH	● JACOBSON	● OLIN	● SORUM
● BERUBE	● JONES	● ORANGE	● STRAND
● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDWESON	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Lodoen moved that the Senate do concur in the House amendments to Senate Bill No. 2366, as printed on pages 1065, 1066 of the Senate Journal, which motion prevailed.

Senator Lodoen moved that the rules be suspended, that Senate Bill No. 2366 be deemed properly engrossed and placed on the calendar as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2366. — A Bill for an Act to eliminate requirements for a bid bond in certain bids submitted to the state and its political subdivisions by eliminating the requirement of a bid bond or certified check in bidding on vehicles if the bidder is already bonded.

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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDWESON			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Cussons moved that the Conference Committee Report on House Bill No. 1072 as printed on page 1083 of the Senate Journal be adopted, which motion prevailed.

Senator Cussons moved that the rules be suspended, that House Bill No. 1072 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1072. — A Bill for an Act to amend and reenact section 54-03-04 of the North Dakota Century Code, relating to calling the house and senate to order on the first day of the organizational session of the legislative assembly.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1083, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● SZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAA DEN			● SHARLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTIONS

Senator Jones moved that the Senate reconsider the action by which the amendments to House Concurrent Resolution No. 3035 were adopted, SJ page 1068, which motion prevailed.

Senator Jones moved that House Concurrent Resolution No. 3035 be amended as follows:

On page 2, line 11, after the word "people" insert a period and the following: In conducting this study, the Council shall include on its committee two North Dakota citizens of Indian descent"

And renumber the lines and pages accordingly.

Senator Jones moved that the amendments be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS ON CONSENT CALENDAR

House Bill No. 1548. — A Bill for an Act to amend and reenact section 11-18-08 of the North Dakota Century Code, relating to the contents of the separate grantor and grantee indexes to be kept by the county register of deeds.

House Bill No. 1686. — A Bill for an Act to amend and reenact section 58-06-02 of the North Dakota Century Code, increasing the compensation for township supervisors.

Which had been read the second time.

ROLL CALL

The question being on the final passage of the bills, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAA DEN			● SHARLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bills passed and the titles were agreed to.

SECOND READING OF SENATE
CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4067. — A concurrent resolution directing the Legislative Council to conduct an interim study to consider the adequacy and sufficiency of the state's surface mining and reclamation laws to enable the state to secure an approved state

House Bill No. 1031. — A Bill for an Act making an appropriation for defraying the expenses of the motor vehicle department of the state of North Dakota; 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, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON	●		● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI	●				

So the bill passed and the title was agreed to, and the emergency clause carried.

House Bill No. 1034. Public Employees Retirement System and Group Insurance — A Bill for an Act making an appropriation for defraying the administrative expenses of the public employees retirement system and the group insurance program 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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON	●		● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1046. — A Bill for an Act to create and enact a new section to chapter 18-01 of the North Dakota Century Code, relating to annual fire inspection of all state institutions and buildings by the state fire marshal or an authorized representative of a city.

Which has been read and has been reconsidered, SJ page 1085, and had a committee recommendation for Indefinite Postponement.

Senator Hoffner requested a call of the Senate, which request was granted.

Senator Hoffner moved that the call of the Senate be dissolved, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 22; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1244. — A Bill for an Act to amend and reenact subsection 1 of section 4-12-01, and sections 4-12-03, 4-12-03.1, 4-12-03.2, 4-12-04, 4-12-08 and 4-12-22 of the North Dakota Century Code, relating to the keeping of bees and the powers and duties of the apiary division of the North Dakota department of agriculture with respect thereto; 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, 6; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed, the title was agreed to, and the emergency clause carried.

House Bill No. 1258. — A Bill for an Act relating to the promotion, advertising, research and development of honey, prescribing a tax on honey production, providing for its collection; and providing penalties for the violation of the Act; 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, 2; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed, the title was agreed to, and the emergency clause carried.

House Bill No. 1337. — A Bill for an Act to amend and reenact sections 1-03-02 and 1-03-04 of the North Dakota Century Code, relating to days following holidays as holidays and business days; and to repeal section 1-03-02.1 of the North Dakota Century Code, relating to bank holidays.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1055, the roll was called and there were ayes, 34; nays, 14; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER		•	• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN		•	• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		•
• CHRISTENSEN	•		• KRAUTER			• PETERSON			• STRINDEN		•
• CIUSSONE			• LASHKOWITZ			• RAIT			• TALLACKSON		•
• DOTZENROD			• LEE			• REOLIN			• TENNEFOS		•
• ERDMAN			• LIPS			• REITEN			• THANE		•
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		•
• FRITZELL			• WELAND			• SANDNESS			• WALSH		•
• GOODMAN	•		• MILLER			• SANDS	•		• WENSTROM		•
• HANSON	•		• MUTCH		•	• SCHIRADO			• WRIGHT		•
• HOFFNER			• NAADEN		•	• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI		•			

So the bill passed and the title was agreed to.

MOTIONS

Senator Nething moved that at the conclusion of the 5th Order of Business and the 13th Order of Business, the Senate stand in recess for twenty minutes, which motion prevailed.

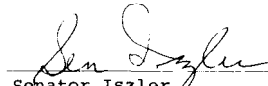
Report of Standing Committee

Mr. President : Your Committee on Agriculture
to whom was referred SENATE CONCURRENT RESOLUTION 4063

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Iszler

Senate Concurrent Resolution 4063 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on NATURAL RESOURCES
to whom was referred Senate Concurrent Resolution 4068

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

JOURNAL OF THE SENATE

On page 1, line 5, delete the words "and negotiations are often bypassed in"

On page 1, line 6, delete the words "condemnation of land for public use"

On page 1, line 7, delete the word "if" and insert in lieu thereof the word "after"

On page 1, line 8, following the word "land" insert the word "sometimes"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Senate Concurrent Resolution 4078 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Agriculture to whom was referred SENATE CONCURRENT RESOLUTION 4080

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows:

Senate Concurrent Resolution 4080 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 1015

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows:

House Bill No. 1015 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES to whom was referred House Bill No. 1222

Has had the same under consideration and recommends that the same


- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows:

On page 1, line 18, of the engrossed bill, delete the words "Condemnation
may only be"

On page 1, lines 19 and 20, delete all of the underlined language

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Jacobson

House Bill No. 1222 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1226

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations

 Chairman
Senator Christensen

House Bill No. 1226 was rereferred to the
Committee on Appropriations

Mr. President: Your Committee on NATURAL RESOURCES
to whom was referred House Bill No. 1250


Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 3, line 26, of the engrossed bill, delete the word "committee"
and insert in lieu thereof the word "commission"

And when so amended recommends the same do pass.

 Chairman
Senator Jacobson

House Bill No. 1250 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES
to whom was referred House Bill No. 1274

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

JOURNAL OF THE SENATE

Jacobson Chairman
 Senator Jacobson

House Bill No. 1274 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions
 to whom was referred House Bill No. 1321

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- On page 1, line 6, delete the word "NONTECHNICAL" and insert in lieu thereof the word "UNDERSTANDABLE"
- On page 1, line 9, delete the words "entered into after the"
- On page 1, line 10, delete the words "effective date of this Act"
- On page 1, line 13, delete the word "which" and insert in lieu thereof the word "that"
- On page 1, line 14, insert a comma after the word "purposes"
- On page 1, line 16, delete the words "nontechnical language and in"
- On page 1, line 19, following the word "Appropriately" insert the word "organized"
- On page 1, after line 20, insert the following subsection:

"2. The provisions of subsection 1 shall not prohibit the use of any language or form of language which is required by any state or federal law or regulation."

And renumber the lines, subsections and pages accordingly

And when so amended recommends the same do pass.

Lodoen Chairman
 Senator Lodoen

House Bill No. 1321 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION
 to whom was referred HOUSE Bill No. 1332

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

I. E. Solberg Chairman
 SENATOR I. E. SOLBERG

HOUSE Bill No. 1332 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

FRIDAY, MARCH 2, 1979

1109


Mr. President : Your Committee on Agriculture
to whom was referred House Bill No. 1347

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations

 Chairman
Senator Iszler

House Bill No. 1347 was rereferred to the Committee on Appropriations

Mr. President : Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1353

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Christensen

House Bill No. 1353 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT : Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1374

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, line 6, of the engrossed bill after the word "trailer" insert the words "registered pursuant to subdivision b of subsection 4 of section 39-04-19"

On page 2, line 8, of the engrossed bill delete the word "the", and delete the words "dollar fee" and insert in lieu thereof the word "dollars"

On page 2, of engrossed bill delete line 9

On page 2, line 10, of the engrossed bill, delete the following: "section 39-04-19"

On page 2, line 12, of the engrossed bill after the word "vehicle" insert the following: "required pursuant to section 39-04-26"

And renumber the lines accordingly

JOURNAL OF THE SENATE

And when so amended recommends the same do pass.

I. E. Solberg Chairman
SENATOR I. E. SOLBERG SIXTH

HOUSE Bill No. 1374 was placed on the

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
to whom was referred House Bill No. 1381

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Jacobson Chairman
Senator Jacobson

House Bill No. 1381 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
to whom was referred House Bill No. 1395

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Jacobson Chairman
Senator Jacobson

House Bill No. 1395 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Agriculture
to whom was referred House Bill No. 1407

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Iszler Chairman
Senator Iszler

House Bill No. 1407 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1458

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, line 2 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the word "twenty-five"

On page 2, line 5 of the engrossed bill, delete the word "thirty" and insert in lieu thereof the word "fifty"

On page 2, line 8 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the word "ten"

On page 4, line 9 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the word "twenty-five"

On page 4, line 12 of the engrossed bill, delete the word "thirty" and insert in lieu thereof the word "fifty"

On page 4, line 15 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the word "ten"

On page 4, line 34 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the word "twenty-five"

On page 5, line 2 of the engrossed bill, delete the word "thirty" and insert in lieu thereof the word "fifty"

On page 5, line 4 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the word "ten"

On page 5, line 13 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the word "twenty-five"

On page 5, line 18 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the word "twenty-five"

On page 5, line 20 of the engrossed bill, delete the word "thirty" and insert in lieu thereof the word "fifty"


On page 5, line 25 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the word "ten"

On page 6, line 19 of the engrossed bill delete the word "fifteen" and insert in lieu thereof the word "twenty-five"

On page 6, line 22 of the engrossed bill delete the word "thirty" and insert in lieu thereof the word "fifty"

On page 6, line 25 of the engrossed bill delete the word "fifteen" and insert in lieu thereof the word "ten"

And when so amended recommends the same do pass

 Chairman
SENATOR I.E. SOLBERG

HOUSE Bill No. 1458 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions

to whom was referred House Bill No. 1479

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert the following in lieu thereof: "for an Act to create and enact section 61-16-34.1 of the North Dakota Century Code, relating to the terms and conditions for refunding special assessments warrants of water management districts.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

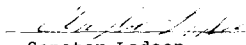
SECTION 1.) Section 61-16-34.1 of the North Dakota Century Code is hereby created and enacted to read as follows:

61-16-34.1. REFUNDING OUTSTANDING REFUNDING WARRANTS - TERMS AND CONDITIONS.) Any district having valid outstanding refunding warrants or bonds issued pursuant to the provisions of this chapter may issue refunding bonds to refund the outstanding warrants or bonds, if there is not sufficient money in the project fund or funds against which the outstanding refunding warrants or bonds are drawn to pay the same. The new bonds may be issued for the purpose of extending the maturities of the outstanding refunding warrants or bonds, or reducing the interest cost thereon, or equalizing the general tax which the county or counties may be, or may become, obligated to levy to discharge deficiencies in the project fund or funds against which they are drawn. The new bonds shall be issued according to the procedure set forth in this chapter for the issuance of the original refunding warrants or bonds. In any case where refunding bonds are issued and sold six months or more before the date on which all outstanding refunding warrants or bonds of the issue to be refunded thereby mature or are to be prepaid in accordance with their terms, the proceeds of the new bonds, including any premium, shall be deposited in escrow with a suitable bank or trust company, having its principal place of business within or without the state, and shall be invested in the amount and in securities maturing on the dates and bearing interest at rates required to provide funds sufficient to pay when due the interest to accrue on each warrant or bond refunded to its maturity or, if it is prepayable, to the earliest prior date for redemption, and to pay and redeem the principal amount of each warrant or bond at maturity or, if prepayable, at the earliest redemption date, and any premium required for redemption on that date. The resolution authorizing the new bonds shall irrevocably appropriate for these purposes the escrow fund and all investments thereof, which shall be held in safekeeping by the escrow agent, and all income therefrom, and shall provide for the call for redemption of prepayable bonds in accordance with their terms. The securities to be purchased with the escrow fund shall be limited to general obligations of the United States, securities whose principal and interest payments are guaranteed by the United States, and securities issued by the following United States government agencies: banks for cooperatives, federal home loan banks, federal intermediate credit banks, federal land banks, and the federal national mortgage association. Such securities shall be purchased simultaneously with the delivery of the new bonds. Moneys on hand in the fund maintained for the payment of

the outstanding bonds, and not immediately needed for the payment of interest or principal due, may likewise be deposited in the escrow fund and invested in the same manner as the proceeds of the new bonds, to the extent consistent with the provisions of resolutions authorizing the outstanding bonds."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Lodoen

House Bill No. 1479 was placed on the sixth

order of business on the calendar for the succeeding legislative day.


Mr. President: Your Committee on Agriculture

to whom was referred House Bill No. 1491

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Iszler

House Bill No. 1491 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Political Subdivisions

to whom was referred House Bill No. 1524

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lodoen

House Bill No. 1524 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

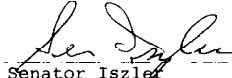
Mr. President: Your Committee on Agriculture

to whom was referred House Bill No. 1543

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


 Senator Iszler Chairman

House Bill No. 1543 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Agriculture
 to whom was referred House Bill No. 1570

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
 without recommendation
- be amended as follows:


 Senator Iszler Chairman

House Bill No. 1570 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Political Subdivisions
 to whom was referred House Bill No. 1578

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
 without recommendation
- be amended as follows:

On page 1, line 17, delete the word "federal", and after the word
 "contracts" insert the words "with the bureau of Indian affairs"

On page 2, line 2, delete the word "federal" and insert in lieu thereof
 the words "bureau of Indian affairs"

On page 2, line 18, delete the word "federal" and insert in lieu thereof
 the words "bureau of Indian affairs"

On page 2, line 33, delete the word "federal" and insert in lieu thereof
 the words "bureau of Indian affairs"

On page 3, line 21, delete the word "federal" and insert in lieu thereof
 the words "bureau of Indian affairs"

On page 4, line 3, delete the word "federal" and insert in lieu thereof
 the words "bureau of Indian affairs"

On page 4, line 10, delete the word "federal" and insert in lieu thereof
 the words "bureau of Indian affairs"

On page 4, line 19, delete the word "federal" and insert in lieu thereof
 the words "bureau of Indian affairs"

On page 5, line 11, delete the word "federal" and insert in lieu thereof
 the words "bureau of Indian affairs"

And renumber the pages, lines and sections accordingly

And when so amended recommends the same do pass.

House Bill No. 1578 was placed on the sixth

Senator Lodoen Chairman

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on AGRICULTURE to whom was referred HOUSE Bill No. 1596

Has had the same under consideration and recommends that the same

[x] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

HOUSE Bill No. 1596 was placed on the Fourteenth

Senator Iszler Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions to whom was referred House Bill No. 1667

Has had the same under consideration and recommends that the same

[x] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

House Bill No. 1667 was placed on the 14th

Senator Lodoen Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Agriculture to whom was referred House Bill No. 1677

Has had the same under consideration and recommends that the same

[] do pass [x] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

House Bill No. 1677 was placed on the fourteenth

Senator Iszler Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions to whom was referred House Concurrent Resolution No. 3008

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Lodoen Chairman

House Concurrent Resolution No. 3008 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES
to whom was referred House Concurrent Resolution No. 3042

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator Jacobson Chairman

House Concurrent Resolution No. 3042 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION
to whom was referred HOUSE CONCURRENT RESOLUTION No. 3086

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Senator I. E. Solberg Chairman

HOUSE CONCURRENT RESOLUTION No. 3086 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

**FIRST READING OF HOUSE
CONCURRENT RESOLUTIONS**

House Concurrent Resolution No. 3020. — A concurrent resolution urging the United States Congress to allow speed limits greater than 55 miles per hour in sparsely populated areas.

Was read the first time and referred to the Committee on Transportation.

House Concurrent Resolution No. 3038. — A concurrent resolution urging North Dakota Governor Arthur A. Link to proclaim a "North Dakota Forgotten Victims of Crime Week".

Was read the first time and referred to the Committee on Judiciary.

House Concurrent Resolution No. 3055. — A concurrent resolution directing the legislative council to study the provisions relating to the membership of the boards of directors of non-profit hospital service

● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1419. — A Bill for an Act to amend and reenact section 39-16-05 and subsection 2 of section 39-16.1-11 of the North Dakota Century Code, relating to the minimum liability limits in automobile insurance policies under the financial responsibility laws.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1057, the roll was called and there were ayes, 45; nays, 3; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● UPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON	●		● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1459. — A Bill for an Act to create and enact section 43-19.1-33 of the North Dakota Century Code, relating to the indemnification of members of the Board of Registration for Professional Engineers and Land Surveyors.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 48; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
— ALBERS		●	— ISZLER		●	— NOTHING		●	— SOLBERG		●
— BARTH			— JACOBSON		●	— OLIN		●	— SORUM		●
— BERUBE		●	— JONES		●	— ORANGE		●	— STRAND		●
— CHRISTENSEN		●	— KRAUTER		●	— PETERSON		●	— STRINDEN		●
— CUSONS		●	— LASHKOWITZ		●	— RAIT		●	— TALLACKSON		●
— DOTZENROD		●	— LEE		●	— REDLIN		●	— TENNEFOS		●
— ERDMAN		●	— UPS		●	— REITEN		●	— THANE		●
— FARRINGTON			— LODOEN		●	— ROEN		●	— VOSPER		●
— FRITZELL		●	— MELLAND		●	— SANDNESS		●	— WALSH		●
— GOODMAN			— MILLER		●	— SANDS		●	— WENSTROM		●
— HANSON		●	— MUTCH		●	— SCHIRADO		●	— WRIGHT		●
— HOFFNER		●	— NAADEN		●	— SHABLOW		●	MR. PRESIDENT		
— HOLMBERG		●	— NELSON		●	— SMYKOWSKI		●			

House Bill No. 1459 was declared lost.

House Bill No. 1468. — A Bill for an Act to amend and reenact section 54-03-20 and subsection 1 of section 54-35-10 of the North Dakota Century Code, relating to the living allowance received by legislators during the legislative session and the compensation of members of the legislative council and its committees for attending sessions of the legislative council or its committees.

Which has been read and is placed on the calendar without recommendation.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 37; nays, 10; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN	●	● SORUM
● BERUBE			● JONES			● ORANGE	●	● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT	●	● TALLACKSON
● DOTZENROD	●		● LEE			● REDLIN	●	● TENNEFOS
● ERDMAN			● LIPS	●		● REITEN	●	● THANE
● FARRINGTON			● LODDOEN	●		● ROEN	●	● VOSPER
● FRITZELL			● WELAND	●		● SANDNES	●	● WALSH
● GOODMAN			● MILLER	●		● SANDS	●	● WENSTROM
● HANSON			● MUTCH	●		● SCHIRADO	●	● WRIGHT
● HOFFNER			● NAADEN	●		● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON	●		● SMYKOWSKI	●	

So the bill passed and the title was agreed to.

House Bill No. 1533. — A Bill for an Act to create and enact a new section to chapter 11-33.1, a new section to chapter 40-23, a new section to chapter 40-23.1, and a new section to chapter 40-24 of the North Dakota Century Code, relating to special assessment statements containing a statement of the interest due.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 7; nays, 38; absent and not voting, 5.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISZLER		●	● NOTHING	●	● SOLBERG
● BARTH	●		● JACOBSON			● OLIN	●	● SORUM
● BERUBE		●	● JONES			● ORANGE	●	● STRAND
● CHRISTENSEN		●	● KRAUTER		●	● PETERSON		● STRINDEN
● CUSSONS		●	● LASHKOWITZ		●	● RAIT	●	● TALLACKSON
● DOTZENROD		●	● LEE		●	● REDLIN	●	● TENNEFOS
● ERDMAN		●	● LIPS		●	● REITEN	●	● THANE
● FARRINGTON		●	● LODDOEN		●	● ROEN	●	● VOSPER
● FRITZELL		●	● WELAND		●	● SANDNES	●	● WALSH
● GOODMAN		●	● MILLER		●	● SANDS	●	● WENSTROM
● HANSON		●	● MUTCH		●	● SCHIRADO	●	● WRIGHT
● HOFFNER		●	● NAADEN		●	● SHABLOW		● MR. PRESIDENT
● HOLMBERG		●	● NELSON		●	● SMYKOWSKI	●	

House Bill No. 1533 was declared lost.

House Bill No. 1542. — A Bill for an Act to create and enact a new subsection to section 15-10-17 of the North Dakota Century Code, relating to the powers and duties of the state board of higher education.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1058, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 6.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		● SOLBERG
● BARTH	●		● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE	●	● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT	●	● TALLACKSON
● DOTZENROD			● LEE			● REDLIN	●	● TENNEFOS
● ERDMAN			● LIPS			● REITEN	●	● THANE

● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNES	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1568. — A Bill for an Act to amend and reenact subsections 1 and 4 of section 23-30-02 of the North Dakota Century Code, relating to authorization of hospital 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, 33; nays, 11; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING			● SOLBERG		●
● BARTH	●		● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN			● KRALTER			● PETERSON			● STRANDEN		●
● CUSSENS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE		●	● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		●
● FARRINGTON		●	● LODOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		●
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		●
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN		●	● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON	●		● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1577. — A Bill for an Act to amend and reenact section 39-26-12 of the North Dakota Century Code, relating to the motor vehicle registration tax paid into the abandoned motor vehicle disposal 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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		●
● BARTH	●		● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN			● KRALTER			● PETERSON			● STRANDEN		●
● CUSSENS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		●
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNES	●		● WALSH		●
● GOODMAN			● MILLER			● SANDS			● WENSTROM		●
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON	●		● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1591. — A Bill for an Act to amend and reenact sections 40-47-01.1 and 40-48-18 of the North Dakota Century Code, relating to the application of zoning and subdivision regulation authority to unincorporated territory outside the limits of a city.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 6; nays, 40; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●	●		●
ALBERS			ISZLER			NETHING			SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES		●	● ORANGE			● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD		●	● LEE		●	● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		●
● FARRINGTON			● LODDEN		●	● ROEN			● VOSPER		●
● FRITZELL			● MELLAND		●	● SANDNES			● WALSH		●
● GOODMAN		●	● MILLER			● SANDS		●	● WENSTROM		●
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN		●	● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON		●	● SMYKOWSKI		●			

House Bill No. 1591 was declared lost.

House Bill No. 1604. — A Bill for an Act to amend and reenact subsection 4 of section 38-18-05 of the North Dakota Century Code, relating to the definition of mineral developer.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT		●	● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES			● WALSH		●
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER		●	● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1612. — A Bill for an Act to amend and reenact section 57-38-01.4 of the North Dakota Century Code, relating to the subchapter S election by shareholders of a corporation for income tax purposes.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1058-1059, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
● ALBERS			● ISZLER			● NETHING			● SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS		●	● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNES			● WALSH		●
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON		●	● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1662. — A Bill for an Act to amend and reenact section 11-10-02.1 of the North Dakota Century Code, relating to the employment of county surveyors.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 45; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●			●
ALBERS			ISZLER			NETHING			SOLBERG		
BARTH ●			JACOBSON			OLIN			SORUM		
BERUBE		●	JONES			ORANGE		●	STRAND		
CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN		●
CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		
DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS		●
ERDMAN		●	LIPS		●	REITEN		●	THANE		
FARRINGTON		●	LODDEN		●	ROEN		●	VOSPER		●
FRITZELL		●	MELLAND		●	SANDNES		●	WALSH		●
GOODMAN		●	MILLER		●	SANDS		●	WENSTROM		●
HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT		
HOLMBERG		●	NELSON		●	SMYKOWSKI		●			

House Bill No. 1662 was declared lost.

MOTION

Senator Sands moved that the Senate reconsider the action whereby it failed to pass House Bill No. 1346, which motion prevailed.

Senator Sands moved that House Bill No. 1346 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3022. — A concurrent resolution directing the Legislative Council to study and review the powers, duties, and jurisdictional boundaries of water management districts and legal drain boards.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3032 was adopted.

House Concurrent Resolution No. 3032. — A concurrent resolution directing a study by the Legislative Council to review the equity and adequacy of retirement provisions for supreme court and district court judges.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ pages 1059-1060, House Concurrent Resolution No. 3022 was adopted.

House Concurrent Resolution No. 3033. — A concurrent resolution in support of Northern Tier Pipeline.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3033 was adopted.

House Concurrent Resolution No. 3035. — A concurrent resolution directing a Legislative Council study of the relationship between American Indian tribal governments and North Dakota state government.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 1100, House Concurrent Resolution No. 3035 was adopted.

Report of Conference Committees

Mr. _____ President _____: Your Conference Committee to whom was refer-

House Bill No. 1073 has had the same under

consideration and recommends:

That the House accede to the Senate amendments and that HB 1073 be further amended as follows:

On page 2, delete all of line 11

And renumber the lines and pages accordingly

For the Senate	For the House *
Sen. Jones <i>Jones</i>	Rep. Matinson <i>Matinson</i>
Sen. Roen <i>Roen</i>	Rep. Sunderson <i>Sunderson</i>
Sen. Rait <i>Rait</i>	Rep. Pomeroy <i>Pomeroy</i>

House Bill No. 1073 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred

SENATE Bill No. 2072 has had the same under

consideration and recommends:

That the Senate accede to the House amendments and that engrossed Senate Bill 2072 be further amended as follows:

on page 2, line 24, delete the following: "city,"

on page 2, line 32, delete the following: "city," and after the word "county", delete the comma

and renumber the pages and lines accordingly

For the Senate	For the House
<i>Senator Sands</i>	<i>Representative Winkjer</i>
Senator Sands	Representative Winkjer
<i>Senator Schirado</i>	<i>Representative Meiers</i>
Senator Schirado	Representative Meiers
Senator Sorum	

Senate Bill No. 2072 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

MOTION

Senator Jacobson 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. 1192, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1192:

- Senator Lee
- Senator Roen
- Senator Krauter

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1017
House Bill No. 1026
House Bill No. 1049
House Bill No. 1059
House Bill No. 1060
House Bill No. 1061
House Bill No. 1098
House Bill No. 1107
House Bill No. 1128
House Bill No. 1148
House Bill No. 1152
House Bill No. 1153
House Bill No. 1155
House Bill No. 1160
House Bill No. 1167
House Bill No. 1186
House Bill No. 1240
House Bill No. 1276
House Bill No. 1334
House Bill No. 1363
House Bill No. 1445
House Bill No. 1449
House Bill No. 1451
House Bill No. 1463
House Bill No. 1474
House Bill No. 1518
House Bill No. 1536
House Bill No. 1560
House Bill No. 1572
House Bill No. 1584
House Bill No. 1680

House Concurrent Resolution No. 3030

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 return herewith the following:

House Bill No. 1017
House Bill No. 1026
House Bill No. 1049
House Bill No. 1059
House Bill No. 1060
House Bill No. 1061
House Bill No. 1098
House Bill No. 1107
House Bill No. 1128
House Bill No. 1148
House Bill No. 1152
House Bill No. 1153
House Bill No. 1155
House Bill No. 1160
House Bill No. 1167
House Bill No. 1186
House Bill No. 1240
House Bill No. 1276
House Bill No. 1334
House Bill No. 1363

House Bill No. 1445
House Bill No. 1449
House Bill No. 1451
House Bill No. 1463
House Bill No. 1474
House Bill No. 1518
House Bill No. 1536
House Bill No. 1560
House Bill No. 1572
House Bill No. 1584
House Bill No. 1680
House Concurrent Resolution No. 3030
Which the President has signed.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Concurrent Resolution No. 3086

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed:

House Bill No. 1073

ROY GILBREATH, Chief Clerk

Senator Thane moved that the absent Senator be excused, which motion prevailed.

Senator Nething moved that after the reading of SCR's 4009, 4063, 4080, House Bills 1015, 1019, 1032, 1261, 1274, 1309, 1332, 1346, 1353, 1381, 1395, 1407, 1491, 1524, 1543, 1545, 1570, 1596, 1667, 1677, and HCR's 3008 and 3042, the Senate adjourn and convene at 1:00 P.M., Monday, March 5, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-THIRD DAY

Bismarck, March 5, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Kermit Kaczor, St. Mark's Lutheran Church, Minot, N. Dak.

We say with the Psalm writer, "I will bless the Lord at all times. His praise shall continually be in my mouth. My soul makes it's boast in the Lord O magnify the Lord with me, and let us exalt His Name together." (34:1-3)

We are back again today, Lord, to ask for a double portion of the Spirit to guide and keep us. You Who keep Your eye on the sparrow, keep Your face turned our way, and be in the middle of what we do and say.

This is Your world in which we live. We are Your people to whom You have given life. You are Lord of history and in the middle of it, working Your will and way. Use us, we pray, to do what is Your good will.

You have loved us, and forgiven us in Jesus, in the fullness of time. We praise You for Him. We are bold to ask You to accept us as Your people, in His Name. Amen.

The roll was called and all members were present except Senator Mutch.

A quorum was declared by the President.

Correction and Revision of The Journal

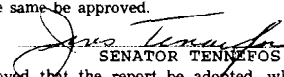
Mr. _____ PRESIDENT _____ Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the _____ ~~Forty-second~~ _____ day and recommends that the same be corrected as follows:

On page 1102, line 25, after the word "to" insert " and the emergency clause carried"

On page 1117, line 27, after the word "bill" insert as amended SJ page 1057. Also on page 1117, line 51, delete "as amended, SJ page" and on line 52, delete "1057"

And when so corrected recommends that the same be approved.

SENATOR CUSSONS

 Chairman
SENATOR TENNESSEE

_____ moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

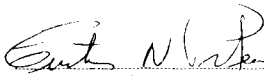
MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- SB NO. 2051
- SB NO. 2060
- SB NO. 2074
- SB NO. 2075
- SB NO. 2129
- SB NO. 2132
- SB NO. 2146
- SB NO. 2155
- SB NO. 2158
- SB NO. 2168
- SB NO. 2174
- SB NO. 2176
- SB NO. 2177
- SB NO. 2179
- SB NO. 2181
- SB NO. 2182
- SB NO. 2183
- SB NO. 2185
- SB NO. 2187
- SB NO. 2194
- SB NO. 2199
- SB NO. 2212
- SB NO. 2223
- SB NO. 2224
- SB NO. 2251
- SB NO. 2255
- SB NO. 2259
- SB NO. 2290

- SB NO. 2315
- SB NO. 2352
- SB NO. 2396

and find the same correctly } Enrolled


 Senator Peterson Chairman

Senator Schirado 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:

SCR NO. 4009

and find the same correctly } Engrossed


 Senator Peterson Chairman

Senator Schirado moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

- Senate Bill No. 2051
- Senate Bill No. 2060
- Senate Bill No. 2074
- Senate Bill No. 2075
- Senate Bill No. 2129
- Senate Bill No. 2132

Senate Bill No. 2146
Senate Bill No. 2155
Senate Bill No. 2158
Senate Bill No. 2168
Senate Bill No. 2174
Senate Bill No. 2176
Senate Bill No. 2177
Senate Bill No. 2179
Senate Bill No. 2181
Senate Bill No. 2182
Senate Bill No. 2183
Senate Bill No. 2185
Senate Bill No. 2187
Senate Bill No. 2194
Senate Bill No. 2199
Senate Bill No. 2212
Senate Bill No. 2223
Senate Bill No. 2224
Senate Bill No. 2251
Senate Bill No. 2255
Senate Bill No. 2259
Senate Bill No. 2290
Senate Bill No. 2315
Senate Bill No. 2352
Senate Bill No. 2396

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 return herewith the following, which the Senate has passed unchanged:

House Bill No. 1020
House Bill No. 1170
House Bill No. 1173
House Bill No. 1176
House Bill No. 1272
House Bill No. 1348
House Bill No. 1365
House Bill No. 1366
House Bill No. 1394
House Bill No. 1408
House Bill No. 1444
House Bill No. 1541
House Concurrent Resolution No. 3016.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1037
House Bill No. 1219
House Bill No. 1273
House Bill No. 1437
House Concurrent Resolution No. 3019

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1114
 House Bill No. 1229
 House Bill No. 1247
 House Bill No. 1281

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return here with the following on which the Senate has adopted the conference committee report and subsequently passed:

House Bill No. 1072

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. 2014 - 2366 - 2375.

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. 1192

Senator Lee

Senator Roen

Senator Krauter

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2051
 Senate Bill No. 2060
 Senate Bill No. 2074
 Senate Bill No. 2075
 Senate Bill No. 2129
 Senate Bill No. 2132
 Senate Bill No. 2146
 Senate Bill No. 2155
 Senate Bill No. 2158
 Senate Bill No. 2168
 Senate Bill No. 2174
 Senate Bill No. 2176
 Senate Bill No. 2177
 Senate Bill No. 2179
 Senate Bill No. 2181
 Senate Bill No. 2182
 Senate Bill No. 2183
 Senate Bill No. 2185
 Senate Bill No. 2187
 Senate Bill No. 2194
 Senate Bill No. 2199
 Senate Bill No. 2212
 Senate Bill No. 2223
 Senate Bill No. 2224
 Senate Bill No. 2251
 Senate Bill No. 2255
 Senate Bill No. 2259
 Senate Bill No. 2290
 Senate Bill No. 2315

Senate Bill No. 2352

Senate Bill No. 2396

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

CONSIDERATION OF AMENDMENTS

Senator Jacobson moved that the amendments to Senate Concurrent Resolution 4078 as recommended by the Committee on Natural Resources as printed on page 1106 of the Senate Journal be adopted, which motion prevailed.

Senator Jacobson moved that the amendments to House Bill No. 1222 as recommended by the Committee on Natural Resources as printed on page 1107 of the Senate Journal be adopted, which motion prevailed.

Senator Jacobson moved that the amendments to House Bill No. 1250 as recommended by the Committee on Natural Resources as printed on page 1107 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to House Bill No. 1321 as recommended by the Committee on Political Subdivisions as printed on page 1108 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to House Bill No. 1374 as recommended by the Committee on Transportation as printed on page 1109 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to House Bill No. 1458 as recommended by the Committee on Transportation as printed on page 1111 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to House Bill No. 1479 as recommended by the Committee on Political Subdivisions as printed on pages 1112, 1113 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to House Bill No. 1578 as recommended by the Committee on Political Subdivisions as printed on pages 1114, 1115 of the Senate Journal be adopted, which motion prevailed.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

Senator Sands moved that the conference committee report on Senate Bill 2072 as printed on page 1123 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the rules be suspended, that Senate Bill 2072 be deemed properly re-engrossed and placed on the calendar as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2072. — A Bill for an Act to create and enact chapter 27-26 of the North Dakota Century Code, relating to the appointment of temporary judges.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 689, 1123, the roll was called and there were ayes, 42; nays, 6; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			ISZLER		●	NETHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		

● DOTZENROD	LEE	●	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS		● REITEN	● THANE
● FARRINGTON	● LODOEN		● ROEN	● VOSPER
● FRITZELL	● MELLAND		● SANDNESS	● WALSH
● GOODMAN	● MILLER		● SANDS	● WENSTROM
● HANSON	● MUTCH	●	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	●	● SHABLOW	MR PRESIDENT
● HOLMBERG	● NELSON		SMYKOWSKI	●

So the bill passed and the title was agreed to.

MOTIONS

Senator Jones moved that the conference committee report on House Bill No. 1073 as printed on page 1123 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the rules be suspended, that House Bill No. 1073 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1073. — A Bill for an Act to amend and reenact subsection 2 of section 13-03-18, sections 15-19-06, 15-28-10, 15-40.1-03, 15-52-19, 15-52-20, 15-52-21, 15-52-27, subsections 1 and 3 of section 15-61-02, sections 15-61-04, 16-04-07, 16-11-12, 16-15-05, 16-15-07, 16-15-09, 16-16-17.1, 16-18-17, 16-20-07, subsection 5 of section 16-20-08, sections 18-03-05, 18-05-04, 18-05-13, 18-10-09, 18-11-09, 18-11-22, 19-01-12, subsections 14 through 23 of section 19-02.1-02, subsections 4 through 10 of section 19-02.1-05, sections 19-03.1-23, 19-07-02, 21-03-23, 21-04-09, 21-05-05, 21-10-10, subsection 4 of section 23-07-01.1, sections 23-15.1-07, 24-01-13, 24-01-41.1, 24-02-11, 24-06-02, 24-06-07, 25-01.1-20, subsections 1 and 3 of section 25-04-07, subsections 10 through 14 of section 26-01-02, sections 26-01-10, 26-08-13, 26-10-02, 26-10-14, 26-10-16, 26-26-14, 26-27-14, 26-27.1-18, 26-27.2-18, 26-33-04, 27-11-26, subsection 6 of section 27-14-02, sections 29-01-06.1, 29-03-20, 29-05-31, and 29-12-13, subsection 9 of section 29-15-21, sections 29-21-15, 29-21-17, 29-21-25, 29-22-20, 29-26-16, 34-01-12, 35-20-13, 36-05-10, 37-12-14, 37-20-03, 38-10-08, subsection 1 of section 39-01-01, sections 39-01-13 and 39-04-06, introductory paragraph of subsection 2 of section 39-04-18, section 39-06.1-09, paragraph 16 of subdivision a of subsection 3 of section 39-06.1-10, and sections 39-07-11, 39-08-13, 39-23-08, 40-33-24, 43-03-02, 43-12-27, 43-12-31, 43-15-01, 43-15-14, 44-04-14, 44-08-12, 44-08-13, 47-11-01, 47-18-14, 47-19-18, 49-03-01.3, 49-09-09, 49-09-11, 52-02-09, 54-23A-04, 54-27-08, 54-48-06, 54-49.1-02, 65-05-09, 65-06-01, 65-06-02, 65-06-03, 65-06-04, and 65-06-05 of the North Dakota Century Code, relating to incorrect or obsolete references in statutes providing for insurance premium on a small loan, duties of school district election officials, budget of the division of independent study, constitution of county equalization funds, loans made from the medical center fund, procedures of the director of surplus property, application for name placement on the primary election ballot, posting of material in polling places, election contest procedures, voting eligibility of former residents, absent voter ballot procedure, charitable contributions and payments by candidates, campaign contributions by corporations, appropriation desired by the state firemen's association, apportionment of insurance taxes received by cities, examinations of firemen's relief associations, deposit of funds of rural fire protection districts, seizure of products unlawful under the food and drug laws, prohibited practices under the Food, Drug, and Cosmetic Act, prohibited acts under the Uniform Controlled Substances Act, egg rules of the state laboratories department, municipal bond register, pledge of security in place of depository bond, county or township voucher form, operating cost estimates of the state investment board, reporting of physical or mental disorders, penalty for

violating the model rocketry law, enforcement of highway laws, highway relocation assistance payments, highway department records, purchase of township road machinery, custody of funds of patients of state institutions, mentally deficient defendants, duties of the commissioner of insurance, insurance company examinations, insurance company property, evaluation of policies of cooperative or assessment life associations, penalty and prosecution for discrimination or misrepresentation with respect to insurance matters, licensing of sales representatives of contracts of hospital service corporations, nonprofit medical service corporations, nonprofit dental service corporations, and nonprofit vision service corporations, issuance and revocation of insurance vending machine licenses, bar admission without examination, suspension or revocation of certification of admission to bar, rights of defendant charged with multiple counts, jurisdiction of prize fighting violation, uniform traffic complaint and summons, summons issuance, change of judge, mistake in charging proper offense, trial on charge after mistake, discharge of accused, sealed verdict, hearing of evidence, payment of wages due surviving spouse or heirs, house mover's lien statement, livestock inspection, state guard commissions, administration of veterans' children scholarships, order for sale of mineral rights of an estate, definition of authorized emergency vehicles, record of process served on nonresident motor vehicle users, reciprocal highway use agreements, definition of moving violation, noncriminal traffic offense, magistrate's record of traffic offense convictions, accident report forms, budgets of the vehicle equipment safety commission, funds of jointly operated municipal utilities, persons exempt from architect licensure, duties of the state board of nursing, collection and cancellation of nursing scholarship loans, the definition of "device" under the pharmacist registration law, sale of drugs, poisons, medicines, and chemicals, examination of county officers' records, definitions and the use of facsimile signatures by authorized public officials, mode of transferring personal property, disposition of homestead sale proceeds, taking of acknowledgments by deputies, certificate of public convenience and necessity application, sale of railroad property under trust deed or upon mortgage foreclosure, compensation for another railroad's property, unemployment compensation administration fund, state radio broadcasting dispatches, state treasury warrants, publication of emergency interim successors for legislators, natural resources council membership, and workmen's compensation for disaster emergency personnel; and to repeal chapter 15-62, section 27-07-03, chapter 39-15, subsection 5 of section 46-02-04, and sections 47-10-21, 47-10-22, and 49-03-01.2 of the North Dakota Century Code, relating to the state scholarship board, limited county court jurisdiction over unorganized territory, guest statute, printing of the publicity pamphlet, reservation of coal deposits, and limitation on issuance on orders and certificates of public convenience and of necessity to electric public utilities.

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, 48; nays, 1; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ALBERS			• ISZLER			• NOTHING	•		• SOLBERG		
• BARTH			• JACOBSON			• OUN			• SCRUM		

● BERUBE	● JONES	● ORANGE	● STRAND
● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAAEDEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

SECOND READING OF

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4009. — A concurrent resolution for the amendment of section 161 of the Constitution of the State of North Dakota, relating to the leasing of lands granted to the state for educational and charitable purposes.

Was read the second time.

Senator Rait moved that engrossed Senate Concurrent Resolution No. 4009 be amended as follows:

On page 1, line 4 of the engrossed resolution, after the word "purposes" insert "; and providing an effective date"

Senator Rait moved that the amendment be adopted, which motion prevailed.

Senator Rait moved that the rules be suspended, that Senate Concurrent Resolution No. 4009 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Concurrent Resolution No. 4009. — A concurrent resolution for the amendment of section 161 of the Constitution of the State of North Dakota, relating to the leasing of lands granted to the state for educational and charitable purposes; and providing an effective date.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, SJ page 1072, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

Senate Concurrent Resolution No. 4009 was adopted.

Senate Concurrent Resolution No. 4063. — A concurrent resolution directing a Legislative Council study of the local delivery of programs by the Farmers Home Administration.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4063 was adopted.

Senate Concurrent Resolution No. 4080. — A concurrent resolution urging the United States Department of Agriculture, the United States Department of Commerce, the United States Department of Energy,

the United States Department of Transportation, and the Small Business Administration to assist and encourage the manufacture and marketing of gasohol; and urging Congress to consider any requests for funds to support any related programs.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4080 was adopted.

**CONSIDERATION OF MESSAGES
FROM THE HOUSE**

Senator Reiten moved that the Senate do concur in the House amendments to Senate Bill No. 2184, as printed on page 1065 of the Senate Journal, which motion prevailed.

Senator Reiten moved that the rules be suspended, that Senate Bill No. 2184 be deemed properly engrossed and placed on the calendar as amended for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2184. — A Bill for an Act to create and enact a new section to chapter 13-05 of the North Dakota Century Code, relating to biennial report of collection agencies; and to amend and reenact sections 6-01-10, 7-05-03, 13-03-10, and 13-03.1-10 of the North Dakota Century Code, relating to the biennial reports of the state banking board, state credit union board, and department of banking and financial institutions.

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, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
●			●			●			●		
●	ALBERS		●	ISZLER		●	NOTHING		●	SOLBERG	
●	BARTH		●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER	
●	FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS		●	WENSTROM	
●	HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT	
●	HOFFNER		●	NAADEN		●	SHABLOW			MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

MOTIONS

Senator Reiten moved that the Senate do not concur in the House amendments to Senate Bill No. 2198 as printed on page 1065 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2198:

- Senator Tennesfos
- Senator Mutch
- Senator Orange

Senator Jones 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. 1278, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1278:

Senator Jones
 Senator Cussons
 Senator Rait

FIRST READING OF
 HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3060. — A concurrent resolution to appoint an official photographer for the Forty-sixth Legislative Assembly, to set forth the photography order, and to authorize payment.

Was read the first time and referred to the committee on State and Federal Government.

House Concurrent Resolution No. 3064. — A concurrent resolution directing the Legislative Council to study the membership of occupational and professional regulatory agencies, boards, and commissions.

Was read the first time and referred to the committee on Industry, Business and Labor.

House Concurrent Resolution No. 3068. — A concurrent resolution directing the Legislative Council to study the energy tax structure of the state.

Was read the first time and referred to the committee on Finance and Taxation.

House Concurrent Resolution No. 3071. — A concurrent resolution directing the Legislative Council to conduct a study of the effects of energy development on state and local government.

Was read the first time and referred to the committee on Finance and Taxation.

SECOND READING OF HOUSE BILLS

House Bill No. 1015. — Office of Economic Opportunity — A Bill for an Act making an appropriation for defraying the expenses of the office of economic opportunity of the State of North Dakota.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 11; nays, 38; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N V	NAYS	YEAS	N V	NAYS	YEAS	N V	NAYS	YEAS	N V	NAYS
		●		SZLER	●		NOTHING	●		SOLBERG	●
●	BARTH			JACOBSON	●		OLIN	●		SDRUM	●
●	BERUBE			JONES	●	●	ORANGE	●		STRAND	●
	CHRISTENSEN	●	●	KRAUTER	●		PETERSON	●		STRINDEN	●
	CUSSONS	●		LASKOWITZ	●	●	RAIT	●		TALLACKSON	●
	DOTZENROD			LEE	●	●	REDLIN	●		TENNEFOS	●
●	ERDMAN			LIPS	●		REITEN	●		THANE	●
	FARRINGTON	●		LODDEN	●		ROEN	●		VOSPER	●
	FRITZELL	●		MELLAND	●		SANDNESS	●	●	WALSH	●
	GOODMAN	●	●	MILLER	●		SANDS	●		WENSTROM	●
	HANSON	●		MUTCH	●		SCHRADO	●		WRIGHT	●
●	HOFFNER			NAADEN	●		SHABLOW	●		MR PRESIDENT	●
	HOLMBERG	●		NELSON	●		SMYKOWSKI	●			

House Bill No. 1015 was declared lost.

House Bill No. 1019. Securities Commissioner — A Bill for an Act making an appropriation for defraying the expenses of the securities commissioner of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1073, 1074, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NOTHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN	•		• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1032. Commissioner of University and School Lands — A Bill for an Act making an appropriation for defraying the expenses of the commissioner of university and school lands of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1074, 1075, the roll was called and there were ayes, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NOTHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Smykowski moved that the Senate reconsider the action by which House Bill No. 1046 passed, which motion prevailed.

Senator Farrington moved that House Bill No. 1046 be re-referred to the Committee on State and Federal Government, which motion prevailed.

House Bill No. 1261. — A Bill for an Act to amend and reenact section 60-02-17 of the North Dakota Century Code, relating to the grain and seed warehouse contract printed on warehouse receipts as it pertains to the amount charged for handling and delivery of grains and seeds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1076, 1077, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NOTHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		

● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1274. — A Bill for an Act to amend and reenact section 61-16-15 of the North Dakota Century Code, relating to the authorization of dikes and dams.

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, 1; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN		●	● SORUM		
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1309. — A Bill for an Act to create and enact two new subsections to section 14-15-01 of the North Dakota Century Code, relating to definitions in the Revised Uniform Adoption Act; and to amend and reenact section 14-15-16 of the North Dakota Century Code, relating to the disclosure of adoptive information and providing for retroactive application.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1078, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		●
● BARTH			● JACOBSON			● OLIN		●	● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1332. — A Bill for an Act to amend and reenact subsection 2 of section 39-12-04 of the North Dakota Century Code, relating to removing the height limitation from farm equipment moved on the highways.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 6; nays, 42; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●			●
ALBERS		●	ISZLER		●	NETHING	●		SOLBERG		●
BARTH		●	JACOBSON		●	OLIN		●	SORUM		●
BERUBE		●	JONES		●	ORANGE		●	STRAND		●
CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN		●
CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS		●
ERDMAN		●	LIPS		●	REITEN		●	THANE		●
FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER		●
FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH		●
GOODMAN		●	MILLER		●	SANDS		●	WENSTROM		●
HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT		●
HOLMBERG		●	NELSON		●	SMYKOWSKI		●			

House Bill No. 1332 was declared lost.

House Bill No. 1346. — A Bill for an Act to amend and reenact sections 23-19-01, 23-19-04, and 23-19-05 of the North Dakota Century Code, relating to license and permit requirements for the business of cleaning, pumping, and servicing cesspools, septic tanks, or privies; license and permit fees; and licenses and license tags.

Which has been read and has been reconsidered, SJ page 1122.

Senator Albers moved that House Bill No. 1346 be amended as follows:

On page 3 of the engrossed bill, delete lines 1 through 8.

And renumber the lines accordingly.

Senator Albers moved that the amendments be adopted, which motion prevailed.

Senator Albers moved that the rules be suspended, that House Bill No. 1346 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senator Shablow moved that House Bill No. 1346 be laid over one legislative day, which motion lost.

House Bill No. 1346. — A Bill for an Act to amend and reenact sections 23-19-01, 23-19-04, and 23-19-05 of the North Dakota Century Code, relating to license and permit requirements for the business of cleaning, pumping, and servicing cesspools, septic tanks, or privies; license and permit fees; and licenses and license tags.

Which has been read and is being reconsidered, SJ page 1122.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 26; nays, 24; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
ALBERS			ISZLER			NETHING			SOLBERG		
BARTH		●	JACOBSON		●	OLIN		●	SORUM		●
BERUBE		●	JONES		●	ORANGE		●	STRAND		●
CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN		●
CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS		●
ERDMAN		●	LIPS		●	REITEN		●	THANE		●
FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER		●
FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH		●
GOODMAN		●	MILLER		●	SANDS		●	WENSTROM		●
HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT		●
HOLMBERG		●	NELSON		●	SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senator Jones moved that the vote by which House Bill No. 1346 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion lost.

House Bill No. 1353. — A Bill for an Act to create and enact section 5-02-05.1 of the North Dakota Century Code, providing for a special Sunday convention alcoholic beverage permit which may be issued by the governing body of a city to a private club, lodge, motel, or hotel serving as a state or national convention headquarters; to amend and reenact section 5-02-05, subsection 11 of section 12.1-30-02, and subsection 29 of section 12.1-30-03 of the North Dakota Century Code, relating to prohibited liquor disposal on certain days, personal property sales allowable on Sunday, and businesses allowed to operate on Sunday; 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, 19, absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	●	NETHING		●		SOLBERG
●			●	JACOBSON	●	●	OLIN		●		SORUM
●			●	JONES	●	●	ORANGE		●		STRAND
●		●	●	KRAUTER	●	●	PETERSON		●		STRINDEN
●			●	LASHKOWITZ		●	RAIT	●	●		TALLACKSON
●			●	LEE	●	●	REDLIN	●	●		TENNEFOS
●		●	●	LIPS	●	●	REITEN		●		THANE
●		●	●	LODOEN	●	●	ROEN		●		VOSPER
●		●	●	MELLAND		●	SANDNESS	●	●		WALSH
●		●	●	MILLER		●	SANDS	●	●		WENSTROM
●			●	MUTCH	●	●	SCHIRADO		●		WRIGHT
●			●	NAADEN	●	●	SHABLOW		●		MR. PRESIDENT
●		●	●	NELSON	●	●	SMYKOWSKI				

So the bill passed and the title was agreed to.

House Bill No. 1381. — A Bill for an Act to provide that alcoholic beverage consumption in state parks and campgrounds may be restricted; 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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	●	NETHING		●		SOLBERG
●			●	JACOBSON	●	●	OLIN		●		SORUM
●			●	JONES	●	●	ORANGE		●		STRAND
●		●	●	KRAUTER	●	●	PETERSON		●		STRINDEN
●			●	LASHKOWITZ		●	RAIT	●	●		TALLACKSON
●			●	LEE	●	●	REDLIN	●	●		TENNEFOS
●		●	●	LIPS	●	●	REITEN		●		THANE
●		●	●	LODOEN	●	●	ROEN		●		VOSPER
●		●	●	MELLAND		●	SANDNESS	●	●		WALSH
●		●	●	MILLER		●	SANDS	●	●		WENSTROM
●			●	MUTCH	●	●	SCHIRADO		●		WRIGHT
●			●	NAADEN	●	●	SHABLOW		●		MR. PRESIDENT
●		●	●	NELSON	●	●	SMYKOWSKI				

So the bill passed and the title was agreed to.

House Bill No. 1395. — A Bill for an Act to create and enact two new sections to chapter 23-29 of the North Dakota Century Code, limiting the location of solid waste management facilities over aquifers; providing an effective date; and declaring an emergency.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 20; nays, 30; absent and not voting, 0.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
●			●	ISZLER		●	NETHING		●	SOLBERG	●
●			●	JACOBSON	●	●	OLIN	●	●	SORUM	●
●	●		●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON	●	●	STRINDEN	●
●	●		●	LASHKOWITZ		●	RAIT	●	●	TALLACKSON	●
●			●	LEE	●	●	REDLIN	●	●	TENNEFOS	●
●			●	LIPS		●	REITEN	●	●	THANE	●
●	●		●	LODGEN		●	ROEN	●	●	VOSPERS	●
●			●	MELLAND	●	●	SANDNESS	●	●	WALSH	●
●	●		●	MILLER		●	SANDS	●	●	WENSTROM	●
●			●	MUTCH	●	●	SCHIRADO	●	●	WRIGHT	●
●	●		●	NAEDEN		●	SHABLOW	●	●	MR. PRESIDENT	●
●			●	NELSON	●	●	SMYKOWSKI				

House Bill No. 1395 was declared lost.

House Bill No. 1407. — A Bill for an Act to amend and reenact sections 4-10.2-03 and 4-10.3-03 of the North Dakota Century Code, allowing the commissioner of agriculture or a designated county agent, in cooperation with the cooperative extension service, to conduct an election for the North Dakota sunflower council or the North Dakota edible bean council and to allow for the elections to be conducted within seventy-five days prior to April first; 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, 2.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
●			●	ISZLER		●	NETHING		●	SOLBERG	●
●			●	JACOBSON	●	●	OLIN	●	●	SORUM	●
●	●		●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON	●	●	STRINDEN	●
●	●		●	LASHKOWITZ		●	RAIT	●	●	TALLACKSON	●
●			●	LEE	●	●	REDLIN	●	●	TENNEFOS	●
●			●	LIPS		●	REITEN	●	●	THANE	●
●	●		●	LODGEN		●	ROEN	●	●	VOSPERS	●
●			●	MELLAND	●	●	SANDNESS	●	●	WALSH	●
●	●		●	MILLER		●	SANDS	●	●	WENSTROM	●
●			●	MUTCH	●	●	SCHIRADO	●	●	WRIGHT	●
●	●		●	NAEDEN		●	SHABLOW	●	●	MR. PRESIDENT	●
●			●	NELSON	●	●	SMYKOWSKI				

So the bill passed and the title was agreed to, and the emergency clause carried.

House Bill No. 1491. — A Bill for an Act to amend and reenact sections 5-01-06 and 5-01-09 of the North Dakota Century Code, relating to recovery of damages resulting from intoxication and the unlawful delivery of alcoholic beverages to certain persons; 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, 28; nays, 20; absent and not voting, 2.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
		●	●	ISZLER	●	●	NETHING		●	SOLBERG	●
●			●	JACOBSON		●	OLIN	●	●	SORUM	●
●	●		●	JONES	●	●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON	●	●	STRINDEN	●
●	●		●	LASHKOWITZ		●	RAIT	●	●	TALLACKSON	●
●			●	LEE	●	●	REDLIN	●	●	TENNEFOS	●
●			●	LIPS		●	REITEN	●	●	THANE	●
●	●		●	LODGEN		●	ROEN	●	●	VOSPERS	●
●			●	MELLAND	●	●	SANDNESS	●	●	WALSH	●
●	●		●	MILLER		●	SANDS	●	●	WENSTROM	●

● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1524. — A Bill for an Act to create and enact a new subsection to section 21-03-06 of the North Dakota Century Code, relating to permissible purposes for issuing rural fire protection district bonds; and to amend and reenact subsection 7 of section 18-10-06, sections 18-10-08 and 18-10-14, and subsection 1 of section 21-03-01 of the North Dakota Century Code, relating to the authority of rural fire protection districts to issue 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, 44; nays, 3; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS	●		● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER	●	
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG	●		● NELSON	●		● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1543. — A Bill for an Act to create and enact section 24-09-01.1 of the North Dakota Century Code, relating to additional public highway-railroad crossing warning systems; to amend and reenact sections 24-09-02, 24-09-04 and 24-09-10 of the North Dakota Century Code, making the Manual on Uniform Traffic Control Devices applicable to public highway-railroad crossings and public service commission jurisdiction to close railroad crossings; and to repeal section 49-11-16 of the North Dakota Century Code, relating to caution signs.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER	●	
● FRITZELL			● MELLAND	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON	●		● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1545. — A Bill for an Act to create and enact a new section to chapter 50-01 of the North Dakota Century Code, relating to the determination of eligibility for county poor relief, notice of the

determination regarding county poor relief eligibility, and appeals from such determination; and to amend and reenact section 50-01-01 of the North Dakota Century Code, relating to eligibility for county poor relief.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1080, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 6.

REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND ●
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSON ●			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE ●
● FARRINGTON			● LODGEN			● ROEN		● YOSPER ●
● FRITZELL			● WELAND ●			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHRADD		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR PRESIDENT
● HOLMBERG			● NELSON ●			● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1570. — A Bill for an Act to create and enact a new section to chapter 4-12 and a new section to chapter 19-06.1 of the North Dakota Century Code, relating to intentionally destroying or molesting apiaries, and labeling of imported honey.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 2; nays, 42; absent and not voting, 6.

REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND ●
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE ●
● FARRINGTON			● LODGEN			● ROEN		● YOSPER
● FRITZELL			● WELAND ●			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM ●
● HANSON			● MUTCH			● SCHRADD		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR PRESIDENT
● HOLMBERG			● NELSON ●			● SMYKOWSKI		

House Bill No. 1570 was declared lost.

House Bill No. 1596. — A Bill for an Act to create and enact a new section to chapter 62-01 of the North Dakota Century Code, relating to a prohibition of possessing a pistol in a liquor establishment, providing for an exception and a penalty; and to amend and reenact sections 62-01-01, 62-01-08, 62-01-09, 62-01-10, and 62-01-14 of the North Dakota Century Code, relating to the definition of a pistol, the form and term of a pistol license, regulation of pistol sales, the penalty for violating sales regulations, and the granting and conditions of pistol dealers' 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, 35; nays, 10; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● SZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE	●		● JONES	●		● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS	●		● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW		●	● MR. PRESIDENT		
● HOLMBERG	●		● NELSON	●		● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1667. — A Bill for an Act to create and enact section 40-50-19.1 and section 40-50-19.2 of the North Dakota Century Code, relating to the platting of townsites, additions and subdivisions; and to amend and reenact section 40-50-01, section 40-50-03 and section 40-50-04 of the North Dakota Century Code, relating to the platting of townsites, additions and subdivisions; and to repeal section 40-50-02 of the North Dakota Century Code, relating to the platting of townsites, additions and subdivisions.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● SZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON	●		● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1677. — A Bill for an Act to amend and reenact section 39-20-01 of the North Dakota Century Code, relating to the implied consent to determine the alcoholic content of blood.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 14; nays, 32; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● SZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON		●	● OLIN		●	● SORUM		●
● BERUBE			● JONES			● ORANGE	●		● STRAND		
● CHRISTENSEN		●	● KRAUTER			● PETERSON		●	● STRINDEN		
● CUSSONS		●	● LASHKOWITZ		●	● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		

• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

House Bill 1677 was declared lost.

SECOND READING OF
HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3008. — A concurrent resolution directing the Legislative Council to study legislative apportionment.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution 3008 was adopted.

House Concurrent Resolution No. 3042. — A concurrent resolution directing the Legislative Council to conduct a study of severed mineral interests in North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution 3042 was adopted.

MOTION

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2015 and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2015:

- Senator Smykowski
- Senator Thane
- Senator Walsh

Report of Standing Committee

Mr. President Your Committee on JUDICIARY
to whom was referred Senate Concurrent Resolution Bill No. 4076

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

on page 2, line 9, after the word "involved" insert the words "and that the study committee shall include citizen representation, a juvenile court counselor, a mental health family counselor, and other specialists in human behavior"

and renumber the lines and pages accordingly

And when so amended recommends the same do pass


Chairman
Senator Sands

Senate Concurrent Resolution 4076 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred House Bill No. 1025

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

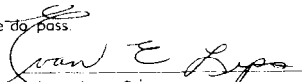
- On page 1 of the engrossed bill, line 9, delete the numerals "748,328" and insert in lieu thereof the numerals "745,794"
- On page 1 of the engrossed bill, line 15, delete the numerals "403,513" and insert in lieu thereof the numerals "400,979"
- On page 1 of the engrossed bill, line 20, delete the numerals "748,328" and insert in lieu thereof the numerals "745,794"
- On page 1 of the engrossed bill, line 22, delete the numerals "673,328" and insert in lieu thereof the numerals "670,794"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment reduces the salaries and wages of the Business and Industrial Development Department by \$2,534 to reflect the final adjustment necessary to allow full family medical coverage under the alternate plan.

And when so amended recommends the same do pass.

 Chairman
 Senator Lips

House Bill No. 1025 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs to whom was referred House Bill No. 1047

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

 Chairman
 Senator Christensen

House Bill No. 1047 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY to whom was referred House Bill No. 1067

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

- on page 2 of the engrossed bill, line 1, delete the word "eight" and in lieu thereof, insert the word "nine"
- on page 2 of the engrossed bill, line 2, delete the words "two by the"

on page 2 of the engrossed bill, line 3, delete the word "governor," and delete the word "two" and insert in lieu thereof the word "three"

on page 2 of the engrossed bill, line 4, delete the word "two" and insert in lieu thereof, the word "three"

on page 2 of the engrossed bill, line 7, after the word "appoint" insert the words "one judge or"

on page 2 of the engrossed bill, line 8, delete the words "or one judge" and delete the word "one" and in lieu thereof, insert the word "two" and delete the word "citizen" and in lieu thereof, insert the word "citizens"

on page 2 of the engrossed bill, line 9, delete the word "is" and in lieu thereof, insert the word "are", delete the word "a" delete the word "judge" and in lieu thereof insert the word "judges" and delete the second word "judge" and in lieu thereof insert the word "judges" and delete the word "attorney" and in lieu thereof insert the word "attorneys"

on page 3 of the engrossed bill, line 10, following the period, insert the following sentence "The governor may reject the list within thirty days after the request and ask the judicial nominating committee to submit a second list of names, which shall be final, of potential nominees."

and renumber the lines and pages accordingly

And when so amended recommends the same do pass


Ernest R. Sands Chairman
Senator Sands

House Bill No. 1067 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor to whom was referred House Bill No. 1075

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Reiten Chairman

House Bill No. 1075 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Political Subdivisions to whom was referred House Bill No. 1092

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 16, delete the words "in which any person is" and insert in lieu thereof the words "rated X by the Motion Picture Association of America"

On page 1, delete line 17

On page 1, line 18, delete the words "sexual excitement"

On page 1, line 21, delete the word "person" and insert in lieu thereof the word "minor"

On page 2, delete lines 3 through 8

On page 2, delete the strike-through on lines 31 through 33

And renumber the pages, lines and sections accordingly

And when so amended recommends the same do pass.


Chairman
Senator Lodoen

House Bill No. 1092 was placed on the sixth

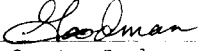
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Finance and Taxation
to whom was referred House Bill No. 1095

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Chairman
Senator Goodman

House Bill No. 1095 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1200

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 20, of the engrossed bill, following the word "state" delete the word "which" and insert in lieu thereof the word "who"

On page 2, line 16, of the engrossed bill, delete the following: "that is specifically designed,"

On page 2, of the engrossed bill, delete lines 17 and 18

On page 2, line 19, of the engrossed bill, after the word "state" insert the words "for the transportation"

On page 2, line 20, of the engrossed bill, after the word "helpless" and before the period insert the words "by any person who either holds himself out to the public for such a service or who regularly provides such a service"

And renumber the lines accordingly

And when so amended recommends the same do pass.

David Christensen Chairman
Senator Christensen

House Bill No. 1200 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government

to whom was referred House Bill No. 1217

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 18, delete the words "The sum of thirty-five"

On page 1, delete lines 18-22

On page 1, line 23, delete the words and the period "as a standing appropriation."

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.

Kent Jones Chairman
Senator Jones

House Bill No. 1217 was placed on the 6th

order of business on the calendar for the succeeding legislative day

Mr. President: Your Committee on Social Welfare & Veterans Affairs

to whom was referred House Bill No. 1236

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 13, of the engrossed bill, delete the strike-through over the word "nine" and delete the word "ten"

On page 1, line 14, of the engrossed bill, delete the word "Three" and insert in lieu thereof the word "Two"

On page 1, line 15, of the engrossed bill, following the word "officer," insert the words "and the"

On page 1, line 16, of the engrossed bill, following the word "Dakota" delete the following: ", and the commissioner of higher education"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Joe Christensen
 Senator Christensen Chairman

House Bill No. 1236 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Finance and Taxation
 to whom was referred House Bill No. 1291

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
 without recommendation

be amended as follows:

Goodman
 Senator Goodman Chairman
 House Bill No. 1291 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Political Subdivisions
 to whom was referred House Bill No. 1409

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
 without recommendation

be amended as follows:

On page 1, line 1, delete the word "section" and insert in lieu thereof the word "sections"; and on the same line, after the numerals "40-55-06" insert the following: "and 40-55-07"

On page 1, line 16, delete the strike-through on the words "~~in such municipality~~" and insert the following: "school district or park district."

On page 1, line 19, after the period insert the following: "The member of the recreation board or commission shall be appointed by the mayor or presiding officer of the municipality, park district or school district involved, whichever of said political subdivision establishes the recreation board."

On page 2, line 1, after the comma insert the following: "park district or school district,"

On page 2, line 4, strike-through the word "municipality" and following that word insert the following: "area involved, one shall be chosen from the membership of the governing body of the municipality,"

On page 2, line 6, after the word "~~municipality~~" insert the word "involved" and after the period insert the following: "The remaining member shall be chosen at large from the largest geographic area represented by the municipality, park district or school district involved."

On page 2, delete lines 7 through 12

On page 2, line 13 delete the word and period "system."

On page 2, line 19, after the word "officer" insert the following: "of the municipality, school district or park district involved"

On page 2, line 22, delete the words "Appointments made after"

On page 2, delete lines 23 through 25

On page 2, after line 25 insert the following new section:
"SECTION 2. AMENDMENT.) Section 40-55-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

40-55-07. GOVERNING BODY, BOARD, OR COMMISSION MAY ACCEPT GRANTS OF REAL ESTATE AND MONEY - CONDITIONS. The governing body of a municipality, school district or park district, recreation board or commission or other authority in which is vested the power to provide, establish, maintain and conduct such supervised recreation system may accept any grant or devise of real estate or any gift or bequest of money or other personal property or any donation to be applied, principal or income, for either temporary or permanent use for playgrounds or recreation purposes, but if the acceptance thereof for such purposes will subject such municipality, school district or park district to additional expense for improvement, maintenance or removal, the acceptance or any grant or devise of real estate shall always be subject to the approval of the governing body of such municipality, school district or park district. Money received for such purpose, unless otherwise provided by the terms of the gift or bequest shall be deposited with the treasurer of ~~such municipality~~ the governing body to the account of the recreation board or commission or other body having charge of such work, and the same may be withdrawn and paid out by such body in the same manner as money appropriated for recreation purposes.

And renumber the lines, pages and sections accordingly

And when so amended recommends the same do pass.

Charles A. Lodoen Chairman

House Bill No. 1409 Senator Lodoen sixth was placed on the

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY

to whom was referred House Bill No. 1412

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

on page 1, line 17, delete the words "twenty-five" and insert in lieu thereof the word "twenty"

on page 1, line 20, delete the strike-through on the word "ten" and delete the word "twenty"

And when so amended recommends the same do pass.

Ernest M. Sands Chairman
Senator Sands

House Bill No. 1412 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

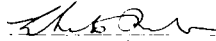
Mr. President Your Committee on INDUSTRY, BUSINESS AND LABOR

to whom was referred House Bill No. 1421

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten

House Bill No. 1421 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred House Bill No. 1431

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten

House Bill No. 1431 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY
to whom was referred House Bill No. 1433

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Sands

House Bill No. 1433 was placed on the fourteenth

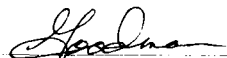
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Finance and Taxation
to whom was referred House Bill No. 1442

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Goodman

House Bill No. 1442 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

MONDAY, MARCH 5, 1979

1153

Mr. President Your Committee on JUDICIARY

to whom was referred House Bill No. 1464

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sands Chairman

House Bill No. 1464 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY

to whom was referred House Bill No. 1471

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

on page 1, line 9, delete the words "Between April fifteenth and" and in lieu thereof insert the words "On or before" and delete the words "of every" and insert in lieu thereof the words "following the last preceding general election"

on page 1, line 10, delete the words "odd-numbered year"

on page 2, line 9, delete the word "and"

on page 2, delete all of lines 10 and 11

on page 2, line 12, delete the words "the precinct caucuses"

on page 5, line 21, delete the word "and"

on page 5, line 22, following the word "committee" insert the words "and that party's nominees for and members of the legislative assembly"

on page 6, line 17, following the word "election." insert the following sentence: "These officers, together with the national committeeman, national committeewoman, a representative of state elected officials who are members of that party, the party's floor leaders in the House of Representatives and Senate and four district chairmen to be selected by the state committee, shall constitute the executive committee of the state committee."

on page 8, line 2, after the parenthesis, delete the words "Every delegate to a national convention of a" and insert in lieu thereof the following paragraph: "Every delegate to a national convention of a political party recognized as such organization by the laws of the state of North Dakota, shall be paid from the state treasury the amount of his actual necessary traveling

expenses, as his account may be audited and allowed by the state auditing board, for actual attendance at the convention, but in no case, shall the amount so audited, allowed and paid, exceed the sum of two hundred dollars for each delegate allowed by the political party. Delegates of political parties elected for such national conventions are not subject to the direct primary law, and shall be certified in like manner as nominated candidates of such parties for election to public office. Every such delegate to a national convention which nominated candidates for president and vice president shall subscribe an oath of office that he will uphold the Constitution and the laws of the United States and North Dakota, and that he will, as such officer and delegate, to the best of his judgment and ability, faithfully carry out the wishes of his political party as expressed by the voters at the said election.

on page 8, delete lines 3 through 18

and renumber the pages and lines accordingly.

And when so amended recommends the same do pass


 Senator Sands Chairman

House Bill No. 1471 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Finance and Taxation

to whom was referred House Bill No. 1476

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


 Senator Goodman Chairman

House Bill No. 1476 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor

to whom was referred House Bill No. 1481

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 16, strike through the words "five hundred thousand" and after the word "thousand" insert the words "one million"

And when so amended recommends the same do pass.


 Senator Reiten Chairman

House Bill No. 1481 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Industry, Business and Labor
to whom was referred House Bill No. 1500

Has had the same under consideration and recommends that the same

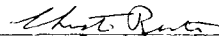
- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2, line 16, delete the word "who" and insert in lieu thereof the word "that"

On page 2, line 25, delete the words "who receives" and insert in lieu thereof the words "that receive"

And when so amended recommends the same do pass.


Senator Reiten Chairman

House Bill No. 1500 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred House Bill No. 1503

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


Senator Reiten Chairman

House Bill No. 1503 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1507

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, after the word "reenact" insert the words "subsection 5 of section 57-39.2-01 and"

On page 1, line 3, delete the words "fairs and"

On page 1, line 4, after the word "are" insert the word "not"

On page 1, after line 7, insert the following new section:

"SECTION 1. AMENDMENT.) Subsection 5 of section 57-39.2-01 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

- 5. "Retailer" includes every person engaged in the business of leasing or renting hotel, motel, or tourist court accommodations, and every person engaged in the business of selling tangible goods,

wares, or merchandise at retail, or furnishing of steam, gas, electricity, water and communication services, or tickets or admissions to places of amusement, entertainment and athletic events including the playing of any machine for amusement or entertainment in response to the use of a coin, or magazines, or other periodicals, and any person engaged in operating or managing a publicly-owned facility; and shall include any person as herein defined who by contract or otherwise agrees to furnish for a consideration a totally or partially finished product consisting in whole or in part of tangible personal property subject to the sales tax herein provided, and all items of tangible personal property entering into the performance of such contract as a component part of the product agreed to be furnished under said contract shall be subject to the sales tax herein provided and the sales thereon shall be collected by the contractor from the person from whom the contract has been performed in addition to the contract price agreed upon, and shall be remitted to the state in the manner provided in this chapter; and shall include the state or any municipality furnishing steam, gas, electricity, water, or communication service to members of the public in its proprietary capacity. For the purpose of this chapter retailer shall also include every clerk, auctioneer, agent or factor selling tangible personal property owned by any other retailer."

On page 1, line 8, delete the numeral "1" and insert in lieu thereof the numeral "2"


On page 1, line 12, delete the strike-through over the word "the"

On page 1, line 14, after the word "activities" insert the following: "unless the activities are held in a publicly-owned facility"; and on the same line delete the strike-through over the word "net"

On page 1, line 15, delete the underscored word "gross"

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.


Senator Goodman Chairman


House Bill No. 1507 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred House Bill No. 1511

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:


Senator Reiten Chairman

House Bill No. 1511 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY

to whom was referred House Bill No. 1582

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Chairman
Senator Sands

House Bill No. 1582 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY

to whom was referred House Bill No. 1583

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Chairman
Senator Sands

House Bill No. 1583 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs

to whom was referred House Bill No. 1585

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 8, of the engrossed bill, delete the word "noncustodial" and insert in lieu thereof the word "custodial"

On page 4, line 16, of the engrossed bill, delete the word "who" and insert in lieu thereof the word "whom"

On page 4, line 33, of the engrossed bill, following the word "decree" insert the following language "however, a court order shall not be required if the noncustodial parent has not exercised such visitation rights for a period of one year"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass

Har Christensen
Senator Christensen Chairman

House Bill No. 1585 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred House Bill No. 1589

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Walter Reiten
Senator Reiten Chairman

House Bill No. 1589 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY
to whom was referred House Bill No. 1630

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Frank M. Sands
Senator Sands Chairman

House Bill No. 1630 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government
to whom was referred House Concurrent Resolution No. 3043

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Henry Jones
Senator Jones Chairman

House Concurrent Resolution 3043 No. 3043 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government
to whom was referred House Concurrent Resolution No. 3046

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Frank Jones

 Senator Jones Chairman

House No. 3046 was placed on the 14th
 Concurrent Resolution

order of business on the calendar for the succeeding legislative day.

**MESSAGE FROM THE HOUSE
 HOUSE CHAMBER**

Mr. President: I have the honor to transmit herewith the following:
 House Concurrent Resolution No. 3086
 Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:
 House Concurrent Resolution No. 3086
 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 herewith the following:
 House Concurrent Resolution No. 3086
 Which the President has signed.

LEO LEIDHOLM, Secretary

**MESSAGES FROM THE HOUSE
 House Chamber**

Mr. President: I have the honor to return herewith the following:
 Senate Bill No. 2025
 Senate Bill No. 2042
 Senate Bill No. 2071
 Senate Bill No. 2080
 Senate Bill No. 2087
 Senate Bill No. 2093
 Senate Bill No. 2115.
 Senate Concurrent Resolution No. 4081.
 Which the Speaker has signed.

ROY GILBREATH, Chief Clerk.
 House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

- House Concurrent Resolution No. 3066
- House Concurrent Resolution No. 3072
- House Concurrent Resolution No. 3075
- House Concurrent Resolution No. 3077
- House Concurrent Resolution No. 3080
- House Concurrent Resolution No. 3085

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:
 Senate Bill No. 2030

Senate Bill No. 2065
Senate Bill No. 2067
Senate Bill No. 2068
Senate Bill No. 2069
Senate Bill No. 2083
Senate Bill No. 2090
Senate Bill No. 2101
Senate Bill No. 2128
Senate Bill No. 2147
Senate Bill No. 2148
Senate Bill No. 2163
Senate Bill No. 2164
Senate Bill No. 2165
Senate Bill No. 2178
Senate Bill No. 2191
Senate Bill No. 2208
Senate Bill No. 2211
Senate Bill No. 2221
Senate Bill No. 2242
Senate Bill No. 2331
Senate Bill No. 2336
Senate Bill No. 2346
Senate Concurrent Resolution No. 4004
Senate Concurrent Resolution No. 4019

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President : I have the honor to transmit herewith the following :

House Bill No. 1014
House Bill No. 1016
House Bill No. 1055
House Bill No. 1058
House Bill No. 1118
House Bill No. 1151
House Bill No. 1154
House Bill No. 1171
House Bill No. 1184
House Bill No. 1216
House Bill No. 1224
House Bill No. 1248
House Bill No. 1265
House Bill No. 1269
House Bill No. 1279
House Bill No. 1292
House Bill No. 1313
House Bill No. 1393
House Bill No. 1456
House Bill No. 1460
House Bill No. 1466
House Bill No. 1508
House Bill No. 1562
House Bill No. 1563
House Bill No. 1615
House Bill No. 1665

House Concurrent Resolution No. 3007

Which the Speaker has signed and your signature is respectfully requested.

ROY RILBREATH, 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. 2184, but refused to concur in the House amendment to Senate Bill No. 2198 and the President has appointed as a conference committee to act with a like committee from the House on Senate Bill No. 2198:

Senator Tennefos
Senator Mutch
Senator Orange

LEO LEIDHOLM, Secretary

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. 1278:

Senator Jones
Senator Cussons
Senator Rait

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 amendments to House Bill No. 1285 and subsequently passed the same, but refused to concur in the Senate amendment to House Bill No. 1293.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate on, House Bill No. 1293:

Rep. Boyum
Rep. Mattson
Rep. Berger

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2015
Senate Bill No. 2052
Senate Bill No. 2230
Senate Bill No. 2260
Senate Bill No. 2412

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2015

On page 2 of the engrossed bill, after line 32, insert the following:

"Subdivision 11.

COMMISSION ON UNIFORM STATE LAWS

Fees and services	<u>\$ 12,600</u>
Total general fund appropriation	\$ 12,600

On page 2 of the engrossed bill, line 34, delete the numerals

"364,085" and insert in lieu thereof the numerals "376,685"

And renumber the lines, sections and pages accordingly

Statement of the Purpose of the Amendment:

This amendment reinstates the Commission on Uniform State Laws which the Senate amended out.

HOUSE AMENDMENTS TO SENATE BILL 2052

- On page 1, line 16 of the engrossed bill after the word "Cannabis" insert the words "with or without its adhering plant parts"
- On page 1, line 19 after the numeral "2." insert the word "AMENDMENT."
- On page 2, line 15 after the numeral "3." insert the word "AMENDMENT."
- On page 3, line 3 after the numeral "4." insert the word "AMENDMENT."
- On page 4, line 30 delete the numerals "19-13.1-30" and insert in lieu thereof the numerals "19-03.1-30"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2230

- On page 1, line 15, strike the word "and" and insert in lieu thereof "which are statutorily"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2260

- On page 2, line 2, after the word "this" delete the word "section" and insert in lieu thereof the word "Act"

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2412

- On page 1, line 2 of the engrossed bill, delete the word "criminal" and insert in lieu thereof the word "judicial"
- On page 2, line 10 delete the word "judicial" and after the word "proceeding" insert the words "before any court, department, board, commission, agency, or licensing authority of the state, or any department, board, commission, agency, or licensing authority of a political subdivision"
- On page 2, after line 24 insert the following new subsections:
3. Whenever any deaf person is a party to or receiving services from any health, welfare, or educational agency under the authority of the state or political subdivision of the state, the appointing authority shall appoint a qualified interpreter for the deaf to interpret or translate the actions of any personnel providing such service and to assist the deaf person in communicating with each person.
 4. Whenever a deaf person is interested in any administrative or judicial proceeding in which an interpreter would be required for a principal party in interest, the person shall be entitled to utilize an interpreter to translate the proceeding and to assist in the presentation or testimony."
- On page 3, line 21 delete the word "electronically" and insert in lieu thereof the word "visually"
- On page 3, line 32 after the word "the" insert the words "national registry of interpreters for the deaf or the North Dakota association of the deaf or the"
- On page 3, line 33 after the word "superintendent" insert the words "of the North Dakota school for the deaf"

And renumber the lines and pages accordingly

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Concurrent Resolution No. 4082

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENT TO

SENATE CONCURRENT RESOLUTION NO. 4082

On page 1, line 8, delete everything after the word "students";

On page 1, delete line 9

On page 1, line 10, delete everything through "Jamestown College";

On page 2, line 23, delete everything after the third "the"

On page 2, delete lines 24, 25, 26, 27 and 28;

On page 2, line 29, delete "Jamestown College" and the following be insert in lieu thereof: "presidents of the parent institutions, to the appropriate deans, chairmen of the appropriate departments"

And renumber the lines and pages accordingly.

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2051

Senate Bill No. 2060

Senate Bill No. 2074

Senate Bill No. 2075

Senate Bill No. 2129

Senate Bill No. 2132

Senate Bill No. 2146

Senate Bill No. 2155

Senate Bill No. 2158

Senate Bill No. 2168

Senate Bill No. 2174

Senate Bill No. 2176

Senate Bill No. 2177

Senate Bill No. 2179

Senate Bill No. 2181

Senate Bill No. 2182

Senate Bill No. 2183

Senate Bill No. 2185

Senate Bill No. 2187

Senate Bill No. 2194

Senate Bill No. 2199

Senate Bill No. 2212

Senate Bill No. 2223

Senate Bill No. 2224

Senate Bill No. 2251

Senate Bill No. 2255

Senate Bill No. 2259

Senate Bill No. 2290

Senate Bill No. 2315

Senate Bill No. 2352

Senate Bill No. 2396

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1014

House Bill No. 1016

House Bill No. 1055

House Bill No. 1058
House Bill No. 1118
House Bill No. 1151
House Bill No. 1154
House Bill No. 1171
House Bill No. 1184
House Bill No. 1216
House Bill No. 1224
House Bill No. 1248
House Bill No. 1265
House Bill No. 1269
House Bill No. 1279
House Bill No. 1292
House Bill No. 1313
House Bill No. 1393
House Bill No. 1456
House Bill No. 1460
House Bill No. 1466
House Bill No. 1508
House Bill No. 1562
House Bill No. 1563
House Bill No. 1615
House Bill No. 1665
House Concurrent Resolution No. 3007

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 herewith the following:

House Bill No. 1014
House Bill No. 1016
House Bill No. 1055
House Bill No. 1058
House Bill No. 1118
House Bill No. 1151
House Bill No. 1154
House Bill No. 1171
House Bill No. 1184
House Bill No. 1216
House Bill No. 1224
House Bill No. 1248
House Bill No. 1265
House Bill No. 1269
House Bill No. 1279
House Bill No. 1292
House Bill No. 1313
House Bill No. 1393
House Bill No. 1456
House Bill No. 1460
House Bill No. 1466
House Bill No. 1508
House Bill No. 1562
House Bill No. 1563
House Bill No. 1615
House Bill No. 1665
House Concurrent Resolution No. 3007
Which the President has signed.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 2025
Senate Bill No. 2042
Senate Bill No. 2071
Senate Bill No. 2080
Senate Bill No. 2087
Senate Bill No. 2093
Senate Bill No. 2115

Were delivered to the Governor for his approval on March 5, 1979.

SENATOR PETERSON, Chairman

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 4081

Was delivered to the Secretary of State on March 5, 1979.

SENATOR PETERSON, Chairman

Senator Thane moved that the absent Senator be excused, which motion prevailed.

Senator Nething moved that after the reading of SCR 4078, House Bills 1047, 1075, 1095, 1222, 1250, 1291, 1321, 1374, 1421, 1431, 1433, 1442, 1458, 1464, 1476, 1479, 1503, 1511, 1578, 1582, 1583, 1589, 1629, 1630, HCR's 3043 and 3046, the Senate adjourn and convene at 1:30 P.M., Tuesday, March 6, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-FOURTH DAY

Bismarck, March 6, 1979

The Senate convened at 1:30 P.M., with President Sanstead presiding. The prayer was offered by Rev. Ralph Cooke, First Baptist Church, Minot, N.D.

Thine, O Lord, is the greatness and the power and the glory and victory and the majesty, for all that is in the heaven and the earth is Thine. Thine is the kingdom, O Lord, and Thou art exalted as head over all. Both riches and honour come of Thee, and Thou reignest over all; and in Thine hand it is to make great, and to give strength unto all. Now Therefore, O God, we thank Thee, and praise Thy glorious Name. We are profoundly grateful that through Jesus Christ, Thine Only Begotten Son, you have become Our Father. We bow before You in these moments to give thanks for all the gifts and blessings of life. We are mindful of our sins and ask for Your forgiveness. We give thanks for the answered prayers of the past. And for this day we now come to seek Your wisdom and strength and joy for the tasks at hand. May honour, peace and good will prevail on this Senate floor. May the deliberations here and the decisions that come from them be for Thy glory and for the well being of the citizens of North Dakota as well as others who will be affected by our actions. Deliver us from bitterness, prejudice or selfish interests that would inhibit sound judgments. Grant us grace for both wins and losses. Make this, Our Father, a good day. We do rejoice in the high privilege that is ours to be Your servants. We give thanks and pray in the Name of Jesus Christ Our Lord and Saviour. Amen.

The roll was called and all Senators were present.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-third day and recommends that the same be corrected as follows:

On page 1141, line 47, after the word "to" insert "and the emergency clause carried.

On page 1154, after line 17, insert the following"
on page 8, delete lines 3 through 18

In the Journal of the forty-second day, correct as follows:
On page 1122, line 36, delete "as amended". On page 1122, line 37, delete " SJ pages 1059-1060" On page 1122, line 43, after the word "resolution" insert "as amended, SJ pages 1059-1060"
On page 1122, delete "1060" and insert "1100"

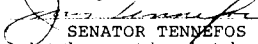
On page 1101, line 29, delete the words "delete lines 2' through 13" and insert the following:

"delete the following"

"SECTION 3. LEGISLATIVE INTENT AS TO THE FUNDING AND SUPPORT OF VOCATIONAL EDUCATION AND ITS RELATIONSHIP TO ACADEMIC EDUCATION.) The funding and support of vocational education provided by this Act is not intended by the legislative assembly to emphasize vocational education as a substitute to academic education. State encouragement and support for vocational education should not be construed as emphasizing vocational education at the expense of academic education. Academic education should be the primary emphasis of all education, with vocational education available as a supplement to academic education."

And when so corrected recommends that the same be approved.

SENATOR SHABLOW

 Chairman
SENATOR TENNEFOS
moved that the report be adopted, which motion

prevailed.

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill 2051	Senate Bill 2183
Senate Bill 2060	Senate Bill 2185
Senate Bill 2074	Senate Bill 2187
Senate Bill 2075	Senate Bill 2194
Senate Bill 2129	Senate Bill 2199
Senate Bill 2132	Senate Bill 2212
Senate Bill 2146	Senate Bill 2223
Senate Bill 2155	Senate Bill 2224
Senate Bill 2158	Senate Bill 2251
Senate Bill 2168	Senate Bill 2255
Senate Bill 2174	Senate Bill 2259
Senate Bill 2176	Senate Bill 2290
Senate Bill 2177	Senate Bill 2315
Senate Bill 2179	Senate Bill 2352
Senate Bill 2181	Senate Bill 2396
Senate Bill 2182	

were delivered to the

{ Governor
~~XXXXXXXXXX~~

for his approval on

March 6, 1979

Earl W. Peterson
Senator Peterson Chairman

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- SCR NO. 4009
- SCR NO. 4078

and find the same correctly } Engrossed

Earl W. Peterson
Senator Peterson Chairman

Senator Olin 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:

- SB NO. 2014
- SB NO. 2017
- SB NO. 2029
- SB NO. 2034
- SB NO. 2258
- SB NO. 2262
- SB NO. 2366
- SB NO. 2375
- SB NO. 2414
- SB NO. 2436
- SB NO. 2453
- SCR NO. 4001
- SCR NO. 4013
- SCR NO. 4026
- SCR NO. 4032
- SCR NO. 4035
- SCR NO. 4036
- SCR NO. 4039
- SCR NO. 4042
- SCR NO. 4046

and find the same correctly } Enrolled

Earl W. Peterson
Senator Peterson Chairman

Senator Olin moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

- Senate Bill No. 2014
- Senate Bill No. 2017
- Senate Bill No. 2029
- Senate Bill No. 2034
- Senate Bill No. 2258
- Senate Bill No. 2262

Senate Bill No. 2366
 Senate Bill No. 2375
 Senate Bill No. 2414
 Senate Bill No. 2436
 Senate Bill No. 2453
 Senate Concurrent Resolution No. 4001
 Senate Concurrent Resolution No. 4013
 Senate Concurrent Resolution No. 4026
 Senate Concurrent Resolution No. 4032
 Senate Concurrent Resolution No. 4035
 Senate Concurrent Resolution No. 4036
 Senate Concurrent Resolution No. 4039
 Senate Concurrent Resolution No. 4042
 Senate Concurrent Resolution No. 4046.

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 herewith the following:

Senate Bill No. 2014
 Senate Bill No. 2017
 Senate Bill No. 2029
 Senate Bill No. 2034
 Senate Bill No. 2258
 Senate Bill No. 2262
 Senate Bill No. 2366
 Senate Bill No. 2375
 Senate Bill No. 2414
 Senate Bill No. 2436
 Senate Bill No. 2453
 Senate Concurrent Resolution No. 4001
 Senate Concurrent Resolution No. 4013
 Senate Concurrent Resolution No. 4026
 Senate Concurrent Resolution No. 4032
 Senate Concurrent Resolution No. 4035
 Senate Concurrent Resolution No. 4036
 Senate Concurrent Resolution No. 4039
 Senate Concurrent Resolution No. 4042
 Senate Concurrent Resolution No. 4046.

Which the President has signed and your signature is respectfully requested.

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. 1073.

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. 2015.

The President has appointed as a conference committee to act with a like committee from the House on Senate Bill No. 2015:

Senator Smykowski
 Senator Thane
 Senator Walsh

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4067

Senate Concurrent Resolution No. 4079.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1031

House Bill No. 1034

House Bill No. 1145

House Bill No. 1244

House Bill No. 1258

House Bill No. 1415

House Bill No. 1468

House Bill No. 1548

House Bill No. 1568

House Bill No. 1577

House Bill No. 1604

House Bill No. 1686

House Concurrent Resolution No. 3022

House Concurrent Resolution No. 3033.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1006

House Bill No. 1337

House Bill No. 1414

House Bill No. 1419

House Bill No. 1542

House Bill No. 1612

House Concurrent Resolution No. 3032

House Concurrent Resolution No. 3035.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1090

House Bill No. 1459

House Bill No. 1533

House Bill No. 1591

House Bill No. 1662.

LEO LEIDHOLM, Secretary

MOTION

Senator Lodoen 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. 1293, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1293:

Senator Sands

Senator Holmberg

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. 1293:

Senator Sands

Senator Holmberg

Senator Berube.

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEES

Mr. President: Your Procedural Committee on Delayed Bills has reviewed a resolution commending the U.N.D. Hockey team for winning the W.C.H.A. title and recommended introduction.

SENATOR NAADEN, Chairman

Senator Naaden moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE
CONCURRENT RESOLUTIONS

Committee on Delayed Bills (At the request of Senator Orange and Reps. Pomeroy and Stenehjem) introduced:

Senate Concurrent Resolution No. 4083. — A concurrent resolution congratulating the University of North Dakota hockey team and its coach John Gasparini on the team's outstanding 1978-79 season.

Senator Orange moved that the rules be suspended, that Senate Concurrent Resolution No. 4083 not be printed, not be referred to a committee, but be read in its entirety, printed in the Journal and placed on the calendar for second reading and final passage, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 4083

Introduced by Committee on Delayed Bills (At the request of Senator Orange and Reps. Pomeroy and Stenehjem).

A concurrent resolution congratulating the University of North Dakota hockey team and its coach John Gasparini on the team's outstanding 1978-79 season.

WHEREAS, the University of North Dakota Sioux hockey team has completed an outstanding regular season with a 22-10 record in the Western Collegiate Hockey Association and a 26-10 overall record; and

WHEREAS, the UND Sioux were ranked number one in the nation in college hockey for the last four weeks of the regular season; and

WHEREAS, in the last game of regular season play the UND Sioux defeated the University of Minnesota Gophers by a score of 4-2, thereby securing the Western Collegiate Hockey Association championship; and

WHEREAS, this marks the first WCHA title won by the Sioux in 12 years; and

WHEREAS, this remarkable record was compiled by the Sioux in John "Gino" Gasparini's first year as head coach of the Sioux hockey team; and

WHEREAS, this marks the second WCHA championship team for John Gasparini, who played center on the 1966-67 Sioux championship team; and

WHEREAS, the UND Sioux will participate as the top-ranked team based on final league standings in the WCHA playoffs to determine which teams will advance to the national tournament;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That the Forty-sixth Legislative Assembly of the State of North Dakota hereby extends its heartiest congratulations to the University of North Dakota Sioux 1978-79 hockey team and its coach, John Gasparini, for its outstanding season, including the WCHA championship and its top national ranking in college hockey; and

BE IT FURTHER RESOLVED, that the Secretary of State send copies of this resolution to UND President Thomas Clifford, to UND Athletic Director Carl Miller, and to UND hockey coach John "Gino" Gasparini.

SECOND READING OF SENATE
CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4083. — A concurrent resolution congratulating the University of North Dakota hockey team and its coach John Gasparini on the team's outstanding 1978-79 season.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4083 was adopted.

Senator Orange moved that Senate Concurrent Resolution 4083 be messaged to the House immediately, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4083.

LEO LEIDHOLM, Secretary

CONSIDERATION OF AMENDMENTS

Senator Sands moved that the amendments to Senate Concurrent Resolution No. 4076 as recommended by the Committee on Judiciary as printed on page 1145 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1025 as recommended by the Committee on Appropriations as printed on page 1146 of the Senate Journal be adopted, which motion prevailed.

Senator Holmberg moved that House Bills 1067 and 1471 which are on the 6th Order of Business be re-referred to the Committee on Judiciary, which motion prevailed.

Senator Lodoen moved that the amendments to House Bill No. 1092 as recommended by the Committee on Political Subdivisions as printed on pages 1147, 1148 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to House Bill No. 1200 as recommended by the Committee on Social Welfare & Veterans Affairs as printed on pages 1148, 1149 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to House Bill No. 1217 as recommended by the Committee on State and Federal Government as printed on page 1149 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to House Bill No. 1236 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on page 1149 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to House Bill No. 1409 as recommended by the Committee on Political Subdivisions as printed on pages 1150, 1151 of the Senate Journal be adopted, which motion prevailed.

subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the deduction of taxes paid to foreign countries; and providing for an effective date.

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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● DRANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nothing moved that the Senate do concur in the House amendments to Senate Concurrent Resolution No. 4082 as printed on page 1163 of the Senate Journal, which motion prevailed.

Senator Nothing moved that the rules be suspended, that Senate Concurrent Resolution No. 4082 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4082. — A concurrent resolution recognizing the value of the legislative internship program and commending its participants.

Was read the second time.

The question being on the final adoption of the resolution, as amended, Senate Concurrent Resolution No. 4082 was adopted.

Senate Concurrent Resolution No. 4078. — A concurrent resolution directing the Legislative Council to study eminent domain procedures for condemnation of land acquired for public use, and relocation assistance.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 1106, Senate Concurrent Resolution No. 4078 was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1047. — A Bill for an Act to create and enact a new section to chapter 23-09 of the North Dakota Century Code, relating to annual food service, sanitation, and medical services inspection of all state institutions by the state department of health.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 1; nays, 48; absent and not voting, 1.

• DOTZENROD	• LEE	• REDLIN	• TENNEFOS
• ERDMAN	• LIPS	• REITEN	• THANE
• FARRINGTON	• LODOEN	• ROEN	• VOSPER
• FRITZELL	• MELLAND	• SANDNESS	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed, the title was agreed to, and the emergency clause carried.

House Bill No. 1321. — A Bill for an Act to require the use of understandable language and meaningful sequence in certain consumer contracts; and providing an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1108, the roll was called and there were ayes, 18; nays, 30; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•	• ISZLER			• NETHING		•	• SOLBERG		•
• BARTH			• JACOBSON		•	• OLIN		•	• SORUM		•
• BERUBE		•	• JONES		•	• ORANGE		•	• STRAND		•
• CHRISTENSEN		•	• KRAUTER		•	• PETERSON		•	• STRINDEN		•
• CUSONS		•	• LASHKOWITZ		•	• RAIT		•	• TALLACKSON		•
• DOTZENROD		•	• LEE			• REDLIN		•	• TENNEFOS		•
• ERDMAN			• LIPS		•	• REITEN		•	• THANE		•
• FARRINGTON			• LODOEN		•	• ROEN		•	• VOSPER		•
• FRITZELL			• MELLAND		•	• SANDNESS		•	• WALSH		•
• GOODMAN		•	• MILLER		•	• SANDS		•	• WENSTROM		•
• HANSON		•	• MUTCH		•	• SCHIRADO		•	• WRIGHT		•
• HOFFNER		•	• NAADEN		•	• SHABLOW		•	MR. PRESIDENT		
• HOLMBERG			• NELSON		•	• SMYKOWSKI		•			

House Bill No. 1321 was declared lost.

MOTION

Senator Nething moved that at the conclusion of the 5th Order of Business, the 7th Order of Business, and the 13th Order of Business, the Senate stand in recess for fifteen minutes, which motion prevailed.

REPORT OF STANDING COMMITTEE

President on
Mr. Your Joint Committee Constitutional Revision
to whom was referred Senate Concurrent Resolution

No. 4006, has had the same under consideration and recommends, by a vote of
Ayes, 5; Nays, 3; Absent, 2, that the same

do pass. do not pass. be placed on calendar without recommendation.

Wenstrom Senator Wenstrom *Shablow* Rep. Conny Co-Chairman
Senate Concurrent Resolution No. 4006 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on JUDICIARY
to whom was referred SENATE CONCURRENT RESOLUTION No. 4069

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows.

On page 2, line 2 after the word "revised" insert the words "or repealing"

And renumber the lines accordingly

And when so amended recommends the same do pass

Senator Sands Chairman

SENATE CONCURRENT RESOLUTION No. 4069 was placed on the SIXTH

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1003

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

On page 1, line 8 of the engrossed bill delete the amount "\$372,130.00" and insert in lieu thereof the amount "\$307,130.00"

And renumber lines and pages accordingly.

PURPOSE OF INTENT: This bill is to delete the \$65,000 for electronic bulletin boards in this biennium. The intent is to include the recessing of file cabinets in the Senate and House remodeling.

And when so amended recommends the same do pass

Senator Lips Chairman

House Bill No. 1003 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government

to whom was referred House Bill No. 1142

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

Senator Jones Chairman

House Bill No. 1142 was placed on the 14th

order of business on the calendar for the succeeding legislative day.


Mr. President: Your Committee on JUDICIARY

to whom was referred House Bill No. 1190

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sands Chairman

House Bill No. 1190 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day

Mr. President: Your Committee on JUDICIARY

to whom was referred House Bill No. 1202

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sands Chairman

House Bill No. 1202 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1301

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 16, after the word "premium" insert the words and commas "in an amount equal to that contributed under the alternate family contract, including major medical coverage,"

On page 2, line 9, delete the strike-through over the words "~~monthly-by-enrolled-eligible~~"

On page 2, line 10, delete the strike-through over the words "~~employees~~" and "~~paid~~"

On page 2, line 11, delete the strike-through over the words "~~monthly-by-enrolled-eligible-employees~~"

On page 2, line 28, strike the word "entire"

And renumber the lines accordingly

And when so amended recommends the same do pass.


Senator Lips Chairman

House Bill No. 1301 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education to whom was referred House Bill No. 1305

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

Senator Sandness Chairman

House Bill No. 1305 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on INDUSTRY, BUSINESS AND LABOR to whom was referred House Bill No. 1322

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

Senator Reiten Chairman

House Bill No. 1322 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION to whom was referred House Bill No. 1364

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

Senator Goodman Chairman

House Bill No. 1364 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on INDUSTRY, BUSINESS AND LABOR to whom was referred House Bill No. 1379

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten

House Bill No. 1379 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on Industry, Business and Labor

to whom was referred House Bill No. 1388

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1 of the engrossed bill after the word "to" insert the words "create and enact a new section to Chapter 51-13 of the North Dakota Century Code, relating to applicability; and to amend and"

On page 1, after line 5 of the engrossed bill insert the following new section:

"SECTION 1.) A new section to chapter 51-13 of the North Dakota Century Code is hereby created and enacted to read as follows:


APPLICABILITY.) No provision of this chapter shall apply to a retail installment sale of personal property if:

1. The cash price of the personal property exceeds twenty-five thousand dollars; and
2. The personal property is to be used primarily for a business or commercial purpose, not a personal, family, household or agricultural purpose."

On page 3, line 2 of the engrossed bill after the period insert the words "This finance charge may be precomputed on the amount financed calculated on the assumption that all scheduled payments will be paid when due and the effect of prepayment is governed by the provisions on rebate upon prepayment."

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass

 Chairman
Senator Reiten

House Bill No. 1388 was placed on the Sixth

order of business on the calendar for the succeeding legislative day

Mr. PRESIDENT Your Committee on JUDICIARY

to whom was referred HOUSE Bill No. 1400

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 7, line 15 delete the word "initiated" and insert in lieu thereof the word "initiates"

And renumber the lines accordingly

And when so amended recommends the same do pass

Carroll M. Sanders
Chairman
SENATOR SANDS

HOUSE Bill No. 1400 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education to whom was referred House Bill No. 1410

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Walter Sandness
Chairman
Senator Sandness

House Bill No. 1410 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government to whom was referred House Bill No. 1438

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Robert Jones
Chairman
Senator Jones

House Bill No. 1438 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on INDUSTRY, BUSINESS AND LABOR to whom was referred HOUSE Bill No. 1457

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

and be placed on the consent calendar.

 Chairman

HOUSE Bill No. 1457 was placed on the TENTH

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred: House Bill No. 1462

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Sands

House Bill No. 1462 was placed on the fourteenth

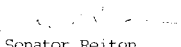
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred: House Bill No. 1473

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten

House Bill No. 1473 was placed on the fourteenth

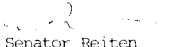
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred: House Bill No. 1477

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Reiten

House Bill No. 1477 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

JOURNAL OF THE SENATE

Mr. President The Majority of Your Committee on INDUSTRY, BUSINESS AND LABOR to whom was referred House Bill No. 1487

Has had the same under consideration and recommends that the same

- [X] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

For the Majority:

Senator Reiten [Signature]
Senator Tennesos [Signature]
Senator Lodoen [Signature]
Senator Mutch [Signature]

Senator Reiten Chairman

House Bill No. 1487 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day

Mr. President The Minority of Your Committee on INDUSTRY, BUSINESS AND LABOR to whom was referred House Bill No. 1487

Has had the same under consideration and recommends that the same

- [] do pass [X] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

For the Minority:

Senator Orange [Signature]
Senator Krauter [Signature]
Senator Miller-Heinrich [Signature]

Senator Orange moved that the report of the Minority be substituted for the report of the Majority.

Mr. President Your Committee on JUDICIARY to whom was referred House Bill No. 1505

Has had the same under consideration and recommends that the same

- [X] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

Senator Sands Chairman

House Bill No. 1505 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day

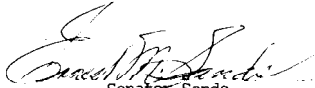
Mr. President Your Committee on JUDICIARY

to whom was referred House Bill No. 1510

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 Chairman
 Senator Sands

House Bill No. 1510 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State and Federal Government

to whom was referred House Bill No. 1590

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


 Chairman
 Senator Jones

House Bill No. 1590 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on INDUSTRY, BUSINESS AND LABOR

to whom was referred HOUSE CONCURRENT RESOLUTION No. 3018

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

and be placed on the consent calendar.


 Chairman

HOUSE CONCURRENT RESOLUTION SENATOR REITEN
 No. 3018 was placed on the TENTH

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor

to whom was referred House Concurrent Resolution No. 3021

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 19, delete the words "and upon"

On page 1 of the engrossed bill, line 20, delete the words "the payment of an additional premium", and after the word "coverages" insert the words "for which an additional premium may be charged"

On page 2 of the engrossed bill, after line 2, insert the following subsection:

"3. Outpatient service for the treatment of mental illness, drug addiction, or alcoholism in a licensed facility under the direction of a physician."

On page 2 of the engrossed bill, line 31, delete the words "and upon the payment"

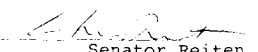
On page 2 of the engrossed bill, line 32, delete the words "of an additional premium", and after the word "coverages" insert the words "for which an additional premium may be charged"

On page 3 of the engrossed bill, after line 2, insert the following subsection:

"3. Outpatient service for the treatment of mental illness, drug addiction, or alcoholism in a licensed facility under the direction of a physician."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

House Concurrent Resolution  Chairman
No. 3021 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on INDUSTRY, BUSINESS AND LABOR
HOUSE CONCURRENT RESOLUTION
to whom was referred. No. 3045

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

and be placed on the consent calendar.

HOUSE CONCURRENT RESOLUTION  Chairman
No. 3045 was placed on the TENTH

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on INDUSTRY, BUSINESS AND LABOR
HOUSE CONCURRENT RESOLUTION
to whom was referred. No. 3052

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

and be placed on the consent calendar.

HOUSE CONCURRENT RESOLUTION No. 3052 SENATOR REITEN TENTH Chairman was placed on the

order of business on the calendar for the succeeding legislative day.

Report of Conference Committees

Mr. President: Your Conference Committee to whom was referred House Bill No. 1156 has had the same under consideration and recommends:

That the Senate recede from its amendments and that HB 1156 be amended as follows:

On page 1, line 1, after the word "to" insert the following: "state legislative intent concerning estate taxes; to"

On page 1, line 5, after the semicolon delete the following: "and providing an effective" and insert in lieu thereof "to repeal section 57-37.1-03 of the North Dakota Century Code, relating to determination of North Dakota taxable estate; and declaring an emergency."

On page 1, delete line 6

On page 1, after line 8, insert the following section:

"SECTION 1. LEGISLATIVE INTENT CONCERNING ESTATE TAXES.) The legislative intent is to not tax property transferred upon death. It is the intent of the legislative assembly to repeal the state estate tax to the extent possible without jeopardizing that portion of federal estate taxes which is allowed as a credit for state estate taxes. It is recognized that, if the state estate tax were totally repealed, the amount of federal estate taxes due would be increased by the amount of credit at no savings to the people of North Dakota."

On page 2, line 29, after the word "amended" insert the following: ", and "North Dakota taxable estate" means all property in a decedent's federal gross estate that has a situs in North Dakota"

On page 2, after line 29, insert the following new sections:

"SECTION 4. REPEAL.) Section 57-37.1-03 of the 1977 Supplement to the North Dakota Century Code is hereby repealed.

SECTION 5. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

On page 2, delete lines 30, 31, and 32

And renumber the lines, sections and pages accordingly

For the Senate

For the House

Senator Wright

Rep. Crabtree

Senator Farrington

Rep. Lipsica

Senator Shablow

Rep. Kelly

Handwritten signatures: Wright, Crabtree, Farrington, Lipsica, Shablow, Kelly

House Bill No. 1156 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE
CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3066. — A concurrent resolution directing the Legislative Council to study the feasibility and desirability of the North Dakota State Legislature enacting legislation which would provide a limited adjustment to the taxable income of renters which represents that portion of a renter's rent which represents real property taxes paid by the owner of the property, if the renter does not otherwise receive benefits pursuant to the provisions of subsection 2 of section 57-02-08.1.

Was read the first time and referred to the Committee on Finance and Taxation.

House Concurrent Resolution No. 3072. — A concurrent resolution directing the Legislative Council to conduct a study of the compensation and fringe benefits currently made available to state employees and the personnel policies currently governing state employees.

Was read the first time and referred to the Committee on State and Federal Government.

House Concurrent Resolution No. 3075. — A concurrent resolution directing a Legislative Council study of methods of providing assistance to private institutions of higher education in North Dakota.

Was read the first time and referred to the Committee on Education.

House Concurrent Resolution No. 3077. — A concurrent resolution directing the Legislative Council to conduct a study of the feasibility and desirability of providing supplementary benefits to workmen's compensation claimants.

Was read the first time and referred to the Committee on Industry, Business and Labor.

House Concurrent Resolution No. 3080. — A concurrent resolution directing the Legislative Council to study the feasibility and desirability of the North Dakota Legislative Assembly enacting legislation which would provide renters on fixed or low income an income tax credit for that portion of a renter's rent which represents real property taxes paid by the owner of the property, if the renter does not otherwise qualify for the renter's refund as provided by subsection 2 of section 57-02-08.1 of the North Dakota Century Code.

Was read the first time and referred to the Committee on Finance and Taxation.

House Concurrent Resolution No. 3085. — A concurrent resolution directing the Legislative Council to conduct a study of the four-year medical program of the University of North Dakota Medical School.

Was read the first time and referred to the Committee on Education.

The Senate reconvened, with President Sanstead presiding.

MOTION

Senator Goodman moved that House Bill No. 1095 be re-referred to the Committee on Finance and Taxation, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1222. — A Bill for an Act to amend and reenact subsection 7 of section 55-08-03 of the North Dakota Century Code, relating to the powers, duties, and limitations of the director of the North Dakota parks and recreation department.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1107, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 7.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODDEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● VOSPER
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAAOEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

So the bill passed and the title was agreed to.

House Bill No. 1250. — A Bill for an Act to amend and reenact section 38-12-01, section 38-12-02 and section 38-12-03 of the North Dakota Century Code relating to subsurface mineral regulation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1107, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODDEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● VOSPER
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAAOEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

So the bill passed and the title was agreed to.

House Bill No. 1291. — A Bill for an Act to amend and reenact section 57-60-06 of the North Dakota Century Code, relating to the exemption from property taxes of coal conversion facilities under construction.

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, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODDEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● VOSPER
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAAOEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE	●		● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL	●		● MELLAND	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM	●	
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1464. — A Bill for an Act to amend and reenact section 6-03-05.1 of the North Dakota Century Code, relating to advancement of funds to protect liens and providing for subordination of such advancements with respect to certain mortgages, liens, and judgments.

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, 8.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE	●		● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL	●		● MELLAND	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM	●	
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1476. — A Bill for an Act to amend and reenact subsection 2 of section 11-10.1-05 of the North Dakota Century Code, providing that the county director of tax equalization succeed city assessors only in cities with populations of under five thousand that choose not to have their own assessor.

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, 2; absent and not voting, 8.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE	●		● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL	●		● MELLAND	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM	●	
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		●
● FRITZELL	●		● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAOEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1578. — A Bill for an Act to amend and reenact sections 21-02-02, 21-02-03, 21-02-06, 21-02-07, 21-02-08, and 21-02-10 of the North Dakota Century Code, to allow political subdivisions to borrow against funds due them under federal contracts.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1114, 1115, the roll was called and there were ayes, 37; nays, 6; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING			● SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE	●		● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS		●	● LASHKOWITZ			● RAIT			● TALLACKSON	●	
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL	●		● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAOEN		●	● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1582. — A Bill for an Act to amend and reenact sections 47-18-01, 47-18-03, 47-18-14, 47-18-17, 47-18-18, and 47-18-19 of the North Dakota Century Code, relating to the homestead; and to repeal section 47-18-02 of the North Dakota Century Code, relating to the homestead.

Which has been read.

Senator Lashkowitz moved that House Bill No. 1582 be amended as follows:

On page 1, line 17, delete the word "sixty" and insert in lieu thereof the word "eighty"

On page 2, line 20, delete the word "sixty" and insert in lieu thereof the word "eighty"

Senator Lashkowitz moved that the amendments be adopted, which motion prevailed.

Senator Lashkowitz moved that the rules be suspended, that House Bill No. 1582 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1582. — A Bill for an Act to amend and reenact sections 47-18-01, 47-18-03, 47-18-14, 47-18-17, 47-18-18, and 47-18-19 of the North Dakota Century Code, relating to the homestead; and to repeal section 47-18-02 of the North Dakota Century Code, relating to the homestead.

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, 44; nays, 1; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAN	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1583. — A Bill for an Act to create and enact a new section to chapter 28-22 of the North Dakota Century Code, relating to heads of families; and to amend and reenact sections 28-22-01 and 28-22-05 of the North Dakota Century Code, relating to exemptions for heads of families and single persons.

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, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS		●	● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAN	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

House Bill No. 1589. — A Bill for an Act to regulate products liability actions by providing for the indemnification of the seller by the manufacturer and requiring the manufacturer to assume the defense of the seller in certain 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, 44; nays, 1; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAN	●		● SANDNESS			● WALSH		

● GOODMAN	● MILLER	SANDS ●	● WENSTROM
● HANSON	MUTCH ●	● SCHIRADO	● WRIGHT
● HOFFNER	● NAAEDN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1630. — A Bill for an Act to amend and reenact subsection 1 of section 12.1-33-01 and subsections 1 and 2 of section 12.1-33-03 of the North Dakota Century Code, relating to the right of a person who has been convicted of a felony to vote and hold public office, except during the term of actual incarceration.

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, 11; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			ISZLER		●	● NETHING			SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE		●	● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRAND		●
● CUSSONS		●	● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON		●	● LODDEN			● ROEN			● VOSPER		●
● FRITZELL		●	● MELLAN			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			SANDS ●			● WENSTROM		
● HANSON			MUTCH ●			● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAAEDN			● SHABLOW		●	MR. PRESIDENT		
● HOLMBERG			NELSON		●	SMYKOWSKI		●			

So the bill passed and the title was agreed to.

SECOND READING OF
HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3043. — A concurrent resolution directing the Legislative Council to study state agency and department use of computers.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3043 was adopted.

House Concurrent Resolution No. 3046. — A concurrent resolution directing a Legislative Council study of the alternatives available for the accumulation of sick leave by state employees.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3046 was adopted.

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following:

- House Bill No. 1012
- House Bill No. 1053
- House Bill No. 1166
- House Bill No. 1191
- House Bill No. 1251
- House Bill No. 1280
- House Bill No. 1284
- House Bill No. 1327
- House Bill No. 1389
- House Bill No. 1422
- House Bill No. 1426
- House Bill No. 1434

House Bill No. 1441
 House Bill No. 1495
 House Bill No. 1557
 House Bill No. 1601
 House Bill No. 1664
 House Concurrent Resolution No. 3015
 House Concurrent Resolution No. 3024

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1012
 House Bill No. 1053
 House Bill No. 1166
 House Bill No. 1191
 House Bill No. 1251
 House Bill No. 1280
 House Bill No. 1284
 House Bill No. 1327
 House Bill No. 1389
 House Bill No. 1422
 House Bill No. 1426
 House Bill No. 1434
 House Bill No. 1441
 House Bill No. 1495
 House Bill No. 1557
 House Bill No. 1601
 House Bill No. 1664
 House Concurrent Resolution No. 3015
 House Concurrent Resolution No. 3024

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 herewith the following:

House Bill No. 1012
 House Bill No. 1053
 House Bill No. 1166
 House Bill No. 1191
 House Bill No. 1251
 House Bill No. 1280
 House Bill No. 1284
 House Bill No. 1327
 House Bill No. 1389
 House Bill No. 1422
 House Bill No. 1426
 House Bill No. 1434
 House Bill No. 1441
 House Bill No. 1495
 House Bill No. 1557
 House Bill No. 1601
 House Bill No. 1664
 House Concurrent Resolution No. 3015
 House Concurrent Resolution No. 3024

Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3061
House Concurrent Resolution No. 3070
House Concurrent Resolution No. 3081
House Concurrent Resolution No. 3082

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2004
Senate Bill No. 2005
Senate Bill No. 2041
Senate Bill No. 2247
Senate Bill No. 2248
Senate Bill No. 2322
Senate Bill No. 2333
Senate Concurrent Resolution No. 4012

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2021
Senate Bill No. 2028
Senate Bill No. 2340

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2021

- On page 1 of the engrossed bill, line 21, delete the numerals "813,252" and insert in lieu thereof the numerals "835,905"
- On page 2 of the engrossed bill, line 3, delete the numerals "1,010,299" and insert in lieu thereof the numerals "1,032,952"
- On page 2 of the engrossed bill, line 5, delete the numerals "923,299" and insert in lieu thereof the numerals "945,952"
- On page 2 of the engrossed bill, line 6, delete the numerals "924,499" and insert in lieu thereof the numerals "947,152"
- On page 2 of the engrossed bill, line 8, delete the numerals "1,011,499" and insert in lieu thereof the numerals "1,034,152"
- And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment increases salaries and wages by \$22,653 over the amount approved by the Senate. Sufficient funds are included in salaries and wages for upgrading employees salaries including the directors and for 6.5 percent annual increases and adequate fringe benefits including family medical insurance. Salaries and wages includes funds for three part-time secretaries and one additional program specialist.

HOUSE AMENDMENTS TO SENATE BILL 2028

- On page 1 of the engrossed bill, line 9, delete the numerals "1,695,950" and insert in lieu thereof the numerals "1,745,950"

On page 1 of the engrossed bill, line 18, delete the numerals "1,529,762" and insert in lieu thereof the numerals "1,579,762"

On page 1 of the engrossed bill, line 19, delete the numerals "1,695,950" and insert in lieu thereof the numerals "1,745,950"

On page 1 of the engrossed bill, line 21, delete the numerals "164,100" and insert in lieu thereof the numerals "214,100"

On page 2 of the engrossed bill, after line 7 insert the following section:

"SECTION 3. LEGISLATIVE INTENT.) The sum of \$50,000.00 included in section 1 of this Act within the line item for grants, benefits, and claims is to be utilized to establish an endowment fund for which the income is hereby appropriated for the furthering of the cultural arts in the state of North Dakota. The principal sum in said endowment shall not be available for any other purpose except by a specific act of the legislative assembly."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment increases the grants, benefits, and claims line item for the Council on Arts and Humanities by \$50,000 from the state general fund and provides for a separate section in Senate Bill No. 2028 providing that these moneys are to be utilized to establish an endowment fund for the furthering of the cultural arts in North Dakota. These funds had been deleted by the Senate.

HOUSE AMENDMENTS TO SENATE BILL 2340

On page 3, line 19 of the engrossed bill delete the word "third" and insert in lieu thereof the word "second"

On page 5, line 9 delete the word "third" and insert in lieu thereof the word "second"

And renumber the lines accordingly

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2345

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed:

House Bill No. 1156

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. 1391, and subsequently passed the same.

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. 2198:

Rep. Peltier

Rep. Retzer

Rep. Koski

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Concurrent Resolution No. 4083

ROY GILBREATH, Chief Clerk

Senator Nething moved that after the reading of SCR's 4006, 4076, House Bills 1025, 1092, 1142, 1190, 1200, 1202, 1217, 1236, 1305, 1322, 1364, 1379, 1409, 1410, 1412, 1421, 1438, 1457, 1462, 1473, 1477, 1481, 1487, 1500, 1505, 1507, 1510, 1585, 1590 and HCR's 3018, 3045, and 3052, the Senate adjourn, and convene at 1:00 P.M., Wednesday, March 7, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-FIFTH DAY

Bismarck, March 7, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding. The prayer was offered by Rev. Ralph H. Fisher, Church of the Nazarene, Bismarck.

Eternal God, our Heavenly Father, We are aware of Your presence in this beautiful day You have given us and in these Senate chambers that have been erected for the purpose of making laws and rules to live by in this our great State of North Dakota.

Bless the work of these people elected by the people to serve the people in the best possible way.

In the Name of Jesus Christ our Savior. Amen.

The roll was called and all Senators were present.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-fourth day and finds the same to be correct.

Chairman SENATOR TENNEFOS

SENATOR CUSSONS moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- SB NO. 2030
SB NO. 2065
SB NO. 2067
SB NO. 2068
SB NO. 2069
SB NO. 2083
SB NO. 2090
SB NO. 2101
SB NO. 2128
SB NO. 2147
SB NO. 2148
SB NO. 2163

SB NO. 2164
 SB NO. 2165
 SB NO. 2178
 SB NO. 2184
 SB NO. 2191
 SB NO. 2208
 SB NO. 2211
 SB NO. 2221
 SB NO. 2242
 SB NO. 2331
 SB NO. 2336
 SB NO. 2346
 SCR NO. 4004
 SCR NO. 4019

and find the same correctly } Enrolled


 Senator Peterson Chairman

Senator Fritzell 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:

SCR NO. 4076

and find the same correctly } Engrossed


 Senator Peterson Chairman

Senator Fritzell moved that the report be adopted, which motion prevailed.

MESSAGE FROM THE HOUSE House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2014
 Senate Bill No. 2017
 Senate Bill No. 2029
 Senate Bill No. 2034
 Senate Bill No. 2258
 Senate Bill No. 2262
 Senate Bill No. 2366
 Senate Bill No. 2375
 Senate Bill No. 2414
 Senate Bill No. 2436
 Senate Bill No. 2453
 Senate Concurrent Resolution No. 4001
 Senate Concurrent Resolution No. 4013
 Senate Concurrent Resolution No. 4026
 Senate Concurrent Resolution No. 4032
 Senate Concurrent Resolution No. 4035
 Senate Concurrent Resolution No. 4036
 Senate Concurrent Resolution No. 4039
 Senate Concurrent Resolution No. 4042

Senate Concurrent Resolution No. 4046.
Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2030
Senate Bill No. 2065
Senate Bill No. 2067
Senate Bill No. 2068
Senate Bill No. 2069
Senate Bill No. 2083
Senate Bill No. 2090
Senate Bill No. 2101
Senate Bill No. 2128
Senate Bill No. 2147
Senate Bill No. 2148
Senate Bill No. 2163
Senate Bill No. 2164
Senate Bill No. 2165
Senate Bill No. 2178
Senate Bill No. 2184
Senate Bill No. 2191
Senate Bill No. 2208
Senate Bill No. 2211
Senate Bill No. 2221
Senate Bill No. 2242
Senate Bill No. 2331
Senate Bill No. 2336
Senate Bill No. 2346

Senate Concurrent Resolution No. 4004

Senate Concurrent Resolution No. 4019.

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 herewith the following:

Senate Bill No. 2030
Senate Bill No. 2065
Senate Bill No. 2067
Senate Bill No. 2068
Senate Bill No. 2069
Senate Bill No. 2083
Senate Bill No. 2090
Senate Bill No. 2101
Senate Bill No. 2128
Senate Bill No. 2147
Senate Bill No. 2148
Senate Bill No. 2163
Senate Bill No. 2164
Senate Bill No. 2165
Senate Bill No. 2178
Senate Bill No. 2184
Senate Bill No. 2191
Senate Bill No. 2208
Senate Bill No. 2211

Senate Bill No. 2221
 Senate Bill No. 2242
 Senate Bill No. 2331
 Senate Bill No. 2336
 Senate Bill No. 2346
 Senate Concurrent Resolution No. 4004
 Senate Concurrent Resolution No. 4019.

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4009
 Senate Concurrent Resolution No. 4063
 Senate Concurrent Resolution No. 4080.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1274
 House Bill No. 1353
 House Bill No. 1381
 House Bill No. 1407
 House Bill No. 1491
 House Bill No. 1524
 House Bill No. 1543
 House Bill No. 1596
 House Bill No. 1667
 House Concurrent Resolution No. 3008
 House Concurrent Resolution No. 3042.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1015
 House Bill No. 1332
 House Bill No. 1395
 House Bill No. 1570
 House Bill No. 1677.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1019
 House Bill No. 1032
 House Bill No. 1261
 House Bill No. 1309
 House Bill No. 1346
 House Bill No. 1545.

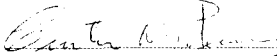
LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill	2014
"	" 2017
"	" 2029
"	" 2034
"	" 2258
"	" 2262
"	" 2366
"	" 2375
"	" 2414
"	" 2436
"	" 2453

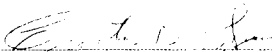
were delivered to the } Governor for his approval
 on March 7, 1979


 Senator Peterson Chairman.

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution	4001
"	" " 4013
"	" " 4026
"	" " 4032
"	" " 4035
"	" " 4036
"	" " 4039
"	" " 4042
"	" " 4046

were delivered to the } Secretary of State
 on March 7, 1979


 Senator Peterson Chairman.

CONSIDERATION OF AMENDMENTS

Senator Sands moved that the amendments to Senate Concurrent Resolution No. 4069 as recommended by the Committee on Judiciary as

printed on page 1178 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1003 as recommended by the Committee on Appropriations as printed on page 1178 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1301 as recommended by the Committee on Appropriations as printed on page 1179 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to House Bill No. 1388 as recommended by the Committee on Industry, Business and Labor as printed on page 1181 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to House Bill No. 1400 as recommended by the Committee on Judiciary as printed on page 1182 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that House Concurrent Resolution No. 3021 be referred to the Committee on Industry, Business and Labor, which motion prevailed.

MOTIONS

Senator Jones moved that House Bill No. 1438 be laid over three legislative days, which motion prevailed.

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2021 as printed on page 1198 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2021:

Senator Strinden
 Senator Hanson
 Senator Tallackson

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2028 as printed on pages 1198, 1199 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2028:

Senator Thane
 Senator Olin
 Senator Erdman

Senator Sands moved that the Senate do not concur in the House amendments to Senate Bill No. 2412 as printed on page 1162 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2412:

Senator Christensen
 Senator Sorum
 Senator Lashkowitz

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Sands moved that the Senate do concur in the House amendments to Senate Bill No. 2052, as printed on page 1162 of the Senate Journal, which motion prevailed.

Senator Sands moved that the rules be suspended, that Senate Bill No.

North Dakota, relating to the jurisdiction of police magistrates, constables, and justices of the peace; and providing an effective date.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 37; nays, 13; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN		●	● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS	●		● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE		●	● REDLIN			● TENNEFOS		
● ERDMAN	●		● LIPS		●	● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS		●	● WALSH		
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW		●	MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

Senate Concurrent Resolution No. 4006 was declared adopted.

Senate Concurrent Resolution No. 4076. — A concurrent resolution directing the Legislative Council to study the procedures involved in the granting of custody and visitation rights and other related domestic relations matters.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 1145, Senate Concurrent Resolution No. 4076 was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1025. Business and Industrial Development Department — A Bill for an Act making an appropriation for defraying the expenses of the business and industrial development department of the State of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1146, the roll was called and there were ayes, 48; nays, 1; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ		●	● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1092. — A Bill for an Act to create and enact a new section to chapter 12.1-27.1 of the North Dakota Century Code, relating to exhibiting obscene motion pictures at outdoor theaters; to create and enact a new subsection to section 12.1-27.1-01 of the North Dakota Century Code, relating to definition of sexual excitement; and to amend and reenact section 12.1-27.1-02 of the North Dakota Century Code, relating to promoting obscenity to minors.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1147, 1148, the roll was called and there were ayes, 47; nays, 3; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT		●	● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1142. — A Bill for an Act to amend and reenact sections 16-20-01, 16-20-01.1, 39-01-03, 39-01-04, 39-01-05, and 44-08-19 of the North Dakota Century Code, relating to what constitutes corrupt practice, use of state services or property for political purposes, state-owned motor vehicles not to be used for private use or in political activities, the definition of "political activity", expenses not to be collected by state officers or employees engaged in political activity, and the prohibition of political activities by public employees while on duty; and extending the various prohibitions to political subdivision employees and officers.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 5; nays, 44; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

House Bill No. 1142 was declared lost.

House Bill No. 1190 — A Bill for an Act to amend and reenact subsection 2 of section 28-26-01 of the North Dakota Century Code, relating to the awarding of costs in frivolous 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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● SZLER	●		● NOTHING	●	● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● EROMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1200. — A Bill for an Act to amend and reenact sections 23-27-01; 23-27-02, 23-27-03, 23-27-04, and 23-27-05 of the North Dakota Century Code, relating to licensing of ambulance services.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1148, 1149, the roll was called and there were ayes, 37; nays, 10; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● SZLER	●		● NOTHING	●	● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● EROMAN			● LIPS			● REITEN		● THANE
● FARRINGTON	●		● LODOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS	●	● WALSH
● GOODMAN			● MILLER			● SANDS	●	● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1202. — A Bill for an Act to provide for the execution, validity, and registration of international wills.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● SZLER	●		● NOTHING	●	● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● EROMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1217. — A Bill for an Act to amend and reenact section 54-44-11 of the 1977 Supplement to the North Dakota Century Code, relating to the purchasing department operating fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1149, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON	●		● OLIN			● SORUM		
● BERUBE		●	● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS	●		● REITEN			● THANE		
● FARRINGTON		●	● LODGEN	●		● ROEN			● VOSPER		
● FRITZELL			● MELLAND	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER	●		● SANDS			● WENSTROM		
● HANSON			● MITCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON	●		● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

House Bill No. 1236. — A Bill for an Act to amend and reenact section 43-34-02 and subsection 1 of section 43-34-03 of the North Dakota Century Code, relating to the composition of the state board of examiners for nursing home administrators, and to qualifications for licensure.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1149, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON	●		● OLIN			● SORUM		
● BERUBE		●	● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS	●		● REITEN			● THANE		
● FARRINGTON			● LODGEN	●		● ROEN			● VOSPER		
● FRITZELL			● MELLAND	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER	●		● SANDS			● WENSTROM		
● HANSON			● MITCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON	●		● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

House Bill No. 1305. — A Bill for an Act to authorize the state board of higher education to exchange land presently used by Hettinger experiment station for land presently owned by Hettinger public school district no. 13.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON	●		● OLIN			● SORUM		
● BERUBE			● JONES	●		● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS		

● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDEN	● ROEN	● VOSPER
● FRITZELL	● WELAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHRADO	● WRIGHT
● HOFFNER	● NAAOEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1322. — A Bill for an Act to provide for supplementary benefits to persons receiving workmen's compensation benefits under previous benefit allowances, and establishment of a supplementary benefit fund within the workmen's compensation 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, 50; nays, 0; absent and not voting, 0.

REGULAR SESSION									1979 LEGISLATURE		
NORTH DAKOTA SENATE											
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAAOEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1364. — A Bill for an Act to create and enact section 57-38-29.1 of the North Dakota Century Code, relating to an income tax credit for child and dependent care expenses; and providing an effective date.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 20; nays, 30; absent and not voting, 0.

REGULAR SESSION									1979 LEGISLATURE		
NORTH DAKOTA SENATE											
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●	● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAAOEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

House Bill No. 1364 was declared lost.

House Bill No. 1379. — A Bill for an Act to amend and reenact section 13-03.1-03 and subsection 1 of section 13-03.1-15 of the North Dakota Century Code, relating to the maximum loan ceiling.

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, 10; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES		●	● ORANGE			● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ		●	● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN		●	● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		●
● FARRINGTON			● LODOEN			● ROEN		●	● VOSPER		●
● FRITZELL		●	● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER			● SANDS			● WENSTROM		●
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT		●
● HOLMBERG			● NELSON		●	● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1409. — A Bill for an Act to amend and reenact section 40-55-06 of the North Dakota Century Code, relating to rural representation on recreation boards.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1150, 1151, the roll was called and there were ayes, 38; nays, 12; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● KRAKOWITZ		●	● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		●
● FARRINGTON			● LODOEN			● ROEN		●	● VOSPER		●
● FRITZELL		●	● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		●
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT		●
● HOLMBERG			● NELSON		●	● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Tennefos moved that the Senate reconsider the action whereby the Conference Committee appointed to Senate Bill No. 2198 refused to concur to the House amendments as printed on pages 1064 and 1065 of the Senate Journal and subsequently does now concur, and requested that the Conference Committee be discharged, which request was granted.

Senator Tennefos moved that the rules be suspended, that Senate Bill No. 2198 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2198. — A Bill for an Act to amend and reenact section 6-01-17 of the North Dakota Century Code, relating to fees for the examination of 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, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		●

● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODGEN	● ROEN	● VOSPER
● FRITZEL	● MELAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MITCH	● SCHRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

MOTIONS

Senator Sands moved that the Senate reconsider the action whereby the conference committee report on Senate Bill No. 2072, as printed on page 1123 of the Senate Journal, was adopted, which motion prevailed.

Senator Nething moved that at the conclusion of the 5th Order of Business and the 13th Order of Business, the Senate recess for twenty minutes, which motion prevailed.

Report of Standing Committee

Mr. President: Your Committee on Industry, Business and Labor

to whom was referred House Bill No. 1076

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act relating to insurance companies, providing for the reporting of product liability claims and other information to the commissioner of insurance, and providing for the confidentiality of the reported information.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. DEFINITION.) In this Act, unless the context or subject matter otherwise requires, the term "product liability insurance" means both product liability and completed operations liability insurance and includes:

1. Any policy of insurance insuring only the insured's legal obligations arising from the product liability or completed operations exposure of the insured.
2. Any other policy of insurance in which the premium computation includes a premium charge for product liability or completed operations exposure of the insured.
3. Any other insurance policy which provides product liability or completed operations insurance.

SECTION 2. REPORTING OF PRODUCT LIABILITY INFORMATION.) Every insurance company providing product liability insurance or excess insurance above self-insurance to one or more manufacturers, sellers, or distributors in this state shall file with the commissioner of insurance, not later than the first day

in April in each year, a report containing the following information for the one-year period ending December thirty-first of the previous year, except that information for the period preceding July 1, 1979, need not be reported.

1. The name of the insurance company.
2. The name of all other insurance companies associated with the company submitting the report.
3. The states in which the company has been admitted for product liability insurance.
4. The dollar amount collected in product liability earned premiums and the dollar amount of product liability incurred losses in this state and on a nationwide basis.
5. The amounts shown in answer to subsection 4 which include any other insurance delivered as part of a package which cannot be considered exclusively product liability insurance.
6. The total number of insureds, resident or located in North Dakota, for which the insurance company provided product liability insurance.
7. The total number of insureds, resident or located in North Dakota, whose product liability insurance coverage the insurance company canceled or refused to renew and the reasons therefor.
8. The percentage of product liability premiums that are incurred for the following:
 - a. Losses, including all loss adjustment expenses ratioed to premiums earned.
 - b. Commissions, ratioed to premiums written.
 - c. Taxes, ratioed to premiums written.
 - d. All other expenses, ratioed to premiums earned.
 - e. The total of all expenses included in subdivisions a through d, ratioed to premiums earned.
 - f. Profits and reserves, ratioed to premiums earned.
9. The basis upon which the company allocates premiums received and losses incurred from a multistate product liability risk, whether it be assigned to the risk's state or domicile, allocated to each state in which the risk has a physical plant, allocated to each state on the basis of sales in each state, or allocated on some other basis.

The report shall be in the format established by the commissioner of insurance and a copy of the insurance company's most recent annual report to shareholders or policyholders shall be submitted with the report. If any of the required data is estimated, that fact shall be clearly indicated.

SECTION 3. CONFIDENTIALITY.) The commissioner of insurance may make reports required by this Act available

to the public, but any reports made available to the public must be made in a manner that will not reveal the names of any person, manufacturer or seller involved.

SECTION 4. LIMITATION OF LIABILITY.) There shall be no liability on the part of, and no cause of action of any nature shall arise against any insurer reporting hereunder or its agents or employees, or the commissioner of insurance or the commissioner's employees, for any action taken by them pursuant to this Act."

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass.

Neil Reiten Chairman
Senator Reiten

House Bill No. 1076 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on INDUSTRY, BUSINESS & LABOR
to whom was referred HOUSE Bill No. 1101

Has had the same under consideration and recommends that the same

- do pass
[X] be indefinitely postponed
be placed on calendar without recommendation

be amended as follows:

Neil Reiten Chairman
SENATOR REITEN

HOUSE Bill No. 1101 was placed on the FOURTEENTH

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education
to whom was referred House Bill No. 1126

Has had the same under consideration and recommends that the same

- [X] do pass
be indefinitely postponed
be placed on calendar without recommendation

be amended as follows:

Wesley Sandness Chairman
Senator Sandness

House Bill No. 1126 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on EDUCATION
to whom was referred House Bill No. 1199

Has had the same under consideration and recommends that the same

- do pass
be indefinitely postponed
be placed on calendar without recommendation

[X] be amended as follows:

On page 2, line 14, of the engrossed bill, delete the numerals "800,000.00" and insert in lieu thereof the numerals "1,619,500.00"

And renumber the lines accordingly

And when so amended recommends the same Committee on Appropriations.

be rereferred to the

Charles Sandness
Senator Sandness

Chairman

House Bill No. 1199

sixth

was placed on the

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Industry, Business and Labor

to whom was referred House Bill No. 1268

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 9 of the engrossed bill, following the word "contract" insert the following: ", and to amend and reenact section 26-38-24 of the North Dakota Century Code, relating to examinations of health maintenance organizations"

On page 3, after line 35 of the engrossed bill, insert the following:

"SECTION 3. AMENDMENT.) Section 26-38-24 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

26-38-24. EXAMINATIONS BY COMMISSIONER AND STATE DEPARTMENT OF HEALTH - EXPENSES AGAINST ORGANIZATION - EXAMINATION BY OTHER STATES.) The commissioner may make an examination of the affairs of any health maintenance organization ~~and providers with whom such organization has contracts, agreements, or other arrangements pursuant to its health care plan~~ as often as he deems it necessary for the protection of the interests of the people of this state but not less frequently than once every three years.

The state department of health may make an examination concerning the quality of health care services of any health maintenance organization ~~and providers with whom such organization has contracts, agreements, or other arrangements pursuant to its health care plan~~ as often as it deems it necessary for the protection of the interests of the people of this state but not less frequently than once every three years.

~~Every health maintenance organization and provider shall submit its books and records relating to the health care plan to such examinations and in every way facilitate them.~~ For the purpose of examinations, the commissioner and the state department of health may administer oaths to, and examine the officers and agents of the health maintenance organization and the principals of ~~such~~ providers with whom such organization has contracts, agreements, or other arrangements pursuant to its health care plan. ~~concerning their business.~~ To the extent that such examinations may require the disclosure of personally identifying information relating to either financial trans-

actions or medical information concerning a plan enrollee in the records of the health maintenance organization or the records of a provider with whom such organization has contracts, agreements, or other arrangements pursuant to its health care plan, such information is to be used for the sole purpose of assessing the quality of care provided and the degree of compliance with provisions of this chapter. Such information is to be held in confidence and shall not be disclosed except upon the express consent of the enrollee, or pursuant to a court order for the production of evidence or the discovery thereof, or in the event of a claim or litigation between the enrollee and the health maintenance organization wherein such information is pertinent.

The expenses of examinations under this section shall be assessed against the organization being examined and remitted to the commissioner or the state department of health for whom the examination is being conducted.

In lieu of such examination, the commissioner or the state department of health may accept the report of an examination made by the commissioner or the state department of health of another state or jurisdiction.

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass

Ch. R. J.
Senator Reiten Chairman

House Bill No. 1268 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1275

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

J. Goodman
Senator Goodman Chairman

House Bill No. 1275 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred House Bill No. 1319

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations.

Marie Sandness
Senator Sandness Chairman

House Bill No. 1319 was rereferred to the Committee on Appropriations.

Mr. President Your Committee on Education
to whom was referred House Bill No. 1377

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 13, delete the strike-through over the words "~~of-not-to-exceed~~"

On page 1, line 13, after the word "~~seven~~" insert the word "forty" and delete the strike-through over the word "~~mills~~"

And renumber the lines, pages and sections accordingly

And when so amended recommends the same do pass.

Glenn S. Sandness Chairman
Senator Sandness
House Bill No. 1377 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State and Federal Government
to whom was referred House Bill No. 1380

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 7, delete the words "all public or" and insert in lieu thereof the words "public notice must be given in advance of all meetings governed by section 44-04-19."

On page 1, delete lines 8 through 11

On page 1, line 12, delete the words "adequate, and timely public notice of their meetings."

On page 1, line 14, after the period insert the following: "However, the lack of an agenda in the notice, or a departure or an addition to the agenda at a meeting, shall not affect the validity of the meeting or the actions taken thereat."

On page 1, line 22, delete the words "full, adequate, and timely"

On page 2, insert the following new paragraphs beginning on line 17:

"The attorney general shall prepare general guidelines to assist public bodies in following the provisions of this Act.

Unless otherwise specified by law, resolution, or ordinance, or as decided by the public body, notices required by this Act do not have to be published. The provisions of Section 12.1-11-06 shall not apply to this Act."

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.

Kent Jones
 _____ Chairman
 Senator Jones

House _____ Bill No. 1380 _____ was placed on the 6th _____

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
 to whom was referred House Bill No. 1398

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete everything after the words "A BILL for an Act to" and delete the remainder of the bill and insert in lieu thereof the following: "provide for the licensing of electrologists and electronic hair removal technicians, relating to the definitions of terms relating to electrology, qualifications and examinations of electrologists and electronic hair removal technicians, and the special licensing of electrologists and electronic hair removal technicians by the state health council.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. DEFINITIONS.) In this chapter unless the context or subject matter otherwise requires:

1. "Electrolysis" means the removal of superfluous hair by use of the electric needle or electronic process;
2. "Electrologist" means a qualified and licensed person proficient in the removal of hair by means of the electric needle;
3. "Electronic hair removal technician" means a qualified and licensed person proficient in the removal of hair by means of an electronic process other than the electric needle;
4. "State health council" means the state health

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council as defined in chapter 23-01.

SECTION 2. DUTIES OF STATE HEALTH COUNCIL.) The state health council shall issue an electrologist's or electronic hair removal technician's license. The annual license shall be determined annually by the council but shall not exceed fifty dollars for new licenses and not exceed twenty-five dollars for relicensure.

SECTION 3. RULE MAKING AUTHORITY OF COUNCIL.) The state health council shall establish standards, rules and regulations which are found necessary for the maintenance of public health, including sanitation and disease control. The council shall have the following powers:

1. To establish minimum age levels;
2. To establish education and training levels for electrologists and electronic hair removal technicians;
3. To issue, deny, suspend, or revoke licenses;
4. To develop application and licensure forms;
5. To delegate the administration of the program to the state health officer, subject to such provisions as the council may make for appeal to it.
6. To promulgate such requirements as may be found necessary to carry out the intent of this act.

All electrologists and electronic hair removal technicians practicing in North Dakota prior to July 1, 1979, may, without examination, be issued a license by the council upon proof, satisfactory to the council, of having met the qualifications.

SECTION 4. PENALTY.) Any person who holds himself out as an electrologist or an electronic hair removal technician without having met the requirements and without an annual license or violates any of the provisions of this act or rules and regulations promulgated hereunder shall be guilty of an infraction."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Walter Anderson Chairman
Senator Sandness

House Bill No. 1398 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred House Bill No. 1446

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Ernest M. Sands Chairman
Senator Sands

House Bill No. 1446 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on JUDICIARY
to whom was referred HOUSE Bill No. 1450

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 14, delete the words
"other than a public restroom"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Ernest M. Sands Chairman
SENATOR SANDS

HOUSE Bill No. 1450 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Industry, Business and Labor
to whom was referred House Bill No. 1461

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 3 of the engrossed bill, after the word "for" insert
the word "electric"

On page 1, line 9 of the engrossed bill, delete the word "a" at the end of the line and insert in lieu thereof the words "an electric"

On page 1, line 13 of the engrossed bill, delete the word "forty"

On page 1, line 15, delete the words "not less than" and insert in lieu thereof the words "equal to"

On page 1, line 18 of the engrossed bill, delete everything after the "period"

On page 1 of the engrossed bill, delete lines 19 through 22

On page 2 of the engrossed bill, delete lines 1 through 4

On page 2, line 5 of the engrossed bill, delete the word "balance" and the "period"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Reiten

House Bill No. 1461 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY

to whom was referred House Bill No. 1471

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

on page 1, line 2, delete the word and numerals "chapter 16-17" and insert in lieu thereof the following word and numerals "sections 16-17-01, 16-17-02, 16-17-03, 16-17-04, 16-17-05, 16-17-05.1, 16-17-06, 16-17-07, 16-17-08, 16-17-09, 16-17-10, 16-17-10.1, 16-17-11, 16-17-12, 16-17-13, 16-17-14, 16-17-15, 16-17-16, 16-17-17, 16-17-18, 16-17-18.2, 16-17-19, and 16-17-20

on page 1, line 9, delete the words "Between April fifteenth and" and in lieu thereof insert the words "On or before" and delete the words "of every" and insert in lieu thereof the words "following the last preceding general election"

on page 1, line 10, delete the words "odd-numbered year"

on page 2, line 9, delete the word "and"

on page 2, delete all of lines 10 and 11

on page 2, line 12, delete the words "the precinct caucuses"

on page 5, line 21, delete the word "and"

on page 5, line 22, following the word "committee" insert the words "and that party's nominees for and members of the legislative assembly"

on page 6, line 17, following the word "election." insert the following sentence: "These officers, together with the national committeeman, national committeewoman, a representative of state elected officials who are members of that party, the party's floor leaders in the House of Representatives and Senate and four district chairmen to be selected by the state committee, shall constitute the executive committee of the state committee."

on page 8, delete all of lines 1 through 18

on page 9, line 23, delete the word and numerals "Chapter 16-17" and insert in lieu thereof the following word and numerals "sections 16-17-01, 16-17-02, 16-17-03, 16-17-04, 16-17-05, 16-17-05.1, 16-17-06, 16-17-07, 16-17-08, 16-17-09, 16-17-10, 16-17-10.1, 16-17-11, 16-17-12, 16-17-13, 16-17-14, 16-17-15, 16-17-16, 16-17-17, 16-17-18, 16-17-18.2, 16-17-19, and 16-17-20

on page 9, line 24, delete the word "is" and insert in lieu thereof the word "are" and renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass

Ernest M. Sands Chairman
Senator Sands

House Bill No. 1471 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY

to whom was referred House Bill No. 1494

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Ernest M. Sands Chairman
Senator Sands

House Bill No. 1494 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION

to whom was referred House Bill No. 1506

Has had the same under consideration and recommends that the same

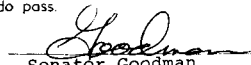
do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 18, after the word "Dakota" insert the following: "or to the North Dakota independent college fund"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


Chairman

House Bill No. 1506 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
to whom was referred House Bill No. 1519

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation


be amended as follows:

On page 1, line 12 of the engrossed bill, delete the strike-through
on the following: ~~eight~~

On page 1, line 13 of the engrossed bill, delete the word "~~six~~"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


Chairman

House Bill No. 1519 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY
to whom was referred House Bill No. 1529

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:


Chairman

House Bill No. 1529 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY
to whom was referred House Bill No. 1561

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

Francis M. Sandness
Senator Sandness Chairman

House Bill No. 1561 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education

to whom was referred House Bill No. 1565

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- On page 2, line 28 of the engrossed bill, delete the word "RETIRED"
On page 2, line 30 of the engrossed bill, delete the numerals "1981" and insert in lieu thereof the numerals "1980"
On page 2, line 33 of the engrossed bill, delete the hyphen and the word "-annuitant"
On page 4, line 3 of the engrossed bill, after the period add the following new language: "The election authorized in Section 2 shall not be available once the appropriation authorized in this section has been expended."

And when so amended recommends the same be rereferred to the Committee on Appropriations.

Francis M. Sandness
Senator Sandness Chairman

House Bill No. 1565 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education

to whom was referred House Bill No. 1588

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations.

Francis M. Sandness
Senator Sandness Chairman

House Bill No. 1588 was rereferred to the Committee on Appropriations.

Mr. President Your Committee on JUDICIARY

to whom was referred House Bill No. 1600

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

James M. Sands
 Senator Sands Chairman
 House Bill No. 1600 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education
 to whom was referred House Bill No. 1610

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Marie Sandness
 Senator Sandness Chairman
 House Bill No. 1610 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education
 to whom was referred House Bill No. 1619

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Marie Sandness
 Senator Sandness Chairman
 House Bill No. 1619 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
 to whom was referred House Bill No. 1637

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 19, delete the words "and upon"

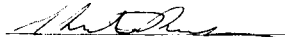
On page 1 of the engrossed bill, line 20, delete the words "the payment of an additional premium", and after the word "coverages" insert the words "for which an additional premium may be charged"

On page 2 of the engrossed bill, line 31, delete the words "and upon the payment"

On page 2 of the engrossed bill, line 32, delete the words "of an additional premium", and after the word "coverages" insert the words "for which an additional premium may be charged"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Reiten
Sixth

House _____ Bill No. 1637 _____ was placed on the _____

order of business on the calendar for the succeeding legislative day.

Mr. President _____: Your Committee on Industry, Business and Labor

to whom was referred House _____ Bill No. 1671 _____

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, delete lines 10 through 22, and insert in lieu thereof the following: "EFFECT OF FAILURE TO REPORT - EXCEPTIONS TO REPORTING REQUIREMENTS.) Each insurance company issuing fire insurance policies covering property in this state shall annually report information setting forth the amount of earned premiums in this state for policies covering insured property located in this state and the amount of claims incurred. This information shall be reported on a form prescribed by the commissioner of insurance. The insurance company shall file the form with the commissioner or shall certify to the commissioner that the information has been reported directly to a rating organization that predicates the majority of the fire insurance rates for North Dakota. The form or certification shall accompany the annual statement required under section 26-07-05. The commissioner shall forward information filed under this section to the rating organization that predicates a majority of the fire insurance rates for North Dakota. The commissioner shall revoke the certificate of authority of an insurance company failing to file the information required by this section. The information required to be reported by this section does not include personal lines or farm property insurance."

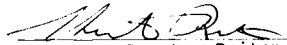
On page 2, delete lines 1 through 12

On page 2, line 13, delete the numeral 4.

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

JOURNAL OF THE SENATE

 Chairman
Senator Reiten
Sixth

House Bill No. 1671 was placed on the _____

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on JUDICIARY
to whom was referred House Bill No. 1675

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

 Chairman
Senator Sanders

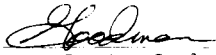
House Bill No. 1675 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred House Concurrent Resolution No. 3013

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

 Chairman
Senator Goodman

House Concurrent Resolution No. 3013 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT : Your Committee on INDUSTRY, BUSINESS & LABOR
HOUSE CONCURRENT RESOLUTION No. 3055
to whom was referred _____

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

and be placed on the consent calendar

 Chairman

HOUSE CONCURRENT RESOLUTION 3055 SENATOR REITEN TENTH
No. _____ was placed on the _____

order of business on the calendar for the succeeding legislative day.

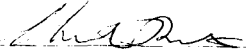
Mr. PRESIDENT : Your Committee on INDUSTRY, BUSINESS & LABOR
HOUSE CONCURRENT RESOLUTION
to whom was referred _____ No. 3064

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

and be placed on the concent calendar

 Chairman

HOUSE CONCURRENT RESOLUTION No. 3064 SENATOR REITEN TENTH
was placed on the _____

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT : Your Committee on INDUSTRY, BUSINESS & LABOR
HOUSE CONCURRENT RESOLUTION
to whom was referred _____ No. 3077

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

and be placed on the concent calendar

 Chairman

HOUSE CONCURRENT RESOLUTION No. 3077 SENATOR REITEN TENTH
was placed on the _____

order of business on the calendar for the succeeding legislative day.

FIRST READING OF
HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3061. — A concurrent resolution directing the Legislative Council to conduct a study of deinstitutionalization programs for residents of the State Hospital, Grafton State School, and San Haven State Hospital.

Was read the first time and referred to the committee on Social Welfare and Veterans Affairs.

House Concurrent Resolution No. 3070. — A concurrent resolution directing the Legislative Council to conduct a study of the possibility of implementing a system whereby the sales, use, and motor vehicle excise taxes could be adjusted periodically.

Was read the first time and referred to the committee on Finance and Taxation.

House Concurrent Resolution No. 3081. — A concurrent resolution directing the Legislative Council to conduct a study of the education and role of the teacher.

Was read the first time and referred to the committee on Education.

House Concurrent Resolution No. 3082. — A concurrent resolution directing the Legislative Council to study the personal liability of officers and members of boards and commissions of the state and political subdivisions.

House Bill No. 1477. — A Bill for an Act to create and enact a new section to chapter 43-03 of the North Dakota Century Code, relating to architects.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENHOF			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1481. — A Bill for an Act to amend and reenact section 26-24-22 of the North Dakota Century Code, relating to the minimum specifications for reinsurance with the state fire and tornado fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1154, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENHOF			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1487. — A Bill for an Act to amend and reenact section 49-06-02 of the North Dakota Century Code, relating to value of property for ratemaking purposes.

Which has been read, the Majority has committee recommendation for "Do Pass".

The Minority has committee recommendation for Indefinite Postponement.

Senator Melland declared a conflict of interest on House Bill No. 1487.

Senator Nething moved that Senator Melland be permitted to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 16; absent and not voting, 0.

relating to the circumstances under which the receipts from fairs and educational, religious, or charitable activities are exempt from the sales tax.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1155, 1156, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1510. — A Bill for an Act to create and enact two new sections to chapter 9-12 of the North Dakota Century Code, relating to discharging liens, encumbrances, and clouds affecting or related to the title to real property, where the only obligation concerns the payment of a sum certain to a specific, unlocated creditor.

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, 1; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1585. — A Bill for an Act to create and enact three new sections to chapter 14-09 of the North Dakota Century Code, relating to investigations to be conducted before awarding custody, and the test and factors to be used in making an award of custody; and to amend and reenact sections 14-05-22 and 14-09-07 of the North Dakota Century Code, relating to awards of custody issued in connection with a decree of divorce, and the right of a noncustodial parent to change the residence of the child.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1157, the roll was called and there were ayes, 37; nays, 11; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES	●		● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS	●		● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE	●		● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON	●		● LODOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH	●		● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON	●		● SMYKOWSKI	●	

So the bill passed and the title was agreed to.

House Bill No. 1590. — A Bill for an Act to authorize the state board of higher education to transfer to the medical center rehabilitation hospital foundation land bequeathed to the university of North Dakota medical center rehabilitation hospital, and to transfer to the North Dakota state university development foundation land bequeathed to North Dakota state university.

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, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return herewith the following:

- Senate Bill No. 2030
- Senate Bill No. 2065
- Senate Bill No. 2067
- Senate Bill No. 2068
- Senate Bill No. 2069
- Senate Bill No. 2083
- Senate Bill No. 2090
- Senate Bill No. 2101
- Senate Bill No. 2128
- Senate Bill No. 2147
- Senate Bill No. 2148
- Senate Bill No. 2163
- Senate Bill No. 2164
- Senate Bill No. 2165
- Senate Bill No. 2178
- Senate Bill No. 2184
- Senate Bill No. 2191

Senate Bill No. 2208
 Senate Bill No. 2211
 Senate Bill No. 2221
 Senate Bill No. 2242
 Senate Bill No. 2331
 Senate Bill No. 2336
 Senate Bill No. 2346
 Senate Concurrent Resolution No. 4004
 Senate Concurrent Resolution No. 4019
 Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2152
 Senate Bill No. 2154
 Senate Bill No. 2244
 Senate Bill No. 2268
 Senate Bill No. 2294
 Senate Bill No. 2390

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 Bills Nos. 1219, 1437, 1513, H.C.R. 3019.

And subsequently passed the same.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3074
 House Concurrent Resolution No. 3076

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1020
 House Bill No. 1072
 House Bill No. 1170
 House Bill No. 1173
 House Bill No. 1176
 House Bill No. 1272
 House Bill No. 1285
 House Bill No. 1348
 House Bill No. 1365
 House Bill No. 1366
 House Bill No. 1394
 House Bill No. 1408
 House Bill No. 1444
 House Bill No. 1541
 House Concurrent Resolution No. 3016

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1020
House Bill No. 1072
House Bill No. 1170
House Bill No. 1173
House Bill No. 1176
House Bill No. 1272
House Bill No. 1285
House Bill No. 1348
House Bill No. 1365
House Bill No. 1366
House Bill No. 1394
House Bill No. 1408
House Bill No. 1444
House Bill No. 1541

House Concurrent Resolution No. 3016

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 return herewith the following:

House Bill No. 1020
House Bill No. 1072
House Bill No. 1170
House Bill No. 1173
House Bill No. 1176
House Bill No. 1272
House Bill No. 1285
House Bill No. 1348
House Bill No. 1365
House Bill No. 1366
House Bill No. 1394
House Bill No. 1408
House Bill No. 1444
House Bill No. 1541
House Concurrent Resolution No. 3016

Which the President has signed.

LEO LEIDHOLM, Secretary

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2012
Senate Bill No. 2113
Senate Bill No. 2156

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2012

On page 1, line 9 of the engrossed bill, delete the numerals

"1,480,476" and insert in lieu thereof the numerals

"1,506,472"

On page 1, line 15 of the engrossed bill, delete the numerals

"662,419" and insert in lieu thereof the numerals

"688,415"

On page 1, line 22 of the engrossed bill, delete the numerals

"1,480,476" and insert in lieu thereof the numerals

"1,506,472"

On page 2, line 2 of the engrossed bill, delete the numerals

"663,057" and insert in lieu thereof the numerals

"689,053"

On page 2, line 28 of the engrossed bill, delete the numerals

"852,057" and insert in lieu thereof the numerals

"878,053"

On page 2, line 30 of the engrossed bill, delete the numerals

"1,669,476" and insert in lieu thereof the numerals

"1,695,472"

And renumber the lines accordingly

STATEMENT OF THE PURPOSE OF AMENDMENT:

The purpose of this amendment is to reinstate \$25,996.00 in the salaries and wages line item, which the Senate had deleted.

HOUSE AMENDMENTS TO SENATE BILL 2113

On page 1, line 1, of the engrossed bill delete the words "to provide for responsibility of inpatient"

On page 1, delete all of line 2

On page 1, line 3, delete the words "afflicted with tuberculosis;"

On page 1, line 11, delete "; to repeal subsection 6 of section 25-01-01 of"

On page 1, delete all of lines 12 through 13

On page 1, line 14, delete the words "relating to care of tubercular persons"

On page 1, delete all of lines 17 through 21

On page 2, delete all of lines 1 through 35

On page 3, delete all of lines 1 through 35

On page 4, delete all of lines 1 through 35

On page 5, delete all of lines 1 through 35

On page 6, delete all of lines 1 through 35

On page 7, delete all of lines 1 through 35

On page 10, delete all of lines 1 through 3

And renumber the lines, pages and sections accordingly

HOUSE AMENDMENTS TO SENATE BILL 2156

On page 1, line 1 of the engrossed bill delete "state geologist and the"

On page 1, line 2 after "commission" insert "or its designee"

On page 1, line 10 delete "state geologist and the" and also on line 10 after "commission" insert "or its designee"

On page 1, line 11 delete "are" and insert in lieu thereof "is"

On page 1, line 21 delete "the state"

On page 1, line 22 delete "geologist and" and also on line 22 delete "are" and insert in lieu thereof "or its designee is"

And renumber the lines accordingly.

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2220

Senate Bill No. 2407

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. 2052, but refused to concur in the House amendment to Senate Bill No. 2021.

And the President has appointed as a conference committee to act with a like committee from the House on Senate Bill No. 2021:

Senator Strinden

Senator Hanson

Senator Tallackson

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. 2340, but refused to concur in the House amendment to Senate Bill No. 2028.

And the President has appointed as a conference committee to act with a like committee from the House on Senate Bill No. 2028:

Senator Thane

Senator Olin

Senator Erdman

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. 2412.

And the President has appointed as a conference committee to act with a like committee from the House on Senate Bill No. 2412:

Senator Christensen

Senator Sorum

Senator Lashkowitz

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 4004

Senate Concurrent Resolution No. 4019

Were delivered to the Secretary of State on March 7, 1979.

SENATOR PETERSON, Chairman

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 Bills Nos. 2230-2260 and S.C.R. 4082.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has reconsidered its action by which it refused to concur in the House amendment to Senate Bill No. 2198, and now has concurred in the House amendment to Senate Bill No. 2198 and has discharged the conference committee on same.

LEO LEIDHOLM, Secretary

Senator Nething moved that after the reading of SCR 4069, House Bills 1003, 1101, 1126, 1275, 1301, 1388, 1400, 1446, 1494, 1529, 1561, 1600, 1610, 1619, 1675 and HCR 3013, the Senate adjourn and convene at 1:15 P.M., Thursday, March 8, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-SIXTH DAY

Thursday, March 8, 1979

The Senate convened at 1:15 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Darrell Saathoff, Christ Lutheran Church, Minot.

Gracious Lord, Your word directs us to count our days and in turn to apply our hearts and minds to wisdom. In this prayer we bring to You the members of this body for Your blessing. Lord, lead these legislators of our state in wisdom; support them where they struggle; encourage them where responsibility weighs heavy, and give them a sense of satisfaction in meaningful accomplishment as they reach out to govern this sector of Your created order called North Dakota. We offer this prayer through Christ, our Lord. Amen.

The roll was called and all Senators were present.

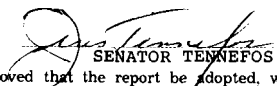
A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-fifth day and

finds the same to be correct.

SENATOR SHABLOW

 Chairman
SENATOR TENEFOS

..... moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- SB NO. 2004
- SB NO. 2005
- SB NO. 2041
- SB NO. 2230
- SB NO. 2247
- SB NO. 2248
- SB NO. 2260
- SB NO. 2322
- SB NO. 2333
- SCR NO. 4012
- SCR NO. 4082
- SCR NO. 4083

and find the same correctly } Enrolled

Earle M. Peterson
Senator Peterson

Chairman

Senator Dotzenrod moved that the report be adopted, which motion prevailed.

The committee on Enrollment and Engrossment respectfully reports that:

- Senate Bill No. 2030 Senate Bill No. 2208
- Senate Bill No. 2065 Senate Bill No. 2211
- Senate Bill No. 2067 Senate Bill No. 2221
- Senate Bill No. 2068 Senate Bill No. 2242
- Senate Bill No. 2069 Senate Bill No. 2331
- Senate Bill No. 2083 Senate Bill No. 2336
- Senate Bill No. 2090 Senate Bill No. 2346
- Senate Bill No. 2101
- Senate Bill No. 2128
- Senate Bill No. 2147
- Senate Bill No. 2148
- Senate Bill No. 2163
- Senate Bill No. 2164
- Senate Bill No. 2165
- Senate Bill No. 2178
- Senate Bill No. 2184
- Senate Bill No. 2191

..... were delivered to the } Governor for his approval
..... on March 8, 1979

Earle M. Peterson
Senator Peterson

Chairman.

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SCR NO. 4069

and find the same correctly } Engrossed

Earle M. Peterson
Senator Peterson

Chairman

Senator Dotzenrod moved that the report be adopted, which motion prevailed.

COMMUNICATION
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on March 7, 1979, I signed the following Senate Bills:

Senate Bill No. 2025
Senate Bill No. 2042
Senate Bill No. 2071
Senate Bill No. 2080
Senate Bill No. 2087
Senate Bill No. 2093
Senate Bill No. 2115

ARTHUR A. LINK
Governor

CONSIDERATION OF AMENDMENTS

Senator Reiten moved that the amendments to House Bill No. 1076 as recommended by the Committee on Industry, Business and Labor as printed on pages 1215-1217 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to House Bill No. 1199 as recommended by the Committee on Education as printed on page 1218 of the Senate Journal be adopted, and that House Bill No. 1199 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Reiten moved that the amendments to House Bill No. 1268 as recommended by the Committee on Industry, Business and Labor as printed on pages 1218, 1219 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to House Bill No. 1377 as recommended by the Committee on Education as printed on page 1220 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to House Bill No. 1380 as recommended by the Committee on State and Federal Government as printed on page 1220 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to House Bill No. 1398 as recommended by the Committee on Education as printed on page 1221, 1222 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to House Bill No. 1450 as recommended by the Committee on Judiciary as printed on page 1223 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to House Bill No. 1461 as recommended by the Committee on Industry, Business and Labor as printed on pages 1223, 1224 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to House Bill No. 1471 as recommended by the Committee on Judiciary as printed on pages 1224, 1225 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to House Bill No. 1506 as

recommended by the Committee on Finance and Taxation as printed on page 1225 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to House Bill No. 1519 as recommended by the Committee on Industry, Business and Labor as printed on page 1226 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to House Bill No. 1565 as recommended by the Committee on Education as printed on page 1227 of the Senate Journal be adopted, and that House Bill No. 1565 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Reiten moved that the amendments to House Bill No. 1637 as recommended by the Committee on Industry, Business and Labor as printed on pages 1228, 1229 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to House Bill No. 1671 as recommended by the Committee on Industry, Business and Labor as printed on page 1229 of the Senate Journal be adopted, which motion prevailed.

MOTIONS

Senator Jones moved that the Senate do not concur in the House amendments to Senate Bill No. 2113 as printed on page 1240 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2113:

Senator Roen
 Senator Albers
 Senator Hoffner

Senator Hoffner moved that Senate Concurrent Resolution No. 4073 be returned to the Senate floor from the Committee on Constitutional Revision, which motion prevailed.

Senator Hoffner requested the unanimous consent of the Senate to withdraw Senate Concurrent Resolution No. 4073. There being no objection, it was so ordered by the President.

Senator Wenstrom moved that Senate Concurrent Resolution No. 4054 be returned to the Senate floor from the Committee on Constitutional Revision, which motion prevailed.

Senator Wenstrom requested the unanimous consent of the Senate to withdraw Senate Concurrent Resolution No. 4054. There being no objection, it was so ordered by the President.

FIRST READING OF

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3074. — A concurrent resolution directing the Legislative Council to study the reporting of agricultural research carried out by the Agricultural Experiment Station and Cooperative Extension Service, emphasizing the possibility of annually reporting information directly to an appropriate committee of the North Dakota Legislative Council.

Was read the first time and referred to the committee on Agriculture.

House Concurrent Resolution No. 3076. — A concurrent resolution directing the Legislative Council to conduct a study of the problems related to persons driving while under the influence of alcohol or drugs.

Was read the first time and referred to the committee on Transportation.

SECOND READING OF
HOUSE CONCURRENT RESOLUTIONS
ON THE CONSENT CALENDAR

House Concurrent Resolution No. 3055. — A concurrent resolution directing the legislative council to study the provisions relating to the membership of the boards of directors of non-profit hospital service corporations, non-profit medical service corporations, non-profit dental service corporations and non-profit vision service corporations.

House Concurrent Resolution No. 3064. — A concurrent resolution directing the Legislative Council to study the membership of occupational and professional regulatory agencies, boards, and commissions.

House Concurrent Resolution No. 3077. — A concurrent resolution directing the Legislative Council to conduct a study of the feasibility and desirability of providing supplementary benefits to workmen's compensation claimants.

Which had been read the second time.

The question being on the final adoption of the resolutions, House Concurrent Resolutions Nos. 3055, 3064 and 3077 were adopted.

SECOND READING OF
SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4069. — A concurrent resolution directing a legislative council study of the feasibility and benefits of revising chapter 32-09 of the North Dakota Century Code dealing with garnishment.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 1178, Senate Concurrent Resolution No. 4069 was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1003. — A Bill for an Act making an appropriation to the legislative assembly for improvements to and renovation of the state capitol; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1178, the roll was called and there were ayes, 47; nays, 2; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	●
●			●	JONES	●	●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRANDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODDEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	WILLER		●	SANDS		●	WENSTROM	
●			●	WUTCH	●	●	SCHRADO		●	WRIGHT	
●			●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed, the title was agreed to, and the emergency clause carried.

House Bill No. 1101. — A Bill for an Act to create and enact a new subsection to section 39-16-01 of the North Dakota Century Code, relating to the definition of consumer reporting agency; and to amend

• BARTH	• JACOBSON	• OLIN	• SORUM
• BERUBE	• JONES	• ORANGE	• STRAND
• CHRISTENSEN	• KRAUTER	• PETERSON	• STRINDEN
• CUSSONS	• LASHKOWITZ	• RAIT	• TALLACKSON
• DOTZENROD	• LEE	• REDLIN	• TENNEFOS
• ERDMAN	• LIPS	• REITEN	• THANE
• FARRINGTON	• LODOEN	• ROEN	• VOSPER
• FRITZELL	• MELLAND	• SANDNESS	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	• MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1301. — A Bill for an Act to amend and reenact sections 54-52.1-06 and 54-52.1-07 of the North Dakota Century Code, relating to the state contribution to the uniform group insurance program and optional coverage for employee's family.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1179, the roll was called and there were ayes, 47; nays, 2; absent and not voting, 1.

REGULAR SESSION			NORTH DAKOTA SENATE			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	ISZLER		•	NETHING		•	SOLBERG	
•			•	JACOBSON		•	OLIN		•	SORUM	
•			•	JONES		•	ORANGE		•	STRAND	
•			•	KRAUTER		•	PETERSON		•	STRINDEN	
•		•	•	LASHKOWITZ		•	RAIT		•	TALLACKSON	
•			•	LEE		•	REDLIN		•	TENNEFOS	
•			•	LIPS		•	REITEN		•	THANE	
•			•	LODOEN		•	ROEN		•	VOSPER	
•			•	MELLAND		•	SANDNESS		•	WALSH	
•			•	MILLER		•	SANDS		•	WENSTROM	
•			•	MUTCH		•	SCHIRADO		•	WRIGHT	•
•			•	NAADEN		•	SHABLOW		•	MR. PRESIDENT	
•			•	NELSON		•	SMYKOWSKI				

So the bill passed and the title was agreed to.

House Bill No. 1388. — A Bill for an Act to reenact section 51-13-03 of the North Dakota Century Code, relating to the credit service charge allowed on retail installment sales.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1181, the roll was called and there were ayes, 44; nays, 4; absent and not voting, 2.

REGULAR SESSION			NORTH DAKOTA SENATE			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	ISZLER		•	NETHING		•	SOLBERG	
•			•	JACOBSON		•	OLIN		•	SORUM	
•			•	JONES		•	ORANGE		•	STRAND	
•			•	KRAUTER		•	PETERSON		•	STRINDEN	
•			•	LASHKOWITZ		•	RAIT		•	TALLACKSON	
•			•	LEE		•	REDLIN		•	TENNEFOS	
•			•	LIPS		•	REITEN		•	THANE	
•			•	LODOEN		•	ROEN		•	VOSPER	
•			•	MELLAND		•	SANDNESS		•	WALSH	
•			•	MILLER		•	SANDS		•	WENSTROM	
•			•	MUTCH		•	SCHIRADO		•	WRIGHT	
•			•	NAADEN		•	SHABLOW		•	MR. PRESIDENT	
•			•	NELSON		•	SMYKOWSKI				

So the bill passed and the title was agreed to.

House Bill No. 1400. — A Bill for an Act to amend and reenact subsection 1 of section 51-18-01 of the North Dakota Century Code, relating to definitions, regulation of home solicitation sales; to amend and reenact section 51-18-02 of the North Dakota Century Code, relating

to cancellation period, method of cancellation and intent, regulation of home solicitation sales; to amend and reenact section 51-18-03 of the North Dakota Century Code, relating to referral sales, rebate or discount violations, regulation of home solicitation sales; to amend and reenact section 51-18-04 of the North Dakota Century Code, relating to agreement requirement, regulation of home solicitation sales; to amend and reenact section 51-18-05 of the North Dakota Century Code, relating to evidence of indebtedness, regulation of home solicitation sales; to amend and reenact subsection 1 of section 51-18-06 of the North Dakota Century Code, relating to time limitation, regulation of home solicitation; to amend and reenact section 51-18-07 of the North Dakota Century Code, relating to buyer responsibility, services, regulation of home solicitation sales.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1182, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	
●			●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

House Bill No. 1446. — A Bill for an Act to amend and reenact section 12.1-21-01 of the North Dakota Century Code, relating to the crime of arson.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	
●			●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

House Bill No. 1494. — A Bill for an Act to amend and reenact section 16-01-02 of the North Dakota Century Code, relating to the hours polls are required to be open on election days; or, in the alternative, to amend and reenact section 16.1-01-03 of the North Dakota Century Code as created by section 1 of House Bill No. 1138, as approved by the forty-

sixth legislative assembly, relating to the hours polls are required to be open on election days.

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, 8; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT		●	● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS	●	
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON	●		● MUTCH	●		● SCHRAODO			● WRIGHT		
● HOFFNER			● NAAOEN			● SHABLOW		●	● MR. PRESIDENT		
● HOLMBERG	●		● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1529. — A Bill for an Act to amend and reenact section 11-16-15 of the North Dakota Century Code, relating to state's attorney inquiry into violations or criminal acts causing deaths and allowing such inquiry into all felonies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 50; nays, 0; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRAODO			● WRIGHT		
● HOFFNER			● NAAOEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Nothing moved that the report of the meeting with officials of the Department of Interior in regard to the Garrison Diversion project be printed in the Journal, which motion prevailed.

**COMMUNICATION
SENATE CHAMBER**

**FORTY-SIXTH LEGISLATIVE ASSEMBLY
STATE OF NORTH DAKOTA
BISMARCK 58505**

Honorable Wayne G. Sanstead
President of the Senate
State Capitol
Bismarck, North Dakota 58505

RE: Legislative Leaders Meeting, Washington, D.C.

February 28, 1979

Dear Mr. President:

Our meeting with Secretary of Interior Andrus was opened by the Governor who explained that we stand firmly committed to the 250,000 acre project as authorized. He said we want present emphasis placed on 170,000 acres, leaving the remaining 80,000 acres alone until such time as we can resolve the differences regarding those acres with the Canadian government.

Governor Link also addressed the subject of mitigation acres and requested that our policy regarding wildlife enhancement mitigation acres be flexible.

Specific concern regarding fish and wildlife mitigation acres was made as follows:

1. Credit be given against the total number of mitigation acres for those wildlife acres adjacent to the canal, those acres found in the west bay at Devils Lake, as well as the 28,000 acres of principal supply works land area. In addition, we credit the 40,000 plus acres acquired by the Fish and Wildlife Service in other areas of North Dakota against the total 146,530 acres dedicated.

2. Acquisition of future mitigation acres be limited to those acres acquired between a willing buyer and a willing seller and that condemnation not be utilized.

3. That mitigation acres be natural wildlife habitat acres instead of existing food production acres.

We also urged the Interior Department to submit its proposal to Congress so that negotiations with the Canadian government regarding the IJC report could commence as soon as possible.

Immediate disclosure of the mitigation acres authorized for acquisition by the Fish and Wildlife Service was requested.

The Attorney General advised the Secretary that consideration was being given for the State of North Dakota to enter into the defense of any condemnation actions which are contemplated and are in violation of the master contract.

Our meeting with Commissioner Higginson focused primarily on the present plan for acquiring mitigation acres and we were advised there is presently no money or plans for acquiring wildlife mitigation acres and that the only land now being acquired is that relating to canal right-of-way. Mr. Higginson also stated that the reason the Bureau is involved in purchasing wildlife mitigation acres is because they had the initial responsibility for acquiring the canal right-of-way and canal mitigation acres. He said the Fish and Wildlife Service determines the wildlife mitigation acres and the Bureau of Reclamation has nothing to say about why or how those acres are selected.

At a meeting with our Congressional delegation we informed them of the meeting with Secretary Andrus covering the same subjects as outlined above.

All of the Congressional delegation was given a copy of the proposed bill which would create the Garrison Diversion Mitigation and Enhancement Lands Commission, whose purpose would be to act as an "ombudsman" between the purchaser and the seller and a draft of a resolution relating to wildlife mitigation acres and acquisition thereof. We requested each of them to review the documents and advise their wishes to the legislative leaders for determining the feasibility of introduction and passage of same.

Respectfully submitted,
David E. Nothing
Majority Leader

S.F. "Buckshot" Hoffner
Minority Leader

SECOND READING OF HOUSE BILLS

House Bill No. 1561. — A Bill for an Act to create and enact a new subsection to section 11-10-06 of the North Dakota Century Code, relating to the amount of the bond required for clerks of the district court; and to amend and reenact subsections 1 and 4 of section 11-10-06 of the North Dakota Century Code, relating to separating the clerks of the district court from other county officials with respect to bonding, and increasing the amount of the bond required for state's attorneys.

Which has been read and has committee recommendation for In-definite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 1; nays, 47; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		•	ISZLER		•	NETHING		•
BARTH		•	JACOBSON		•	OLIN		•
BERUBE		•	JONES		•	ORANGE		•
CHRISTENSEN		•	KRAUTER		•	PETERSON		•
CUSSONS		•	LASHKOWITZ		•	RAIT		•
DOTZENROD		•	LEE		•	REDLIN		•
ERDMAN		•	LIPS		•	REITEN	•	•
FARRINGTON		•	LODOEN		•	ROEN		•
FRITZELL		•	MELLAND		•	SANDNESS		•
GOODMAN		•	MILLER		•	SANDS		•
HANSON		•	MUTCH		•	SCHIRADO		•
HOFFNER		•	NAADEN		•	SHABLOW		•
HOLMBERG		•	NELSON		•	SMYKOWSKI		•
								SOLBERG
								SORUM
								STRAND
								STRINDEN
								TALLACKSON
								TENNEFOS
								THANE
								VOSPER
								WALSH
								WENSTROM
								WRIGHT
								MR. PRESIDENT

House Bill No. 1561 was declared lost.

House Bill No. 1600. — A Bill for an Act to create and enact a new subsection to section 11-16-05 of the North Dakota Century Code, relating to restrictions upon the powers of state's attorneys to defend criminal 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, 4; nays, 45; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		•	ISZLER		•	NETHING		•
BARTH		•	JACOBSON		•	OLIN		•
BERUBE		•	JONES		•	ORANGE		•
CHRISTENSEN		•	KRAUTER		•	PETERSON		•
CUSSONS		•	LASHKOWITZ		•	RAIT		•
DOTZENROD		•	LEE		•	REDLIN		•
ERDMAN		•	LIPS		•	REITEN	•	•
FARRINGTON		•	LODOEN		•	ROEN		•
FRITZELL		•	MELLAND		•	SANDNESS		•
GOODMAN		•	MILLER		•	SANDS		•
HANSON		•	MUTCH		•	SCHIRADO		•
HOFFNER		•	NAADEN		•	SHABLOW		•
HOLMBERG		•	NELSON		•	SMYKOWSKI		•
								SOLBERG
								SORUM
								STRAND
								STRINDEN
								TALLACKSON
								TENNEFOS
								THANE
								VOSPER
								WALSH
								WENSTROM
								WRIGHT
								MR. PRESIDENT

House Bill No. 1600 was declared lost.

House Bill No. 1610. — A Bill for an Act to amend and reenact section 15-47-13 of the North Dakota Century Code, relating to the school census; 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, 49; nays, 0; absent and not voting, 1.

• HOFFNER • HOLMBERG	• NAADEN • NELSON	• SHABLOW • SMYKOWSKI	MR. PRESIDENT
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So the bill passed and the title was agreed to.

SECOND READING OF
HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3013 — A concurrent resolution directing the legislative council to study the feasibility and desirability of adopting a method of computing state income tax liability by taking a percentage of a taxpayer's federal income tax liability.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3013 was adopted.

MOTION

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 1012 as printed on pages 1239, 1240 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 1012:

- Senator Wenstrom
- Senator Olin
- Senator Tallackson

Report of Standing Committee

Mr. President Your Committee on Appropriations

to whom was referred Senate Bill No. 2480

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 1, line 1, after the word "to" insert the following:
"provide for the transfer of the functions of the state laboratories department to the state laboratories division of the state department of health for a temporary period and to provide for an ongoing study of the state laboratories division during that temporary period; to", and after the numerals "19-01-01.1" insert the following: ", a new section to chapter 23-09, a new section to chapter 23-10, and a new subsection to section 54-12-01"

On page 1, line 3, after the word "terms" insert the following:
", the inspection of hotels, restaurants, boardinghouses, and mobile home parks, and the placement of a consumer affairs office in the office of the attorney general"

On page 1, line 11, after the word "sections" insert the numerals and comma "19-01-02.1,"

On page 1, line 12, delete the word "and" and before the word "relating" insert the words and numerals "and 23-09-02 of the North Dakota Century Code,"

On page 1, after line 17, insert the following:

"SECTION 1. TEMPORARY RETENTION OF STATE LABORATORIES DEPARTMENT AS STATE LABORATORIES DIVISION OF STATE DEPARTMENT OF HEALTH - STUDY OF DIVISION - TRANSFER OF FUNCTIONS.)"

1. During the biennium beginning July 1, 1979, and ending June 30, 1981, the state laboratories department shall be maintained in the structure in which it existed prior to July 1, 1979, as a separate working division of the state department of health, subject to the supervision and control of the health council and the state health officer. The offices of the division shall be maintained in the location in which the offices of the state laboratories department were maintained prior to July 1, 1979. The persons serving as the director and assistant director of the state laboratories department on June 30, 1979, shall be retained as the director and assistant director of the state laboratories division and, subject to legislative appropriations, all persons employed by the state laboratories department on June 30, 1979, shall be retained as employees of the state department of health. The provisions of this section shall not apply to the function of the state laboratories department as a consumer affairs office, which shall be transferred to the attorney general's office on July 1, 1979, pursuant to section 16 of this Act.
2. During the period set forth in subsection 1, the employees of the state department of health and the state laboratories division of the state department of health shall, under the supervision of the state health officer and the director of the state laboratories division, conduct an ongoing study and review of the functions and operations of the state laboratories division, with emphasis on arriving at the most efficient placement of the functions and operations of the state laboratories division, including the collocation of all laboratory functions of the state. The state health officer and the director of the division shall make periodic reports of the progress of the study to the health council and to an appropriate interim committee of the legislative council. The results of the study shall serve as the basis for any legislation the legislative council or department may deem necessary or desirable to propose.
3. Unless otherwise provided by law, after June 30, 1981, the health council shall retain a laboratories division as a separate working division of the state department of health and shall assign any or all of the powers and duties of the state laboratories division to the laboratories division or other working divisions of the state department of health."

On page 3, line 11, after the first comma insert the words and comma "shall appear in the North Dakota Century Code,"

On page 4, line 8, after the word "SHERIFF" insert the words "TO ACT", and after the word "INSPECTOR" insert the words "IN EMERGENCIES"

On page 4, line 9, strike the word "The", after the word "of" insert the words "Whenever the need may arise for immediate action to be taken by the department under any provision of this title and an employee of the department is not available to take such action," delete the strike-through over the word "the", and strike the word "shall" and immediately thereafter insert the word "may"

On page 4, line 10, strike the word "each" and immediately thereafter insert the word "any", after the first word "county" insert the word "to", and strike the remainder of the line

On page 4, strike line 11

On page 4, line 12, strike the words and comma "department, shall"

On page 4, line 13, strike the first word "shall" and immediately thereafter insert the word "may", strike the words "to him", and strike the comma and words ", and shall be"

On page 4, strike line 14

On page 4, line 15, strike the words "directions given to him" and strike the words "He shall collect all fees and charges"

On page 4, strike lines 16 through 19

On page 4, line 20, strike the words and period "department. He" and immediately thereafter insert the words "A sheriff appointed under this section", and strike the word "his" and insert immediately thereafter the word "the"

On page 4, line 21, strike the word "his" and immediately thereafter insert the word "the"

On page 4, line 22, strike the word "his" and immediately thereafter insert the word "the", and strike the word "him"

On page 6, after line 22, insert the following sections:

"SECTION 13.) A new section to chapter 23-09 of the North Dakota Century Code is hereby created and enacted to read as follows:

ENFORCEMENT BY DEPARTMENT OF HEALTH - INSPECTIONS BY LOCAL BOARDS OF HEALTH.) The state department of health or its laboratories division shall enforce the provisions of this chapter, except that the department may contract with local boards of health to conduct any inspections required by this chapter. Any contract entered into pursuant to this section shall include an agreement as to the payment of a grant to the local board by the department out of funds appropriated for that purpose by the legislature. Any local board conducting any inspection under this chapter shall have all powers and authority granted to the state department of health by this and, subject to the directions of the department, the local board shall maintain all records and make all reports required by this chapter.

SECTION 14.) A new section to chapter 23-10 of the North Dakota Century Code is hereby created and enacted to read as follows:

INSPECTIONS BY LOCAL BOARDS OF HEALTH.) All inspections required to be conducted by the state department of health pursuant to this chapter may be conducted by a local board of health pursuant to a contract with the state department of health. Any contract entered into pursuant to this section shall include an agreement as to the payment of a grant to the local board by the department out of funds appropriated for that purpose by the legislature. Any local board conducting any inspection under this chapter shall have all powers and authority granted to the state department of health by this chapter, and, subject to the directions of the department, the local board shall maintain all records and make all reports required by this chapter."

On page 6, after line 27, insert the following section:

"SECTION 16.) A new subsection to section 54-12-01 of the North Dakota Century Code is hereby created and enacted to read as follows:

Serve the public in the capacity of a consumer affairs office.

On page 6, line 29, delete the word "and", and after the numerals "19-01-08" insert the following: ", and 23-09-02".

On page 6, line 30, after the word "Code" insert the following: ", and section 19-01-02.1 of the 1977 Supplement to the North Dakota Century Code,"

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass

Frank E. Lips
Senator Lips Chairman

Senate Bill No. 2480 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

President
Mr. Your Joint Committee on Constitutional Revision
to whom was referred Senate Concurrent Resolution

No. 4002, has had the same under consideration and recommends, by a vote of

Ayes, 7; Nays, 0; Absent, 3, that the same

do pass. do not pass. be placed on calendar without recommendation.

Wenstrom
Senator Wenstrom

Rep. Conmy
Rep. Conmy

Co-Chairman

Senate Concurrent Resolution No. 4002 was placed on the 14th order of business on the calendar for the succeeding legislative day.

President
Mr. Your Joint Committee on Constitutional Revision
to whom was referred Senate Concurrent Resolution

No. 4003, has had the same under consideration and recommends, by a vote of

Ayes, 7; Nays, 0; Absent, 3, that the same

do pass. do not pass. be placed on calendar without recommendation.

Wenstrom
Senator Wenstrom

Rep. Conmy
Rep. Conmy

Co-Chairman

Senate Concurrent Resolution No. 4003 was placed on the 14th order of business on the calendar for the succeeding legislative day.

President
Mr. Your Joint Committee on Constitutional Revision
to whom was referred Senate Concurrent Resolution

No. 4061, has had the same under consideration and recommends, by a vote of

Ayes, 7; Nays, 0; Absent, 3, that the same

do pass. do not pass. be placed on calendar without recommendation.

Wenstrom
Senator Wenstrom

Rep. Conmy
Rep. Conmy

Co-Chairman

Senate Concurrent Resolution No. 4061 was placed on the 14th order of business on the calendar for the succeeding legislative day.

President
Mr. Your Joint Committee on Constitutional Revision
to whom was referred Senate Concurrent Resolution

No. 4066, has had the same under consideration and recommends, by a vote of

Ayes, 6; Nays, 0; Absent, 4, that the same

do pass. do not pass. be placed on calendar without recommendation.

Wenstrom
Senator Wenstrom
Senate Concurrent Resolution No. 4066 was placed on the 14th order of business on the calendar for the succeeding legislative day.

[Signature]
C0-Chairman
Rep. Conmy

Mr. PRESIDENT: Your Committee on TRANSPORTATION to whom was referred HOUSE Bill No. 1104

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

[Signature]
Chairman
SENATOR I.E. SOLBERG
HOUSE Bill No. 1104 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 1117

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

[Signature]
Chairman
Senator Lips
House Bill No. 1117 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION to whom was referred HOUSE Bill No. 1169

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

[Signature]
Chairman
SENATOR I.E. SOLBERG
HOUSE Bill No. 1169 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Agriculture

JOURNAL OF THE SENATE

to whom was referred House Bill No. 1254

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

House Bill No. 1254 was placed on the fourteenth  Chairman
Senator Iszler

order of business on the calendar for the succeeding legislative day.


Mr. President Your Committee on Political Subdivisions

to whom was referred House Bill No. 1312

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

House Bill No. 1312 was placed on the 14th  Chairman
Senator Lodoen

order of business on the calendar for the succeeding legislative day.


Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1352

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

HOUSE Bill No. 1352 was placed on the 14th  Chairman
Senator I.E. Solberg

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Social Welfare & Veterans Affairs

to whom was referred House Bill No. 1360

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

House Bill No. 1360 was placed on the 14th  Chairman
Senator Christensen

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT : Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1469

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

I. E. Solberg
Chairman
SENATOR I. E. SOLBERG

HOUSE Bill No. 1469 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Political Subdivisions
to whom was referred House Bill No. 1489

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 13 of the engrossed bill, delete the word and the comma ", ultra"

On page 1 of the engrossed bill, delete line 14

On page 1, line 19 of the engrossed bill, delete the initials "UHF"

On page 2, line 2 of the engrossed bill, delete the initials "UHF"

On page 2, line 11 of the engrossed bill, delete the initials "UHF"

And renumber the pages, lines and sections accordingly

And when so amended recommends the same do pass.

Chaple Lodoen
Chairman
Senator Lodoen

House Bill No. 1489 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Political Subdivisions
to whom was referred House Bill No. 1502

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Chaple Lodoen
Chairman
Senator Lodoen

House Bill No. 1502 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT : Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1564

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


SENATOR I. E. SOLBERG Chairman

HOUSE Bill No. 1564 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1566

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the reengrossed bill, line 21, following the word "insurer" insert the following language: "or private sources"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


Senator Christensen Chairman

House Bill No. 1566 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1598

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Christensen Chairman

House Bill No. 1598 was placed on the 14th

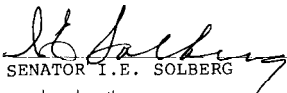
order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT : Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1616

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
SENATOR I.E. SOLBERG

HOUSE Bill No. 1616 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

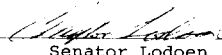
Mr. President Your Committee on Political Subdivisions

to whom was referred House Bill No. 1617

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lodoen

House Bill No. 1617 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

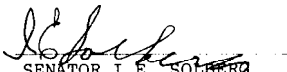
Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1648

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
SENATOR I.E. SOLBERG

HOUSE Bill No. 1648 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Social Welfare & Veterans Affairs

to whom was referred House Bill No. 1661

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Christensen


House Bill No. 1661 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Agriculture
to whom was referred House Concurrent Resolution 3027

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:



Senator Iszler Chairman


House Concurrent Resolution 3027 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Agriculture
to whom was referred House Concurrent Resolution 3051

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:



Senator Iszler Chairman

House Concurrent Resolution 3051 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

MESSAGES FROM THE HOUSE House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1031
House Bill No. 1034
House Bill No. 1145
House Bill No. 1244
House Bill No. 1258
House Bill No. 1391
House Bill No. 1415
House Bill No. 1468
House Bill No. 1548
House Bill No. 1568
House Bill No. 1577
House Bill No. 1604
House Bill No. 1686
House Concurrent Resolution No. 3022
House Concurrent Resolution No. 3033

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3059
 House Concurrent Resolution No. 3083
 House Concurrent Resolution No. 3087

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2073
 Senate Bill No. 2079
 Senate Bill No. 2094
 Senate Bill No. 2107
 Senate Bill No. 2120
 Senate Bill No. 2136
 Senate Bill No. 2172
 Senate Bill No. 2173
 Senate Bill No. 2180
 Senate Bill No. 2200
 Senate Bill No. 2201
 Senate Bill No. 2215
 Senate Bill No. 2222
 Senate Bill No. 2231
 Senate Bill No. 2243
 Senate Bill No. 2264

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2016
 Senate Bill No. 2207
 Senate Bill No. 2263
 Senate Bill No. 2378

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2016

On page 1 of the engrossed bill, line 8, delete the numerals "400,000" and insert in lieu thereof the numerals "690,799"

On page 1 of the engrossed bill, line 10, after the word "Dakota" insert the words and comma "for defraying the expenses thereof,"

On page 1 of the engrossed bill, delete line 12 and insert in lieu thereof the following lines:

"Salaries and wages	\$ 82,809
Fees and services	452,124
Supplies and materials	3,940
Equipment	1,926
Land, structures, and major improvements	<u>150,000"</u>

On page 1 of the engrossed bill, line 13, delete the numerals "400,000" and insert in lieu thereof the numerals "690,799"

On page 2 of the engrossed bill, delete lines 1 through 13 and insert the following section:

"SECTION 3. APPROPRIATION.) It is the intent of the legislative assembly that should funds be made available from federal or other sources other than the state general fund for defraying the costs of construction relating to the educational broadcasting system under the supervision of the educational broadcasting council, that such funds shall be hereby appropriated upon approval of the emergency commission."

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment restores \$290,799 for the Educational Broadcasting Council which was deleted in the Senate. This amendment provides funds for the Educational Broadcasting Council for the 1979-81 biennium as recommended in the executive budget.

HOUSE AMENDMENTS TO SENATE BILL 2207

On page 1, line 10 after the word "system" insert the following: ", and intending to store the harvested hay on the rights of way for later removal," and also on line 10 after the word "shall" delete the words "cause the hay to be stored at the extreme" and insert in lieu thereof the words "take measures to store the harvested hay near the"

On page 1, line 11 delete the words "Such hay shall be promptly removed from the right of way" and insert in lieu thereof the following: "If, in the judgment of the commissioner, the harvested hay hampers the efficient and safe operation of the highway system, the commissioner may give notice to remove the stored hay."

On page 1, delete all of line 12

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2263

On page 1 of the engrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to create and enact a new subdivision to subsection 1 of section 14-15-09 of the North Dakota Century Code, relating to the social service board or a county social service board being named as a respondent in an adoption proceeding; and to amend and reenact subsections 2, 5, and 6 of section 14-15-11 and subsection 3 of section 14-15-13 of the North Dakota Century Code, relating to investigations for adoptions, and disposition of adoption petition.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) A new subdivision to subsection 1 of section 14-15-09 of the North Dakota Century Code is hereby created and enacted to read as follows:

The social service board or a county social service board as respondent.

SECTION 2. AMENDMENT.) Subsections 2, 5, and 6 of section 14-15-11 of the North Dakota Century Code are hereby amended and reenacted to read as follows:

2. An investigation shall be made by the ~~public welfare~~ social service board, a county ~~welfare~~ social service board, a licensed child-placing agency, or any other qualified agency or person designated by the court, to inquire into the conditions and antecedents of a minor sought to be adopted and of the petitioner for the purpose of ascertaining whether the adoptive home is a suitable home for the minor and whether the proposed adoption is in the best interest of the minor.

5. ~~Unless directed by the court, an~~ An investigation and report is not required in cases in which ~~an agency is a party or joins in the petition for adoption,~~ a stepparent is the petitioner, or the person to be adopted is an adult. ~~In other cases, the court may waive the investigation only if it appears that waiver is in the best interest of the minor and that the adoptive home and the minor are suited to each other.~~ The public welfare social service board ~~which is when~~ required to consent to the adoption may give consent without making the investigation.
6. The public welfare social service board or the agency or persons designated by the court to make the required investigation may request other departments or agencies within or without this state to make investigations of designated portions of the inquiry as may be appropriate and to make a written report thereof as a supplemental report to the court and shall make similar investigations and reports on behalf of other agencies or persons designated by the courts of this state or another place.

SECTION 3. AMENDMENT.) Subsection 3 of section 14-15-13 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

3. If at the conclusion of the hearing the court determines that the required consents have been obtained ~~or excused~~ and that the adoption is in the best interest of the individual to be adopted, it may (a) issue a final decree of adoption; or (b) issue an interlocutory decree of adoption which by its own terms automatically becomes a final decree of adoption on a day therein specified, which day shall not be less than six months nor more than one year after the date of issuance of the decree, unless sooner vacated by the court for good cause shown."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2378

On page 1 of the reengrossed bill, line 3, after the word "college" insert the words "; and declaring an emergency"

On page 1 of the reengrossed bill, after line 17, insert the following section:

"SECTION 3. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines and pages accordingly

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. 2412:

Rep. Wentz

Rep. Reed

Rep. Benedict

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 Bills Nos. 1273, 1337, 1414, 1419, 1542, 1612, H.C.R. 3032, 3035.

And subsequently passed the same.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2004

Senate Bill No. 2005

Senate Bill No. 2041

Senate Bill No. 2230

Senate Bill No. 2247

Senate Bill No. 2248

Senate Bill No. 2260

Senate Bill No. 2322

Senate Bill No. 2333

Senate Concurrent Resolution No. 4012

Senate Concurrent Resolution No. 4082

Senate Concurrent Resolution No. 4083

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 herewith the following:

Senate Bill No. 2004

Senate Bill No. 2005

Senate Bill No. 2041

Senate Bill No. 2230

Senate Bill No. 2247

Senate Bill No. 2248

Senate Bill No. 2260

Senate Bill No. 2322

Senate Bill No. 2333

Senate Concurrent Resolution No. 4012

Senate Concurrent Resolution No. 4082

Senate Concurrent Resolution No. 4083

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1031

House Bill No. 1034

House Bill No. 1145

House Bill No. 1244

House Bill No. 1258

House Bill No. 1391

House Bill No. 1415

House Bill No. 1468

House Bill No. 1548

House Bill No. 1568

House Bill No. 1577

House Bill No. 1604

House Bill No. 1686
House Concurrent Resolution No. 3022
House Concurrent Resolution No. 3033
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 return herewith the following:

House Bill No. 1031
House Bill No. 1034
House Bill No. 1145
House Bill No. 1244
House Bill No. 1258
House Bill No. 1391
House Bill No. 1415
House Bill No. 1468
House Bill No. 1548
House Bill No. 1568
House Bill No. 1577
House Bill No. 1604
House Bill No. 1686
House Concurrent Resolution No. 3022
House Concurrent Resolution No. 3033
Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4078

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1075
House Bill No. 1291
House Bill No. 1431
House Bill No. 1433
House Bill No. 1442
House Bill No. 1464
House Bill No. 1476
House Bill No. 1503
House Bill No. 1511
House Bill No. 1583
House Bill No. 1589
House Bill No. 1629
House Bill No. 1630
House Concurrent Resolution No. 3043
House Concurrent Resolution No. 3046

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1047
House Bill No. 1321

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1222
House Bill No. 1250
House Bill No. 1374
House Bill No. 1458
House Bill No. 1479
House Bill No. 1578
House Bill No. 1582

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 Bills Nos. 2012, 2113.

And the President has appointed as a conference committee to act with a like committee from the House on Senate Bills Nos. 2012, 2113:

Senate Bill No. 2012:
Senator Wenstrom
Senator Olin
Senator Tallackson
Senate Bill No. 2113:
Senator Roen
Senator Albers
Senator Hoffner

LEO LEIDHOLM, Secretary

Senator Nething moved that at the conclusion of the 5th Order of Business and after the reading of SCR's 4002, 4003, 4061, 4066, House Bills 1076, 1104, 1117, 1169, 1254, 1268, 1312, 1352, 1360, 1377, 1380, 1398, 1450, 1461, 1469, 1471, 1502, 1506, 1519, 1564, 1598, 1616, 1617, 1637, 1648, 1661, 1671, and HCR's 3027 and 3051, the Senate adjourn and convene at 12:30 P.M., Friday, March 9, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-SEVENTH DAY

Bismarck, March 9, 1979

The Senate convened at 12:30 P.M., with President Sanstead presiding.

The prayer was offered by Sister Agnes, St. Alexius Hospital, Bismarck.

God, our Father, we praise You and we thank You. You give us gifts of life and breath and everything else. You do not leave us without guidance; You respect and honor us too much. You do not leave us without leadership here, for in You we live and move and have our being.

Enable each of Your servants to be open to Your ways, Almighty God. It is Your Will that each person promote the building up of humanity to the glory of Your Name. We ask that You receive us with hearts and spirits uplifted, and that You bless each one here present with the gift to lift up the heart and spirit of our community.

We ask our prayer in the Name of Jesus Christ, Your Son, Our Lord, who lives and reigns with You, one God, forever and ever. Amen.

The roll was called and all Senators were present.


A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-sixth day and

finds the same to be correct.

SENATOR CUSSONS


Chairman
SENATOR TENNEEOS
moved that the report be adopted, which motion

prevailed.

COMMUNICATION
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on March 8, 1979, I signed the following Senate Bills:

Senate Bill No. 2014

Senate Bill No. 2017
Senate Bill No. 2029
Senate Bill No. 2034
Senate Bill No. 2051
Senate Bill No. 2060
Senate Bill No. 2074
Senate Bill No. 2075
Senate Bill No. 2129
Senate Bill No. 2132
Senate Bill No. 2146
Senate Bill No. 2155
Senate Bill No. 2158
Senate Bill No. 2168
Senate Bill No. 2174
Senate Bill No. 2176
Senate Bill No. 2177
Senate Bill No. 2179
Senate Bill No. 2181
Senate Bill No. 2182
Senate Bill No. 2183
Senate Bill No. 2185
Senate Bill No. 2187
Senate Bill No. 2194
Senate Bill No. 2199
Senate Bill No. 2212
Senate Bill No. 2223
Senate Bill No. 2224
Senate Bill No. 2251
Senate Bill No. 2255
Senate Bill No. 2258
Senate Bill No. 2259
Senate Bill No. 2262
Senate Bill No. 2290
Senate Bill No. 2315
Senate Bill No. 2352
Senate Bill No. 2366
Senate Bill No. 2375
Senate Bill No. 2396
Senate Bill No. 2414
Senate Bill No. 2436
Senate Bill No. 2453

Sincerely yours,
ARTHUR A. LINK
Governor

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return herewith the following:
Senate Bill No. 2004
Senate Bill No. 2005
Senate Bill No. 2041
Senate Bill No. 2230
Senate Bill No. 2247
Senate Bill No. 2248
Senate Bill No. 2260
Senate Bill No. 2322

Senate Bill No. 2333
Senate Concurrent Resolution No. 4012
Senate Concurrent Resolution No. 4082
Senate Concurrent Resolution No. 4083
Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

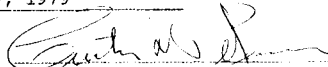
REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

- Senate Bill 2004
- Senate Bill 2005
- Senate Bill 2041
- Senate Bill 2230
- Senate Bill 2247
- Senate Bill 2248
- Senate Bill 2260
- Senate Bill 2322
- Senate Bill 2333

were delivered to the } Governor for his approval

on March 9, 1979

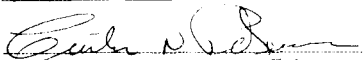

Senator Peterson Chairman.
"BEY BORTH SAKOTA PRODUCTS"

The committee on Enrollment and Engrossment respectfully reports that:

- Senate Concurrent Resolution 4012
- Senate Concurrent Resolution 4082
- Senate Concurrent Resolution 4083

were delivered to the } Secretary of State

on March 9, 1979


Senator Peterson Chairman.
"BEY BORTH SAKOTA PRODUCTS"

MR. PRESIDENT:

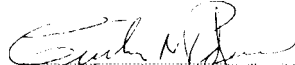
Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2052

SB NO. 2152
 SB NO. 2154
 SB NO. 2198
 SB NO. 2244
 SB NO. 2268
 SB NO. 2294
 SB NO. 2340
 SB NO. 2390

and find the same correctly

{ Enrolled



Senator Peterson

Chairman

Senator Schirado moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1190
 House Bill No. 1202
 House Bill No. 1305
 House Bill No. 1322
 House Bill No. 1379
 House Bill No. 1457
 House Bill No. 1462
 House Bill No. 1473
 House Bill No. 1477
 House Bill No. 1487
 House Bill No. 1505
 House Bill No. 1510
 House Bill No. 1590
 House Concurrent Resolution No. 3018
 House Concurrent Resolution No. 3045
 House Concurrent Resolution No. 3052

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1025
 House Bill No. 1092
 House Bill No. 1200
 House Bill No. 1217
 House Bill No. 1236
 House Bill No. 1409
 House Bill No. 1412
 House Bill No. 1481
 House Bill No. 1500
 House Bill No. 1507
 House Bill No. 1585

LEO LEIDHOLM, Secretary

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1142
 House Bill No. 1364
 House Bill No. 1410
 House Bill No. 1421

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4006
 Senate Concurrent Resolution No. 4076

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2052
 Senate Bill No. 2152
 Senate Bill No. 2154
 Senate Bill No. 2198
 Senate Bill No. 2244
 Senate Bill No. 2268
 Senate Bill No. 2294
 Senate Bill No. 2340
 Senate Bill No. 2390

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 herewith the following:

Senate Bill No. 2052
 Senate Bill No. 2152
 Senate Bill No. 2154
 Senate Bill No. 2198
 Senate Bill No. 2244
 Senate Bill No. 2268
 Senate Bill No. 2294
 Senate Bill No. 2340
 Senate Bill No. 2390

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 herewith the following, which the House has amended:

Senate Bill No. 2109
 Senate Bill No. 2256
 Senate Bill No. 2304
 Senate Bill No. 2383
 Senate Bill No. 2421

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2109

On page 1, line 4, delete the words "sixty-five" and insert in lieu thereof the words "seventy-five"

On page 2, line 25, delete the words "sixty-five" and insert in lieu thereof the words "seventy-five"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2256

On page 1, line 3 of the engrossed bill, after the word "cities" delete the following: ", and containing an"

On page 1, line 4, delete the word "appropriation"

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2304

On page 1, line 17 after the word "provided" insert the words "at cost"

On page 1, line 18 strike everything before the period

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2383

On page 3 of the engrossed bill, line 23, strike the word "of"

On page 3, line 24, strike the words "eleven members", and strike the word "seven" and insert in lieu thereof the word "nine"

On page 3, line 28, strike the words "Workmen's compensation bureau" and insert in lieu thereof the words "Department of accounts and purchases"

On page 3, line 31, strike the words "Social service board of North Dakota - medical" and insert in lieu thereof the words "Division of mental health and retardation"

On page 3, after line 35, insert the following subsection:

"9. Grafton state school."

On page 4, line 1, delete the word "three"

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2421

On page 2, line 4 of the engrossed bill, after the period insert the following: "The value of a common area of the townhouse development shall be assessed in an equal amount to each townhouse in the development unless a declaration setting out a different apportionment is recorded in the office of the county register of deeds."

And renumber the lines accordingly

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2151

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2089

Senate Bill No. 2189
Senate Bill No. 2234
Senate Bill No. 2468
Senate Concurrent Resolution No. 4041

ROY GILBREATH, Chief Clerk

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2480 as recommended by the Committee on Appropriations as printed on pages 1255-1257 of the Senate Journal be adopted.

POINT OF PERSONAL PRIVILEGE

Senator Hoffner: Mr. President, I rise on a point of personal privilege.

Ladies and gentlemen of the Senate. We have before us amendments to Senate Bill No. 2480 — amendments which, like Senate Bill No. 2480 itself, are contrary to the wishes of the people. Let's look at the facts concerning this bill.

2480 was introduced through a delayed bills committee on February 12, this was almost three weeks after the deadline for introducing bills. The introduction of delayed bills is intended as a means to take action in emergencies, there is no emergency involved here — in fact the record will show quite the contrary.

2480 was heard in the state and federal government committee on February 20. At that hearing all of the testimony supported retaining the Laboratories Department as a separate state agency. Testimony from the North Dakota Feed Manufacturers Association, North Dakota Hospitality Association, North Dakota Agricultural Association, North Dakota Beverage Dealers Association and from various sheriffs and law enforcement personnel supported the work of the Laboratories Department and verified the efficiency and responsiveness of that agency. At the hearing in the State and Federal Government Committee, the Health Department submitted, without consultation with and without important facts from the Laboratories Department, a fiscal note in which they said they would eliminate 15 positions from the Laboratories Department and save over \$560,000 if the Lab would be transferred. Yet no one has been able to substantiate this alleged savings. In fact, testimony by the Laboratories Department justified the addition of two people.

Contrary to all the testimony, however, Senate Bill No. 2480 was referred to the Appropriations Committee. That Committee held three hearings on the bill. Again, all the testimony presented was in opposition to the bill except for one person. That person was Willis Van Heuvelen who, in response to a question from me, said he was personally in favor of the transfer. It is important to note that this was Mr. Van Heuvelen's personal opinion — it was not the official position of the State Health Department. In a letter dated February 22, 1979, from Dr. Jonathan Weisbuch to the Chairman of the Appropriations Committee, the State Health Officer stated, "At no time during the current Legislative Session has the Department spoken as a proponent for this legislation." The department he referred to was the State Health Department. So once again, in three appropriations committee hearings, the testimony overwhelmingly supported defeat of the bill. A former state Senator, Richard Goldberg, from West Fargo, even made a special effort to present testimony in opposition to 2480. And yet here we are considering amendments which, as reported by a member of the appropriations committee, were not given proper time for discussion before they were acted on. It is indeed sad when a political caucus votes to approve amendments the day before the amend-

ments are even presented to an appropriate legislative committee. Yet this has happened with these amendments to Senate Bill No. 2480.

Ladies and Gentlemen, literally every person in North Dakota is affected by the work of the Laboratories Department. The testimony in four legislative committee hearings has, without question, supported the defeat of 2480. The Lab has been shown to be an efficient responsive agency which is responsibly meeting the needs of our citizens. These amendments would take a small, efficient department and place it under an administrative bureaucracy with over 1,000 employees. We all know that bureaucracy breeds inefficiency and we would certainly be taking a step backward if we pass these amendments.

One more point, these amendments would transfer the lab's consumer affairs division to the Attorney General. At the December, 1978 meeting of the State Laboratories Commission, Attorney General Allen Olson reaffirmed his position stating the role of his office is to deal with consumer fraud and he also reaffirmed his belief that the consumer affairs office was appropriately placed in the Laboratories Department.

In conclusion, we are looking at a meat axe approach to reorganization. The fact that no one has been able to substantiate the Health Department's fiscal note shows how ill advised and unbusinesslike the concept of transferring the Laboratories Department to the Health Department really is. Neither of the sponsors of Senate Bill 2480 consulted with, or asked the opinion of the State Laboratories Commission or Director before introducing the bill. And it is ridiculous to transfer an entire state agency and then study the effect of the transfer after it has been done. The amendments to Senate Bill No. 2480 would do just that. It is clear that we have before us a reorganization for the sake of reorganization that will very likely lead to less efficiency in a governmental service agency. This transfer is even more ridiculous when one considers the fact that the Senate Appropriations Committee is considering the elimination of twenty-nine new positions from the Health Department. I believe it is time we conduct a thorough, in depth, performance review of the entire State Health Department.

I ask, ladies and gentlemen, that we act on the basis of the overwhelming testimony presented concerning Senate Bill No. 2480. To do otherwise would be a mockery of the legislative process. If we act on the basis of that testimony we cannot approve these amendments. I ask for the defeat of the amendments to Senate Bill No. 2480.

MOTION

Senator Nething requested a recorded roll call vote on the motion to adopt the proposed amendments to Senate Bill No. 2480, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to Senate Bill No. 2480, the roll was called and there were ayes, 35; nays, 15; absent and not voting, 0.

NORTH DAKOTA SENATE												
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
●			●	ISZLER		●		●	NETHING		●	SOLBERG
		●	●	JACOBSON		●		●	OLIN		●	SORUM
			●	JONES				●	ORANGE		●	STRAND
				KRAUTER		●		●	PETERSON		●	STRANDEN
●				LASHKOWITZ		●		●	RAIT		●	TALLACKSON
		●		LEE				●	REDUN		●	TENNEFOS
		●	●	LIPS				●	REITEN		●	THANE
●				LOOEN				●	ROEN		●	VOSPER
			●	MELLAND				●	SANDNESS		●	WALSH
●				MILLER		●		●	SANDS		●	WENSTROM

● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAAEDEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

The proposed amendments were adopted,
CONSIDERATION OF AMENDMENTS

Senator Lodoen moved that the amendments to House Bill No. 1489 as recommended by the Committee on Political Subdivisions as printed on page 1261 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to House Bill No. 1566 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on page 1262 of the Senate Journal be adopted, which motion prevailed.

MOTION

Senator Wright moved that the Conference Committee Report on House Bill No. 1156 as printed on page 1187 of the Senate Journal be adopted, which motion prevailed.

Senator Wright moved that the rules be suspended, that House Bill No. 1156 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1156. — A Bill for an Act to state legislative intent concerning estate taxes; to amend and reenact subsection 8 of section 57-37.1-01 and section 57-37.1-04 of the North Dakota Century Code, relating to estate tax definitions and providing that the rate of the estate tax shall equal the maximum federal estate tax credit for state death taxes; to repeal section 57-37.1-03 of the North Dakota Century Code, relating to determination of North Dakota taxable estate; 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, 41; nays, 8; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE	●		● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON	●	
● DOTZENROD			● LEE			● REGULIN	●		● TENNEFOS		
● ERDMAN	●		● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER	●		● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2016 as printed on pages 1265, 1266 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2016:

- Senator Fritzell
- Senator Lips
- Senator Erdman

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Jacobson moved that the Senate do concur in the House amendments to Senate Bill No. 2156, as printed on pages 1240 and 1241 of the Senate Journal, which motion prevailed.

Senator Jacobson moved that the rules be suspended, that Senate Bill No. 2156 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2156. — A Bill for an Act to authorize the industrial commission or its designee to make natural gas well status determinations and findings pursuant to the Natural Gas Policy Act of 1978 and to make oil well status determinations and findings pursuant to any future federal legislation or rules; 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, 46; nays, 0; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE	●		● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADQ			● WRIGHT		
● HOFFNER			● NAADEN			● SHARLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed, the title was agreed to, and the emergency clause carried.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Solberg moved that the Senate do concur in the House amendments to Senate Bill No. 2207, as printed on page 1266 of the Senate Journal, which motion prevailed.

Senator Solberg moved that the rules be suspended, that Senate Bill No. 2207 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2207. — A Bill for an Act to provide for the removal of harvested hay on the rights of way of the state highway system and providing for the forfeiture of the hay upon failure to remove.

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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE	●		● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON	●		● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		

● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.
CONSIDERATION OF MESSAGES
FROM THE HOUSE

Senator Lips moved that the Senate do concur in the House amendments to Senate Bill No. 2378, as printed on page 1267 of the Senate Journal, which motion prevailed.

Senator Lips moved that the rules be suspended, that Senate Bill No. 2378 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2378. — A Bill for an Act making an appropriation for defraying the expense of remodeling and renovating pioneer hall at Minot state college; 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, 35; nays, 13; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
— BARTH	●		● JACOBSON			● OLIN			● SORUM		●
— BERUBE	●		● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		●
● FARRINGTON			● LODOEN	●		● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		●
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN	●		● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI	●				

So the bill passed, the title was agreed to, and the emergency clause carried.

SECOND READING OF
SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4002. — A concurrent resolution to repeal article 14 of the amendments to the Constitution of the State of North Dakota, relating to state operation of terminal grain elevators in Minnesota or Wisconsin.

Was read the second time and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 1; nays, 46; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
— ALBERS			● ISZLER			● NETHING			● SOLBERG		
— BARTH	●		● JACOBSON			● OLIN			● SORUM		●
— BERUBE	●		● JONES			● ORANGE			● STRAND		●
— CHRISTENSEN	●		● KRAUTER	●		● PETERSON			● STRINDEN		●
— CUSSONS	●		● LASHKOWITZ			● RAIT			● TALLACKSON		●
— DOTZENROD	●		● LEE			● REDLIN			● TENNEFOS		●
— ERDMAN	●		● LIPS			● REITEN			● THANE		●
— FARRINGTON	●		● LODOEN	●		● ROEN			● VOSPER		●
— FRITZELL	●		● MELLAND			● SANDNESS			● WALSH		●
— GOODMAN	●		● MILLER			● SANDS			● WENSTROM		●
— HANSON	●		● MUTCH	●		● SCHIRADO			● WRIGHT		●
— HOFFNER	●		● NAADEN	●		● SHABLOW			MR. PRESIDENT		
— HOLMBERG	●		● NELSON			● SMYKOWSKI	●				

Senate Concurrent Resolution No. 4002 was declared lost.

Senate Concurrent Resolution No. 4003. — A concurrent resolution to repeal section 177 of the Constitution of North Dakota and article 24 of the amendments to the Constitution of the State of North Dakota, relating to an acreage tax and a mill levy to create a hail insurance fund.

Was read the second time and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 4; nays, 43; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
				ISZLER				NOTHING			SOLBERG
				JACOBSON				OLIN			SORUM
				JONES				ORANGE			STRAND
				KRAUTER				PETERSON			STRINDEN
				LASHKOWITZ				RAIT			TALLACKSON
				LEE				REDLIN			TENNEFOS
				LIPS				REITEN			THANE
				LODDEN				ROEN			VOSPER
				MELLAND				SANDNESS			WALSH
				MILLER				SANDS			WENSTROM
				MUTCH				SCHIRADO			WRIGHT
				NAADEN				SHABLOW			MR. PRESIDENT
				NELSON				SMYKOWSKI			

Senate Concurrent Resolution No. 4003 was declared lost.

Senate Concurrent Resolution No. 4061. — A concurrent resolution to repeal section 39 of the Constitution of the State of North Dakota, relating to the appointment or election of members of the Legislative Assembly to other offices, the emoluments of which have been increased during those legislators' terms of office.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
				ISZLER				NOTHING			SOLBERG
				JACOBSON				OLIN			SORUM
				JONES				ORANGE			STRAND
				KRAUTER				PETERSON			STRINDEN
				LASHKOWITZ				RAIT			TALLACKSON
				LEE				REDLIN			TENNEFOS
				LIPS				REITEN			THANE
				LODDEN				ROEN			VOSPER
				MELLAND				SANDNESS			WALSH
				MILLER				SANDS			WENSTROM
				MUTCH				SCHIRADO			WRIGHT
				NAADEN				SHABLOW			MR. PRESIDENT
				NELSON				SMYKOWSKI			

Senate Concurrent Resolution No. 4061 was adopted.

MOTION

Senator Nothing moved that Senate Concurrent Resolution No. 4066 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1076. — A Bill for an Act relating to insurance companies and providing for the reporting of certain products liability claims and other information to the commissioner of insurance.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ

pages 1215-1217, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE														
REGULAR SESSION					ROLL-CALL					1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●			●	NETHING		●		SOLBERG
●			●	JACOBSON		●			●	OLIN		●		SORUM
●			●	JONES		●			●	ORANGE		●		STRAND
●			●	KRAUTER		●			●	PETERSON		●		STRINDEN
●			●	LASHKOWITZ		●			●	RAIT		●		TALLACKSON
●			●	LEE		●			●	REDLIN		●		TENNEFOS
●			●	LIPS		●			●	REITEN		●		THANE
●			●	LODOEN		●			●	ROEN		●		VOSPER
●			●	MELLAND		●			●	SANDNESS		●		WALSH
●			●	MILLER		●			●	SANDS		●		WENSTROM
●			●	MUTCH		●			●	SCHRADO		●		WRIGHT
●			●	NAADEN		●			●	SHABLOW		●		MR. PRESIDENT
●			●	NELSON		●			●	SMYKOWSKI				

So the bill passed and the title was agreed to.

MOTION

Senator Solberg moved that House Bill No. 1169 be placed behind House Bill No. 1104 on the calendar, which motion prevailed.

House Bill No. 1104. — A Bill for an Act to create and enact a new section to chapter 49-09 of the North Dakota Century Code, relating to authorizing the public service commission to enter into limited trust agreements with railway corporations abandoning railroad lines, for the purposes of reorganization or negotiated attempts to open the line for use, and to provide for reversion of the property to the railway corporation after five years in certain instances.

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, 19; absent and not voting, 1.

NORTH DAKOTA SENATE														
REGULAR SESSION					ROLL-CALL					1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●			●	NETHING		●		SOLBERG
●			●	JACOBSON		●			●	OLIN		●		SORUM
●			●	JONES		●			●	ORANGE		●		STRAND
●			●	KRAUTER		●			●	PETERSON		●		STRINDEN
●			●	LASHKOWITZ		●			●	RAIT		●		TALLACKSON
●			●	LEE		●			●	REDLIN		●		TENNEFOS
●			●	LIPS		●			●	REITEN		●		THANE
●			●	LODOEN		●			●	ROEN		●		VOSPER
●			●	MELLAND		●			●	SANDNESS		●		WALSH
●			●	MILLER		●			●	SANDS		●		WENSTROM
●			●	MUTCH		●			●	SCHRADO		●		WRIGHT
●			●	NAADEN		●			●	SHABLOW		●		MR. PRESIDENT
●			●	NELSON		●			●	SMYKOWSKI				

So the bill passed and the title was agreed to.

House Bill No. 1169. — A Bill for an Act to create and enact seven new sections to chapter 49-09 of the North Dakota Century Code, relating to authority for the public service commission to enter into negotiations or aid in negotiation for the reopening or reorganization of abandoned railway lines or for the sale, transfer, or lease of railroad property; and to amend and reenact sections 49-11-02, 49-11-05, and 57-05-01 of the North Dakota Century Code, relating to railroad bridge repair, maintaining sufficient railway highway crossings, and assessment of railroad 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, 33; nays, 15; absent and not voting, 2.

BE IT FURTHER RESOLVED, that copies of this resolution be sent to Tony Huck, his parents, Mr. and Mrs. Ed Huck of New Salem, North Dakota, and to Valley City State College.

SECOND READING OF
SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4084. — A concurrent resolution congratulating Tony Huck of Valley City State College on winning the 1979 National Association of Intercollegiate Athletics national wrestling championship in the 190 pound division.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4084 was adopted.

SECOND READING OF HOUSE BILLS

House Bill No. 1117. — A Bill for an Act to amend and reenact section 48-10-02 of the North Dakota Century Code, relating to the authority of the capitol grounds planning commission with respect to the capitol building fund, 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, 44; nays, 3; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• SZLER			• NETHING		• SOLBERG
• BARTH			• JACOBSON			• OLIN		• SORUM
• BERUBE			• JONES			• ORANGE		• STRAND
• CHRISTENSEN			• KRAUTER			• PETERSON		• STRINDEN
• CUSSONS			• LASHKOWITZ			• RAIT		• TALLACKSON
• DOTZENROD			• LEE			• REDLIN		• TENNEFOS
• ERDMAN			• LIPS			• REITEN		• THANE
• FARRINGTON			• LODDEN			• ROEN		• VOSPER
• FRITZELL			• MELLAND			• SANDNESS		• WALSH
• GOODMAN			• MILLER			• SANDS		• WENSTROM
• HANSON			• MUTCH			• SCHIRADO		• WRIGHT
• HOFFNER			• NAADEN			• SHABLOW		MR PRESIDENT
• HOLMBERG			• NELSON			• SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1254. — A Bill for an Act to authorize the state board of higher education to enter into agreements providing for a regional veterinary medical education program.

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, 18; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• SZLER			• NETHING		• SOLBERG
• BARTH			• JACOBSON			• OLIN		• SORUM
• BERUBE			• JONES			• ORANGE		• STRAND
• CHRISTENSEN			• KRAUTER			• PETERSON		• STRINDEN
• CUSSONS			• LASHKOWITZ			• RAIT		• TALLACKSON
• DOTZENROD			• LEE			• REDLIN		• TENNEFOS
• ERDMAN			• LIPS			• REITEN		• THANE
• FARRINGTON			• LODDEN			• ROEN		• VOSPER
• FRITZELL			• MELLAND			• SANDNESS		• WALSH
• GOODMAN			• MILLER			• SANDS		• WENSTROM
• HANSON			• MUTCH			• SCHIRADO		• WRIGHT
• HOFFNER			• NAADEN			• SHABLOW		MR PRESIDENT
• HOLMBERG			• NELSON			• SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1268. — A Bill for an Act relating to prohibited

provisions in any individual or group accident and sickness insurance policies and nonprofit medical or hospital service contracts, and the responsibility of individual or group insurers and nonprofit medical or hospital service corporations to release information to the social service board of North Dakota pertaining to the coverage of an individual under an individual or group accident and sickness insurance policy or nonprofit medical or hospital service contract.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1218, 1219, the roll was called and there were ayes, 41; nays, 2; absent and not voting, 7.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN	●	● SOPUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON	●	● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE	●		● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND	●		● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAAEDN	●		● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI	●	

So the bill passed and the title was agreed to.

House Bill No. 1312. — A Bill for an Act to amend and reenact section 54-03-01.5 of the North Dakota Century Code, relating to legislative apportionment 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, 44; nays, 3; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SOPUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE	●		● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAAEDN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1352. — A Bill for an Act to amend and reenact subsection 1 of section 39-06.1-10 of the North Dakota Century Code, providing that traffic offenses, when the assigned number of points for violation are two or less, shall not be recorded on the driving record.

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, 10; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON		●	● OLIN			● SORUM		
● BERUBE	●		● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON	●	
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS		●	● REITEN			● THANE	●	
● FARRINGTON			● LODOEN			● ROEN	●		● VOSPER		
● FRITZELL	●		● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER	●		● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG	●		● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Sandness moved that House Bill No. 1360 be re-referred to the Committee on Social Welfare and Veterans Affairs, which motion prevailed.

House Bill No. 1377. — A Bill for an Act to amend and reenact section 15-39.1-28 of the North Dakota Century Code, relating to the mill levy for teachers' retirement.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1220, the roll was called and there were ayes, 42; nays, 6; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE	●		● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS		●	● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON		●	● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN			● SHABLOW		●	● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that the portion of Senate Rule 44 that relates to the deadline by which all Senate Bills and Resolutions must be reported back to the Senate from committee be suspended, and that the date be extended from the 48th day (March 12) to the 51st day (March 15), which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1380. — A Bill for an Act requiring full, adequate, and timely notice of the meetings of all public bodies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1220, the roll was called and there were ayes, 35; nays, 15; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		

● BARTH	JACOBSON ●	OLIN ●	● SORUM
● BERUBE	● JONES	● ORANGE	● STRAND
● CHRISTENSEN ●	● KRAUTER	● PETERSON	● STRINDEN ●
● CUSSENS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS ●
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM ●
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT ●
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1398. — A Bill for an Act to create and enact five new subsections to section 43-11-01 and three new sections to chapter 43-11 of the North Dakota Century Code, relating to the definitions of terms relating to electrology, qualifications and examinations of electrologists and electronic hair removal technicians, and the special licensing of electrologists and electronic hair removal technicians and their establishments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1221, 1222, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			ISZLER ●			● NOTHING ●			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN ●			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSENS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1450. — A Bill for an Act to create and enact a new section to chapter 12.1-20 of the North Dakota Century Code, relating to indecent exposure; and to amend and reenact section 12.1-20-05 of the North Dakota Century Code, relating to the corruption or solicitation of minors.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1223, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			ISZLER ●			● NOTHING ●			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN ●			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSENS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Tennesfos moved that House Bill No. 1461 be placed at the bottom of the calendar, which motion prevailed.

House Bill No. 1469. — A Bill for an Act to create and enact a new chapter to title 39 of the North Dakota Century Code, relating to regulations of motorized bicycles; to create a new section to chapter 39-06 of the North Dakota Century Code, relating to operator's license requirements for operation of motorized bicycles; to amend and reenact section 39-22-03 of the North Dakota Century Code, relating to motorcycle and motorized bicycle dealers; providing a penalty; and declaring an emergency.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 2; nays, 43; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL				1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●	ISZLER		●	NETHING ●			SOLBERG		●
		●	JACOBSON		●	OLIN		●	SORUM		●
		●	JONES		●	ORANGE		●	STRAND		●
		●	KRAUTER		●	PETERSON		●	STRINDEN		●
		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
		●	LEE		●	REDLIN		●	TENNEFOS		●
		●	LIPS		●	REITEN		●	THANE		●
		●	LODOEN		●	ROEN		●	VOSPER		●
		●	WELLAND		●	SANDNESS		●	WALSH		●
		●	WILLER		●	SANDS		●	WENSTROM		●
		●	WUTCH		●	SCHARROD		●	WRIGHT		●
		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT		●
		●	NELSON		●	SMYKOWSKI		●			

House Bill No. 1469 was declared lost.

MOTIONS

Senator Strinden moved that the Senate reconsider the action by which Senator Wenstrom withdrew Senate Concurrent Resolution No. 4054.

Senator Thane moved that the Senate recess briefly so that the Senate Majority Leader, the Minority Leader and the President meet to decide if the motion of Senator Strinden is in order, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

The President ruled that the motion to reconsider Senate Concurrent Resolution No. 4054, (Senate Rule 62) was out of order, and the motion to reconsider lost.

POINT OF PERSONAL PRIVILEGE

Senator Smykowski: Mr. President, I rise on a point of personal privilege. Mr. President, members of the assembly. The concern I guess that bothers me is that if I were chairing a committee and if I decided to withdraw someone's bill or resolution, it could easily be that he isn't even in the chamber at that time, and that has no reflection on this particular issue, but that possibility could continue to exist, and it seems if we are concerned about the welfare of a minority's interest, that would sort of diminish that if we could allow someone else to withdraw your particular bill or resolution.

SECOND READING OF HOUSE BILLS

House Bill No. 1471. — A Bill for an Act to provide for political party organization; and to repeal chapter 16-17 of the North Dakota Century Code, relating to party committee organization.

Which has been read.

Senator Holmberg moved that House Bill No. 1471 be amended as follows:

- 1 Delete the amendments to House Bill No. 1471 as printed on pages
- 2 1224 and 1225 of the Senate Journal and further amend the bill
- 3 as follows:

- 4 On page 1, line 2, delete the word and numerals "chapter 16-17"
- 5 and insert in lieu thereof the following words and numerals
- 6 "sections 16-17-01, 16-17-02, 16-17-03, 16-17-04, 16-17-05,
- 7 16-17-05.1, 16-17-06, 16-17-07, 16-17-08, 16-17-09, 16-17-10,
- 8 16-17-10.1, 16-17-11, 16-17-12, 16-17-13, 16-17-14, 16-17-15,
- 9 16-17-16, 16-17-17, 16-17-18, 16-17-18.2, 16-17-19, and
- 10 16-17-20"

- 11 On page 1, line 9, delete the words "Between April fifteenth and"
- 12 and insert in lieu thereof the words "On or before", and
- 13 delete the words "of every" and insert in lieu thereof the
- 14 words "following the last preceding general election"

- 15 On page 1, line 10, delete the words "odd-numbered year"

- 16 On page 2, line 9, delete the word "and"

- 17 On page 2, delete lines 10 and 11

- 18 On page 2, line 12, delete the words "the precinct caucuses"

- 19 On page 5, line 25, after the word "committee" insert the words
- 20 "and that party's nominees for and members of the legislative
- 21 assembly"

- 22 On page 6, line 17, following the word "election" insert the
- 23 following: "These officers, together with the national
- 24 committeeman, national committeewoman, a representative of
- 25 state elected officials who are members of that party, the
- 26 party's floor leaders in the house of representatives and
- 27 senate and four district chairmen to be selected by the state
- 28 committee, shall constitute the executive committee of the
- 29 state committee"

- 30 On page 8, delete lines 1 through 18

- 31 On page 9, line 23, delete the word and numerals "Chapter 16-17"
- 32 and insert in lieu thereof the following word and numerals
- 33 "sections 16-17-01, 16-17-02, 16-17-03, 16-17-04, 16-17-05,
- 34 16-17-05.1, 16-17-06, 16-17-07, 16-17-08, 16-17-09, 16-17-10,
- 35 16-17-10.1, 16-17-11, 16-17-12, 16-17-13, 16-17-14, 16-17-15,
- 36 16-17-16, 16-17-17, 16-17-18, 16-17-18.2, 16-17-19, and 16-17-20"

- 37 On page 9, line 24, delete the word "is" and insert in lieu thereof
- 38 the word "are"

And renumber the lines, sections, and pages accordingly

Senator Holmberg moved that the amendments be adopted, which motion prevailed.

Senator Holmberg moved that the rules be suspended, that House Bill No. 1471 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1471. — A Bill for an Act to provide for political party organization; and to repeal chapter 16-17 of the North Dakota Century Code, relating to party committee organization.

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, 33; nays, 7; absent and not voting, 10.

REGULAR SESSION									NORTH DAKOTA SENATE									1979 LEGISLATURE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS									
ALBERS		●	ISZLER			NETHING			SOLBERG																	
BARTH			JACOBSON			OLIN			SORUM																	
BERUBE			JONES		●	ORANGE			STRAND																	
CHRISTENSEN			KRAUTER		●	PETERSON			STRANDEN																	
CUSSONS			LASHKOWITZ			RAIT		●	TALLACKSON																	
DOTZENROD			LEE		●	REDLIN			TENNEFOS																	
ERDMAN			LIPS			REITEN		●	THANE																	
FARRINGTON			LODOEN			ROEN		●	VOSPER																	
FRITZELL			MELLAND			SANDNESS			WALSH																	
GOODMAN			MILLER			SANDS			WENSTROM																	
HANSON			MUTCH			SCHIRADO			WRIGHT																	
HOFFNER			NAADEN			SHABLOW			MR. PRESIDENT																	
HOLMBERG			NELSON			SMYKOWSKI																				

So the bill passed and the title was agreed to.

Report of Standing Committee

Mr. President : Your Committee on Social Welfare & Veterans Affairs

to whom was referred House Bill No. 1048

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the reengrossed bill, line 7, following the word "fund" insert the following language "; and providing an appropriation"

On page 3, of the reengrossed bill, after line 26, insert the following new section:

"SECTION 5. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$998,000.00, or so much thereof as may be necessary, to the drug enforcement unit of the office of attorney general for the purpose of enforcing the controlled substances laws of this state as specified in this Act, for the biennium beginning July 1, 1979, and ending June 30, 1981."

And renumber the lines, sections and pages accordingly

And when so amended recommends the same Committee on Appropriations.

Har Christensen be re-referred to the
 Senator Christensen Chairman

House Bill No. 1048 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations

to whom was referred House Bill No. 1063

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

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Jan E. Lips
Senator Lips Chairman

House Bill No. 1063 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1122

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Jan E. Lips
Senator Lips Chairman

House Bill No. 1122 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Agriculture

to whom was referred House Bill No. 1209

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

On page 1 of the engrossed bill, line 19, after the word "use" insert the following: "but does not include any oil, gas, coal, or other minerals underlying the land, any interest in minerals, separate from the surface, whether acquired by lease or otherwise, or any easements or tracts of land acquired in connection with the extraction, refining, processing, or transportation of minerals"

On page 2 of the engrossed bill, line 2, after the word "States" insert the words "or a citizen of Canada"

On page 2 of the engrossed bill, line 4, delete the comma

On page 2 of the engrossed bill, delete line 5

On page 2 of the engrossed bill, line 6, delete the word "acres"

On page 2 of the engrossed bill, line 23, after the word "treaty" insert the words "or to common carriers by railroad subject to the jurisdiction of the interstate commerce commission"

And renumber the the lines accordingly

And when so amended recommends the same do pass.

Sen Iszler
Senator Iszler Chairman

House Bill No. 1209 was placed on the sixth


order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations
to whom was referred House Bill No. 1230

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Lips Chairman

House Bill No. 1230 was placed on the 14th


order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on NATURAL RESOURCES
to whom was referred House Bill No. 1239

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Jacobson Chairman

House Bill No. 1239 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Agriculture
to whom was referred House Bill No. 1384

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 5, after the word "fuels" insert the words "and motor vehicle fuels blended with methanol derived from biomass residue"

On page 1, line 10, after the semicolon insert the following: "to provide for a transfer of funds;"

On page 1, line 22, after the word "alcohol" insert the words "and methanol derived from biomass residue"

On page 2, line 11, after the word "fuels" insert the words "and motor vehicle fuels blended with methanol derived from biomass residue"

On page 2, line 13, after the word "fuel" insert the words "and fuel blended with methanol derived from biomass residue"

On page 2, line 17, after the word "fuels" insert the words and comma ", motor vehicle fuels blended with methanol derived from biomass residue,"

On page 2, line 18, delete the word "its" and insert in lieu thereof the word "their"

- On page 2, line 20, delete the letters "wtih" and insert in lieu thereof the word "with"
- On page 2, line 23, after the word "alcohol" insert the words "and methanol derived from biomass residue"
- On page 2, line 29, delete the words and comma ", subject to"
- On page 2, line 30, delete the words and comma "confirmation by the senate,", and after the word "each" insert the words and comma ", arranged so that at least three terms expire every year"
- On page 2, line 34, delete the words "The governor shall announce his appointments to the"
- On page 2, delete line 35
- On page 3, line 1, delete the words "December of each even-numbered year, and commission" and insert in lieu thereof the word "Commission"
- On page 3, line 3, delete the word "following" and insert in lieu thereof an underscored period
- On page 3, delete line 4
- On page 3, line 11, after the word "with" insert the words "public entities or"
- On page 4, line 5, delete the word "one-half" and insert in lieu thereof the word "one-eighth"
- On page 4, line 6, delete the word "one-half" and insert in lieu thereof the word "one-eighth"
- On page 4, line 8, after the period insert the following: "Those persons who have a valid tax assignment permit issued by the state tax commissioner under the provisions of section 57-50-11.1 shall be charged one-eighth cent per gallon by the dealer and the one-eighth cent charge shall be remitted to the state tax commissioner by the dealer when the dealer submits the tax assigned invoices for credit."
- On page 6, line 6, delete the word "all" and insert in lieu thereof the words "out of any"
- On page 6, line 7, after the comma insert the following: "from public or private sources, the sum of \$200,000.00,"
- On page 6, line 14, delete the numerals "200,000.00" and insert in lieu thereof the numerals "50,000.00"
- On page 6, after line 18, insert the following section:

"SECTION 12. TRANSFER.) There shall be transferred prior to July 1, 1981, to the general fund in the state treasury out of the agriculturally derived alcohol motor vehicle fuel tax fund the sum of \$50,000.00, upon order of the agricultural products utilization commission, to repay the general fund appropriation provided by section 11 of this Act."

And renumber the lines and pages accordingly

And when so amended recommends the same be referred to the Committee on Appropriations

 Chairman
Senator Iszler

House Bill No. 1384 was placed on the sixth

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1295

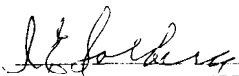
Mr. PRESIDENT : Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1430

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

And be placed on the Consent Calendar

 Chairman
SENATOR I.E. SOLBERG
HOUSE Bill No. 1430 was placed on the tenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Political Subdivisions
to whom was referred House Bill No. 1483

Has had the same under consideration and recommends that the same

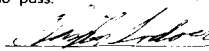
do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 2, delete lines 8 through 13

And renumber the pages, lines and sections accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Lodoen
House Bill No. 1483 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1576

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

 Chairman
Senator Christensen
House Bill No. 1576 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on NATURAL RESOURCES

to whom was referred House Bill No. 1593

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:


 _____ Chairman
 Sen. Jacobson
House Bill No. 1593 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

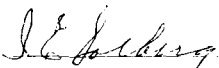
Mr. PRESIDENT: Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1620

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

And be placed on Consent Calendar


 _____ Chairman
 SENATOR I. E. SOLBERG
HOUSE Bill No. 1620 was placed on the tenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Agriculture

to whom was referred House Bill No. 1628

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

On page 1, line 3, delete the following: ", and section 39-09-01.1"

On page 1, line 18, after the word "fee" delete the word "in" and insert in lieu thereof the following: "of not less than ten dollars nor more than"

On page 1, line 19, delete the following: "the amount of"

On page 2, line 20, delete the numerals "39-09-01.1" and insert in lieu thereof the numerals "39-09-01"

On page 2, delete all of lines 22 through 31

On page 3, line 3, delete the strike through over the words "a-half-hour-after" and "a-half-hour-before"

And renumber the lines, sections, and pages accordingly.

And when so amended recommends the same do pass

Sen Iszler Chairman
SENATOR ISZLER

HOUSE Bill No. 1628 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1634

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2 of the engrossed bill, line 18, delete the word "eighty-two" and insert in lieu thereof the word "eighty"

And renumber the lines accordingly

And when so amended recommends the same do pass

I. E. Solberg Chairman
SENATOR I. E. SOLBERG

HOUSE Bill No. 1634 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1636

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 17, delete the word "in" and insert in lieu thereof the words "by January of"

And renumber the lines accordingly

And when so amended recommends the same do pass

I. E. Solberg Chairman
SENATOR I. E. SOLBERG

HOUSE Bill No. 1636 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Political Subdivisions

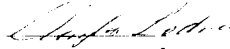
JOURNAL OF THE SENATE

to whom was referred House Bill No. 1650

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lodoen

House Bill No. 1650 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1652

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
SENATOR I. E. SOLBERG

HOUSE Bill No. 1652 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Political Subdivisions

to whom was referred House Bill No. 1681

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lodoen

House Bill No. 1681 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION

to whom was referred HOUSE CONCURRENT RESOLUTION No. 3020

Has had the same under consideration and recommends that the same

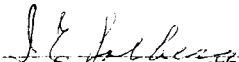
do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be placed on Consent Calendar

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 Chairman
SENATOR I.E. SOLBERG

HOUSE CONCURRENT RESOLUTION No. 3020 was placed on the tenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Industry, Business and Labor
House Concurrent Resolution No. 3021
to whom was referred

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

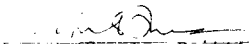
be amended as follows:

On page 1, after line 22, insert the following:

"BE IT FURTHER RESOLVED, that the study shall include consideration of the following:

1. The development of incentives for the medical care industry which will allow it flexibility in continuing to deliver quality medical care while at the same time effectively addressing issues of total cost containment;
2. Maximization of local control within health care facilities, giving hospital and long-term care administrators and medical staffs the broadest possible scope of action within a framework that makes them conscious of cost;
3. Continuation and expansion of capital expenditure and service controls under the state certificate of need law;
4. Continuation and possible expansion of medical care facilities costs and quality assurance reviews;
5. "Medicare" and "medicaid" reimbursement mechanisms as they relate to hospitals and long-term care facilities;
6. Uniform accounting and reporting principles;
7. Prospective budget and rate review; and
8. Collection of appropriate utilization statistics."

And renumber the lines and pages accordingly

 Chairman
Senator Reiten

House Concurrent Resolution No. 3021 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

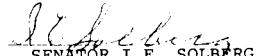
Mr. PRESIDENT: Your Committee on TRANSPORTATION
HOUSE CONCURRENT RESOLUTION No. 3023
to whom was referred

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be placed on Consent Calendar

 Chairman
SENATOR I.E. SOLBERG

HOUSE CONCURRENT RESOLUTION No. 3023 was placed on the tenth

order of business on the calendar for the succeeding legislative day.


Mr. PRESIDENT Your Committee on TRANSPORTATION
House Concurrent Resolution 3031
to whom was referred _____ No. _____

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be placed on Consent Calendar

 Chairman
SENATOR I.E. SOLBERG

HOUSE CONCURRENT RESOLUTION Bill No. 3031 was placed on the tenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Concurrent Resolution 3044

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Christensen

House Concurrent Resolution No. 3044 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Concurrent Resolution 3048

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2, line 7, after the word "social" insert the word "service"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Har Christensen
Senator Christensen Chairman

House Concurrent Resolution No. 3048 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
House Concurrent Resolution
to whom was referred House Concurrent Resolution
No. 3054

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Robert Jacobson
Senator Jacobson Chairman

House Concurrent Resolution No. 3054 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on AGRICULTURE
House Concurrent Resolution No. 3074
to whom was referred

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 2, delete the word "study" and insert in lieu thereof the word "request"

On page 2, line 4, delete the word "study" and insert in lieu thereof the word "request"

On page 2, line 7, delete the words "to investigate the" and insert in lieu thereof the word "report"

On page 2, line 8, delete the words "possibilities of reporting annually"

On page 2, line 10, delete the following: "; and" and insert in lieu thereof a period

On page 2, delete all of lines 11 through 14

And renumber the lines and pages accordingly

And when so amended recommends the same be indefinitely postponed.

Sen Izler
Senator Izler Chairman

House Concurrent Resolution No. 3074 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES

JOURNAL OF THE SENATE

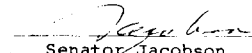
to whom was referred House Concurrent Resolution
No. 3078

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

House Concurrent Resolution
No. 3078


Senator Jacobson

Chairman

was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Political Subdivisions

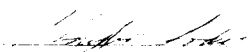
to whom was referred House Concurrent
Resolution No. 3082

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

House Concurrent
Resolution No. 3082


Senator Lodoen

Chairman

was placed on the 14th

order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3059. A concurrent resolution directing the Legislative Council to study alternative methods of providing equitable and effective means of financing eradication and control of leafy spurge, Canada thistle, and other noxious weeds.

Was read the first time and referred to the committee on Agriculture.

House Concurrent Resolution No. 3083. — A concurrent resolution directing the Legislative Council to conduct a study of the Old West Regional Commission's activities which impact North Dakota.

Was read the first time and referred to the committee on State and Federal Government.

House Concurrent Resolution No. 3087. — A concurrent resolution directing a Legislative Council study of the feasibility of eliminating the 21-mill county levy for schools and substituting either a state-collected tax or any other suitable alternative.

Was read the first time and referred to the committee on Finance and Taxation.

MESSAGE FROM THE HOUSE House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1073
House Bill No. 1219
House Bill No. 1274
House Bill No. 1353
House Bill No. 1381
House Bill No. 1407

House Bill No. 1437
 House Bill No. 1491
 House Bill No. 1513
 House Bill No. 1524
 House Bill No. 1543
 House Bill No. 1596
 House Bill No. 1667
 House Concurrent Resolution No. 3008
 House Concurrent Resolution No. 3019
 House Concurrent Resolution No. 3042

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1073
 House Bill No. 1219
 House Bill No. 1274
 House Bill No. 1353
 House Bill No. 1381
 House Bill No. 1407
 House Bill No. 1437
 House Bill No. 1491
 House Bill No. 1513
 House Bill No. 1524
 House Bill No. 1543
 House Bill No. 1596
 House Bill No. 1667
 House Concurrent Resolution No. 3008
 House Concurrent Resolution No. 3019
 House Concurrent Resolution No. 3042

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 herewith the following:

House Bill No. 1073	House Concurrent Resolution No. 3008
House Bill No. 1219	House Concurrent Resolution No. 3019
House Bill No. 1274	House Concurrent Resolution No. 3042
House Bill No. 1353	
House Bill No. 1381	
House Bill No. 1407	
House Bill No. 1437	
House Bill No. 1491	
House Bill No. 1513	
House Bill No. 1524	
House Bill No. 1543	
House Bill No. 1596	
House Bill No. 1667	

Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2052
 Senate Bill No. 2152

Senate Bill No. 2154
 Senate Bill No. 2198
 Senate Bill No. 2244
 Senate Bill No. 2268
 Senate Bill No. 2294
 Senate Bill No. 2340
 Senate Bill No. 2390
 Which the Speaker has signed.

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. 2021:
 Rep. Marsden
 Rep. R. Christensen
 Rep. Opedahl
 Senate Bill No. 2028:
 Rep. Eagles
 Rep. Unjhem
 Rep. Mushik
 Senate Bill No. 2113:
 Rep. Kermott
 Rep. Herman
 Rep. Brokau

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 Bills Nos. 1261, 1309, 1346, 1509, 1545, and subsequently passed the same, but refused to concur in the Senate amendment to House Bills Nos. 1006, 1019, 1032, 1222.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bills Nos. 1006, 1019, 1032, 1222.

House Bill No. 1006:
 Rep. R. Hausauer
 Rep. Kingsbury
 Rep. Mushik
 House Bill No. 1019:
 Rep. Tweten
 Rep. Jacobson
 Rep. Mertens
 House Bill No. 1032:
 Rep. Unjhem
 Rep. Gunsch
 Rep. Opedahl
 House Bill No. 1222:
 Rep. Wessman
 Rep. Crabtree
 Rep. Tinjum

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has reconsidered its action by which it refused to concur in the Senate

amendments to House Bill No. 1192, and now has concurred in the Senate amendments to House Bill No. 1192; has discharged the Conference Committee, and subsequently passed House Bill No. 1192.

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 Bills Nos. 2156, 2207, 2378, but has refused to concur in the House amendment to Senate Bill No. 2016.

And the President has appointed as a conference committee to act with a like committee from the House on Senate Bill No. 2016:

- Senator Fritzell
- Senator Lips
- Senator Erdman

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. 1156.

LEO LEIDHOLM, Secretary

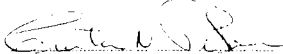
REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

- Senate Bill No. 2052
- Senate Bill No. 2152
- Senate Bill No. 2154
- Senate Bill No. 2198
- Senate Bill No. 2244
- Senate Bill No. 2268
- Senate Bill No. 2294
- Senate Bill No. 2340
- Senate Bill No. 2390

were delivered to the } Governor for his approval

on March 9, 1979


Senator Peterson Chairman.

Senator Thane moved that at the conclusion of the 5th Order of Business, the 13th Order of Business and after the reading of Senate Bill No. 2480, SCR 4066, House Bills 1063, 1122, 1230, 1239, 1430, 1438, 1461, 1489, 1566, 1576, 1593, 1620, 1650, 1681, HCR's 3020, 3023, 3031, 3044, 3054, 3078 and 3082, the Senate adjourn and convene at 1:00 P.M., Monday, March 12, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-EIGHTH DAY

Bismarck, March 12, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Roy Erdahl, Our Redeemers Lutheran Church, Minot.

Lord Jesus, I pray for our elected leaders of the Senate. May each one be wise and humble to seek Your guidance. May they be committed to what is best for the State of North Dakota. May the Spirit of God lead this assembly in the difficult decisions they are called upon to make. Help our people, our lobbyists, and our decision-makers to act with moral, unselfish motives. Personally bless each Senator and family. Thank You that this assembly acknowledges our God through this prayer. May Your blessing rest upon our State and our Nation as we take time to honor You! Amen.

The roll was called and all members were present except Senator Krauter.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-seventh day and recommends that the same be corrected as follows:

On page 1276, line 38, delete the numeral "2251" and insert in lieu thereof "2151"

On page 1284, line 14, show Wenstrom as voting "aye" And when so corrected recommends that the same be approved.

SENATOR SHABLOW moved that the report be adopted, which motion prevailed. SENATOR TENNEFOS Chairman

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2480

and find the same correctly Engrossed

Senator Peterson Chairman


Senator Schirado 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:

- SB NO. 2073
- SB NO. 2079
- SB NO. 2094
- SB NO. 2107
- SB NO. 2120
- SB NO. 2136
- SB NO. 2172
- SB NO. 2173
- SB NO. 2180
- SB NO. 2200
- SB NO. 2201
- SB NO. 2215
- SB NO. 2222
- SB NO. 2231
- SB NO. 2243
- SB NO. 2264

and find the same correctly } Enrolled

 Chairman
Senator Peterson

Senator Schirado..... moved that the report be adopted, which motion prevailed.

COMMUNICATION
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

Senate Bill 2083 would give the chairman of the Legislative Council the authority to assign proposed and existing rules and regulations promulgated by executive branch agencies to an interim committee for review and recommendation. I vetoed similar bills in 1975 and 1977.

Every executive branch agency has the statutory authority to promulgate reasonable rules and regulations. All proposed administrative rules are submitted to the Attorney General for his opinion as to their legality before they are adopted. (Section 28-32-01, N.D.C.C.)

If any person is aggrieved by the operation of an administrative rule, that person has the right to petition the agency for a reconsideration of the rule. The agency may hold a public hearing on the reconsideration of the rule if it deems such a hearing desirable.

Furthermore, the Administrative Agencies Practices Act gives persons aggrieved by the decisions or the rules of an administrative agency the right to appeal the question in the district court and the Supreme Court. (Sections 28-32-15 and 28-32-19, N.D.C.C.)

Since the present statutory procedures are fully adequate to insure that the administrative agency rule-making power is exercised fairly and competently, I see no valid reason for the legislative branch of government to encroach on the rule-making power of the executive branch.

Therefore, I veto Senate Bill 2083 as a violation of the separation of powers doctrine.

Sincerely yours,
ARTHUR A. LINK
Governor

MOTION

Senator Nething moved that Senate Bill No. 2083 be laid over one legislative day for the purpose of its reconsideration as a vetoed measure pursuant to Section 79 of the Constitution of the State of North Dakota, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1075

House Bill No. 1273

House Bill No. 1291

House Bill No. 1337

House Bill No. 1414

House Bill No. 1419

House Bill No. 1431

House Bill No. 1433

House Bill No. 1442

House Bill No. 1464

House Bill No. 1476

House Bill No. 1503

House Bill No. 1511

House Bill No. 1542

House Bill No. 1583

House Bill No. 1589

House Bill No. 1612

House Bill No. 1629

House Bill No. 1630

House Concurrent Resolution No. 3032

House Concurrent Resolution No. 3035

House Concurrent Resolution No. 3043

House Concurrent Resolution No. 3046

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3001

House Concurrent Resolution No. 3062

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2202

Senate Bill No. 2204

Senate Bill No. 2217

Senate Bill No. 2232

Senate Bill No. 2265

Senate Bill No. 2278

Senate Bill No. 2295
 Senate Bill No. 2299
 Senate Bill No. 2319
 Senate Bill No. 2326
 Senate Bill No. 2330
 Senate Bill No. 2358
 Senate Bill No. 2359
 Senate Bill No. 2360
 Senate Bill No. 2394
 Senate Bill No. 2422
 Senate Bill No. 2464
 Senate Concurrent Resolution No. 4025
 Senate Concurrent Resolution No. 4038
 Senate Concurrent Resolution No. 4040
 Senate Concurrent Resolution No. 4057

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2283
 Senate Bill No. 2301
 Senate Bill No. 2479

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2073
 Senate Bill No. 2079
 Senate Bill No. 2094
 Senate Bill No. 2107
 Senate Bill No. 2120
 Senate Bill No. 2136
 Senate Bill No. 2172
 Senate Bill No. 2173
 Senate Bill No. 2180
 Senate Bill No. 2200
 Senate Bill No. 2201
 Senate Bill No. 2215
 Senate Bill No. 2222
 Senate Bill No. 2231
 Senate Bill No. 2243
 Senate Bill No. 2264

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 herewith the following:

Senate Bill No. 2073
 Senate Bill No. 2079
 Senate Bill No. 2094
 Senate Bill No. 2107
 Senate Bill No. 2120
 Senate Bill No. 2136
 Senate Bill No. 2172
 Senate Bill No. 2173
 Senate Bill No. 2180
 Senate Bill No. 2200

Senate Bill No. 2201
 Senate Bill No. 2215
 Senate Bill No. 2222
 Senate Bill No. 2231
 Senate Bill No. 2243
 Senate Bill No. 2264

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4069

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1126
 House Bill No. 1275
 House Bill No. 1446
 House Bill No. 1494
 House Bill No. 1529
 House Bill No. 1610
 House Bill No. 1675
 House Concurrent Resolution No. 3013
 House Concurrent Resolution No. 3055
 House Concurrent Resolution No. 3064
 House Concurrent Resolution No. 3077

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1003
 House Bill No. 1301
 House Bill No. 1388
 House Bill No. 1400

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1101
 House Bill No. 1561
 House Bill No. 1600
 House Bill No. 1619

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 amendments to House Bills Nos. 1035, 1037, 1250, 1374, 1458, 1578, and subsequently passed the same, but refused to concur in the Senate amendment to House Bill No. 1409.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bill No. 1409:

Rep. Boyum
 Rep. G. Larson
 Rep. Gerl

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1075

House Bill No. 1273

House Bill No. 1291

House Bill No. 1337

House Bill No. 1414

House Bill No. 1419

House Bill No. 1431

House Bill No. 1433

House Bill No. 1442

House Bill No. 1464

House Bill No. 1476

House Bill No. 1503

House Bill No. 1511

House Bill No. 1542

House Bill No. 1583

House Bill No. 1589

House Bill No. 1612

House Bill No. 1629

House Bill No. 1630

House Concurrent Resolution No. 3032

House Concurrent Resolution No. 3035

House Concurrent Resolution No. 3043

House Concurrent Resolution No. 3046

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 herewith the following:

House Bill No. 1075

House Bill No. 1273

House Bill No. 1291

House Bill No. 1337

House Bill No. 1414

House Bill No. 1419

House Bill No. 1431

House Bill No. 1433

House Bill No. 1442

House Bill No. 1464

House Bill No. 1476

House Bill No. 1503

House Bill No. 1511

House Bill No. 1542

House Bill No. 1583

House Bill No. 1589

House Bill No. 1612

House Bill No. 1629

House Bill No. 1630

House Concurrent Resolution No. 3032

House Concurrent Resolution No. 3035

House Concurrent Resolution No. 3043

House Concurrent Resolution No. 3046

Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return herewith the following:

- Senate Bill No. 2073
- Senate Bill No. 2079
- Senate Bill No. 2094
- Senate Bill No. 2107
- Senate Bill No. 2120
- Senate Bill No. 2136
- Senate Bill No. 2172
- Senate Bill No. 2173
- Senate Bill No. 2180
- Senate Bill No. 2200
- Senate Bill No. 2201
- Senate Bill No. 2215
- Senate Bill No. 2222
- Senate Bill No. 2231
- Senate Bill No. 2243
- Senate Bill No. 2264

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. 2073
- Senate Bill No. 2079
- Senate Bill No. 2094
- Senate Bill No. 2107
- Senate Bill No. 2120
- Senate Bill No. 2136
- Senate Bill No. 2172
- Senate Bill No. 2173
- Senate Bill No. 2180
- Senate Bill No. 2200
- Senate Bill No. 2201
- Senate Bill No. 2215
- Senate Bill No. 2222
- Senate Bill No. 2231
- Senate Bill No. 2243
- Senate Bill No. 2264

were delivered to the } Governor for his approval
 on March 12, 1979


 Senator Peterson Chairman.
"100% NORTH DAKOTA PRODUCTS"

**RECOGNITION OF THE WAHPETON "WOPS"
 NORTH DAKOTA STATE "A" BASKETBALL CHAMPIONS**

Senator Thane: Mr. President, I rise on a point of personal privilege.
 Mr. President, Ladies and Gentlemen of the Senate:

Our rules no longer allow resolutions of congratulations unless the honor is of a national nature. However, I consider it only fitting that I take this means of extending my personal congratulations as well as that of the North Dakota Senate to the victorious Wahpeton basketball team, better known as the "Wops".

Their victory over the Jamestown "Blue Jays" was hard earned and close. Both teams played exceedingly well. Wahpeton's last victory was 25 years ago. However, the one I remember best occurred in 1941 when Wahpeton was the undefeated State Champions at Bismarck. I was a freshman in high school at the time and listened to the game on a battery operated radio. A blizzard struck that evening and lasted into the following day. The victorious Wahpeton team returned home on the Empire Builder several hours late the following day due to the storm. Art Swenson, the father of player George Swenson, was a sophomore at the time and a member of the team.

Once again, congratulations, not only to my home town team but to all the teams and players who participated in the tournament. They are fine examples of the sportsmanship shown and the great young people who are the future of North Dakota.

Senator Thane requested that copies of the Senate Journal recognizing the Wahpeton "Wops" team be forwarded to the coach and members of the team, which request was granted.

CONSIDERATION OF AMENDMENTS

Senator Christensen moved that the amendments to House Bill No. 1048 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on page 1291 of the Senate Journal be adopted, and that House Bill No. 1048 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Iszler moved that the amendments to House Bill No. 1209 as recommended by the Committee on Agriculture as printed on page 1292 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the amendments to House Bill No. 1384 as recommended by the Committee on Agriculture as printed on pages 1293, 1294 of the Senate Journal be adopted, and that House Bill No. 1384 be re-referred to the Committee on Appropriations, which motion prevailed.

Senator Lodoen moved that the amendments to House Bill No. 1483 as recommended by the Committee on Political Subdivisions as printed on page 1295 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the amendments to House Bill No. 1628 as recommended by the Committee on Agriculture as printed on page 1296 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to House Bill No. 1634 as recommended by the Committee on Transportation as printed on page 1297 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to House Bill No. 1636 as recommended by the Committee on Transportation as printed on page 1297 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to House Concurrent Resolution No. 3021 as recommended by the Committee on Industry, Business and Labor as printed on page 1299 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to House Concurrent Resolution No. 3048 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on page 1300 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the amendments to House Concurrent Resolution No. 3074 as recommended by the Committee on Agriculture as printed on page 1301 of the Senate Journal be adopted, and that House Concurrent Resolution No. 3074 be Indefinitely Postponed, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Goodman moved that the Senate do concur in the House amendments to Senate Bill No. 2256, as printed on page 1276 of the Senate Journal, which motion prevailed.

Senator Goodman moved that the rules be suspended, that Senate Bill No. 2256 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2256. — A Bill for an Act to amend and reenact section 57-01-02.1 of the North Dakota Century Code, relating to sales and use tax collection agreements with home rule cities.

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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Sands moved that the Senate do concur in the House amendments to Senate Bill No. 2304, as printed on page 1276 of the Senate Journal, which motion prevailed.

Senator Sands moved that the rules be suspended, that Senate Bill No. 2304 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2304. — A Bill for an Act to amend and reenact section 30.1-14-01.1 of the North Dakota Century Code, relating to forms to be provided by a county court and county courts with increased jurisdiction to an applicant for informal probate or informal appointment proceedings under the Uniform Probate 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Goodman moved that the Senate do concur in the House amendments to Senate Bill No. 2421, as printed on page 1276 of the Senate Journal, which motion prevailed.

Senator Goodman moved that the rules be suspended, that Senate Bill No. 2421 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2421. — A Bill for an Act to create and enact a new section to chapter 40-23; and to create and enact a new section to chapter 57-02 of the North Dakota Century Code, relating to assessment and taxation of townhouse property.

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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

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 Bills Nos. 2256, 2304, 2421.

LEO LEIDHOLM, Secretary

MOTION

Senator Miller Heinrich moved that House Concurrent Resolution No. 3020 be voted upon separately from the consent calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2480. — A Bill for an Act to create and enact section 19-01-01.1 of the North Dakota Century Code, relating to the definition of the state laboratories department and related terms; to amend and reenact sections 4-30-18, 19-01-01, 19-01-02, 19-01-05, 19-01-13, 19-01-17, 19-01-18, subsection 1 of section 19-02.1-01, subsection 7 of section 19-10-01, subsection 1 of section 19-21-01, and subsection 2 of section 23-10-01 of the North Dakota Century Code, relating to the abolishment of the state laboratories department and the state laboratories commission and the transfer of functions to the state department of health; and to repeal sections 19-01-03, 19-01-04, 19-01-06, 19-01-07, and 19-01-08, relating to the director and assistant director of the state laboratories department, and the offices, fees, and expenses of the department.

Which has been read.

Senator Strinden moved that Senate Bill No. 2480 be amended as follows:

On page 8 of the engrossed bill, line 31, after the word "this" insert the word "chapter"

And renumber the lines and pages accordingly.

Senator Strinden moved that the amendments be adopted, which motion prevailed

Senator Strinden moved that the rules be suspended, that Senate Bill No. 2480 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senator Hoffner moved that Senate Bill No. 2480 be laid over one legislative day, which motion prevailed on a division vote.

RECOGNITION

Miss Nancy Jo Rustad, Kindred, N. Dak., Miss North Dakota Rodeo, was escorted to the rostrum by Senator Nelson, and was introduced to the Senate members.

SECOND READING OF HOUSE BILLS

House Bill No. 1063. — A Bill for an Act to create and enact a new section to chapter 15-21 of the North Dakota Century Code, providing for coordination of adult basic and secondary education by the superintendent of public instruction.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	ISLER		•	NETING		•		SOLBERG
•			•	JACOBSON		•	OLIN		•		SORUM
•				JONES	•		ORANGE	•	•		STRAND
•				KRALTER	•	•	PETERSON				STRINDEN
•			•	LASHKOWITZ		•	RAIT		•		TALLACKSON
•			•	LEE		•	REDLIN		•		TENNENFOS
•			•	LIPS		•	REITEN		•		THANE
•			•	LODDEN		•	ROEN		•		VOSPER
•			•	MELLAND		•	SANDNESS		•		WALSH
•			•	MILLER		•	SANDS	•	•		WENSTROM
•			•	MUTCH		•	SCHIRADO		•		WRIGHT
•			•	NAADEN		•	SHABLOW				MR. PRESIDENT
	•			NELSON	•	•	SMYKOWSKI				

So the bill passed and the title was agreed to.

MOTION

Senator Lips moved that House Bill No. 1122 be re-referred to the Committee on Appropriations, which motion prevailed.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN		●
● CUSSONS		●	● LASHKOWITZ			● RAIT		●	● TALLACKSON		
● DOTZENROD			● LEE			● REULIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

House Bill No. 1489. — A Bill for an Act to provide for television booster stations to be created by petition and election in the counties, providing a two-mill tax levy for the establishment of a booster station, and providing for exemption for townships not served by the station.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1261, the roll was called and there were ayes, 40; nays, 5; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REULIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

House Bill No. 1502. — A Bill for an Act to amend and reenact sections 65-10-03 of the North Dakota Century Code, relating to cost of appeal, attorney's fees; and providing a statement of legislative intent.

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, 8.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REULIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

House Bill No. 1506. — A Bill for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code, relating to the amount

● FRITZELL	● WELAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1566. — A Bill for an Act to establish a program of financial assistance for victims of hemophilia and other similar blood disorders, granting rulemaking authority.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1262, the roll was called and there were ayes, 42; nays, 2; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1576. — A Bill for an Act to require the social service board and the state department of health to adopt rules which would ensure nongeriatric patients and residents the full benefits of care and the screening process for appropriate medical, social, and psychological services, and to permit nursing homes, intermediate care facilities, and boarding homes for the aged and infirm to establish residential areas specifically for the inhabitation of nongeriatric patients.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1593. — A Bill for an Act to create and enact a new section to chapter 38-09 of the North Dakota Century Code, relating to payment of compensation of the surface owner for oil and gas leased by the state.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 9; nays, 39; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		•	ISZLER		•	NETHING		•	SOLBERG		•
BARTH		•	JACOBSON		•	OLIN		•	SORUM		•
BERUBE		•	JONES		•	ORANGE		•	STRAND		•
CHRISTENSEN		•	KRAUTER		•	PETERSON		•	STRINDEN		•
CUSSONS		•	LASHKOWITZ		•	RAIT		•	TALLACKSON		•
DOTZENROD		•	LEE		•	REDLIN		•	TENNEFOS		•
ERDMAN		•	LIPS		•	REITEN		•	THANE		•
FARRINGTON		•	LODDOEN		•	ROEN		•	VOSPER		•
FRITZELL		•	MELLAND		•	SANDNESS		•	WALSH		•
GOODMAN		•	MILLER		•	SANDS		•	WENSTROM		•
HANSON		•	MUTCH		•	SCHIRADO		•	WRIGHT		•
HOFFNER		•	NAADEN		•	SHABLOW		•	MR. PRESIDENT		•
HOLMBERG		•	NELSON		•	SMYKOWSKI		•			

House Bill No. 1593 was declared lost.

House Bill No. 1598. — A Bill for an Act to create and enact chapter 14-10.1 of the North Dakota Century Code, relating to the emancipation of minors; and to amend and reenact sections 14-09-20, 14-10-04, 14-10-09, 14-10-10, and 14-10-11, and subsection 2 of section 27-20-03 of the North Dakota Century Code, relating to parents' authority, to the rights and responsibilities of minors, and to the jurisdiction of juvenile courts.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 4; nays, 44; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		•	ISZLER		•	NETHING		•	SOLBERG		•
BARTH		•	JACOBSON		•	OLIN		•	SORUM		•
BERUBE		•	JONES		•	ORANGE		•	STRAND		•
CHRISTENSEN		•	KRAUTER		•	PETERSON		•	STRINDEN		•
CUSSONS		•	LASHKOWITZ		•	RAIT		•	TALLACKSON		•
DOTZENROD		•	LEE		•	REDLIN		•	TENNEFOS		•
ERDMAN		•	LIPS		•	REITEN		•	THANE		•
FARRINGTON		•	LODDOEN		•	ROEN		•	VOSPER		•
FRITZELL		•	MELLAND		•	SANDNESS		•	WALSH		•
GOODMAN		•	MILLER		•	SANDS		•	WENSTROM		•
HANSON		•	MUTCH		•	SCHIRADO		•	WRIGHT		•
HOFFNER		•	NAADEN		•	SHABLOW		•	MR. PRESIDENT		•
HOLMBERG		•	NELSON		•	SMYKOWSKI		•			

House Bill No. 1598 was declared lost.

House Bill No. 1616. — A Bill for an Act to amend and reenact subsection 1 of section 39-10-28 of the North Dakota Century Code relating to stopping for pedestrians in crosswalks.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 1; nays, 46; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		•	ISZLER		•	NETHING		•	SOLBERG		•
BARTH		•	JACOBSON		•	OLIN		•	SORUM		•
BERUBE		•	JONES		•	ORANGE		•	STRAND		•
CHRISTENSEN		•	KRAUTER		•	PETERSON		•	STRINDEN		•
CUSSONS		•	LASHKOWITZ		•	RAIT		•	TALLACKSON		•
DOTZENROD		•	LEE		•	REDLIN		•	TENNEFOS		•

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●			SOLBERG ●		
BARTH ●			JACOBSON ●			OLIN ●			SORUM ●		
BERUBE ●			JONES ●			ORANGE ●			STRAND ●		
CHRISTENSEN ●			KRAUTER ●			PETERSON ●			STRINDEN ●		
CUSSONS ●			LASHKOWITZ ●			RAIT ●			TALLACKSON ●		
DOTZENROD ●			LEE ●			REDLIN ●			TENNEFOS ●		
ERDMAN ●			LIPS ●			REITEN ●			THANE ●		
FARRINGTON ●			LODOEN ●			ROEN ●			VOSPER ●		
FRITZELL ●			MELLAND ●			SANDNESS ●			WALSH ●		
GOODMAN ●			MILLER ●			SANDS ●			WENSTROM ●		
HANSON ●			MUTCH ●			SCHRADO ●			WRIGHT ●		
HOFFNER ●			NAADEN ●			SHABLOW ●			MR. PRESIDENT ●		
HOLMBERG ●			NELSON ●			SMYKOWSKI ●					

So the bill passed and the title was agreed to.

House Bill No. 1650. — A Bill for an Act to amend and reenact section 40-20-03 of the North Dakota Century Code, relating to the qualifications of a city engineer.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 45; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●			SOLBERG ●		
BARTH ●			JACOBSON ●			OLIN ●			SORUM ●		
BERUBE ●			JONES ●			ORANGE ●			STRAND ●		
CHRISTENSEN ●			KRAUTER ●			PETERSON ●			STRINDEN ●		
CUSSONS ●			LASHKOWITZ ●			RAIT ●			TALLACKSON ●		
DOTZENROD ●			LEE ●			REDLIN ●			TENNEFOS ●		
ERDMAN ●			LIPS ●			REITEN ●			THANE ●		
FARRINGTON ●			LODOEN ●			ROEN ●			VOSPER ●		
FRITZELL ●			MELLAND ●			SANDNESS ●			WALSH ●		
GOODMAN ●			MILLER ●			SANDS ●			WENSTROM ●		
HANSON ●			MUTCH ●			SCHRADO ●			WRIGHT ●		
HOFFNER ●			NAADEN ●			SHABLOW ●			MR. PRESIDENT ●		
HOLMBERG ●			NELSON ●			SMYKOWSKI ●					

House Bill No. 1650 was declared lost.

House Bill No. 1652. — A Bill for an Act to amend and reenact section 39-06-17 of the North Dakota Century Code, relating to restricted operator's licenses.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 49; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS ●			ISZLER ●			NETHING ●			SOLBERG ●		
BARTH ●			JACOBSON ●			OLIN ●			SORUM ●		
BERUBE ●			JONES ●			ORANGE ●			STRAND ●		
CHRISTENSEN ●			KRAUTER ●			PETERSON ●			STRINDEN ●		
CUSSONS ●			LASHKOWITZ ●			RAIT ●			TALLACKSON ●		
DOTZENROD ●			LEE ●			REDLIN ●			TENNEFOS ●		
ERDMAN ●			LIPS ●			REITEN ●			THANE ●		
FARRINGTON ●			LODOEN ●			ROEN ●			VOSPER ●		
FRITZELL ●			MELLAND ●			SANDNESS ●			WALSH ●		
GOODMAN ●			MILLER ●			SANDS ●			WENSTROM ●		
HANSON ●			MUTCH ●			SCHRADO ●			WRIGHT ●		

HOFFNER	•	NAADEN	•	SHABLOW	•	MR. PRESIDENT
HOLMBERG	•	NELSON	•	SMYKOWSKI	•	

House Bill No. 1652 was declared lost.

MOTIONS

Senator Lips 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. 1006, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1006:

- Senator Melland
- Senator Hanson
- Senator Tallackson

Senator Lips 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. 1019, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1019:

- Senator Fritzell
- Senator Olin
- Senator Erdman

Senator Lips 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. 1032, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1032:

- Senator Naaden
- Senator Smykowski
- Senator Walsh

Senator Jacobson 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. 1222, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1222:

- Senator Nelson
- Senator Roen
- Senator Krauter

MOTION

Senator Nething moved that the rules be suspended, that the following bills that have received unanimous recommendation of "do pass" from committee, be placed on the consent calendar, which motion prevailed.

- House Concurrent Resolution No. 3027
- House Concurrent Resolution No. 3044
- House Concurrent Resolution No. 3051
- House Concurrent Resolution No. 3054
- House Concurrent Resolution No. 3078
- House Concurrent Resolution No. 3082


Report of Standing Committee

Mr. President: Your Committee on FINANCE AND TAXATION
 to whom was referred Senate Bill No. 2484

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Goodman

Senate Bill No. 2484 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1095

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

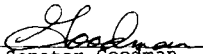
On page 1, line 5, after the word "writing" insert the following:
"; and setting out legislative intent"

On page 1, after line 21, insert the following section:

"SECTION 3. LEGISLATIVE INTENT.) The legislative assembly intends that the provisions of sections 1 and 2 of this Act be in recognition of the contribution of spouses to the marital and familial relationship. It is not the intent of the legislative assembly that the provisions of sections 1 and 2 of this Act be utilized for evasion of a legal tax liability owed to the state of North Dakota, or to the United States government; but it is the intent of the legislative assembly that for purposes of chapter 57-37.1 equal monetary contribution or its equivalent to the acquisition of property held in joint tenancy by a husband and wife shall be presumed except that if House Bill No. 1156 as passed by the forty-sixth legislative assembly becomes effective this presumption shall not apply."

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Goodman

House Bill No. 1095 was placed on the sixth

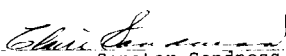
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred House Bill No. 1096

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Sandness

House Bill No. 1096 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
 to whom was referred House Bill No. 1228

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

House Bill No. 1228 was placed on the Fourteenth
Chairman
 Senator Sandness

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on NATURAL RESOURCES
 to whom was referred House Bill No. 1262

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

House Bill No. 1262 was placed on the Fourteenth
Chairman
 Senator Jacobson

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
 to whom was referred House Bill No. 1306

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

On page 1, line 1, delete the words "subsection to" and insert in lieu thereof the following: "subdivision to subsection 1 of"

On page 1, line 4, after the word "deed" and before the period insert the following: "; and to provide an effective date"

On page 1, line 7, delete the words "subsection to" and insert in lieu thereof the following: "subdivision to subsection 1 of"

On page 1, line 12, delete the word "an" and insert in lieu thereof the words "a beginning farmer"

On page 1, delete lines 13 and 14

On page 1, line 15, delete the words "worth of less than fifty thousand dollars"

On page 1, line 19, delete the word "they" and insert in lieu thereof the words "the taxpayer"

On page 1, line 22, after the word "worth" and before the period insert the following: ", together with such other information as the state tax commissioner may require"

On page 2, line 4, after the period insert the following: "In determining the net worth of any person, including his dependents and spouse, if any, for purposes of this subdivision, the value of their equity in their principal residence, the value of one personal or family motor vehicle, and the value of their household goods, including furniture, appliances, musical instruments, clothing, and other personal belongings shall not be included."

On page 2, line 6, after the period insert the following: "For the purposes of this subdivision, "beginning farmer" means any person who:

- (1) Is a resident of this state.
(2) Receives more than half his annual income from farming, unless the person initially commences farming during the tax year for which an adjustment will be claimed under this subdivision.
(3) Intends to use any farmland that he wishes to purchase or rent for agricultural purposes.
(4) Has had adequate training, by experience or education, in the type of farming operation which he wishes to begin.
(5) Has, including the net worth of his dependents and spouse, if any, a net worth of less than fifty thousand dollars."

On page 2, after line 6, insert the following section:

"SECTION 2. EFFECTIVE DATE.) The provisions of this Act shall be effective for taxable years beginning on or after January 1, 1979."

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.

Handwritten signature of Senator Goodman, Chairman

House Bill No. 1306 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY

to whom was referred House Bill No 1316

Has had the same under consideration and recommends that the same

do pass [X] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

Handwritten signature of Senator Sands, Chairman

House Bill No. 1316 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION

to whom was referred House Bill No 1335

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:



Chairman

Senator Goodman

House Bill No. 1335 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
 to whom was referred House Bill No. 1357

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- On page 4, line 6 of the engrossed bill, delete the strike-through over the words "twenty-five" and on the same line delete the word "fifty"
- On page 4, line 12 of the engrossed bill, delete the word "forty" and insert in lieu thereof the word "twenty"
- On page five, line 6 of the engrossed bill, delete the word "fifty" and insert in lieu thereof the word "forty"
- On page five, delete all of lines 28 and 29 of the engrossed bill
- On page 5, line 31 of the engrossed bill, delete the words "thirty-five" and insert in lieu thereof "twenty"
- On page 6, line 9 of the engrossed bill, delete the word "forty" and insert in lieu thereof the word "twenty"
- On page 7, line 20 of the engrossed bill, delete the word "forty" and insert in lieu thereof the word "twenty"
- On page 8, line 4 of the engrossed bill, delete the words "twenty-five" and insert in lieu thereof "fifteen"
- On page 8, line 14 of the engrossed bill, delete the word "fifteen" and insert in lieu there of the word "ten"
- On page 8, line 15 of the engrossed bill, delete the word "twenty" and insert in lieu thereof "fifteen"
- On page 8, line 17 of the engrossed bill, delete the word "twenty" and insert in lieu thereof the word "fifteen"
- On page 8, line 18 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof the word "ten"

And when so amended recommends the same do pass.



Chairman

Senator Sandness

House Bill No. 1357 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
 to whom was referred House Bill No. 1368

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sands Chairman

House Bill No. 1368 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education
to whom was referred House Bill No. 1378

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sandness Chairman

House Bill No. 1378 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Finance and Taxation
to whom was referred House Bill No. 1385

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations


Senator Goodman Chairman

House Bill No. 1385 was rereferred to the Committee on Appropriations

Mr. President: Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1397

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 4, delete the colon and insert in lieu thereof a period

And when so amended recommends the same do pass.

Goodman
 Senator Goodman Chairman

House Bill No. 1397 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
 to whom was referred House Bill No. 1475

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
 without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 1, delete the words "credits and"

On page 1 of the engrossed bill, line 16, delete the words "credit or"

On page 2 of the engrossed bill, line 4, after the word "dollars" and before the period insert the following: ", not including the value of their equity in their principal residence, the value of one personal or family motor vehicle, and the value of their household goods, including furniture, appliances, musical instruments, clothing, and other personal belongings"

On page 2 of the engrossed bill, line 7, delete the words "credit or"

On page 2 of the engrossed bill, line 10, delete the word "CREDIT" and insert in lieu thereof the word "DEDUCTION"

On page 2 of the engrossed bill, line 12, delete the numeral and period "1."

On page 2 of the engrossed bill, line 14, delete the words "the following credit which shall be subtracted" and insert in lieu thereof the following: "a reduction in his taxable income for the year in which the sale occurred in an amount equal to fifty percent of any income realized and otherwise subject to state income taxes after consideration of any capital gains treatment, up to a maximum of fifty thousand dollars."

On page 2 of the engrossed bill, delete lines 15 through 25

On page 2 of the engrossed bill, delete line 26

On page 2 of the engrossed bill, line 28, delete the words "The first five thousand dollars of income per" and insert in lieu thereof the following: "Fifty percent of any income received and otherwise subject to taxation for state income tax purposes"

On page 2 of the engrossed bill, line 29, delete the word "year"

On page 3 of the engrossed bill, line 3, delete the words "CREDIT OR"

On page 3 of the engrossed bill, line 4, delete the word "INTEREST" and insert in lieu thereof the words "SALE OR RENTAL TO A BEGINNING FARMER", and delete the word "credit"

On page 3 of the engrossed bill, line 5, delete the word "or"

On page 3 of the engrossed bill, line 14, after the period insert the following sentence: "In order for a taxpayer to qualify for the deduction for rental income provided in section 3 of

MONDAY, MARCH 12, 1979

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this Act, the taxpayer shall certify on his tax return that any rental arrangement with any other person was not cancelled for the purpose of qualifying for this deduction."

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.


Senator Goodman Chairman
sixth

House Bill No. 1475 was placed on the _____

order of business on the calendar for the succeeding legislative day.

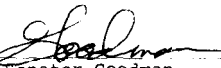
Mr. President: Your Committee on FINANCE AND TAXATION

to whom was referred HOUSE Bill No. 1485

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Goodman Chairman

House Bill No. 1485 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY

to whom was referred House Bill No. 1544

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sands Chairman

House Bill No. 1544 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY

to whom was referred HOUSE Bill No. 1571

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sands Chairman

House Bill No. 1571 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT : Your Committee on JUDICIARY
to whom was referred HOUSE Bill No. 1603

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


SENATOR SANDS Chairman

HOUSE Bill No. 1603 was placed on the 14th

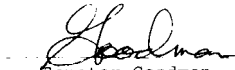
order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1608

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Goodman Chairman

House Bill No. 1608 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
to whom was referred House Bill No. 1614

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


Senator Sandness Chairman

House Bill No. 1614 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day

Mr. President : Your Committee on Political Subdivisions
to whom was referred House Bill No. 1669

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, strike through all of lines 17 through 19

On page 1, line 20 of the engrossed bill, strike through the letter "b" and insert the letter "a" and strike through the word "Ten" and insert the word "Eleven" and strike through the word "six" and insert the word "nine"

On page 1, line 21 of the engrossed bill, strike through the following: "exceeding four thousand but"

On page 1, line 22 of the engrossed bill, strike through the word "with" and insert the word "of"

On page 2, line 1 of the engrossed bill, strike through the letter "c" and insert the letter "b" and strike through the word "Ten" and insert the word "Twelve" and strike through the word "nine" and insert the word "two"

On page 2, line 12 of the engrossed bill, strike through the letter "d" and insert the letter "c"

On page 2, line 19 of the engrossed bill, strike through the word "eighteen" and insert the word "twenty" and strike through the words "one hundred" and also strike through the word "twenty-six" and insert the word "twenty-seven"

On page 2, line 20 of the engrossed bill, after the word "thousand" insert the words "nine hundred"

And renumber the pages, sections and lines accordingly

And when so amended recommends the same be placed on the calendar without recommendation.

Senator Lodoen Chairman
Senator Lodoen

House Bill No. 1669 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred House Concurrent Resolution 3038
SEN No.

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Sands Chairman
Senator Sands

House Concurrent Resolution SEN No. 3038 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
to whom was referred House Concurrent Resolution 3058
No.

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

JOURNAL OF THE SENATE

House Concurrent Resolution No. 3058 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

Senator Sandness Chairman

Mr. President: Your Committee on AGRICULTURE to whom was referred House Concurrent Resolution No. 3059

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

On page 1, line 6, of the engrossed resolution, delete the word "agricultural" and insert in lieu thereof the following: "private and governmental"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

House Concurrent Resolution No. 3059 was placed on the sixth order of business on the calendar for the succeeding legislative day.

Senator Iszler Chairman

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3060

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

House Concurrent Resolution No. 3060 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Senator Leland Roen Chairman

Mr. President: Your Committee on State and Federal Government to whom was referred House Concurrent Resolution No. 3072

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation

be amended as follows:

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.

Leland Roen Vice Chairman
Senator Leland Roen

House Concurrent Resolution No. 3072 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
House Concurrent Resolution No. 3075
to whom was referred

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Walter Sandness Chairman
Senator Sandness

House Concurrent Resolution No. 3075 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
House Concurrent Resolution No. 3081
to whom was referred

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Walter Sandness Chairman
Senator Sandness

House Concurrent Resolution No. 3081 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education
House Concurrent Resolution No. 3085
to whom was referred

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Walter Sandness Chairman
Senator Sandness

House Concurrent Resolution No. 3085 was placed on the Fourteenth

order of business on the calendar for the succeeding legislative day.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed as a conference committee on:

House Bill No. 1006

Senator Melland

Senator Hanson

Senator Tallackson

House Bill No. 1019

Senator Fritzell

Senator Olin

Senator Erdman

House Bill No. 1032

Senator Naaden

Senator Smykowski

Senator Walsh

House Bill No. 1222

Senator Nelson

Senator Roen

Senator Krauter

LEO LEIDHOLM, Secretary

Senator Thane moved that the absent Senator be excused, which motion prevailed.

Senator Nething moved that at the conclusion of the 5th Order of Business and after the reading of Senate Bills 2480, 2484, SCR 4066, House Bills 1048, 1096, 1209, 1228, 1262, 1316, 1335, 1368, 1378, 1384, 1483, 1485, 1544, 1571, 1603, 1608, 1614, 1628, 1634, 1636, HCR's 3021, 3038, 3048, 3058, 3060, 3074, 3075, 3081 and 3085, the Senate adjourn and convene at 1:00 P.M., Tuesday, March 13, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FORTY-NINTH DAY

Bismarck, March 13, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding. The prayer was offered by Rev. Dick Hegestuen, First Lutheran Church, Mandan.

Let us pray,

You have given the gift of leadership to these men and women. It is an awesome responsibility, and I ask You to give wisdom and courage to these people. Give them patience and understanding. Help them dear God to recognize their dependence on You. Amen.

The roll was called and all members were present except Senators Mutch and Naaden.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-eighth day and finds the same to be correct.

Chairman SENATOR TENNEBOS

SENATOR CUSSONS moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2480

and find the same correctly Re Engrossed

Chairman Senator Peterson

Senator Olin moved that the report be adopted, which motion prevailed.

COMMUNICATION STATE OF NORTH DAKOTA EXECUTIVE OFFICE BISMARCK

The Honorable Wayne G. Sanstead President of the Senate Senate Chambers Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on March 10, 1979, I signed the following Senate Bills:

Senate Bill No. 2030
 Senate Bill No. 2065
 Senate Bill No. 2163
 Senate Bill No. 2164
 Senate Bill No. 2184
 Senate Bill No. 2191
 Senate Bill No. 2208
 Senate Bill No. 2211
 Senate Bill No. 2221
 Senate Bill No. 2242
 Senate Bill No. 2331
 Senate Bill No. 2336
 Senate Bill No. 2346

On March 12, 1979, I signed the following bills:

Senate Bill No. 2067
 Senate Bill No. 2068
 Senate Bill No. 2069
 Senate Bill No. 2090
 Senate Bill No. 2101
 Senate Bill No. 2147
 Senate Bill No. 2128
 Senate Bill No. 2148
 Senate Bill No. 2165
 Senate Bill No. 2178

Sincerely yours,
 ARTHUR A. LINK
 Governor

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2151
 SB NO. 2156
 SB NO. 2207
 SB NO. 2378

and find the same correctly } Enrolled



Chairman

Senator Olin moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2151
 Senate Bill No. 2156
 Senate Bill No. 2207
 Senate Bill No. 2378

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 herewith the following:

- Senate Bill No. 2151
- Senate Bill No. 2156
- Senate Bill No. 2207
- Senate Bill No. 2378

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 herewith the following:

- Senate Bill No. 2151
- Senate Bill No. 2156
- Senate Bill No. 2207
- Senate Bill No. 2378

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill 2151

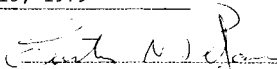
Senate Bill 2156

Senate Bill 2207

Senate Bill 2378

were delivered to the } Governor for his approval

On March 13, 1979


 Senator Peterson Chairman.
"NOT 207'S SASSY'S PRODUCT"

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

- House Bill No. 1104
- House Bill No. 1169
- House Bill No. 1254
- House Bill No. 1312
- House Bill No. 1352

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

- House Bill No. 1076
- House Bill No. 1117
- House Bill No. 1268
- House Bill No. 1377
- House Bill No. 1380
- House Bill No. 1398
- House Bill No. 1450

House Bill No. 1471

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1469

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4061

Senate Concurrent Resolution No. 4084

LEO LEIDHOLM, Secretary
MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1156

House Bill No. 1190

House Bill No. 1192

House Bill No. 1202

House Bill No. 1261

House Bill No. 1305

House Bill No. 1309

House Bill No. 1322

House Bill No. 1346

House Bill No. 1379

House Bill No. 1457

House Bill No. 1462

House Bill No. 1473

House Bill No. 1477

House Bill No. 1487

House Bill No. 1505

House Bill No. 1509

House Bill No. 1510

House Bill No. 1545

House Bill No. 1590

House Concurrent Resolution No. 3018

House Concurrent Resolution No. 3045

House Concurrent Resolution No. 3052

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1156

House Bill No. 1190

House Bill No. 1192

House Bill No. 1202

House Bill No. 1261

House Bill No. 1305

House Bill No. 1309

House Bill No. 1322

House Bill No. 1346

House Bill No. 1379

House Bill No. 1457

House Bill No. 1462
House Bill No. 1473
House Bill No. 1477
House Bill No. 1487
House Bill No. 1505
House Bill No. 1509
House Bill No. 1510
House Bill No. 1545
House Bill No. 1590
House Concurrent Resolution No. 3018
House Concurrent Resolution No. 3045
House Concurrent Resolution No. 3052
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 herewith the following:

House Bill No. 1156
House Bill No. 1190
House Bill No. 1192
House Bill No. 1202
House Bill No. 1261
House Bill No. 1305
House Bill No. 1309
House Bill No. 1322
House Bill No. 1346
House Bill No. 1379
House Bill No. 1457
House Bill No. 1462
House Bill No. 1473
House Bill No. 1477
House Bill No. 1487
House Bill No. 1505
House Bill No. 1509
House Bill No. 1510
House Bill No. 1545
House Bill No. 1590
House Concurrent Resolution No. 3018
House Concurrent Resolution No. 3045
House Concurrent Resolution No. 3052
Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3002
House Concurrent Resolution No. 3089

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2023
Senate Bill No. 2225
Senate Bill No. 2302

Senate Bill No. 2349
 Senate Bill No. 2363
 Senate Concurrent Resolution No. 4018
 Senate Concurrent Resolution No. 4049

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2044
 Senate Bill No. 2095
 Senate Bill No. 2135
 Senate Bill No. 2153
 Senate Bill No. 2159
 Senate Bill No. 2175
 Senate Bill No. 2297
 Senate Bill No. 2321
 Senate Bill No. 2338
 Senate Bill No. 2354
 Senate Bill No. 2377
 Senate Bill No. 2432

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2044

On page 1, delete lines 10 through 17 and insert in lieu thereof the following: "REQUIRED.) Legislative council budget section approval is necessary before funds can be received by any state agency, institution, or department under the Federal Comprehensive Employment and Training Act of 1973 (Pub. L. 93-203; 87 Stat. 839; 29 U.S.C. 801 et seq.), as amended, where such funds are to be used to employ personnel, and the state agency, institution, or department receives funds which are appropriated by the legislative assembly. Any positions created because of the availability of funds under such act shall continue for only such period of time as may be approved by the budget section."

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2095

On page 1, line 1 of the engrossed bill, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to create and enact a new section to chapter 44-02 of the North Dakota Century Code, relating to the ineligibility of the governor for appointment as United States senator or to elective state office."

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
 STATE OF NORTH DAKOTA:

SECTION 1.) A new section to chapter 44-02 of the North Dakota Century Code is hereby created and enacted to read as follows:

GOVERNOR INELIGIBLE FOR APPOINTMENT AS UNITED STATES SENATOR OR TO ELECTIVE STATE OFFICE.) The governor shall be ineligible for appointment to fill any vacancy occurring in the office of United States senator or any elective state office, and resignation of the governor shall not remove the ineligibility."

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2135

On page 1, line 20, of the reengrossed bill delete the word "To"

On page 1, line 21, delete the words "protect the rights of any" and insert in lieu thereof the word "An"

On page 2, line 1, delete the words "that inmate"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2153

On page 1, line 14 of the engrossed bill, delete the strike through over the words "citizen-of-the-United States" and also delete the word "North"

On page 1, line 15 of the engrossed bill, delete the words "Dakota resident"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2159

On page 1 of the reengrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to amend and reenact subsection 1 of section 27-20-10, subsection 1 of section 27-20-13, subsection 2 of section 27-20-37, and section 50-25.1-08 of the North Dakota Century Code, relating to informal adjustment of minors, to taking minors into custody, to the modification or vacation of orders of the juvenile court, and to the appointment of guardians ad litem.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subsection 1 of section 27-20-10 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. Before a petition alleging delinquent or unruly behavior is filed, the juvenile supervisor or other Officer of the court designated by it, subject to its direction, may give counsel and advice to the parties and impose conditions for the conduct and control of the child with a view to an informal adjustment if it appears:
 - a. The admitted facts bring the case within the jurisdiction of the court;
 - b. Counsel, advice and conditions, if any, for the conduct and control of the child without an adjudication would be in the best interest of the public and the child; and
 - c. The child and his parents, guardian or other custodian consent thereto with knowledge that consent is not obligatory.

SECTION 2. AMENDMENT.) Subsection 1 of section 27-20-13 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

JOURNAL OF THE SENATE

1. A child may be taken into custody:
 - a. Pursuant to an order of the court under this chapter;
 - b. Pursuant to the laws of arrest;
 - c. By a law enforcement officer or a juvenile supervisor, or by order of the juvenile supervisor made pursuant to subsection 1 (h) of section 27-20-06, if there are reasonable grounds to believe (1) that the child is suffering from illness or injury or is in immediate danger from his surroundings, and that his removal is necessary, or (2) that the child has run away from his parents, guardian, or other custodian.

SECTION 3. AMENDMENT.) Subsection 2 of section 27-20-37 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. Except an order committing a delinquent or unruly child to the state industrial school, an order terminating parental rights, or an order of dismissal, an order of the court may also be changed, modified, or vacated on the ground that changed circumstances so require in the best interest of the child. An order terminating parental rights and the parent and child relationship may be vacated by the court upon motion of the parent if the child is not on placement for adoption and the person having custody of the child consents in writing to the vacation of the decree. An order granting probation to a child found to be delinquent or unruly may be revoked on the ground that the conditions of probation have not been observed.

SECTION 4. AMENDMENT.) Section 50-25.1-08 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

50-25.1-08. GUARDIAN AD LITEM.) The court, in every case involving an abused or neglected child which results in a judicial proceeding ~~or proceedings for informal adjustment under 27-20-40~~, shall appoint a guardian ad litem for the child in those proceedings."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2175

On page 2, line 7, delete the word "of" and insert in lieu thereof the words "not to exceed"

On page 3, line 17, delete the word "shall" and insert in lieu thereof the word "should"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2297

On page 1, line 8, of the engrossed bill delete the word "majority" and insert in lieu thereof the words "sixty percent"

On page 2, line 9, delete the word "majority" and insert in lieu thereof the words "sixty percent"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2321

On page 1, line 14, strike the word "majority" and insert in lieu thereof the word "unanimous"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2338

On page 1, line 3 of the engrossed bill, after the word "gasohol" insert the following: "; and declaring an emergency"

On page 1, line 12, after the word "on" insert the word "unleaded"

On page 1, after line 21, insert the following section:

"SECTION 2. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2354

On page 1, line 16 after the word "felony" insert the following: "listed in section 62-01-04"

On page 1, line 18 after the word "process" and before the comma insert the words "for one week"

On page 1, line 20 after the word "course" and before the comma insert the words "for two weeks"

On page 1, line 21 after the word "state" delete the underscore under the comma

and renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2377

On page 1, line 16, after the word "students" insert the following: "pursuant to Chapter 15-10-19" and also on line 16 delete the word "who" and strike the word "graduated"

On page 1, line 17, strike the words "from North Dakota high schools"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2432

On page 1, line 10 of the engrossed bill, strike the words "shall mean" and insert in lieu thereof the word "means"

On page 1, line 11, delete the words "having a length of"

On page 1, line 12, delete the words "twenty-four feet or more,"

On page 1, line 14, after the word "occupant" insert the following: ", but does not mean any house trailer, travel trailer, or mobile home which has a width of less than eight feet and which has two or more of the following:

1. A waste holding tank.
2. A water holding tank.

3. A twelve-volt electrical system.
 4. An attached gas bottle container."

And renumber the lines and pages accordingly

House Chamber

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to House Bills Nos. 1092, 1200, 1236, 1412, 1479, 1481, 1500, 1585, and subsequently passed the same.

ROY GILBREATH, Chief Clerk

CONSIDERATION OF AMENDMENTS

Senator Goodman moved that the amendments to House Bill No. 1095 as recommended by the Committee on Finance and Taxation as printed on page 1327 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to House Bill No. 1306 as recommended by the Committee on Finance and Taxation as printed on pages 1328, 1329 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the amendments to House Bill No. 1357 as recommended by the Committee on Education as printed on page 1330 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to House Bill No. 1397 as recommended by the Committee on Finance and Taxation as printed on page 1331 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to House Bill No. 1475 as recommended by the Committee on Finance and Taxation as printed on pages 1332, 1333 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to House Bill No. 1669 as recommended by the Committee on Political Subdivisions as printed on page 1335 of the Senate Journal be adopted, which motion prevailed. Committee recommends House Bill No. 1669 be placed on the calendar without recommendation.

Senator Iszler moved that the amendments to House Concurrent Resolution No. 3059 as recommended by the Committee on Agriculture as printed on page 1336 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to House Concurrent Resolution No. 3072 as recommended by the Committee on State and Federal Government as printed on page 1336 of the Senate Journal be adopted, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Reiten moved that the Senate do not concur in the House amendments to Senate Bill No. 2109 as printed on page 1275 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2109:

Senator Lodoen
 Senator Mutch
 Senator Orange

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS ON THE CONSENT CALENDAR

House Concurrent Resolution No. 3027. — A concurrent resolution directing the Legislative Council to conduct a study of the membership of agricultural product promotion entities in North Dakota.

House Concurrent Resolution No. 3044. — A concurrent resolution directing the Legislative Council to study the adequacy of community-based residential facilities and care for physically handicapped young adults in North Dakota and to clarify the respective responsibilities of state and local agencies involved in the provision of residential care, treatment, supervision, and related services, and, when necessary, protection to physically handicapped young adults.

House Concurrent Resolution No. 3051. A concurrent resolution urging Congress to maintain Farmers Home Administration county offices in North Dakota.

House Concurrent Resolution No. 3054. — A concurrent resolution directing the Legislative Council to conduct a study of the taxation of sales of water in North Dakota.

House Concurrent Resolution No. 3078. — A concurrent resolution directing the Legislative Council to conduct a study of the relative rights of the owners of the surface and mineral estates.

House Concurrent Resolution No. 3082. — A concurrent resolution directing the Legislative Council to study the personal liability of officers and members of boards and commissions of the state and political subdivisions.

Which had been read the second time.

The question being on the final adoption of the resolutions.

House Concurrent Resolutions Nos. 3027, 3044, 3051, 3054, 3078 and 3082 were adopted on a voice vote.

COMMUNICATION
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

Senate Bill 2340 amends present statutes to move the date of primary elections from the first Tuesday in September to the second Tuesday in June of every general election year and provides for a presidential preference primary in presidential election years.

I consider this bill objectionable for the following reasons:

1) North Dakota's present delegate selection procedures at the precinct, district, and state levels have served the state well in terms of providing national delegations that are representative of their respective parties and a credit to the state. This has been done without the additional time and expense of a statewide presidential preference primary, the outcome of which is often determined by the volume of campaign funds a candidate is able to spend on mass media. North Dakota does not need a presidential preference primary in order to have a significant and responsible role in the nomination of national candidates.

2) Moving the primary date from September to June would extend the length of time in which candidates, parties, and the public would be involved in political campaigns. Present law provides adequate time for political parties and independent groups to present their positions on issues and their candidates for voter assessment and final casting of ballots.

3) Changing the primary date to June would significantly increase the cost of campaigns.

4) A September primary appears to be in better harmony with the rhythm of North Dakota's lifestyle. It comes at the end of the active planting and harvesting cycles which are so important to our economy. It comes at a time when our families are home from vacations and children are back in school.

5) A September primary is closer to the November general election and thus attracts more interest on the part of voters. A June primary seems far removed from the November general election five months later, in this day of instant communication and rapid travel.

For these reasons, I veto Senate Bill 2340.

Sincerely yours,
ARTHUR A. LINK
Governor

MOTION

Senator Nething moved that Senate Bill No. 2340 be placed on the calendar for the purpose of its reconsideration as a vetoed measure pursuant to Section 79 of the Constitution of the State of North Dakota, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2340. — A Bill for an Act to provide for presidential preference primary elections in presidential election years; and to amend and reenact sections 16-04-01, 16-04-11, and 16-04-20, relating to the primary election date, notice to county auditors of the offices to be filled at the primary, and filing petitions to obtain a separate column on the primary election ballot; or, in the alternative, to create and enact sections 16.1-11-01, 16.1-11-02, and 16.1-11-25 of the North Dakota Century Code, relating to the primary election date, notifying the county auditors of the offices to be filled at the primary, and filing petitions to obtain a separate column on the primary ballot; and to repeal sections 16-04-01, 16-04-11, and 16-04-20 of the North Dakota Century Code, as described above, if House Bill No. 1138 is approved by the forty-sixth legislative assembly.

Which has been read and is being reconsidered as a vetoed measure.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 35; nays, 15; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISLER			● NETHING			● SOLBERG		
● BARTH		●	● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● PETERSON		●	● STRAND		
● CHRISTENSEN		●	● KRAUTER		●	● RAIT			● STRANDEN		
● CUSSENS			● LASHKOWITZ		●	● REDLIN		●	● TALLACKSON		●
● DOTZENROD		●	● LEE			● REITEN			● TEWENOS		
● ERDMAN		●	● LIPS			● ROEN			● THANE		
● FARRINGTON			● LODDEN			● SANDNESS			● VOSPER		
● FRITZELL		●	● MELLAND			● SANDS			● WALSH		●
● GOODMAN			● MILLER		●	● SCHIRADO			● WENSTROM		
● HANSON			● MUTCH			● SHABLOW		●	● WRIGHT		
● HOFFNER		●	● NAADEN			● SMYKOWSKI			● WR. PRESIDENT		
● HOLMBERG			● NELSON								

Senate Bill No. 2340 passed over the veto of the Governor.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit Senate Bill No. 2340, which the Senate has passed over the Governor's veto.

● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed, the title was agreed to, and the emergency clause carried.

MOTION

Senator Nothing moved that Senate Concurrent Resolution No. 4066 be laid over one legislative day, which motion prevailed.

House Bill No. 1661. — A Bill for an Act to create and enact the Uniform Marriage and Divorce Act as a chapter of the North Dakota Century Code, providing procedures for the solemnization and registration of marriage, promoting the amicable settlement of disputes between parties to a marriage, providing for the invalidation of certain marriages and for the dissolution of others, providing for the division of property of the parties, and making reasonable provision for the spouse and minor children during and after litigation, making irreconcilable differences the sole basis for dissolution; to amend sections 12.1-20-10, 12.1-20-11, and 14-03-10 of the North Dakota Century Code, relating to penalty for unlawful cohabitation, prohibited marriages, and solemnization of marriages without license; to repeal sections 14-03-01, 14-03-02, 14-03-03, 14-03-06, 14-03-07, 14-03-08, 14-03-09, 14-03-17, 14-03-18, 14-03-19, 14-03-21, and 14-03-22, and chapters 14-04, 14-05, 14-06, and 27-05.1 of the North Dakota Century Code, relating to the marital relationship and family court; and to provide an effective date.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 46; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●		●	●	ISZLER	●	●	NETHING	●	●	SOLBERG	●
●		●	●	JACOBSON	●	●	OLIN	●	●	SORUM	●
●		●	●	JONES	●	●	ORANGE	●	●	STRAND	●
●		●	●	KRAUTER	●	●	PETERSON	●	●	STRINDEN	●
●		●	●	LASHKOWITZ	●	●	RAIT	●	●	TALLACKSON	●
●		●	●	LEE	●	●	REDLIN	●	●	TENNEFOS	●
●		●	●	LIPS	●	●	REITEN	●	●	THANE	●
●		●	●	LODOEN	●	●	ROEN	●	●	VOSPER	●
●		●	●	MELLAN	●	●	SANDNESS	●	●	WALSH	●
●		●	●	MILLER	●	●	SANDS	●	●	WENSTROM	●
●		●	●	MUTCH	●	●	SCHIRADO	●	●	WRIGHT	●
●		●	●	NAADEN	●	●	SHABLOW	●	●	MR. PRESIDENT	●
●		●	●	NELSON	●	●	SMYKOWSKI	●	●		●

House Bill No. 1661 was declared lost.

House Bill No. 1671. — A Bill for an Act to require certain insurers doing business in North Dakota to file certain information with the commissioner of insurance; and to amend and reenact section 26-01-06 of the North Dakota Century Code, relating to the power of the commissioner of insurance to issue certificates of authority to insurers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1229, the roll was called and there were ayes, 43; nays, 0; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●		●	●	ISZLER	●	●	NETHING	●	●	SOLBERG	●
●		●	●	JACOBSON	●	●	OLIN	●	●	SORUM	●

● BERUBE	● JONES	● ORANGE	● STRAND
● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAN	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1681. — A Bill for an Act to create and enact section 39-08-10.1 of the North Dakota Century Code, relating to requiring notification of the next of kin following an accident involving death or serious injury.

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, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAN	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1096. — A Bill for an Act to amend and reenact section 57-15-52.1 of the North Dakota Century Code, relating to the school district levy for district-owned school bus 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, 4; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES		●	● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON		●	● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAN	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW		●	MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1209. — A Bill for an Act to prohibit the sale of agricultural lands to nonresident aliens, to prohibit the recording of instruments of title for nonresident alien purchases of agricultural land, to provide for enforcement by the attorney general, and to require annual reports to the commissioner of agriculture; to amend and reenact section 47-01-11 of the North Dakota Century Code, relating

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH	●		● JACOBSON		●	● OLIN		● SORUM
● BERUBE	●		● JONES		●	● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRINDEN
● CUSONS			● LASHKOWITZ		●	● RAIT		● TALLACKSON
● DOTZENROD			● LEE		●	● REDLIN		● TENNEFOS
● EROMAN			● LIPS		●	● REITEN		● THANE
● FARRINGTON			● LODGEN		●	● ROEN		● VOSPER
● FRITZELL			● MELLAND		●	● SANDNESS		● WALSH
● GOODMAN			● MILLER		●	● SANDS	●	● WENSTROM
● HANSON			● MUTCH		●	● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN		●	● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON		●	● SMYKOWSKI		

So the bill passed and the title was agreed to.

House Bill No. 1316. — A Bill for an Act to amend and reenact section 27-17-03 of the North Dakota Century Code, relating to the services and compensation of retired judges; and declaring an emergency.

Which has been read and has committee recommendation for Indefinite Postponement.

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, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING		● SOLBERG
● BARTH	●		● JACOBSON		●	● OLIN		● SORUM
● BERUBE	●		● JONES	●		● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRINDEN
● CUSONS			● LASHKOWITZ		●	● RAIT		● TALLACKSON
● DOTZENROD			● LEE		●	● REDLIN		● TENNEFOS
● EROMAN			● LIPS		●	● REITEN		● THANE
● FARRINGTON			● LODGEN		●	● ROEN		● VOSPER
● FRITZELL			● MELLAND		●	● SANDNESS		● WALSH
● GOODMAN			● MILLER		●	● SANDS	●	● WENSTROM
● HANSON			● MUTCH		●	● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN		●	● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON		●	● SMYKOWSKI		

House Bill No. 1316 was declared lost.

MOTION

Senator Nothing moved that the Senate stand in recess for twenty minutes, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return Senate Bill No. 2384, which the Senate has requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1335. — A Bill for an Act to create and enact a new section to any legislation enacted by the forty-sixth legislative assembly providing for a coal severance tax, defining the term "coal" and specifically excluding leonardite (natural oxidized lignite) from that definition.

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, 16; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1368. — A Bill for an Act to amend and reenact section 51-21-05 of the North Dakota Century Code, relating to civil remedies against adult shoplifters or against the parent or guardian of a minor shoplifter.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1378. — A Bill for an Act to amend and reenact subsection 13 of section 15-10-17 of the North Dakota Century Code, relating to a retirement program for employees of institutions of higher education as an alternative to chapter 15-39.1.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1483. — A Bill for an Act to create and enact two new sections to chapter 47-16 of the North Dakota Century Code, providing

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1571. — A Bill for an Act to create and enact a new section to chapter 30.1-20 of the North Dakota Century Code, relating to errors in a deed of distribution of assets.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1603. — A Bill for an Act to amend and reenact sections 12-54.1-01, 12-59-05, 12.1-16-01, and 12.1-32-01 of the North Dakota Century Code, relating to good conduct sentence reduction for offenders sentenced to the penitentiary or state farm, to parole consideration by the parole board, to murder, and to the classification of offenses; and making murder a class AA felony with a maximum penalty of life imprisonment, and providing that a sentence for a class AA felony shall be served without benefit of parole or good conduct sentence reduction.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 7; nays, 43; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISZLER		●	● NETHING		●	● SOLBERG		●
● BARTH		●	● JACOBSON		●	● OLIN		●	● SORUM		●
● BERUBE		●	● JONES		●	● ORANGE		●	● STRAND		●
● CHRISTENSEN		●	● KRAUTER		●	● PETERSON		●	● STRINDEN		●
● CUSSONS		●	● LASHKOWITZ		●	● RAIT		●	● TALLACKSON		●
● DOTZENROD		●	● LEE		●	● REDLIN		●	● TENNEFOS		●
● ERDMAN		●	● LIPS		●	● REITEN		●	● THANE		●
● FARRINGTON		●	● LODOEN		●	● ROEN		●	● VOSPER		●
● FRITZELL		●	● MELLAND		●	● SANDNESS		●	● WALSH		●
● GOODMAN		●	● MILLER		●	● SANDS		●	● WENSTROM		●

HANSON	●	MUTCH	●	SCHIRADO	●	WRIGHT	●
HOFFNER	●	NAADEN	●	SHABLOW	●	MR. PRESIDENT	●
HOLMBERG	●	NELSON	●	SMYKOWSKI	●		

House Bill No. 1603 was declared lost.

House Bill No. 1608. — A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-01 and subsection 5 of section 57-40.2-01 of the North Dakota Century Code, redefining "gross receipts" and "purchase price" to exclude any federal excise taxes on goods.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 3; nays, 46; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS	●		ISZLER	●		NETHING	●		SOLBERG	●	
BARTH	●		JACOBSON	●		OLIN	●		SORUM	●	
BERUBE	●		JONES	●		ORANGE	●		STRAND	●	
CHRISTENSEN	●		KRAUTER	●		PETERSON	●		STRINDEN	●	
CUSSONS	●		LASHKOWITZ	●		RAIT	●		TALLACKSON	●	
DOTZENROD	●		LEE	●		REDLIN	●		TENNEFOS	●	
ERDMAN	●		LIPS	●		REITEN	●		THANE	●	
FARRINGTON	●		LODDEN	●		ROEN	●		VOSPER	●	
FRITZELL	●		MELLAND	●		SANDNESS	●		WALSH	●	
GOODMAN	●		MILLER	●		SANDS	●		WENSTROM	●	
HANSON	●		MUTCH	●		SCHIRADO	●		WRIGHT	●	
HOFFNER	●		NAADEN	●		SHABLOW	●		MR. PRESIDENT	●	
HOLMBERG	●		NELSON	●		SMYKOWSKI	●				

House Bill No. 1608 was declared lost.

MOTIONS

Senator Peterson moved that House Bill No. 1614 be laid over one legislative day, which motion prevailed.

Senator Iszler moved that House Bill No. 1628 be re-referred to the Committee on Agriculture, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1634. — A Bill for an Act to amend and reenact subsection 1 of section 39-04-19, subsection 2 of section 39-12-05, and sections 57-54.1-09, 57-54.1-11, and 57-54.1-12 of the North Dakota Century Code, relating to election of trip permit in lieu of vehicle registration fees, improved equipment permit fees, issuance and display of license or permit, revocation of license, and occasional trip permits; and to repeal section 57-54.1-08 of the North Dakota Century Code, relating to importer for use bond.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1297, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS	●		● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1636. — A Bill for an Act to create and enact a new section to chapter 39-19 of the North Dakota Century Code, relating to requiring the state highway department to join the international registration plan and the multistate reciprocal agreement.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1297, the roll was called and there were ayes, 47; nays, 2; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE
CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3021. — A concurrent resolution directing the Legislative Council to study the provision of health care services in North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 1299, House Concurrent Resolution No. 3021 was adopted.

House Concurrent Resolution No. 3038. — A concurrent resolution urging North Dakota Governor Arthur A. Link to proclaim a "North Dakota Forgotten Victims of Crime Week".

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3038 was adopted.

House Concurrent Resolution No. 3048. — A concurrent resolution directing a Legislative Council study to monitor the collocation of comprehensive mental health and area social service centers.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 1300, House Concurrent Resolution No. 3048 was adopted.

House Concurrent Resolution No. 3058. — A concurrent resolution directing the Legislative Council to conduct a study of the financing of elementary and secondary schools in the continuing effort toward the goal of providing the best possible education for the students of North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3058 was adopted.

House Concurrent Resolution No. 3060. — A concurrent resolution to appoint an official photographer for the Forty-sixth Legislative Assembly, to set forth the photography order, and to authorize payment.

On page 2, line 35, after the period, insert the following:

The total amount of bonds issued by a county and a city under this section shall be in proportion to the joint usage of the building by the county and the city and shall also consider the tax base of the county and the tax base of the city. When a county and a city wholly within the county boundaries propose to issue bonds for the purpose of a building for their joint use, the governing body of the county may submit to its qualified voters the proposition of issuing bonds in the total amount required to be borrowed for the building, under an initial resolution and ballot stating the maximum total principal amount of the bonds and the maximum principal amount thereof for which the city shall be obligated. In this event the governing body of the city shall adopt an ordinance or resolution stating the maximum amount of the obligation proposed to be incurred by the city and the other matters of information required for an initial resolution for bonds under the provisions of section 21-03-09, which ordinance or resolution shall be subject to referral to the electors of the city by petition of the percentage of the electors referred to in chapter 40-12 and upon the conditions and in the manner therein set forth. If the issuance of the bonds is approved by the required majority of the qualified voters of the county voting thereon, and if the city ordinance or resolution is not referred or is approved by a majority of the qualified electors of the city voting thereon, the bonds may be issued by the county and the obligation incurred by the city. The principal amount of the obligation incurred by the city to the county, as provided in the agreement, shall be a general obligation and indebtedness of the city as referred to and limited by section 21-03-04 and by section 183 of the Constitution, and shall be deducted from the principal amount of the bonds in determining the net indebtedness incurred by the county in the issuance thereof. The city shall levy a direct, annual, irrevocable tax for the payment of its obligation and the interest thereon as required for the payment of general obligation bonds under the provisions of section 21-03-15, which tax shall be retained by the county auditor in the sinking and interest fund for the county bonds as provided in section 21-03-41. Each payment of principal, interest and premium, if any, due with respect to the county bonds shall be the obligation of the city in the proportion that the original principal amount of the city's obligation bears to the original principal amount of the bonds, for the purpose of ascertaining the amount of net indebtedness of the city and the county outstanding at any time, of determining the amount of taxes required to be assessed and collected annually by the city and the county for the bond sinking and interest fund, and of determining the amounts of income from the investment of the sinking and interest fund which are to be credited against the obligations of the city and county, respectively, and for all other purposes whatsoever. Nothing herein requires the city-county agreement to be executed before the authorization of the bonds and the city's obligation thereon. The agreement when executed shall fix the relative contributions of the city and county to the capital cost of the building in a manner consistent with the maximum net indebtedness authorized to be incurred by each of them, respectively. If so provided in the agreement, the city may evidence its obligation by the issuance of general obligation bonds of the city and appropriate the proceeds of its bonds for expenditure in accordance with the terms of the agreement, and the amount of the county bonds may be reduced by the amount issued by the city.

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.

Stephen Lodoen _____ Chairman
 Senator Lodoen

Senate Bill No. 2483 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State and Federal Government

to whom was referred House Bill No. 1046

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, of the engrossed bill, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide for annual fire inspection of all state institutions and buildings."

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. ANNUAL FIRE INSPECTION OF STATE BUILDINGS AND INSTITUTIONS.) An annual fire inspection shall be performed at each state institution and building. The annual inspection shall be made by the fire department of the city or fire protection district in which the institution or building is located, at the direction of the officer in charge of the institution or building, who shall prepare a report based upon the findings of the fire inspection. The report, which shall contain specifications of any violations, shall be submitted to the responsible board, agency, or commission and the copy of the report will be submitted to the state fire marshal.

If the report indicates that any violations can be corrected within the current budget of the responsible board, agency, or commission, action to correct the violations, unless good cause can be demonstrated to the attorney general, shall be initiated within thirty days of receipt of the report by the responsible board, agency, or commission.

For the purposes of this section, a "fire inspection" is a procedure performed in accordance with standards set forth in the uniform building code, the code of the building officials and code administrators (BOCA), or the code of the national fire protection association (NFPA)."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Kent Jones
Senator Jones Chairman

House Bill No. 1046 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1130

Has had the same under consideration and recommends that the same

do pass, be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Harold Goodman
Senator Goodman Chairman

House Bill No. 1130 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY
to whom was referred House Bill No. 1138

Has had the same under consideration and recommends that the same

do pass, be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- On page 1 of the engrossed bill, line 16, after the semicolon insert the following: "to provide effective dates;"
- On page 2 of the engrossed bill, line 16, delete the hyphen and words
"- ADVISORY COMMISSION ON ELECTIONS"
- On page 2 of the engrossed bill, line 19, delete the words "a special"
and insert in lieu thereof the words "additional personnel"
- On page 2 of the engrossed bill, line 20, delete the words "deputy
secretary"
- On page 3 of the engrossed bill, after line 29, insert the following
subdivision:
- "k. Establish standards for all election machinery, locations,
and supplies, including but not limited to, ballots, wrappers,
seals, stamps, ballot boxes, pollbooks, tally sheets, reports,
voting machines, electronic voting systems, and voting places."
- On page 3 of the engrossed bill, delete lines 34 and 35
- On page 4 of the engrossed bill, delete lines 1 through 32
- On page 4 of the engrossed bill, line 33, delete the numeral "7" and
insert in lieu thereof the numeral "4"
- On page 5 of the engrossed bill, line 4, delete the numeral "8" and
insert in lieu thereof the numeral "5"
- On page 8 of the engrossed bill, line 10, delete the third word "the"
and insert in lieu thereof the words "an analysis"
- On page 8 of the engrossed bill, line 11, delete the words "complete
text"
- On page 8 of the engrossed bill, line 13, delete the words "total text"
and insert in lieu thereof the word "effect"
- On page 8 of the engrossed bill, line 16, delete the words and comma
"In addition thereto, the attorney general shall"
- On page 8 of the engrossed bill, delete lines 17 through 26
- On page 10 of the engrossed bill, line 4, delete the words "Each
affidavit prepared"
- On page 10 of the engrossed bill, delete lines 5 through 8
- On page 10 of the engrossed bill, line 27, delete the words "The
secretary of state may call upon"
- On page 10 of the engrossed bill, delete lines 28 and 29
- On page 13 of the engrossed bill, after line 12, insert the following
subsection:
- "4. Shall provide voting places which are reasonably accessible
to the elderly and the handicapped."
- On page 13 of the engrossed bill, line 13, delete the numeral and
period "4.", and move lines 13 through 21 to the left margin of
the section
- On page 18 of the engrossed bill, line 23, delete the words "In voting
precincts not using"
- On page 18 of the engrossed bill, delete lines 24 through 27
- On page 20 of the engrossed bill, line 8, after the comma insert the
words "thirty days"

- On page 20 of the engrossed bill, line 17, after the first word "officials" insert the comma and words ", but in no event shall the compensation exceed fifty dollars for each election"
- On page 23 of the engrossed bill, line 17, delete the words "under the name of" and insert in lieu thereof the word "for", and after the word "each" insert the word "office"
- On page 23 of the engrossed bill, line 18, delete the word "candidate", after the word "name" insert the words and commas "or names, as the case may be,", and delete the words "the one" and insert in lieu thereof the word "those"
- On page 23 of the engrossed bill, line 27, delete the word "certain" and insert in lieu thereof the words "appropriate election"
- On page 24 of the engrossed bill, line 26, delete the word "certain" and insert in lieu thereof the words "appropriate election"
- On page 25 of the engrossed bill, delete lines 11 through 31
- On page 26 of the engrossed bill, line 4, after the word "machines" insert the words "or electronic voting systems"
- On page 26 of the engrossed bill, line 20, after the period insert the following: "The ballot title shall be written by the secretary of state and approved by the attorney general."
- On page 27 of the engrossed bill, line 12, after the word "machines" insert the words "or electronic voting systems"
- On page 28 of the engrossed bill, line 34, delete the words "paper ballots or"
- On page 29 of the engrossed bill, line 6, delete the comma and words ", or paper ballot"
- On page 29 of the engrossed bill, line 11, delete the comma
- On page 29 of the engrossed bill, line 12, delete the words and comma "paper ballots,"
- On page 29 of the engrossed bill, line 15, delete the words "'Paper ballot" means an official ballot conforming in" and insert in lieu thereof the words "'Ballot envelope" means the envelope in which the ballot card is enclosed and upon which the names of write-in candidates may be written."
- On page 29 of the engrossed bill, delete lines 16 through 18
- On page 29 of the engrossed bill, line 19, delete the words "paper ballots"
- On page 29 of the engrossed bill, line 20, delete the word "or"
- On page 32 of the engrossed bill, line 14, delete the words "paper or by"
- On page 32 of the engrossed bill, line 32, delete the words "paper ballots or"
- On page 33 of the engrossed bill, line 19, delete the word "five" and insert in lieu thereof the word "eight"
- On page 34 of the engrossed bill, line 22, after the period insert the following: "He also shall deliver or cause to be delivered a manila wrapper and a suitable seal for the purpose of wrapping and sealing the stamp and inkpads at the close of the voting but prior to the counting of the ballots."
- On page 35 of the engrossed bill, line 24, delete the words "and one copy of the pollbook used at the last election"

- On page 36 of the engrossed bill, line 7, after the period insert the following: "Any elector whose name is not on the typed list shall be required to execute an affidavit in accordance with section 16.1-05-06"
- On page 36 of the engrossed bill, line 10, delete the words "The copy of"
- On page 36 of the engrossed bill, delete lines 11 through 15
- On page 39 of the engrossed bill, line 5, delete the word "fourteen" and insert in lieu thereof the word "twenty"
- On page 39 of the engrossed bill, line 15, after the period insert the following: "A voter may obtain an application form for an absent voter's ballot for a general, special, primary, or county election from either the county auditor or a city auditor."
- On page 40 of the engrossed bill, after line 6 insert the following:
- " (signature of witness)
-
- (mailing address - telephone number)"
- On page 42 of the engrossed bill, line 6, delete the words "other ballots" and insert in lieu thereof the word "returns"
- On page 42 of the engrossed bill, line 11, after the period insert the following: "An absent voter may personally deliver the absent voter's ballot to the appropriate officer's office at any time prior to four p.m. on the day before the election."
- On page 43 of the engrossed bill, line 12, after the comma insert the following: "or any absent voter's ballot received by the inspector from the appropriate officer too late to be counted at the precinct,"
- On page 47 of the engrossed bill, line 6, delete the words "legislation of any kind" and insert in lieu thereof the words "any measure before the legislative assembly"
- On page 54 of the engrossed bill, line 33, delete the words "with actual malice", and after the word "advertisement" insert the words "or news release"
- On page 55 of the engrossed bill, line 9, after the word "pay" insert the words "or give anything of value to"
- On page 55 of the engrossed bill, line 13, delete the word "payment" and insert in lieu thereof the word "inducement"
- On page 72 of the engrossed bill, line 11, delete the word "PRIMARY"
- On page 72 of the engrossed bill, line 23, delete the words "over the name or"
- On page 74 of the engrossed bill, line 17, after the word "represents" insert the following: ", but the statement shall not indicate an affiliation with or the support of any political party organized in accordance with this title"
- On page 74 of the engrossed bill, line 27, delete the words "three hundred" and insert in lieu thereof the words "one thousand"
- On page 76 of the engrossed bill, line 23, delete the word "thirty" and insert in lieu thereof the word "thirty-five"
- On page 77 of the engrossed bill, line 32, delete the commas and words ", texture, and grade of"
- On page 84 of the engrossed bill, line 34, after the first word "the"

insert the word "paper", and after the word "ballot" insert the words and commas "or ballot card, ballot stub, and ballot envelope"

- On page 85 of the engrossed bill, line 3, after the period insert the following: "When an electronic voting system is used, the inspector or judge delivering the ballot card, ballot stub, and ballot envelope shall inform each elector that if the ballot stub is detached by anyone except an election judge, the ballot card and ballot envelope shall not be deposited in the ballot box, but shall be marked spoiled and placed with the other spoiled ballots."
- On page 86 of the engrossed bill, line 1, after the word "marking" insert the words "the ballot envelope"
- On page 86 of the engrossed bill, line 2, delete the words "paper ballot or"
- On page 86 of the engrossed bill, line 13, after the word "ballot" insert the words "or ballot envelope"
- On page 86 of the engrossed bill, line 20, after the word "ballot" insert the words "or ballot envelope"
- On page 97 of the engrossed bill, line 31, after the word "judges" insert the following: "shall immediately place the stamp and inepad in the manila wrapper provided by the county auditor and seal it with the seal provided by the county auditor and then they"
- On page 99 of the engrossed bill, line 30, after the first word "and" insert the words and comma "the wrapped and sealed stamp and inepad,"
- On page 101 of the engrossed bill, line 23, delete the words "counting centers" and insert in lieu thereof the words "public place or places", and after the word "shall" insert the words "be delivered by the election inspector and the two election judges to"
- On page 101 of the engrossed bill, line 24, after the word "counted" insert the words "in the presence of the election inspector and the two election judges"
- On page 104 of the engrossed bill, line 20, delete the words "is a candidate for office at the election" and insert in lieu thereof the following: "would not be eligible to serve as a member of the election board pursuant to subsection 2 of section 16.1-05-02 shall serve on the county canvassing board. If any of the members of the board other than the representatives of the two political parties are disqualified or cannot serve for any other reason, the county commissioners who would be qualified to serve on the board shall appoint alternates to serve in the place of those members of the board who are disqualified."
- On page 104 of the engrossed bill, delete lines 21 through 34
- On page 104 of the engrossed bill, line 35, delete the words and period "act in his place."
- On page 105 of the engrossed bill, line 2, delete the word "they" and insert in lieu thereof the words "the district chairmen"
- On page 105 of the engrossed bill, line 3, delete the word "in"
- On page 105 of the engrossed bill, line 4, delete the words "their capacity"
- On page 112 of the engrossed bill, line 17, after the period insert the following: "The duties of the state canvassing board are ministerial, mandatory, and nondiscretionary, and consist of canvassing the results received from the various counties, computing the final results, and certifying the results on the basis of the canvass."

- On page 116 of the engrossed bill, line 20, after the parenthesis insert the comma and words ", and until his successor is duly elected and qualified"
- On page 120 of the engrossed bill, line 14, delete the words "was a" and insert in lieu thereof the words "would not be qualified to serve on the election board pursuant to subsection 2 of section 16.1-05-02. If any of the members of the recount board are disqualified or cannot serve for any other reason, the members of the county commission who would be qualified to serve on the board shall appoint disinterested electors of the county to serve as alternates."
- On page 120 of the engrossed bill, delete lines 15 through 28
- On page 120 of the engrossed bill, line 29, delete the words and period "elector of the county."
- On page 123 of the engrossed bill, line 10, delete the words "are tried in this state" and insert in lieu thereof the words "to the court without a jury"
- On page 124 of the engrossed bill, line 10, after the period insert the following: "This subsection shall not apply if an incumbent is in office and is entitled to serve until his successor is duly elected and qualified, in which event the incumbent may only be removed by impeachment."
- On page 127 of the engrossed bill, after line 13, insert the following sections:
- "SECTION 15.) Section 16.1-06-07 of the North Dakota Century Code is hereby created and enacted to read as follows:
- 16.1-06-07. ARRANGEMENT OF NAMES ON BALLOT FOR PRESIDENTIAL ELECTORS.) The ballot provided for in section 16.1-06-05 shall be arranged as follows: The names of the candidates of the party casting the highest number of votes in the state for members of Congress at the last preceding general election shall be arranged in the first or left-hand column of such ballot; of the party casting the next highest number of votes in the second column; of the party casting the next highest number of votes in the third column; and of such other party as the secretary of state may direct in the fourth and successive columns. In presidential election years the names of presidential electors presented in one certificate of nomination shall be arranged in a group enclosed in brackets to the right and opposite the center of which shall be printed in bold type the surname of the presidential candidate represented. To the right and in a line with such surname, near the margin, shall be placed a single square, and a mark within such square shall be designated a vote for all the electors, and such group shall be placed at the head of the column under the party designated or represented in such certificate.
- SECTION 16.) Section 16.1-06-07 of the North Dakota Century Code is hereby created and enacted to read as follows:
- 16.1-06-07. ARRANGEMENT OF NAMES ON BALLOT FOR PRESIDENTIAL ELECTORS.) The ballot provided for in section 16.1-06-05 shall be arranged as follows:
1. Initially, the names of the candidate of the party casting the highest number of votes in the state for members of Congress at the last preceding general election shall be arranged in the first or left-hand column of such ballot; of the party casting the next highest number of votes in the second column; of the party casting the next highest number of votes in the third column; and of such other party as the secretary of state may direct in the fourth and successive columns.
 2. In printing each set of official ballots for the various

election precincts, one-half of the ballots shall be printed with the political party columns arranged as prescribed by subsection 1 of this section, and the other half of the ballots shall be printed by interchanging only the first two political party columns.

- 3. After the ballots are printed as prescribed in subsection 2 of this section, they shall be kept in separate piles and then repiled by taking one ballot from each pile and placing it upon the new pile so that every other ballot in the new pile has the first two political party columns in different positions. This repiling for political party column rotation shall be done in conjunction with the required rotation of names within the political party columns. After the repiling is completed, the ballots shall be cut and packaged for the various election precincts.
- 4. In presidential election years the names of presidential electors presented in one certificate of nomination shall be arranged in a group enclosed in brackets to the right and opposite the center of which shall be printed in bold type the surname of the presidential candidate represented. To the right and in a line with such surname, near the margin, shall be placed a single square, and a mark within such square shall be designated a vote for all the electors, and such group shall be placed at the head of the column under the party designated or represented in such certificate.
- 5. In precincts in which voting machines are used, the rotation of political party columns required by this section shall be performed in the same manner as provided for the primary election ballot.

SECTION 17. EFFECTIVE DATES.) The provisions of section 15 of this Act shall be effective from July 1, 1979, through June 30, 1981. The provisions of section 16 of this Act shall be effective on July 1, 1981."

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass


 Chairman
 Senator Sands

House _____ Bill No. 1138 _____ was placed on the _____ sixth _____

order of business on the calendar for the succeeding legislative day.

Mr. _____ President _____ : Your Committee on NATURAL RESOURCES _____

to whom was referred _____ House _____ Bill No. 1197 _____

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2 of the engrossed bill, line 8, delete the words "or fur-"

On page 2 of the engrossed bill, line 9, delete the word "bearers"

And renumber the lines and pages accordingly.

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And when so amended recommends the same do pass.

Jacobson Chairman
Senator Jacobson

House Bill No. 1197 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on EDUCATION

to whom was referred House Bill No. 1242

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 4, after the word "amend" insert the following:
"subsection 1 of"

On page 1, line 4, delete the word "sections" and insert in lieu
thereof the word "section"

On page 1, line 4, after the numerals "15-39.1-13" delete the
comma and insert in lieu thereof the words "and sections"

On page 2, line 9, after the word "amended" insert the words
"and reenacted"

On page 2, line 13, after the word "aide" insert the following:
"for more than ten days in any one school year"

On page 3, line 2, strike-through the word "and" and insert in
lieu thereof a comma and on the same line, after the word
"education" insert the following: "and the professional
staff of the North Dakota high school activities association"

On page 3, after line 9, insert the following:
"d. Any person who serves in the capacity of a substitute
or part-time teacher for more than ten days in any one
school year."

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.

Sandness Chairman
Senator Sandness

House Bill No. 1242 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES

to whom was referred House Bill No. 1252

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 35 of the engrossed bill, line 32, delete the word "Such"

On page 35 of the engrossed bill, delete all of line 33

On page 36 of the engrossed bill, delete all of lines 1 and 2

On page 50 of the engrossed bill, delete all of lines 1 through 8

On page 50 of the engrossed bill, line 9, delete the numeral "7"
insert in lieu thereof the numeral "6"

On page 69 of the engrossed bill, line 11, after the word "commission"
insert the words "or its authorized representative"

On page 69 of the engrossed bill, line 22, after the word "commission"
insert the words "or its authorized representative"

On page 69 of the engrossed bill, line 25, after the words "commission or"
insert the words "its authorized representative"

On page 70 of the engrossed bill, line 12, after the word "commission"
insert the words "or its authorized representative"

On page 70 of the engrossed bill, line 21, after the word "commission"
insert the words "or its authorized representative"

On page 71 of the engrossed bill, line 4, after the first word "commission"
insert the words "or its authorized representative", and on that same
line, after the second word "commission" insert the words "or its
authorized representative"

On page 71 of the engrossed bill, line 21, after the word "commission"
insert the words "or its authorized representative"

On page 71 of the engrossed bill, line 32, after the word "commission"
insert the words "or its authorized representative"

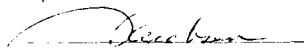
On page 72 of the engrossed bill, line 3, after the word "commission"
insert the words "or its authorized representative"

On page 83 of the engrossed bill, line 3, delete the words "If the
refusal or willful failure to" and insert in lieu thereof the
following: "After an opportunity for hearing and after a finding
by the commission that the permit applicant, or operator specified
in the application, controls or has controlled mining operations
with a demonstrated pattern of willful violations of this chapter
of such nature and duration that result in irreparable damage to
the environment as to indicate an intent not to comply with the
provisions of this chapter, no permit shall be issued to said
permit applicant or permittee."

On page 83 of the engrossed bill, delete all of lines 4 through 9.

And renumber the lines, sections and pages accordingly.

And when so amended recommends the same do pass.



Senator Jacobson Chairman

House Bill No. 1252 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1302

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 9, strike the words "usual selling price" and immediately thereafter insert the words "value determined by considering"

On page 1 of the engrossed bill, strike lines 10 through 14


On page 1 of the engrossed bill, line 15, strike the word "consideration", delete the word "shall", and strike the words "be given to"

On page 1 of the engrossed bill, line 18, after the word "assessed" delete the following: ", including" and insert in lieu thereof a period and the words ". This shall include"

On page 1 of the engrossed bill, line 20, delete the words "cash rent" and insert in lieu thereof the words "farm rentals"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


Senator Goodman Chairman
sixth

House Bill No. 1302 was placed on the _____

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State and Federal Government
to whom was referred House Bill No. 1304

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to create and enact two new sections to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program, creating the coal impact office and setting out the powers and duties of the director; to amend and reenact sections 57-62-04 and 57-62-05 of the North Dakota Century Code, providing for a coal development impact office and setting forth the powers and duties of the director; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) A new section to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program is hereby created and enacted to read as follows:

COAL DEVELOPMENT IMPACT OFFICE - APPOINTMENT OF DIRECTOR.) There is hereby created a coal development impact office, the director of which shall be appointed by and serve at the pleasure of the public service commission. The director's appointment shall be confirmed by the senate. The director shall have knowledge of state and local government and shall have experience or training in the fields of taxation and accounting. The salary of the director shall be set by the public service commission within the limits of legislative appropriations. The director may employ such other persons as may be necessary and may fix their compensation within the appropriation made for such purpose. The public service commission shall fill any vacancy in the position of director in the same manner as listed above and, in addition, shall serve as an appeals board under rules promulgated by the public service commission to reconsider grant applications for aid under this chapter which have been denied by the director. All action by the public service commission, including appointment of a director, shall be by majority vote.

SECTION 2.) A new section to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program is hereby created and enacted to read as follows:

POWERS AND DUTIES OF COAL DEVELOPMENT IMPACT DIRECTOR.) The coal development impact director shall:

1. Develop a plan for the assistance, through financial grants for services and facilities, of counties, cities, school districts, and other political subdivisions in a coal development impact area.
2. Establish procedures and provide proper forms to political subdivisions for use in making application for funds for impact assistance as provided in this chapter.
3. Make grants to counties, cities, school districts, and other taxing districts as provided in this chapter and within the appropriations made for such purposes. In determining the amount of impact grants for which political subdivisions are eligible, the amount of revenue to which such political subdivisions will be entitled from taxes upon the real property of coal development plants and from other tax or fund distribution formulas provided by law shall be considered.

SECTION 3. AMENDMENT.) Section 57-62-04 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-62-04. COAL DEVELOPMENT IMPACT OFFICE - COAL DEVELOPMENT IMPACT COMMISSION - APPOINTMENT OF DIRECTOR.) There is hereby created ~~in the office of the governor~~ a coal development impact office--~~The~~, the director of which shall be appointed by and shall serve at the pleasure of the ~~governor~~ public service commission. The director's appointment shall be confirmed by the senate. ~~The~~ director shall have knowledge of state and local government and shall have experience or training in the fields of taxation and accounting. The salary of the director shall be set by the ~~governor~~ public service commission within the limits of legislative appropriations. The director may employ such other persons as may be necessary and may fix their compensation within the appropriation made for such purpose. ~~The~~ public service commission shall fill any

vacancy in the position of director in the same manner as listed above and, in addition, shall serve as an appeals board under rules promulgated by the public service commission to reconsider grant applications for aid under this chapter which have been denied by the director. All action by the public service commission, including appointment of a director, shall be by majority vote.

SECTION 4. AMENDMENT.) Section 57-62-05 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-62-05. POWERS AND DUTIES OF COAL DEVELOPMENT IMPACT ~~OFFICE~~ DIRECTOR.) The coal development impact ~~office~~ director shall:

1. Develop a plan for the assistance, through financial grants for services and facilities, of counties, cities, school districts, and other political subdivisions in a coal development impact area.
2. ~~Advise, study, recommend, and report to the governor and the legislative assembly on the impact to the state and the political subdivisions of the state resulting from coal development.~~
3. Establish procedures and provide proper forms to political subdivisions for use in making application for funds for impact assistance as provided in this chapter.
4. ~~3.~~ Make grants to counties, cities, school districts, and other taxing districts as provided in this chapter and within the appropriations made for such purposes. In determining the amount of impact grants for which political subdivisions are eligible, the amount of revenue to which such political subdivisions will be entitled from taxes upon the real property of coal development plants and from other tax or fund distribution formulas provided by law shall be considered.

SECTION 5. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

_____ Senator Jones _____ Chairman
House _____ Bill No. 1304 _____ was placed on the 6th _____

order of business on the calendar for the succeeding legislative day.

Mr. President _____: Your Committee on Natural Resources _____
to whom was referred House _____ Bill No. 1326 _____

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

W. Jacobson Chairman
Senator Jacobson

House Bill No. 1326 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1347

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

PURPOSE OF INTENT:

This problem is being addressed in the Game and Fish Appropriation. The sponsors indicated preference to add this appropriation in that budget.

W. Lips Chairman
Senator Lips

House Bill No. 1347 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education

to whom was referred House Bill No. 1370

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

M. Sandness Chairman
Senator Sandness

House Bill No. 1370 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government

to whom was referred House Bill No. 1413

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

K. Jones Chairman
Senator Jones

House Bill No. 1413 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

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Mr. President : Your Committee on State and Federal Government
to whom was referred House Bill No. 1447

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Kent Jones
Senator Jones Chairman

House Bill No. 1447 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State and Federal Government
to whom was referred House Bill No. 1496

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Kent Jones
Senator Jones Chairman

House Bill No. 1496 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Education
to whom was referred House Bill No. 1559

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 2 of the engrossed bill, line 2, delete the words "two weeks" and insert in lieu thereof the words "a reasonable time"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Walter Sandness
Senator Sandness Chairman

House Bill No. 1559 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State and Federal Government
to whom was referred House Bill No. 1639

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Page 1, line 9, of the engrossed bill after the word "plan," delete the words "shall receive a" and insert in lieu thereof the words "who is receiving \$9,200 base pay annually or less shall receive a permanent increase of fifty dollars per month"

Page 1, of the engrossed bill, delete line 10

Page 1, line 11, of the engrossed bill delete the word "month"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

San Jones Chairman
Senator Jones

House Bill No. 1639 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education

to whom was referred House Bill No. 1657

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the reengrossed bill, line 2, after the word "private" insert the word "nonprofit"

On page 1 of the reengrossed bill, line 7, delete the word "accredited"

On page 1 of the reengrossed bill, line 7, after the word "private" insert the word "nonprofit"

On page 1 of the reengrossed bill, line 14, after the word "private" insert the word "nonprofit"

And renumber the lines accordingly.

And when so amended recommends the same do pass.

Walter Sandness Chairman
Senator Sandness

House Bill No. 1657 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President on Your Joint Committee Constitutional Revision

to whom was referred House Concurrent Resolution

Bill No. 3009, has had the same under consideration and recommends, by a vote of

Ayes, 6; Nays, 3; Absent, 1, that the same

do pass. do not pass. be placed on calendar without recommendation.

Donald Wenstrom

Bob Brown

Senator Wenstrom _____ Rep. Conmy Co-Chairman
House Concurrent Resolution ~~Bill~~ No. 3009 was placed on the 14th
order of business on the calendar for the succeeding legislative day.

President
Mr. Your Joint Committee on Constitutional Revision
to whom was referred House Concurrent Resolution

~~Bill~~ No. 3011, has had the same under consideration and recommends, by a vote of
Ayes, 6; Nays, 1; Absent, 3, that the same

- do pass. do not pass. be placed on calendar
without recommendation.
 be amended as follows:

Donald Wenstrom

Bob Brown

Senator Wenstrom _____ Rep. Conmy Co-Chairman
House Concurrent Resolution ~~Bill~~ No. 3011 was placed on the 14th
order of business on the calendar for the succeeding legislative day.

Mr. 11th dent Your Committee on FINANCE AND TAXATION
to whom was referred House Concurrent Resolution No. 3028

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
 be amended as follows:

And be placed on the Consent Calendar

Goodman

House Concurrent Resolution No. 3028 Senator Goodman Chairman
_____ was placed on the tenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on NATURAL RESOURCES
to whom was referred House Concurrent Resolution
_____ No. 3057

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar
without recommendation
 be amended as follows:

Jacobson


House Concurrent Resolution Senator Jacobson Chairman
_____ No. 3057 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred House Concurrent Resolution No. 3066

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


Senator Goodman Chairman

House Concurrent Resolution No. 3066
was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred House Concurrent Resolution No. 3068

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

And be placed on the Consent Calendar


Senator Goodman Chairman

House Concurrent Resolution No. 3068
No. _____ was placed on the tenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred House Concurrent Resolution No. 3070

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:


Senator Goodman Chairman

House Concurrent Resolution No. 3070
was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
to whom was referred House Concurrent Resolution No. 3071

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

And be placed on the Consent Calendar

House Concurrent Resolution No. 3071 was placed on the tenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION House Concurrent Resolution No. 3080 to whom was referred

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows

House Concurrent Resolution No. 3080 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on State and Federal Government House Concurrent Resolution Bill No. 3083 to whom was referred

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows

House Concurrent Resolution Bill No. 3083 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on FINANCE AND TAXATION House Concurrent Resolution No. 3087 to whom was referred

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows

House Concurrent Resolution No. 3087 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE
CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3001. — A concurrent resolution to create a new article II of the Constitution of the State of North Dakota, relating to the legislative assembly; to repeal sections 26 through 44 and sections 46 through 70 of the present article II of the Constitution of the State of North Dakota, relating to the legislative assembly; and providing an effective date.

Was read the first time and referred to the Committee on Constitutional Revision.

House Concurrent Resolution No. 3002. — A concurrent resolution to create a new section of the Constitution of the State of North Dakota relating to legislative reimbursement; to repeal section 45 of the Constitution of the State of North Dakota, relating to legislative salaries and mileage; and providing an effective date.

Was read the first time and referred to the Committee on Constitutional Revision.

House Concurrent Resolution No. 3062. — A concurrent resolution for the amendment of section 176 of the Constitution of the State of North Dakota, relating to the taxation of property.

Was read the first time and referred to the Committee on Constitutional Revision.

STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on March 12, 1979, I signed the following Senate Bills:

Senate Bill No. 2004
Senate Bill No. 2005
Senate Bill No. 2041
Senate Bill No. 2152
Senate Bill No. 2154
Senate Bill No. 2198
Senate Bill No. 2230
Senate Bill No. 2244
Senate Bill No. 2247
Senate Bill No. 2248
Senate Bill No. 2260
Senate Bill No. 2268
Senate Bill No. 2294
Senate Bill No. 2322
Senate Bill No. 2333
Senate Bill No. 2390.

ARTHUR A. LINK, Governor

Senator Thane moved that the absent Senators be excused, which motion prevailed.

Senator Thane moved that at the conclusion of the 5th Order of Business, the 13th Order of Business and after the reading of Senate Bill 2480, SCR 4066, House Bills 1095, 1130, 1306, 1326, 1347, 1357, 1370, 1397, 1413, 1438, 1447, 1475, 1496, 1614, 1669, HCR's 3009, 3011, 3057, 3059, 3066, 3070, 3072, 3080, 3083, 3087, 3028, 3068, and 3071, the Senate adjourn and

convene at 1:00 P.M., Wednesday, March 14, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTIETH DAY

Bismarck, March 14, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Captain Ed Jarvis, Salvation Army, Bismarck.

Be gracious unto us, O Lord, and Bless Us.

Grant Peace unto these legislators who themselves have been taught the wisdom of the kingdom of Christ. Endow all members of this Senate with a right understanding, a pure purpose, and sound speech. Enable them to rise above all self-seeking and party zeal into the larger sentiments of public good and human brotherhood. Cleanse our public life of every evil. Give us self-restraint, that we may do Thy will on earth as it is done in heaven; even through Jesus Christ our Lord. Amen.

The roll was called and all members were present except Senators Roen and Strand.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Forty-ninth day and finds the same to be correct.

Chairman SENATOR TENNESOS moved that the report be adopted, which motion prevailed.

PRESENTATION OF PETITIONS AND COMMUNICATIONS STATE OF NORTH DAKOTA EXECUTIVE OFFICE BISMARCK

The Honorable Wayne G. Sanstead President of the Senate Senate Chambers Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on March 13, 1979, I signed the following Senate Bills:

- Senate Bill No. 2073
Senate Bill No. 2079
Senate Bill No. 2094
Senate Bill No. 2107

Senate Bill No. 2120
 Senate Bill No. 2136
 Senate Bill No. 2156
 Senate Bill No. 2172
 Senate Bill No. 2173
 Senate Bill No. 2180
 Senate Bill No. 2200
 Senate Bill No. 2201
 Senate Bill No. 2215
 Senate Bill No. 2207
 Senate Bill No. 2222
 Senate Bill No. 2231
 Senate Bill No. 2243
 Senate Bill No. 2264
 Senate Bill No. 2378.

Sincerely yours,
 ARTHUR A. LINK
 Governor

STATE OF NORTH DAKOTA
 EXECUTIVE OFFICE
 BISMARCK

The Honorable Wayne G. Sanstead
 President of the Senate
 Senate Chambers
 Bismarck, North Dakota 58505

Dear Mr. President:

Senate Bill 2052 provides that possession of any amount of hashish is a Class C felony. The bill also provides for a graduated penalty system for marijuana possession offenses as follows:

- 1) under one-half ounce, Class B misdemeanor;
- 2) one-half ounce to one ounce, Class A misdemeanor;
- 3) more than one ounce, Class C felony.

The bill also states that a person who pleads guilty or is found guilty of a first offense of possessing one ounce or less of marijuana may, after two years, petition a court to have his or her record expunged, if the person has not been subsequently convicted of any criminal offense.

By decreasing the penalty for possession of one-half ounce or less of marijuana, the Legislature may be encouraging wider experimentation and use of this drug.

More and more evidence is becoming available of the harmful effects of the use of marijuana.

For this reason, I veto Senate Bill 2052.

Sincerely yours,
 ARTHUR A. LINK
 Governor

MOTION

Senator Sands moved that Senate Bill 2052 be placed at the bottom of the calendar for the purpose of its reconsideration as a vetoed measure pursuant to Section 79 of the Constitution of the State of North Dakota, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2384

and find the same correctly

{ Engrossed

Carl N. Peterson

Chairman

Senator Peterson

Senator Fritzell 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:

SB NO. 2202

SB NO. 2204

SB NO. 2217

SB NO. 2232

SB NO. 2256

SB NO. 2265

SB NO. 2278

SB NO. 2295.

SB NO. 2299

SB NO. 2304

SB NO. 2319

SB NO. 2326

SB NO. 2330

SB NO. 2358

SB NO. 2359

SB NO. 2360

SB NO. 2394

SB NO. 2421

SB NO. 2422

SB NO. 2464

SCR NO. 4025

SCR NO. 4038

SCR NO. 4040

SCR NO. 4057

and find the same correctly

{ Enrolled

Carl N. Peterson

Chairman

Senator Peterson

Senator Fritzell moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2202

Senate Bill No. 2204

Senate Bill No. 2217

Senate Bill No. 2232

Senate Bill No. 2256

Senate Bill No. 2265

Senate Bill No. 2278

Senate Bill No. 2295

Senate Bill No. 2299

Senate Bill No. 2304

Senate Bill No. 2319
 Senate Bill No. 2326
 Senate Bill No. 2330
 Senate Bill No. 2358
 Senate Bill No. 2359
 Senate Bill No. 2360
 Senate Bill No. 2394
 Senate Bill No. 2421
 Senate Bill No. 2422
 Senate Bill No. 2464
 Senate Concurrent Resolution No. 4025
 Senate Concurrent Resolution No. 4038
 Senate Concurrent Resolution No. 4040
 Senate Concurrent Resolution No. 4057.

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 herewith the following:

Senate Bill No. 2202
 Senate Bill No. 2204
 Senate Bill No. 2217
 Senate Bill No. 2232
 Senate Bill No. 2256
 Senate Bill No. 2265
 Senate Bill No. 2278
 Senate Bill No. 2295
 Senate Bill No. 2299
 Senate Bill No. 2304
 Senate Bill No. 2319
 Senate Bill No. 2326
 Senate Bill No. 2330
 Senate Bill No. 2358
 Senate Bill No. 2359
 Senate Bill No. 2360
 Senate Bill No. 2394
 Senate Bill No. 2421
 Senate Bill No. 2422
 Senate Bill No. 2464
 Senate Concurrent Resolution No. 4025
 Senate Concurrent Resolution No. 4038
 Senate Concurrent Resolution No. 4040
 Senate Concurrent Resolution No. 4057.

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 herewith the following:

Senate Bill No. 2202
 Senate Bill No. 2204
 Senate Bill No. 2217
 Senate Bill No. 2232
 Senate Bill No. 2256
 Senate Bill No. 2265
 Senate Bill No. 2278
 Senate Bill No. 2295

Senate Bill No. 2299
 Senate Bill No. 2304
 Senate Bill No. 2319
 Senate Bill No. 2326
 Senate Bill No. 2330
 Senate Bill No. 2358
 Senate Bill No. 2359
 Senate Bill No. 2360
 Senate Bill No. 2394
 Senate Bill No. 2421
 Senate Bill No. 2422
 Senate Bill No. 2464
 Senate Concurrent Resolution No. 4025
 Senate Concurrent Resolution No. 4038
 Senate Concurrent Resolution No. 4040
 Senate Concurrent Resolution No. 4057.
 Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

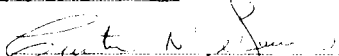
The committee on Enrollment and Engrossment respectfully reports that:

- Senate Bill No. 2202 Senate Bill No. 2394
- Senate Bill No. 2204 Senate Bill No. 2421
- Senate Bill No. 2217 Senate Bill No. 2422
- Senate Bill No. 2232 Senate Bill No. 2464
- Senate Bill No. 2256
- Senate Bill No. 2265
- Senate Bill No. 2278
- Senate Bill No. 2295
- Senate Bill No. 2299
- Senate Bill No. 2304
- Senate Bill No. 2319
- Senate Bill No. 2326
- Senate Bill No. 2330
- Senate Bill No. 2358
- Senate Bill No. 2359
- Senate Bill No. 2360

..... were delivered to the } Governor for his approval

JOURNAL OF THE SENATE

....., on March 14, 1979


 Senator Peterson Chairman.

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 4025

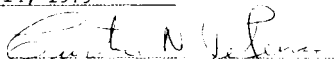
Senate Concurrent Resolution No. 4038

Senate Concurrent Resolution No. 4040

Senate Concurrent Resolution No. 4057

..... were delivered to the } Secretary of State

on March 14, 1979


 Senator Peterson Chairman.

MESSAGES TO THE HOUSE
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1461
 House Bill No. 1489
 House Bill No. 1506
 House Bill No. 1519
 House Bill No. 1566
 House Bill No. 1637

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1063
 House Bill No. 1239
 House Bill No. 1430
 House Bill No. 1502
 House Bill No. 1564
 House Bill No. 1576
 House Bill No. 1617
 House Bill No. 1620
 House Bill No. 1648
 House Concurrent Resolution No. 3020
 House Concurrent Resolution No. 3023
 House Concurrent Resolution No. 3031.

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1230
 House Bill No. 1593
 House Bill No. 1598

House Bill No. 1616
House Bill No. 1650
House Bill No. 1652.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:
Senate Bill No. 2384, properly engrossed.

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. 1409:

Senator Farrington
Senator Reiten
Senator Shablow

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. 2109 and the President has appointed as a conference committee to act with a like committee from the House on Senate Bill No. 2109:

Senator Lodoen
Senator Mutch
Senator Orange

LEO LEIDHOLM, Secretary

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. 2109:

Rep. Lang
Rep. Retzer
Rep. Maixner.

ROY GILBREATH, Chief Clerk

CONSIDERATION OF AMENDMENTS

Senator Lodoen moved that Senate Bill No. 2483 be re-referred to the Committee on Political Subdivisions, which motion prevailed.

Senator Jones moved that the amendments to House Bill No. 1046 as recommended by the Committee on State and Federal Government as printed on page 1363 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to House Bill No. 1138 as recommended by the Committee on Judiciary as printed on pages 1363-1369 of the Senate Journal be adopted, which motion prevailed.

Senator Jacobson moved that the amendments to House Bill No. 1197 as recommended by the Committee on Natural Resources as printed on page 1369 of the Senate Journal be adopted, which motion prevailed.

Senator Nelson moved to amend the amendments to House Bill No. 1242 as printed on page 1370 of the Senate Journal as follows:

Delete the following part of the proposed amendments:

On page 3, after line 9, insert the following:

"d. Any person who serves in the capacity of a substitute or part-time teacher for more than ten days in any one school year."

Senator Nelson moved that the amendments be adopted, which motion prevailed.

Wednesday
 March 14, 1979
 SENATE CHAMBER
 INVOCATION
 Capt. Ed Jarvis, Salvation Army
 READING OF
 SENATE MEMORIAL RESOLUTION
 Leo Leidholm, Secretary
 MUSIC BY
 Century High School Choir
 Directed by Elizabeth Mohler
 "Deep River"
 "Benediction"
 SOLO
 Senator Leland Roen
 "Spirit Flower" by Tipton
 Accompanied by Virginia Larson, Bismarck
 REMARKS BY
 Former Senator Donald Holand, Fargo

BENEDICTION

Capt. Ed Jarvis, Salvation Army

FIRST READING OF SENATE MEMORIAL RESOLUTION

Committee on Senate Memorial Resolutions (At the the request of Senators Christensen, Berube, Sorum) introduced:

Senate Memorial Resolution No. 1. — A memorial resolution for deceased members of the Senate of the State of North Dakota.

Senator Christensen moved that the rules be suspended, that Senate Memorial Resolution No. 1 not be printed, not be referred to a committee, but be read in its entirety, printed in the Journal and placed on the calendar for second reading and final passage, which motion prevailed.

SENATE MEMORIAL RESOLUTION No. 1

Introduced by Committee on Senate Memorial Resolutions (At the request of Senators Christensen, Berube, Sorum).

A memorial resolution for deceased members of the Senate of the State of North Dakota.

WHEREAS, God in His wisdom has seen fit to summon to eternal rest His servants and our former colleagues:

F. CLYDE DUFFY, who served in the Thirty-first through Thirty-fourth Legislative Assemblies, from the twenty-first district, died December 17, 1977.

ISAK HYSTAD, who served in the Thirty-sixth and Thirty-seventh Legislative Assemblies, from the thirty-fourth district, died February 16, 1978.

MELVIN P. JOHNSON, who served in the Twenty-fourth and Twenty-fifth Legislative Assemblies, from the twelfth district, died April 16, 1978.

DWIGHT KAMRATH, who served in the Thirty-seventh and Thirty-eighth Legislative Assemblies, from the forty-seventh district, died October 23, 1977.

HARVEY B. KNUDSON, who served in the Thirty-second through the Thirty-fifth Legislative Assemblies, from the eighth district, died June 29, 1978.

GEORGE KOLPIN, who served in the Twenty-fourth and Twenty-fifth Legislative Assemblies, from the sixteenth district, died June 23, 1978.

RILIE R. MORGAN, who served in the Twenty-sixth through the Thirty-third Legislative Assemblies, from the fourth district, died May 20, 1977.

RAYMOND H. MURRY, who served in the Twenty-ninth and Thirtieth Legislative Assemblies, from the nineteenth district, died March 22, 1977.

IVER SOLBERG, who served in the Twenty-seventh, Twenty-eighth, and Thirty-first Legislative Assemblies, from the forty-fifth district, died December 30, 1978.

THOMAS E. WHELAN, who served in the Twenty-third through the Twenty-sixth Legislative Assemblies, from the first district, died August 31, 1977.

WHEREAS, today, we, as members of the Senate of the Forty-sixth Legislative Assembly of the State of North Dakota, pause to mourn the passing of our former colleagues, and to honor their memories; and

WHEREAS, these legislators rendered outstanding service to the people of the state by their contribution to their fellowmen and their communities;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE FORTY-SIXTH LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

That we express our keen sorrow on their passing and our appreciation, on behalf of the people of North Dakota, of the loyal and devoted service of these, our former colleagues; and

BE IT FURTHER RESOLVED, that, for the perpetuation of their memory, this token of respect and sympathy by their successors in trust be printed in the Journal of the Senate, and that duly enrolled copies of this resolution be presented by the Secretary of State to the surviving families of these deceased senators.

SECOND READING OF SENATE MEMORIAL RESOLUTION

Senate Memorial Resolution No. 1. — A memorial resolution for deceased members of the Senate of the State of North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, Senate Memorial Resolution No. 1 was adopted.

Senator Nething moved that a committee of two be appointed to escort the former Hon. Senator Donald Holand, Fargo to the rostrum for the purpose of receiving his memorial message, which motion prevailed. The President appointed as such committee, Senators Tennesfos and Dotzenrod. Mr. Holand was escorted to the rostrum whereupon he addressed the assembly.

Senator Nething moved that the remarks of former Senator Holand be printed in the Journal, which motion prevailed.

REMARKS OF FORMER SENATOR

DON HOLAND

Memorial Service

Mr. President, Members of the Senate, Staff, Families of the deceased Senators whom we honor today and friends: First, I want to express my personal, sincere appreciation to the Century Choir, for the beautiful setting which they have provided for this service today and to you too, Leland, I see you haven't lost your touch as a vocalist and I'm sure everyone agrees with me in that regard. I was honored when Senator Hal Christensen called me last week to ask if it would be possible to come out to make a few remarks at this occasion. It gave me an excuse to come back and greet old friends whom I've missed, of course, over the years and I want to say to you, members of the Senate, that it's most appropriate, I believe, that you do continue this tradition of honoring those who have gone before. It would be so easy in these busy moments to ignore that responsibility to the past and to overlook perhaps some of the important things in life and I'm glad you are doing this.

When Senator Christensen sent me a list of the names of those who would be memorialized today, I was quite taken with it. To me it's kind of a special list and I'll tell you why. Senator Roen has mentioned to you I began my service in the Senate in 1955 and it ended with the 1973 session. With respect to the people you memorialize today, this is rather a unique period of service because these people we are speaking of today were leaving the scene or had left the scene when I arrived and yet there are many of you here today with whom I had the pleasure of serving before I left the Senate in 1973.

The cast of characters for this memorial service today is indeed a distinguished one and I want to say to the family members who are here that a separate service could be held for each one of these people, I'm sure, if time permitted because each in his own way distinguished himself to such an extent that his life and service would warrant such a memorial. We, of course, are not doing that today. We are simply generalizing about those who have served in the past and who unfortunately left us during this interim.

In general terms who were these people? They were men who were outstanding in their own communities and they were from assorted walks of life, just as you are. They were men who were leaders in their communities, just as you are. They were men who were truly dedicated to public servants, who had the people's interests at heart, just as you do. And last but not least, they were men who were held in high enough regard in their communities that they were chosen by them to serve in this august body. Most of them served during a period of time when things were a little different from what they are now. The changing of our economy, the new demands that society is making, the greater needs for different kinds of service have brought about new requirements of the legislature, both in terms of how it acts and how it goes about its business. Most of these people served, for example, during a time when the legislature was not as well organized as it is now.

When I first came into the legislature, for example, and I'm not speaking in terms of ancient history by any means, and when some of these people were here and had just left the scene, there was by our present standards a definite lack of organization. Committees might meet, for example, at 11:00 on Tuesday and Thursday. I remember my first session when the Judiciary Committee met. It might meet from 11:00 until the Chairman decided we were ready to come up here for the session of the legislature. The Appropriations Committee was meeting downtown at the Patterson Hotel at evening time and those who wanted to meet with the Appropriations Committee had to wade through a cloud of smoke to find out where the Chairman was sitting in order to appear before the Committee. All of those things began to change, as you know, some of you, like myself, were involved in some of the changes which brought about the kind of organization that we have now of which North Dakota can certainly be most proud.

The bills that were introduced then don't begin to compare, of course, with the bills you have now. This morning Leo was pointing out to me the size of the House Bill Book and of course even in those times the Bill Book was contained in a relatively small volume with paperback on it and shoestrings to hold it together so you can imagine it was not that complicated a process to keep up-to-date on the bills. One of the Senators whom most of you remember from recent times, Clyde Duffy, prided himself on the fact, and I don't doubt this to be a fact, that he read and understood every bill upon which he voted. The cash flow of those days was a little different from what it is now.

I will remember even in my early terms in the session when we had a most vigorous fight over the question of whether or not to jackpot the state equalization fund which represented about \$36 million which had been accumulated under the sales tax for the welfare department and education and now I understand you're toying with figures of over \$200 million for just a foundation program for the biennium. That equalization fund was a safeguard for all times, so times have changed, not the least of which also is the kind of support the legislature is receiving from the legislative council which was more or less in its infancy in the early 50's and when these people were around. In fact, some of them did not see a Legislative Council. A great many of the Senators I know were doing their own research work and notably among them were Senator Knudson incidentally, and I remember that he spent probably as much time in the library of the Supreme Court at that time as he did on the floor of the Senate making sure that he understood all the legal ramifications of the legislation that was before him. Well, I only mention these things from a historical standpoint to point out how times have changed, how circumstances are different from what they were only a few years ago when these people, most of them were serving here, the people we honor today. Through the years North Dakota has enjoyed good responsible financially sound government. The underlying philosophy of North Dakota's government was developed years ago and the tradition of that basic philosophy, give or take a little here and there, have been carried on by those who have followed.

The men we memorialize today were an important link in this chain of good government which North Dakota has enjoyed and which you are carrying on. It is important, I think then, again to say that it is important that we honor and memorialize these people who during the period of time that they were here carried the torch of good government so that you and I might enjoy it and carry it forward from this day. Members of the Senate, friends, again I want to say that it's been a real honor and pleasure for me to be here with you. I know that you are terribly pressed in these last days of the session. I know that from experience so I shall not speak any further. My last two comments are: God speed to you and your work and if I may be permitted as a senior to say keep your perspective. Thank you very much.

Senator Nething moved that the Senate Memorial Session be dissolved, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Jones moved that the Senate do not concur in the House amendments to Senate Bill No. 2095 as printed on page 1344 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2095:

Senator Jones
 Senator Cussons
 Senator Rait

Senator Jones moved that the Senate do not concur in the House amendments to Senate Bill No. 2297 as printed on page 1346 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2297:

Senator Roen
 Senator Strand
 Senator Rait

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Goodman moved that the Senate do concur in the House amendments to Senate Bill No. 2338, as printed on page 1347 of the Senate Journal, which motion prevailed.

Senator Goodman moved that the rules be suspended, that Senate Bill No. 2338 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

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 Bills Nos. 2321, 2338, but refused to concur in the House amendment to Senate Bill No. 2095 and the President has appointed as a conference committee to act with a like committee from the House on Senate Bill No. 2095:

Senator Jones
 Senator Cussons
 Senator Rait

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. 2297 and the President has appointed as a conference committee to act with a like committee from the House on Senate Bill No. 2297:

Senator Roen
 Senator Strand
 Senator Rait

LEO LEIDHOLM, Secretary
 SECOND READING OF SENATE BILLS

Senate Bill No. 2338. — A Bill for an Act to amend and reenact section 57-54-08 of the North Dakota Century Code, to reduce the motor vehicle fuel tax on sales of gasohol; 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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER	●	
● FRITZELL			● MELLAN	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMTKOWSKI					

So the bill passed, the title was agreed to, and the emergency clause carried.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Sandness moved that the Senate do concur in the House amendments to Senate Bill No. 2321, as printed on page 1347 of the Senate Journal, which motion prevailed.

Senator Sandness moved that the rules be suspended, that Senate Bill No. 2321 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2321. — A Bill for an Act to amend and reenact section 15-53.1-27 of the North Dakota Century Code, relating to the continuance of elementary schools in reorganized districts.

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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REOLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3089. — A concurrent resolution congratulating Willis "Bill" Osmon, the Valley City State College athletic director, on being named to the National Association of Intercollegiate Athletics Hall of Fame.

Was read the first time.

Senator Strinden moved that the rules be suspended, that House Concurrent Resolution No. 3089 as printed on page 1545 of the House Journal, be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3089. — A concurrent resolution congratulating Willis "Bill" Osmon, the Valley City State College athletic director, on being named to the National Association of Intercollegiate Athletics Hall of Fame.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3089 was declared adopted.

MOTION

Senator Goodman moved that House Concurrent Resolution No. 3071 be removed from the consent calendar and be placed in its proper order on the calendar, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS ON THE CONSENT CALENDAR

House Concurrent Resolution No. 3028. — A concurrent resolution directing the legislative council to study the tax laws of this state as they affect financial institutions such as banks and trust companies, building and loan associations, insurance companies, and credit unions.

House Concurrent Resolution No. 3068. — A concurrent resolution directing the Legislative Council to study the energy tax structure of the state.

Which had been read the second time.

The question being on the final adoption of the resolutions, House Concurrent Resolutions 3028 and 3068 were declared adopted on a voice vote.

SECOND READING OF SENATE BILLS

Senate Bill No. 2480. — A Bill for an Act to provide for the transfer of the functions of the state laboratories department to the state laboratories division of the state department of health for a temporary period and to provide for an ongoing study of the state laboratories division during that temporary period; to create and enact section 19-01-01.1, a new section to chapter 23-09, a new section to chapter 23-10, and a new subsection to section 54-12-01 of the North Dakota Century Code, relating to the definition of the state laboratories department and related terms, the inspection of hotels, restaurants, boardinghouses, and mobile home parks, and the placement of a consumer affairs office in the office of the attorney general; to amend and reenact sections 4-30-18, 19-01-01, 19-01-02, 19-01-05, 19-01-13, 19-01-17, 19-01-18, subsection 1 of section 19-02.1-01, subsection 7 of section 19-10-01, subsection 1 of section 19-21-01, and subsection 2 of section 23-10-01 of the North Dakota Century Code, relating to the abolishment of the state laboratories department and the state laboratories commission and the transfer of functions to the state department of health; and to repeal sections 19-01-02.1, 19-01-03, 19-01-04, 19-01-06, 19-01-07, 19-01-08, and 23-09-02 of the North Dakota Century Code, relating to the director and assistant director of the state laboratories department, and the offices, fees, and expenses of the department.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1255-1257, the roll was called and there were ayes, 28; nays, 22; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	•			•			•		•
ALBERS		•	•	ISZLER		•			•		SOLBERG
BARTH		•	•	JACOBSON		•			•		SORUM
BERUBE		•	•	JONES				•	•		STRAND
CHRISTENSEN				KRAUTER		•			•		STRINDEN
CUSSONS		•		LASHKOWITZ		•			•		TALLACKSON
DOTZENROD		•	•	LEE				•	•		TENNEFOS
ERDMAN		•		LIPS		•			•		THANE
FARRINGTON			•	LODOEN		•			•		VOSPER
FRITZELL		•	•	MELLAND		•		•	SANDNESS		WALSH
GOODMAN				MILLER		•		•	SANDS		WENSTROM
HANSON			•	MUTCH					SCHIRADO		WRIGHT
HOFFNER		•	•	NAADEN				•	SHABLOW		MR. PRESIDENT
HOLMBERG		•	•	NELSON		•			SMYKOWSKI		

So the bill passed and the title was agreed to.

**SECOND READING OF
SENATE CONCURRENT RESOLUTION**

Senate Concurrent Resolution No. 4066. — A concurrent resolution for the amendment of section 186 of the Constitution of the State of North Dakota, relating to the expenditure of public moneys by appropriation only, exceptions, requiring itemized written statements for bills, claims, accounts, or demands against the state, limiting expenditures to state revenues and reserves, providing a ceiling for appropriations, providing for the filing and publishing of an accurate financial statement of the state's financial condition; and providing an effective date.

Was read the second time and has committee recommendation for indefinite postponement.

ROLL CALL

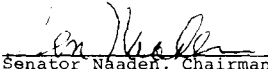
The question being on the final adoption of the resolution, the roll was called and there were ayes, 27; nays, 21; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●		●		●	●	●			●
ALBERS			ISZLER	●		●	●	●	●		SOLBERG
BARTH		●	JACOBSON			●	●	●			SORUM
BERUBE		●	JONES			●	●	●			STRAND
● CHRISTENSEN			KRAUTER		●	●	●	●			● STRANDEN
● CUSONS			LASHKOWITZ			●	●	●			● TALLACKSON
● DOTZENROD		●	LEE			●	●	●			● TENNEFOS
● ERDMAN		●	LIPS		●	●	●	●			● THANE
● FARRINGTON			LODGEN			●	●	●			● VOSPER
● FRITZELL		●	MELLAND			●	●	●			● WALSH
● GOODMAN			MILLER		●	●	●	●			● WENSTROM
● HANSON			MUTCH			●	●	●			● WRIGHT
● HOFFNER		●	NAADEN			●	●	●			● MR PRESIDENT
● HOLMBERG		●	NELSON			●	●	●			● SMYKOWSKI

Senate Concurrent Resolution No. 4066 was adopted.

REPORT OF PROCEDURAL COMMITTEES

Mr. President : Your Procedural Committee on Delayed Bills has reviewed a bill regarding the Garrison diversion mitigation and enhancement lands commission. The bill was approved for introduction by a unanimous vote.


 Senator Naaden, Chairman

Senator Naaden moved that the report be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Committee on Delayed Bills (At the request of Senator Nothing) introduced:

Senate Bill No. 2485. — A Bill for an Act to create and enact chapter 61-24.1 of the North Dakota Century Code, creating the Garrison diversion mitigation and enhancement lands commission and setting forth the powers and duties thereof.

Was read the first time and referred to the committee on Natural Resources.

Report of Conference Committees

Mr. President : Your Conference Committee to whom was referred House Bill No. 1293 has had the same under consideration and recommends:

That the Senate recede from its amendments and that HB 1293 be amended as follows:

On page 9, line 29 of the engrossed bill, delete the word "or"

On page 9, line 30, delete the words "of the combined municipal utilities system"

On page 9, line 32, delete the words "or of the combined"

- On page 9, line 33, delete the words "municipal utilities system"
- On page 10, line 3, delete the words "or of its combined"
- On page 10, line 4, delete the words "municipal utilities system"
- On page 10, line 11, delete the words "or through its"
- On page 10, line 12, delete the words "combined municipal utilities system"
- On page 10, line 19, delete the words "or related to its"
- On page 10, line 20, delete the words "combined municipal utilities system"
- On page 10, line 27, after the word "pledge" insert the words "of revenues"
- On page 10, line 30, delete the words "and any other funds" and also delete the words "and held or"
- On page 10, delete all of line 31

And renumber the lines, pages and sections accordingly

For the Senate
James M. Sands
 Sen. Sands
Raymond E. Holmberg
 Sen. Holmberg
 Sen. Berube
Phillip Berube

For the House
John P. Boyum
 Rep. Boyum
John M. Atts
 Rep. Atts
John C. Berger
 Rep. Berger

House Bill No. 1293 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Report of Standing Committee

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1001

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


- On page 1 of the engrossed bill, line 22, delete the numerals "2,342,881" and insert in lieu thereof the numerals "2,341,121"
- On page 2 of the engrossed bill, line 1, delete the numerals "5,820" and insert in lieu thereof the numerals "7,580"
- On page 2 of the engrossed bill, line 3, delete the numerals "60.00" and insert in lieu thereof the numerals "70.00"
- On page 2 of the engrossed bill, line 7, after the word "sessions" insert the following: "beginning January 1, 1979, notwithstanding subdivision 1 of section 3 of chapter 27 of the 1977 Session Laws"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment transfers \$1,760 from the fees and services line item of the 46th and 47th Legislative Assemblies budget to the line item for the expense allowance of the Lieutenant Governor to pay the increased expense allowance from \$60 to \$70 per day for the Lieutenant Governor for the 46th and 47th Legislative Assemblies.

And when so amended recommends the same do pass.


 Senator Lips Chairman

House Bill No. 1001 was placed on the 6th

order of business on the calendar for the succeeding legislative day.


Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1008

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


 Senator Lips Chairman

House Bill No. 1008 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1027

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 9, delete the numerals "4,321,247" and insert in lieu thereof the numerals "4,300,270"

On page 1 of the engrossed bill, line 14, delete the numerals "624,553 and insert in lieu thereof the numerals "603,576"

On page 1 of the engrossed bill, line 21, delete the numerals "4,321,247" and insert in lieu thereof the numerals "4,300,270"

On page 2 of the engrossed bill, line 1, delete the numerals "3,899,030" and insert in lieu thereof the numerals "3,892,862"

On page 2 of the engrossed bill, line 2, delete the numerals "422,217" and insert in lieu thereof the numerals "407,408"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Law Enforcement Council

Salaries and wages are reduced \$20,977, of which \$14,809 is from the general fund and \$6,168 is from federal funds, for an additional jail inspector position.

And when so amended recommends the same ~~do pass~~

Senator Lips Chairman
Senator Lips

House Bill No. 1027 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1036

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2 of the engrossed bill, line 1, delete the numerals "164,342" and insert in lieu thereof the numerals "174,283"

On page 2 of the engrossed bill, line 6, delete the numerals "196,495" and insert in lieu thereof the numerals "206,436"

On page 2 of the engrossed bill, line 7, delete the numerals "23,690,133" and insert in lieu thereof the numerals "23,700,074"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Salaries and wages of the OASIS and Social Security Division are increased by \$9,941 by adding \$6,733 to provide adequate funds for 6.5 percent annual increase and adequate fringe benefits including family medical insurance and by adding \$3,208 to upgrade the salaries of employees who are expected to be reclassified.

And when so amended recommends the same do pass

Senator Lips Chairman
Senator Lips

House Bill No. 1036 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY

to whom was referred House Bill No. 1067

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2 of the engrossed bill, line 1, delete the word "eight" and insert in lieu thereof the word "nine"

On page 2 of the engrossed bill, line 2, delete the first "two" and insert in lieu thereof the word "three" and on the same line delete the words "two by the"

On page 2 of the engrossed bill, line 3, delete the word "governor, two" and insert in lieu thereof the word "three"

On page 2 of the engrossed bill, line 4, delete the word "two" and insert in lieu thereof the word "three"

On page 2 of the engrossed bill, line 7, after the word "appoint" insert the words "one judge or"

On page 2 of the engrossed bill, line 8, delete the words "or one judge" and on the same line following the word "and" delete the word "one" and insert in lieu thereof the word "two" and on the same line delete the word "citizen" and insert in lieu thereof the word "citizens"

On page 2 of the engrossed bill, line 9, delete the word "is" and insert in lieu thereof the word "are", and on the same line delete the words "a judge" and insert in lieu thereof the word "judges" and on that same line delete the second word "judge" and insert in lieu thereof the word "judges" and on that same line delete the word "attorney" and insert in lieu thereof the word "attorneys"

and renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Conrad M. Sands
Senator Sands Chairman

House Bill No. 1067 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Judiciary
to whom was referred House Bill No. 1070

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Conrad M. Sands
Senator Sands Chairman

House Bill No. 1070 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred House Bill No. 1122

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

Conrad M. Sands
Senator Lips Chairman

House Bill No. 1122 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on JUDICIARY
to whom was referred HOUSE Bill No. 1203

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 3, line 32, following the word "brought" insert a period and delete the remainder of the line

On page 3, delete line 33

On page 3, line 34, delete the words and the period "action is or could have been brought."

On page 3, line 35, delete the word "shall" and insert in lieu thereof the words "may, in that person's sole descretion,"

On page 4, line 5, delete the word "shall" and insert in lieu thereof the word "may"

And renumber the lines and pages accordingly

And when so amended recommends the same ~~be placed on calendar~~ without recommendation.

Ernest M. Sands Chairman
SENATOR SANDS

HOUSE Bill No. 1203 was placed on the Sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education
to whom was referred House Bill No. 1241

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Clair Sandness Chairman
Senator Sandness

House Bill No. 1241 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION
to whom was referred House Bill No. 1257

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 16, delete the word "three" and insert in lieu thereof the word "four"

On page 2 of the engrossed bill, line 7, delete the following:
"December 1979 and of"

On page 2 of the engrossed bill, line 8, delete the words "and December"

On page 2 of the engrossed bill, line 9, delete the words "based upon the level of the index in June"

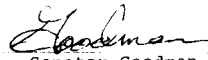
On page 2 of the engrossed bill, line 11, delete the words "and any increases based upon the level of the"

On page 2 of the engrossed bill, delete line 12

On page 2 of the engrossed bill, line 13, delete the words "following January first"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


Senator Goodman Chairman

House Bill No. 1257 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

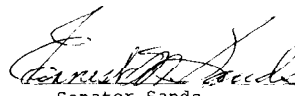
Mr. President: Your Committee on Judiciary

to whom was referred House Bill No. 1399

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation.

be amended as follows:


Senator Sands Chairman

House Bill No. 1399 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION

to whom was referred House Bill No. 1402

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation.

be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to amend and reenact subsection 3 of section 12 of House Bill No. 1257, as

approved by the forty-sixth legislative assembly, relating to the allocation of revenues from the coal severance tax to counties.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subsection 3 of section 12 of House Bill No. 1257, as approved by the forty-sixth legislative assembly, is hereby amended and reenacted to read as follows:

3. Twenty percent shall be allocated to the coal-producing counties and shall be distributed among such counties in such proportion as the number of tons of coal severed in each county bears to the total number of tons of coal severed in the state during such quarterly period. Such allocations shall be apportioned as follows:
 - a. If the tippel of a currently active coal mining operation in a county is not within fifteen miles of another county in which no coal is mined, the revenue apportioned according to this subsection shall be allocated as follows:
 - (1) Thirty percent shall be paid by the county treasurer to the incorporated cities of the county based upon the population of each incorporated city according to the last official regular or special federal census or the census taken in accordance with the provisions of chapter 40-02 in case of a city incorporated subsequent to such census.
 - b- (2) Forty percent shall be deposited by the county treasurer in the county general fund to be used for general governmental purposes.
 - e- (3) Thirty percent shall be apportioned by the county treasurer to school districts within the county on the average daily membership basis, as certified to him by the county superintendent of schools.
 - b. If the tippel of a currently active coal mining operation in a county is within fifteen miles of another county in which no coal is mined, the revenue apportioned according to this subsection shall be allocated as follows:
 - (1) Thirty percent shall be paid by the county treasurer of the coal-producing county to the incorporated cities of that county and to any city of a non-coal-producing county when any portion of the city lies within fifteen miles of the tippel of a currently active coal mining operation in the coal-producing county, based upon the population of each incorporated city according to the last official regular or special federal census or the census taken in accordance with the provisions of

chapter 40-42 in case of a city incorporated subsequent to such census.

- (2) Forty percent shall be divided by the county treasurer of the coal-producing county between the general fund of the coal-producing county and the general fund of any non-coal-producing county when any portion of the latter county lies within fifteen miles of the tippie of a currently active coal mining operation in the coal-producing county. The non-coal-producing county portion shall be based upon the ratio which the assessed valuation of all quarter sections of land in that county, any portion of which lies within fifteen miles of the tippie of a currently active coal mining operation, bears to the combined assessed valuations of all land in the coal-producing county and the quarter sections of land in the non-coal-producing county within fifteen miles of the tippie of the currently active coal mining operation. It shall be the duty of the county director of tax equalization of the coal-producing county to certify to the treasurer of the same county the number of quarter sections of land in the non-coal-producing counties which lie at least in part within fifteen miles of the tippie of a currently active coal mining operation and their assessed valuations.
- (3) Thirty percent shall be apportioned by the county treasurer of the coal-producing county to school districts within that county and to school districts in adjoining non-coal-producing counties when a portion of those school districts' land includes any of the quarter sections of land certified by the director of tax equalization to the county treasurer to be eligible to share county funds as provided for in paragraph 2 of subdivision b above. The county superintendent of the non-coal-producing counties shall certify to the county treasurer of the coal-producing county the number of students actually residing on these quarter sections lying outside the coal-producing county and each school district in non-coal-producing counties shall receive a portion of the money under this paragraph based upon the ratio of the number of children residing on quarter sections of that school district within the fifteen mile radius of the tippie of a currently active coal mining operation to the total number of school children from the coal-producing county combined with all the school children certified to be living on quarter sections within fifteen miles of the tippie of a currently active coal

mining operation in the coal-producing county."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


Senator Goodman

Chairman

House Bill No. 1402 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

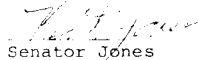
Mr. President: Your Committee on State and Federal Government

to whom was referred House Bill No. 1404

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


Senator Jones

Chairman

House Bill No. 1404 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on State and Federal Government

to whom was referred House Bill No. 1405

Has had the same under consideration and recommends that the same

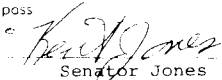
- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 18, delete the word "to"

And renumber the lines and sections accordingly.

And when so amended recommends the same do pass


Senator Jones

Chairman

House Bill No. 1405 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on FINANCE AND TAXATION

to whom was referred House Bill No. 1465

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


Senator Goodman

Chairman

House Bill No. 1465 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on FINANCE AND TAXATION
 to whom was referred House Bill No. 1550

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act relating to the taxation of property and providing legislative intent concerning property taxation, limitations on increases or forced reductions in property taxes levied by taxing districts for certain years, and statements of full consideration; to create and enact a new subsection to section 57-13-04 of the North Dakota Century Code, relating to the powers and duties of the state board of equalization; to amend and reenact sections 57-02-27 and 57-02-28, subsection 1 of section 57-13-04, and section 57-55-04 of the North Dakota Century Code, relating to the assessment of property, the basis for the computation of property taxes, the powers and duties of the state board of equalization, and the taxation of mobile homes; providing a penalty; and providing an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. STATEMENT OF LEGISLATIVE FINDINGS - LEGISLATIVE INTENT.) Although the laws of this state require the assessment of all taxable property at its true and full value, it is the finding of the legislative assembly that actual assessments are much less than true and full value. It is the intent of the legislative assembly that the state board of equalization shall, from the effective date of this Act, establish equity of taxation within the guidelines established by this Act.

SECTION 2. PROPERTY TO BE VALUED AT TRUE AND FULL VALUE.) Beginning with the year 1980, all assessors and boards of equalization shall place the value of all items of taxable property at the true and full value of the property and the assessed valuation on such property for the year 1980 and each year thereafter shall be determined pursuant to section 7 of this Act. For the purposes of this Act, the term "true and full value" shall have the same meaning as provided in subsection 4 of section 57-02-01.

SECTION 3. LIMITATIONS ON INCREASES OR FORCED REDUCTIONS IN PROPERTY TAXES LEVIED BY TAXING DISTRICTS FOR YEARS 1980 and 1981 - EXCEPTIONS.)

1. Each taxing district may levy in 1980 and 1981 at least as much in dollars as the amount which was levied by that taxing district for the year 1979 plus an amount equal to five percent of that amount compounded for each year after 1979, adjusted as follows:

a. Less an amount equal to the sum determined by the application of the mill levies for that taxing district to the final assessed valuation of any land or taxable improvements to real property which is removed from the assessment rolls of that taxing district after the year 1979 but was included in the assessment for the year 1979.

- b. Plus an amount equal to the sum determined by the application of any mill levies specifically authorized by the electors of that taxing district but not levied for 1979 to the final assessed valuation of the taxable property in that taxing district.
2. No taxing district shall be permitted to levy in 1980 and 1981 taxes expressed in dollars in excess of the amount which was levied by that taxing district for the year 1979 plus an amount equal to five percent of that amount compounded for each year after 1979, adjusted as follows:
 - a. Plus an amount equal to the sum determined by the application of the mill levies for that taxing district to the final assessed valuation of any land and taxable improvements to real property which was not taxable in 1979 or was omitted from the assessment rolls for that year but which is included in the assessment for the years 1980 or 1981.
 - b. Plus an amount equal to the sum determined by the application of any mill levies specifically authorized by the electors of that taxing district but not levied for 1979 to the final assessed valuation of the taxable property in that taxing district.
3. The limitation on the amount which may be levied by a taxing district pursuant to subsection 2 may be increased if the electors of the taxing district authorize additional levies after the effective date of this Act at either a special or regular election as provided by law.
4. The limitation on the amount which may be levied by a taxing district pursuant to subsection 2 shall not apply to the Fargo school district or to any school district in which the electors have approved unlimited mill levies as provided by law.

SECTION 4. STATEMENTS OF FULL CONSIDERATION TO BE FILED WITH STATE BOARD OF EQUALIZATION OR REGISTER OF DEEDS - PROCEDURE - SECRECY OF INFORMATION - PENALTY.)

1. Any grantee or his authorized agent who presents a deed in the office of the county register of deeds shall certify on the face of the deed either of the following:
 - a. A statement that a report of the full consideration paid for the property conveyed has been filed with the state board of equalization.
 - b. A statement of the full consideration paid for the property conveyed.
2. The register of deeds shall not record any deed unless it contains either of the statements required by subsection 1.
3. The register of deeds shall accumulate and at least monthly forward to the state board of equalization a report containing the information filed in his office pursuant to subsection 1.

4. The state board of equalization shall prescribe the necessary forms for the statements and reports to be used in carrying out the purposes of this Act, and the forms will contain a space for the explanation of special circumstances which may have contributed to the amount of the consideration.
5. For purposes of this section, the word "deed" means an instrument or writing whereby any real property or interest therein shall be granted, conveyed, or otherwise transferred to the grantee, purchaser, or other person.
6. The state board of equalization shall guard the secrecy of information contained on statements filed with the board pursuant to subsection 1, and any information provided local officials shall be limited to such data as is necessary to perform their official duties and shall not include the names of any grantors or grantees. Any reports made available to the public must be made in a manner that will not reveal the names of any grantors or grantees.
7. Any person who shall, in the statements provided for in subsection 1, willfully falsify the consideration paid for the transferred real property or interest therein or who falsely certifies that he has filed a report of full consideration with the state board of equalization shall be guilty of a class B misdemeanor.

SECTION 5. AMENDMENT.) Section 57-02-27 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-02-27. PROPERTY TO BE ASSESSED VALUED AT FULL VALUE - LIMITATION ON ASSESSMENT OF ANNEXED AGRICULTURAL LANDS.) All property subject to taxation based on the value thereof shall be assessed valued at its true and full value ~~in money~~ as defined in subsection 4 of section 57-02-01. In determining the true and full value of real and personal property, the assessor shall not adopt a lower or different standard of value because the same is to serve as a basis of taxation, nor shall he adopt as a criterion of value the price at which said property would sell at auction, or at forced sale, or in the aggregate with all the property in the town or district, but he shall value each article or description by itself, and at such sum or price as he believes the same to be fairly worth in money. In ~~assessing~~ valuing any tract, or lot of real property, there shall be determined the value of the land, exclusive of improvements, and the value of all taxable improvements and structures thereon, and the aggregate value of the property, including all taxable structures and other improvements, excluding the value of crops growing upon cultivated lands. In valuing any real property upon which there is a coal or other mine, or stone or other quarry, the same shall be valued at such a price as such property, including the mine or quarry, would sell for at a fair voluntary sale for cash. Agricultural lands within the corporate limits of a city, whether or not platted, shall constitute agricultural property and be so classified and valued for ad valorem property tax purposes until such lands are put to another use. Such valuation shall be uniform with the assessed-value valuation of adjoining unannexed agricultural land.

SECTION 6. AMENDMENT.) Section 57-02-28 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-02-28. BASIS FOR COMPUTATION OF TAX.) The value of all property subject to a general property tax, not exempted by law nor subject to any gross sales or other lieu tax, to be used in the computation of the tax levied for the payment of any bonded or improvement warrant indebtedness shall be the full and true assessed value thereof, but the net value of such property to be used in the computation of all other taxes levied thereon shall be fifty percent of the true and full assessed value thereof.--Assessors and boards of review shall assess and return all taxable property at its full and true value, and the county auditor, after equalization of the property. For purposes of this section, "assessed value" means the value established by the state board of equalization, shall make the computation necessary to ascertain said fifty percent value pursuant to section 7 of this Act.

SECTION 7.) A new subsection to section 57-13-04 of the North Dakota Century Code is hereby created and enacted to read as follows:

Establish the assessed value to be used on each of the classes of taxable property, based upon the de facto classes developed prior to the effective date of this Act, by city and township assessors, county directors of tax equalization, and the board based upon the actual average assessment levels, stated as percentages, for each class of property for the previous year. The assessed values so established shall be based upon the returns of assessments of taxable property provided by the counties plus information compiled by the board for property assessed by the board pursuant to section 179 of the Constitution of North Dakota. The percentages so determined shall be certified to county directors of tax equalization on or before October thirty-first of each year. The board may make adjustments in the percentage of assessed valuation to be applied to any class of property, or to specific types of property within a class of property, if required to do so pursuant to a federal law. If the board finds the range of differences between the percentages established pursuant to this subsection increasing as compared to the relationships between the percentages on the various classes of property which existed on the effective date of this Act, the board shall report such fact to the subsequent legislative assembly accompanied by any appropriate proposed legislation to bring the relationships to within the range of the relative levels which existed on the effective date of this Act.

SECTION 8. AMENDMENT.) Subsection 1 of section 57-13-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. Equalize the assessment of land real property by adding to the aggregate value thereof in any assessment district in a county and in every county in the state in which the board may believe the valuation too low, such rate percent as will raise the same to its proper relative value, and by deducting from the aggregate assessed value thereof, in any assessment district in a county and in every county in the state in which the board may believe the value too high, such percent as

will reduce the same to its proper relative value. City lots shall be equalized in the manner provided for equalizing other lands real property. In performing its duties pursuant to this subsection, the board shall take into consideration the provisions of section 57-01-06.1;

SECTION 9. AMENDMENT.) Section 57-55-04 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-55-04. TAXES - HOW DETERMINED - DISBURSEMENT.) The tax for each mobile home shall be determined by the director of tax equalization by placing an evaluation on such mobile home based upon its true and full value and applying the same assessed valuation as established by the state board of equalization for other property in the same classification based on use, pursuant to standards and guides as determined by the state tax commissioner and applying such evaluation to the preceding year's total mill levies applying to property within the taxing district wherein the mobile home is located. If a mobile home is acquired or moved into this state during the calendar year, and a tax decal has not been previously issued on such mobile home in this state for such year, the tax shall be determined by computing the remaining number of months of the current year to the nearest full month and multiplying such number by one-twelfth of the amount which would be due for the full year. The taxes collected pursuant to the provisions of this chapter shall be disbursed in the same year they are collected and in the same manner as real estate taxes for the preceding year are disbursed.

SECTION 10. EFFECTIVE DATE.) The provisions of this Act shall be effective on or after January 1, 1980."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass

Handwritten signature of Senator Goodman .. Chairman

House Bill No. 1550 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

President

Mr. Your Joint Committee on Constitutional Revision

to whom was referred House Concurrent Resolution

No. 3001, has had the same under consideration and recommends, by a vote of

Ayes, 9; Nays, 0; Absent, 1, that the engrossed

do pass. do not pass. be placed on calendar without recommendation.

House Concurrent Resolution No. 3001 do pass.

Handwritten signature of Senator Weinstrom Senator Weinstrom
Handwritten signature of Rep. Conmy Rep. Conmy Co-Chairman

House Concurrent Resolution No. 3001 was placed on the 14th order of business on the calendar for the succeeding legislative day.

President

Mr. Your Joint Committee on Constitutional Revision

to whom was referred House Concurrent Resolution

No. 3002, has had the same under consideration and recommends, by a vote of

Ayes, 10; Nays, 0; Absent, 0, that the same

do pass. do not pass. be placed on calendar without recommendation.

Wenstrom

Conmy

Co-Chairman

Senator Wenstrom

Rep. Conmy

House Concurrent Resolution No. 3002 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. President: Your Joint Committee on Constitutional Revision

to whom was referred House Concurrent Resolution

No. 3062, has had the same under consideration and recommends, by a vote of

Ayes, 9; Nays, 0; Absent, 1, that the engrossed

do pass. do not pass. be placed on calendar without recommendation.

House Concurrent Resolution No. 3062 do pass.

Conmy

Wenstrom

Co-Chairman

Rep. Conmy

Senator Wenstrom

House Concurrent Resolution No. 3062 was placed on the 14th order of business on the calendar for the succeeding legislative day.

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following:

- House Bill No. 1035
- House Bill No. 1037
- House Bill No. 1126
- House Bill No. 1250
- House Bill No. 1275
- House Bill No. 1374
- House Bill No. 1446
- House Bill No. 1458
- House Bill No. 1494
- House Bill No. 1529
- House Bill No. 1578
- House Bill No. 1582
- House Bill No. 1610
- House Bill No. 1675
- House Concurrent Resolution No. 3013
- House Concurrent Resolution No. 3055
- House Concurrent Resolution No. 3064
- House Concurrent Resolution No. 3077

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1035

House Bill No. 1037

House Bill No. 1126

House Bill No. 1250

House Bill No. 1275

House Bill No. 1374

House Bill No. 1446

House Bill No. 1458

House Bill No. 1494

House Bill No. 1529

House Bill No. 1578

House Bill No. 1582

House Bill No. 1610

House Bill No. 1675

House Concurrent Resolution No. 3013

House Concurrent Resolution No. 3055

House Concurrent Resolution No. 3064

House Concurrent Resolution No. 3077

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 herewith the following:

House Bill No. 1035

House Bill No. 1037

House Bill No. 1126

House Bill No. 1250

House Bill No. 1275

House Bill No. 1374

House Bill No. 1446

House Bill No. 1458

House Bill No. 1494

House Bill No. 1529

House Bill No. 1578

House Bill No. 1582

House Bill No. 1610

House Bill No. 1675

House Concurrent Resolution No. 3013

House Concurrent Resolution No. 3055

House Concurrent Resolution No. 3064

House Concurrent Resolution No. 3077

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 adopted the conference committee report on House Bill No. 1293.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bills Nos. 1217, 1507.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bills Nos. 1217, 1507.

House Bill No. 1217:

Rep. Martinson

Rep. Herman
Rep. Pomeroy
House Bill No. 1507:
Rep. Lipsiea
Rep. Martin
Rep. Berg

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 Bills Nos. 1388, 1400, and subsequently passed the same.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2064
Senate Bill No. 2096
Senate Bill No. 2273
Senate Bill No. 2449
Senate Concurrent Resolution No. 4016
Senate Concurrent Resolution No. 4034
Senate Concurrent Resolution No. 4045
Senate Concurrent Resolution No. 4053
Senate Concurrent Resolution No. 4055
Senate Concurrent Resolution No. 4067
Senate Concurrent Resolution No. 4079

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2372
Senate Bill No. 2424

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House respectfully requests the return of House Bill No. 1642.

ROY GILBREATH, Chief Clerk
MOTION

Senator Sands moved that the Senate accede to the request of the House and return House Bill No. 1642, which motion prevailed.

MESSAGE TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:
House Bill No. 1642 as requested.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2019
Senate Bill No. 2024
Senate Bill No. 2070
Senate Bill No. 2086
Senate Bill No. 2092
Senate Bill No. 2110

Senate Bill No. 2160
 Senate Bill No. 2214
 Senate Bill No. 2219
 Senate Bill No. 2229
 Senate Bill No. 2235
 Senate Bill No. 2245
 Senate Bill No. 2246
 Senate Bill No. 2267
 Senate Bill No. 2272

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2019

On page 1, line 11, delete the numerals "424,097" and insert in lieu thereof the numerals "427,345"

On page 1, line 17, delete the numerals "137,567" and insert in lieu thereof the numerals "190,815"

On page 1, line 23, delete the numerals "424,097" and insert in lieu thereof the numerals "427,345"

On page 1, line 24, delete the numerals "274,097" and insert in lieu thereof the numerals "277,345"

And renumber the lines and pages accordingly

And when so amended, recommends the same do pass.

Statement of the Purpose of the Amendment:

This amendment increases salaries and wages by \$3,243 to provide adequate funds for 6.5 percent annual salary increases and adequate fringe benefits including family medical insurance.

HOUSE AMENDMENTS TO SENATE BILL 2024

On page 1 of the engrossed bill, line 9, delete the numerals "955,342" and insert in lieu thereof the numerals "981,009"

On page 1 of the engrossed bill, line 15, delete the numerals "745,443" and insert in lieu thereof the numerals "771,110"

On page 1 of the engrossed bill, line 20, delete the numerals "955,342" and insert in lieu thereof the numerals "981,009"

On page 1 of the engrossed bill, line 21, delete the numerals "685,447" and insert in lieu thereof the numerals "703,671"

On page 1 of the engrossed bill, line 22, delete the numerals "269,895" and insert in lieu thereof the numerals "277,338"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Increase the salaries and wages line item of Disaster Emergency Services by \$25,667, of which \$7,443 is from the general fund and \$18,224 is from federal funds. The increase is to provide for 6.5 percent annual salary increases and adequate fringe benefits including health insurance under the alternate plan.

HOUSE AMENDMENTS TO SENATE BILL 2070

On page 1, line 4, after the numerals "1955" insert
"; and to provide for the application of
this Act"

On page 2, after line 29, insert the following section:

"SECTION 2. APPLICATION.) This Act does not apply to any bond issue authorized by the governing body of the municipality pursuant to section 40-57-04 prior to July 1, 1979, even though the bonds are actually issued or sold after July 1, 1979, nor shall it apply to municipalities having a population of less than 7,500."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2086

On page 5, line 21 of the engrossed bill after the period insert the following: "No truck under eighty-two thousand pounds operating on the highways of this state shall be required to pay for an improved equipment permit."

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2092

On page 1, line 5 of the engrossed bill, after the word "statement" insert the following: ", and declaring an emergency"

On page 2, line 24 of the engrossed bill, delete the following: "LIMITATION ON APPLICABILITY.) The late" and insert in lieu thereof the following: "EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

On page 2 of the engrossed bill, delete lines 25 and 26

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2110

On page 1, line 3, following the word "to", insert the following: "participate with subsidiary corporations, to"

On page 1, line 4, following the word "paper" insert the following: ", and to increase maximum loan value of farmland from one-half to seventy-five percent"

On page 1, line 10, delete the word "Centurty" and insert in lieu thereof the word "Century"

On page 1, line 22, after the first comma, insert the following: "subsidiary corporations of state banking associations approved by the state banking board pursuant to section 6-03-38,"

On page 2, line 25, delete the word "one-half" and insert in lieu thereof the words "seventy-five percent of"

And renumber the lines, pages and sections accordingly

HOUSE AMENDMENTS TO SENATE BILL 2160

On page 1 of the engrossed bill, delete lines 11 through 15 and insert in lieu thereof the following:

"Increased by the amount of any unemployment compensation benefits received to the extent that the federal adjusted gross income of the taxpayer, determined without regard to unemployment compensation benefits, and the unemployment compensation exceeds twelve thousand dollars."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2214

On page 2, line 17 of the engrossed bill after the word "material" insert the words "not brought into this state for disposal"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2219

On page 1 of the engrossed bill, line 1, after the word "reenact" insert the words "section 65-05-01, subsection 4 of section 65-05-16, and"

On page 1 of the engrossed bill, line 2, after the word "to" insert the words "filing of claims for compensation and"

On page 1 of the engrossed bill, line 3, after the word "benefits" insert "; and to declare an emergency"

On page 1 of the engrossed bill, after line 5, insert the following new sections:

"SECTION 1. AMENDMENT.) Section 65-05-01 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-05-01. CLAIMS FOR COMPENSATION - WHEN AND WHERE FILED.) All original claims for compensation shall be filed within one year after the injury or within two years after the death. The date of injury for purposes of this section shall be the actual date of injury when such can be determined with certainty by the claimant and bureau. When the actual date of injury cannot be determined with certainty the date of injury shall be the first date that a reasonable person knew or should have known that the injury was related to employment. No compensation or benefits shall be allowed under the provisions of this title to any person, except as provided in section 65-05-04, unless he or she, or someone on his or her behalf, shall file a written claim therefor within the time specified in this section. Such claim shall be filed by:

1. Delivering it at the office of the bureau or to any person whom the bureau by regulation may designate; or

2. Depositing it in the mail properly stamped and addressed to the bureau or to any person whom the bureau by regulation may designate.

SECTION 2. AMENDMENT.) Subsection 4 of section 65-05-16 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

4. In all events no death benefits shall be payable unless a claim is submitted within ~~one year~~ two years of the death and:
 - a. The death is a direct result of an accepted compensable injury; or
 - b. If no claim was submitted by the deceased, the claim for death benefits is submitted within ~~one-year~~ two years of the injury."

On page 1 of the engrossed bill, line 6, delete the numeral "1" and insert in lieu thereof the numeral "3"

On page 2 of the engrossed bill, after line 20, insert the following section:

"SECTION 4. EMERGENCY.) Sections 1 and 2 of this Act are hereby declared to be an emergency and shall be in effect from and after this Act's passage and approval."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2229

On page 3, line 16 of the engrossed bill, delete the strike-through over the words "~~at-least-two~~"

On page 3, line 17 of the engrossed bill, delete the strike-through over the word "~~calendar~~", and delete the first word "~~the~~"

On page 3, line 18 of the engrossed bill, delete the strike-through over the words "~~forty-times-the~~" and immediately thereafter insert the word "minimum" and also on line 18 delete the strike-through over the word "~~weekly~~"

On page 3, line 19 of the engrossed bill, delete the strike-through over the words "~~benefit-amount~~"

On page 3 of the engrossed bill, delete line 20

On page 3, line 21 of the engrossed bill, delete the words "period high quarter wages"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2235

On page 1, line 10 after the word "reenacted" insert the words "to read"

On page 2, line 11 delete the strike-through over the word "~~fifteen~~" and also on line 11 delete the word "twenty-five"

On page 2, line 19 after the word "reenacted" insert the words "to read"

On page 2, line 25 delete the word "twenty-five" and insert in lieu thereof the word "thirty"

On page 2, line 27 strike the word "of" and insert in lieu thereof the word "by"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2245

- On page 1, line 1 of the engrossed bill delete the word "three" and insert in lieu thereof the word "two"
- On page 1, line 3 delete the following: "motorized bicycle,"
- On page 1, line 4 after the word "subsections" delete the following: "2,"
- On page 1, line 5 after the numeral "29" delete the comma
- On page 1, line 6 delete the words and comma "bicycle," and also on line 6 delete the comma after the word "manufacturer"
- On page 1, line 10 delete the word "Three" and insert in lieu thereof the word "Two"
- On page 1, delete lines 15 through 21
- On page 2, delete lines 1 through 7
- On page 2, line 12 after the word "Subsections" delete the following: "2," and also on line 12 delete the comma after the numeral "29"
- On page 2, delete lines 15 through 18

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2246

- On page 2, line 30 of the engrossed bill after the period insert the following: "In addition to any other penalty, the registration to a motor vehicle may be suspended or revoked whenever the purchaser or transferee fails to present the endorsed and assigned certificate of title to the department for transfer and make application for a new certificate of title within the prescribed thirty days."
- On page 2, line 33 delete the underscored semi-colon and insert in lieu thereof an underscored period
- On page 2, delete lines 34 and 35
- On page 3, delete lines 1 through 3

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2267

- On page 1, line 9, after the semi-colon insert the words "to amend and reenact section 51-04-03 of the North Dakota Century Code, relating to license fees and issuance of a bond;"
- On page 3, after line 15, insert the following new section:
 "SECTION 3. AMENDMENT.) Section 51-04-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:
 51-04-03. LICENSE FEE, BOND, ISSUANCE.) An applicant for a transient merchant's license shall pay to the treasurer of the county of application a license fee of one-hundred-fifty twenty-five dollars, any personal property taxes payable by him pursuant to statute, and shall give a surety bond, or the deposit of cash in lieu thereof, to the county in an amount to be determined by

the county treasurer which shall not be less than one thousand dollars nor more than ~~three~~ twenty thousand dollars, the surety on which shall be a surety company authorized to transact business in the state of North Dakota. The contents and surety therein shall be subject to the approval of the county treasurer, and be conditioned that the applicant will in all things conform to the laws relating to transient merchants and further conditioned upon full compliance with all material oral or written statements and representations made by the applicant, his agents, representatives, or auctioneers with reference to merchandise sold or offered for sale, and on faithful performance under all warranties made with reference thereto. The bond shall not be revocable nor terminate prior to passage of two years' time after the expiration of the license issued pursuant thereto nor until due notice that the terms of the bond are to be canceled has been given to the county auditor.

The county treasurer shall issue to the applicant receipts for the foregoing payments and when the applicant files these receipts, and his application, with the county auditor, the auditor may issue to the applicant a transient merchant's license to do business as such at the place described in the application, and the kind of business to be done shall be described therein.

No license shall be valid for more than one person unless he shall be a bona fide member of a copartnership, nor for more than one place, and shall not be valid outside the county for which it is issued, except that licenses issued by the attorney general shall be valid in all counties of the state. The license shall expire after one year from date of issuance.

No sale under the purview of this chapter shall be conducted in the name of any person other than the bona fide owner of the goods, wares, and merchandise.

The files and records of the county treasurer and auditor pertaining to transient merchants shall be kept in convenient form and open for public inspection."

On page 3, line 19, underscore the word "-PENALTY"

On page 3, line 31, delete the word "our" and insert in lieu thereof the word "out"

And renumber the lines, pages and sections accordingly

HOUSE AMENDMENTS TO SENATE BILL 2272

On page 2, line 18 of the engrossed bill after the word "from" strike the words "a half-hour after" and also on line 18 after the word "to" strike the words "a half-hour"

On page 2, line 19 strike the word "before"

On page 28, line 2 delete the word "provided" and insert in lieu thereof the word "provided"

And renumber the lines accordingly

Senator Thane moved that the absent Senators be excused, which motion prevailed.

Senator Nething moved that at the conclusion of the 5th Order of Business the 7th Order of Business and after the reading of House Bills 1008, 1046, 1070, 1122, 1138, 1197, 1241, 1242, 1252, 1302, 1304, 1399, 1404, 1465, 1559, 1639, 1657, HCR's 3001, 3002, 3062, and 3071, the Senate adjourn and convene at 1:00 P.M., Thursday, March 15, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-FIRST DAY

Bismarck, March 15, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Rev. Lee Ruud, Pastor, Zoar and St. Ansgar Lutheran Churches, LaMoure, N. Dak.

Shall we pray. Dear Lord, we pray for Your forgiveness where we have been too quick to think of ourselves and slow to really care for the needs of others. As I stand here today before the North Dakota Legislature I'm grateful that you choose each of us with all our weaknesses as well as our strengths to be instruments of your love and peace and that you have invested your life for each of us. Lord help us to accept this treasure. To those of us who are aimless let us then be the people who can bring purpose. To those who do not know who they are let us teach them that they are children of God and can be used by You as instruments of healing, justice and peace for families, communities our nation and our world, Lord, open our eyes and hearts that we may be able today to be able to do some work of peace for You. Amen.

The roll was called and all members were present except Senator Mutch.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fiftieth day and recommends that the same be corrected as follows:

On page 1385, line 17, delete the numerals "2285" and insert in lieu thereof "2295". On page 1385, line 46, delete "2285" and insert in lieu thereof "2295"

On page 1386, line 27, delete "2285" and insert in lieu thereof "2295"

And when so corrected recommends that the same be approved.

 Chairman
SENATOR TENNEFOS

..... SENATOR CUSSONS moved that the report be adopted, which motion prevailed.


Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2484

and find the same correctly } Engrossed


 Chairman
 Senator Peterson

Senator Dotzenrod 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:

SB NO. 2225

SB NO. 2302

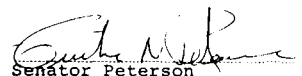
SB NO. 2349

SB NO. 2363

SCR NO. 4018

SCR NO. 4049

and find the same correctly } Enrolled


 Chairman
 Senator Peterson

Senator Dotzenrod moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2225

Senate Bill No. 2302

Senate Bill No. 2349

Senate Bill No. 2363

Senate Concurrent Resolution No. 4018

Senate Concurrent Resolution No. 4049

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 herewith the following:

Senate Bill No. 2225

Senate Bill No. 2302

Senate Bill No. 2349

Senate Bill No. 2363

Senate Concurrent Resolution No. 4018

Senate Concurrent Resolution No. 4049

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 herewith the following:

Senate Bill No. 2225

Senate Bill No. 2302

Senate Bill No. 2349

Senate Bill No. 2363

Senate Concurrent Resolution No. 4018

Senate Concurrent Resolution No. 4049

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

THURSDAY, MARCH 15, 1979

1425

PRESENTATIONS OF
PETITIONS AND COMMUNICATIONS
ARTHUR A. LINK
GOVERNOR

North Dakota Senate
46th Legislative Assembly
The Honorable Wayne Sanstead, President
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President and Members of the Senate:

As we near the end of this legislative session, I believe it is very important that we work closely together on behalf of all the people of North Dakota in seeing that legislation is processed promptly and efficiently. There are several pieces of major legislation still before both houses of the legislature and I know that you will be giving these measures careful consideration during the remaining days of this session.

Because of this, I am respectfully requesting that the legislature make an extra effort to act on those major pieces of legislation as soon as possible in order for me to have a reasonable opportunity to consider them before you adjourn.

Thank you for your cooperation.

Sincerely yours,
ARTHUR A. LINK
Governor

STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

Senate Bill 2151 would create an interim Legislative Council committee on administrative rules and regulations.

The statutory language in this bill closely parallels that of Senate Bill 2175 which I vetoed in 1975. In 1977, I vetoed another bill, Senate Bill 2475, with almost identical provisions. Three days ago, on March 12, 1979, I vetoed Senate Bill 2083 which would have given an interim Legislative Council committee the authority to review administrative rules and regulations promulgated by executive branch agencies.

The language of section 2 of Senate Bill 2151 setting forth the duties and responsibilities of the proposed Legislative Council committee on administrative rules follows verbatim the language of Senate Bill 2083 on the same subject.

In the three days since I vetoed Senate Bill 2083, I have been provided with no justification for the violation of separation of powers inherent in these proposals.

Therefore, for the reasons stated in my veto message dated March 12, 1979, on Senate Bill 2083, I hereby veto Senate Bill 2151.

Sincerely yours,
ARTHUR A. LINK
Governor

MOTION

Senator Nething moved that Senate Bill No. 2151 be placed on the calendar under Senate Bill No. 2083 for the purpose of its reconsideration as a

vetoed measure pursuant to Section 79 of the Constitution of the State of North Dakota, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to House Bill No. 1001 as recommended by the Committee on Appropriations as printed on pages 1399-1400 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1027 as recommended by the Committee on Appropriations as printed on pages 1400-1401 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1036 as recommended by the Committee on Appropriations as printed on page 1401 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to House Bill No. 1067 as recommended by the Committee on Judiciary as printed on pages 1401-1402 of the Senate Journal be adopted.

Senator Lashkowitz requested a recorded roll call vote on the motion to adopt the proposed amendments, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to House Bill No. 1067, the roll was called and there were ayes, 33; nays, 15; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH		●	● JACOBSON			● OLIN			● SORUM		
● BERUBE		●	● JONES			● ORANGE		●	● STRAND		
● CHRISTENSEN			● KRAUTER		●	● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ		●	● RAJ		●	● TALLACKSON		●
● DOTENROD		●	● LEE			● REDLIN			● TENEFOS		
● ERDMAN		●	● LIPS			● REITEN			● THANE		
● FARRINGTON			● LOODEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER		●	● SANDS			● WENSTROW		
● HANSON			● MUTCH		●	● SCHIRADO		●	● WRIGHT		
● HOFFNER		●	● NAADEN		●	● SHABLOW		●	● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

The proposed amendments were adopted.

Senator Schirado moved to amend the amendments to House Bill No. 1203 as printed on page 1403 of the Senate Journal as follows:

On page 3, line 35, delete the word "descretion" and insert in lieu thereof the word "discretion"

Senator Schirado moved that the amendment be adopted, which motion prevailed.

Senator Sands moved that the amendments to House Bill No. 1203 as recommended by the Committee on Judiciary as printed on page 1403 of the Senate Journal be adopted, which motion prevailed, and recommends that House Bill No. 1203 be placed on the calendar without recommendation.

Senator Goodman moved that the amendments to House Bill No. 1257 as recommended by the Committee on Finance and Taxation as printed on page 1404 of the Senate Journal be adopted.

Senator Barth requested a recorded roll call vote on the motion to adopt the proposed amendments to House Bill No. 1257, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to House Bill No. 1257, the roll was called and there were ayes, 31; nays, 17; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN	•		• SORUM		•
• BERUBE		•	• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER		•	• PETERSON			• STRINDEN		
• CUSSONS			• LASKOWITZ		•	• RAIT			• TALLACKSON		
• DOTZENROD		•	• LEE		•	• REDLIN			• TENNEFOS		
• ERODAN		•	• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL		•	• MELLAND			• SANDNESS			• WALSH		•
• GOODMAN			• MILLER		•	• SANDS			• WENSTROM		
• HANSON			• MUTCH	•		• SCHIRADO			• WRIGHT		
• HOFFNER		•	• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

The proposed amendments were adopted.

Senator Jones moved that the amendments to House Bill No. 1402 as recommended by the Committee on State and Federal Government as printed on pages 1404-1407 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the amendments to House Bill No. 1405 as recommended by the Committee on State and Federal Government as printed on page 1407 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to House Bill No. 1550 as recommended by the Committee on Finance and Taxation as printed on pages 1408-1412 of the Senate Journal be adopted, which motion prevailed.

MOTIONS

Senator Nething moved that the portion of Rule 44 pertaining to the deadline that bills must be reported back to the Senate from committee be suspended, and that the date be extended from the 51st legislative day (March 15) to the 53rd legislative day (March 19), which motion prevailed.

Senator Lodoen moved that the Senate adopt the conference committee report to House Bill No. 1293 as printed on pages 1398 and 1399 of the Senate Journal, which motion prevailed.

Senator Lodoen moved that the rules be suspended, that House Bill No. 1293 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1293. — A Bill for an Act to create and enact a new section to chapter 40-33.2 of the North Dakota Century Code, relating to joint exercise of powers by a city with another public agency in respect to its electric utility system or any project and relating to joint exercise of powers by a municipal power agency with another public agency; to create and enact two new subsections to section 40-33.2-05 of the North Dakota Century Code, relating to exempting bonds and notes issued by a municipal power agency from taxation, and right of any holder of bonds or notes issued by a municipal power agency to bring suit; and to amend and reenact subsection 6 of section 40-33.2-02, subdivision g of subsection 1 of section 40-33.2-03, subsection 4 of section 40-33.2-03, subsection 9 of section 40-33.2-03, subsection 2 of section 40-33.2-05, and section 40-33.2-08 of the North Dakota Century Code, relating to definition of governing body of a city, requirements for agency agreements, bylaws of municipal power agencies, amendment of agency agreements, issuance of bonds and notes and pledges of revenues by the municipal power agencies, and city powers in regard to municipal power agencies, and contracts for electric power and energy and related services.

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, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL		●	● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFKNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

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 respectfully requests the return of Senate Bill No. 2023.

ROY GILBREATH, Chief Clerk

MOTION

Senator Nething moved that the Senate accede to the request of the House and return Senate Bill No. 2023, which motion prevailed.

MESSAGE TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to return Senate Bill No. 2023, which the House has requested.

LEO LEIDHOLM, Secretary

CONSIDERATION OF
MESSAGES FROM THE HOUSE

Senator Lips moved that the Senate do concur in the House amendments to Senate Bill No. 2019, as printed on page 1416 of the Senate Journal, which motion prevailed.

Senator Lips moved that the rules be suspended, that Senate Bill No. 2019 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2019. Division of Surplus Property — A Bill for an Act making an appropriation for defraying the expenses of the division of surplus property of the state of North Dakota.

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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		

● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH ●	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Lips moved that the Senate do concur in the House amendments to Senate Bill No. 2024, as printed on page 1416 of the Senate Journal, which motion prevailed.

Senator Lips moved that the rules be suspended, that Senate Bill No. 2024 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2024. Disaster Emergency Services — A Bill for an Act making an appropriation for defraying the expenses of the division of disaster emergency services of the state of North Dakota.

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, 44; nays, 3; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM ●		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN ●		
● CUSONS			● LASHKOWITZ			● RAT			● TALLACKSON		
● DOTZEMBO			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDON			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH ●			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN ●			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2044 as printed on page 1344 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2044:

- Senator Melland
- Senator Strinden
- Senator Tallackson

Senator Solberg moved that the Senate do concur in the House amendments to Senate Bill No. 2086, as printed on page 1417 of the Senate Journal, which motion prevailed.

Senator Solberg moved that the rules be suspended, that Senate Bill No. 2086 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2086. — A Bill for an Act to amend and reenact the second table of subdivision b of subsection 2 of section 39-04-19, subsection 3 of section 39-12-04, subsection 2 of section 39-12-05, and subsection 2 of section 39-12-05.1 of the North Dakota Century Code, relating to motor vehicle registration fees, length limitations on vehicles and combinations of vehicles, weight limitations for vehicles on the interstate system, and gross weight limitations on designated highways.

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, 44; nays, 1; absent and not voting, 5.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● SZLER ●			● NOTHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM ●
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITH		● THANE
● FARRINGTON	●		● LODGEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH ●			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Jones moved that the Senate do concur in the House amendments to Senate Bill No. 2135, as printed on page 1345 of the Senate Journal, which motion prevailed.

Senator Jones moved that the rules be suspended, that Senate Bill No. 2135 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2135. — A Bill for an Act to amend section 54-21-25 of the North Dakota Century Code, relating to contracting of services if suitable facilities or services are not available for adult inmates.

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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● SZLER ●			● NOTHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM ●
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITH		● THANE
● FARRINGTON			● LODGEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH ●			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

MOTION

Senator Sands moved that the Senate do not concur in the House amendments to Senate Bill No. 2159 as printed on pages 1345 and 1346 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2159:

- Senator Christensen
- Senator Sorum
- Senator Lashkowitz

Senator Jacobson moved that the Senate do concur in the House amend-

ments to Senate Bill No. 2214, as printed on page 1418 of the Senate Journal, which motion prevailed.

Senator Jacobson moved that the rules be suspended, that Senate Bill No. 2214 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2214. — A Bill for an Act placing jurisdiction over storage or disposal of nuclear and other wastes in the industrial commission, providing for permits for such storage or disposal, providing exemptions, providing for administrative regulations; and providing penalties.

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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN ●		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH ●			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Solberg moved that the Senate do concur in the House amendments to Senate Bill No. 2235, as printed on pages 1419, 1420 of the Senate Journal, which motion prevailed.

Senator Solberg moved that the rules be suspended, that Senate Bill No. 2235 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2235. — A Bill for an Act to amend and reenact sections 24-08-01 and 24-08-03 of the North Dakota Century Code, relating to authority of the board of county commissioners to construct, rebuild or repair a bridge under its own supervision.

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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN ●		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH ●			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Solberg moved that the Senate do concur in the House amend-

MOTION

Senator Christensen moved that the Senate do not concur in the House amendments to Senate Bill No. 2263 as printed on pages 1266, 1267 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2263:

Senator Christensen
 Senator Sandness
 Senator Miller Heinrich

Senator Solberg moved that the Senate do concur in the House amendments to Senate Bill No. 2272, as printed on page 1421 of the Senate Journal, which motion prevailed.

Senator Solberg moved that the rules be suspended, that Senate Bill No. 2272 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2272. — A Bill for an Act to create and enact three new sections to chapter 39-21 of the North Dakota Century Code, relating to additional lighting equipment on vehicles, vehicular hazard warning signals, and the duration of the department's approval of equipment; to create and enact two new sections to chapter 39-27 of the North Dakota Century Code, relating to lights and brakes on motor-driven cycles; to amend and reenact sections 39-21-01, 39-21-03, subsection 2 of section 39-21-04, sections 39-21-05, 39-21-06, subsection 1 of section 39-21-10, subsection 1 of section 39-21-11, sections 39-21-13, 39-21-14, 39-21-15, 39-21-16, subsections 1 and 4 of section 39-21-17, sections 39-21-19, 39-21-20, subsection 2 of section 39-21-21, subsection 1 of section 39-21-25, sections 39-21-29, 39-21-30, 39-21-31, 39-21-35, 39-21-36, 39-21-39, 39-21-41, 39-21-41.1, 39-21-42, 39-21-43, 39-21-44, 39-21-45, 39-21-46, and 39-21-50 of the North Dakota Century Code, relating to when lamps are required, head lamps on motor vehicles, location of tail lamps, reflectors on new motor vehicles, stop lamps and turn signals on new motor vehicles, location of reflectors, visibility of reflectors, lamp on projecting loads, lamps on parked vehicles, lamps and reflectors on farm equipment, lamps on vehicles not covered by other sections, spot lamps, auxiliary driving lamps, signal lamps and devices, multiple beam road lighting equipment, use of multiple beam road lighting equipment, the required number of head lamps; selling or using lamps and related equipment, department approval of equipment, revocation of approval of equipment, hydraulic brake fluid specifications, horns and warning devices, windshields on vehicles, safety glazing material, safety belt requirements, when vehicles must carry flares, display of warning devices, vehicles transporting explosives, air conditioning equipment, scope and effect of regulations, and the slow-moving vehicle emblem; and to repeal sections 39-21-23 and 39-21-34 of the North Dakota Century Code, relating to headlights and brakes on motor-driven cycles.

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, 48; nays, 1; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODGEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		● MR. PRESIDENT

So the bill passed and the title was agreed to.

Senator Sands moved that the Senate do not concur in the House amendments to Senate Bill No. 2354 as printed on page 1347 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2354:

Senator Iszler
 Senator Holmberg
 Senator Schirado

MOTION

Senator Sands moved that the Senate do not concur in the House amendments to Senate Bill No. 2383 as printed on page 1276 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2383:

Senator Peterson
 Senator Cussons
 Senator Orange

SECOND READING OF HOUSE BILLS

House Bill No. 1008. Division of Independent Study — A Bill for an Act making an appropriation for defraying the expenses of the division of independent study 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, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODGEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		● MR. PRESIDENT

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to transmit Senate Bill No. 2052 which the Senate has passed over the Governor's veto.

The vote on Senate Bill No. 2052 is:

48 Ayes

0 Nays

2 Absent, not voting.

And your favorable consideration is requested.

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1095. — A Bill for an Act to create and enact new sections to chapters 47-10 and 47-11 of the North Dakota Century Code, relating to a presumption that a nontestamentary transfer of real or personal property between spouses is always for a consideration, and not a gift, unless stated in writing.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1327, the roll was called and there were ayes, 36; nays, 10; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	ISLER	•	•	NETHING		•	SOLBERG	
•		•	•	JACOBSON	•	•	OLIN	•	•	SORUM	•
•			•	JONES		•	ORANGE		•	STRAND	•
•		•	•	KRAUTER		•	PETERSON		•	STRANDEN	
•			•	LASKOWITZ	•	•	RAIT		•	TALLACKSON	
•		•	•	LEE	•	•	REDLN	•	•	TENNEFOS	
•		•	•	LIPS	•	•	REITEN		•	THANE	•
•			•	LODOEN		•	ROEN		•	VOSPER	•
•		•	•	MELLAND		•	SANDNESS	•	•	WALSH	•
•		•	•	MILLER		•	SANDS		•	WENSTROM	
•			•	MUTCH		•	SCHIRADO	•	•	WRIGHT	•
•			•	NAADEN	•	•	SHABLOW		•	MR. PRESIDENT	
•		•	•	NELSON		•	SMYKOWSKI	•			

So the bill passed and the title was agreed to.

House Bill No. 1122. — A Bill for an Act to set aside accumulated and undivided profits of the state mill and elevator association for agricultural research relating to production, utilization, transportation, and marketing.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 19; nays, 29; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	ISLER	•	•	NETHING		•	SOLBERG	
•		•	•	JACOBSON	•	•	OLIN	•	•	SORUM	•
•			•	JONES		•	ORANGE		•	STRAND	•
•		•	•	KRAUTER		•	PETERSON		•	STRANDEN	
•			•	LASKOWITZ	•	•	RAIT		•	TALLACKSON	
•		•	•	LEE	•	•	REDLN	•	•	TENNEFOS	
•		•	•	LIPS	•	•	REITEN		•	THANE	•
•			•	LODOEN		•	ROEN		•	VOSPER	•
•		•	•	MELLAND		•	SANDNESS	•	•	WALSH	•
•		•	•	MILLER		•	SANDS		•	WENSTROM	
•			•	MUTCH		•	SCHIRADO	•	•	WRIGHT	•
•			•	NAADEN	•	•	SHABLOW		•	MR. PRESIDENT	
•		•	•	NELSON		•	SMYKOWSKI	•			

House Bill No. 1122 was declared lost.

House Bill No. 1130. — A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries and to adjustments to taxable income for corporations; to repeal section 57-38-66 of the North Dakota Century Code, providing for a business and corporation privilege tax; and to provide an effective date.

Which has been read.

Senator Berube moved to amend House Bill No. 1130 as follows:

On page 2, line 20 of the engrossed bill, delete "January 1, 1981" and insert "July 1, 1979"

Senator Berube moved that the amendment be adopted.

Senator Goodman requested a recorded roll call vote on the motion to adopt the proposed amendment, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendment, the roll was called and there were ayes, 10; nays, 40; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS			ISZLER			NETHING			SOLBERG		
BARTH			JACOBSON			OLIN			SORUM		
BERUBE			JONES			ORANGE			STRAND		
CHRISTENSEN			KRAUTER			PETERSON			STRANDEN		
CUSSONS			LASHKOWITZ			RAIT			TALLACKSON		
DOTZENROD			LEE			REDLIN			TENNEFOS		
ERDMAN			LIPS			REITEN			THANE		
FARRINGTON			LODOEN			ROEN			VOSPER		
FRITZELL			MELLAND			SANDNESS			WALSH		
GOODMAN			MILLER			SANDS			WENSTROM		
HANSON			MUTCH			SCHRADO			WRIGHT		
HOFFNER			NAADEN			SHABLOW			MR. PRESIDENT		
HOLMBERG			NELSON			SMYKOWSKI					

The proposed amendments lost.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 19; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS			ISZLER			NETHING			SOLBERG		
BARTH			JACOBSON			OLIN			SORUM		
BERUBE			JONES			ORANGE			STRAND		
CHRISTENSEN			KRAUTER			PETERSON			STRANDEN		
CUSSONS			LASHKOWITZ			RAIT			TALLACKSON		
DOTZENROD			LEE			REDLIN			TENNEFOS		
ERDMAN			LIPS			REITEN			THANE		
FARRINGTON			LODOEN			ROEN			VOSPER		
FRITZELL			MELLAND			SANDNESS			WALSH		
GOODMAN			MILLER			SANDS			WENSTROM		
HANSON			MUTCH			SCHRADO			WRIGHT		
HOFFNER			NAADEN			SHABLOW			MR. PRESIDENT		
HOLMBERG			NELSON			SMYKOWSKI					

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Senator Hoffner: Mr. President, I rise on a point of personal privilege. Mr. President, members of the Senate, the action that was taken on House Bill No. 1130 is to repeal the business privilege tax by 1981. I noticed that it must have been a caucus position by the Majority party and I expect a delayed bill to be introduced to send a message to the next legislative session that this delayed bill would be to increase the sales tax by 1 per cent to take care of the finances for the next legislative session.

POINT OF PERSONAL PRIVILEGE

Senator Nething: Mr. President, I rise on a point of personal privilege. Mr. President the assumptions that were made simply are not based on fact. As a matter of fact the subject matter of House Bill No. 1130 has not been discussed in a Republican caucus of the Senate in this entire session. The debate was what was presented on the floor today and in committee.

MOTION

Senator Nething moved that House Bill No. 1138 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1197. — A Bill for an Act to create and enact one new subsection to section 20.1-02-05 of the North Dakota Century Code, relating to the establishment of a habitat improvement program; and providing a continuing appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1369, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1241. — A Bill for an Act to provide for the discontinuance of annuities from the teachers' fund for retirement on resumption of teaching, and to repeal section 15-39.1-19 of the North Dakota Century Code, relating to discontinuance of annuities from the teachers' fund for retirement on resumption of teaching.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1242. — A Bill for an Act to create and enact a new section to chapter 15-39.1 of the North Dakota Century Code, relating to protecting the teachers' fund for retirement against fraud; and to amend sections 15-39.1-04, 15-39.1-13, 15-39.1-17, and 15-39.1-20 of the North Dakota Century Code relating to the definition of a teacher, exemptions from the legal process, the final payment on a member's account, and withdrawal from the teachers' fund for retirement; and providing a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1370, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

REGULAR SESSION			NORTH DAKOTA SENATE			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEPOS		
● EFDAMAN			● LIPS			● RETEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTIONS

Senator Jones 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. 1217, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1217:

- Senator Roen
- Senator Albers
- Senator Rait

Senator Goodman 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. 1507, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1507:

- Senator Lee
- Senator Wright
- Senator Barth.

Report of Standing Committee

Mr. President Your Committee on Political Subdivisions
to whom was referred Senate Bill No. 2483

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows.

- On page 1, line 1, delete the word "sections" and insert in lieu thereof the word "section" and also delete the second word "and"
- On page 1, line 2, delete the numerals "54-40-02.2"
- On page 1, delete all of lines 12 through 22
- On page 2, delete all of lines 1 through 9
- On page 2, line 10, delete the numerals "54-40-02.2" and insert in lieu thereof the numerals "54-40-02.1"
- On page 2, line 14 delete the word "under" and insert in lieu thereof. the following: "by bonds issued pursuant to" and also delete the numerals "54-40-02.1" and insert the numerals "54-40-03"
- On page 2, line 25, delete the words "section 54-40-02.1 and"
- On page 2, line 27, delete the numeral "3" and insert in lieu thereof the numeral "2"
- On page 2, line 30, after the word "FUNDS" insert the following: "- ISSUANCE OF BONDS"
- On page 2, line 35, after the period, insert the following:
"The total amount of bonds issued by a county and a city under this section shall be in proportion to the joint usage of the building by the county and the city and shall also consider the tax base of the county and the tax base of the city. When a county and a city wholly within the county boundaries propose to issue bonds for the purpose of a building for their joint use, the governing body of the county may submit to its qualified voters the proposition of issuing bonds in the total amount required to be borrowed for the building, under an initial resolution and ballot stating the maximum total principal amount of the bonds and the maximum principal amount thereof for which the city shall be obligated. In this event the governing body of the city shall adopt an ordinance or resolution stating the maximum amount of the obligation proposed to be incurred by the city and the other matters of information required for an initial resolution for bonds under the provisions of section 21-03-09, which ordinance or resolution shall be subject to referral to the electors of the city by petition of the percentage of the electors referred to in chapter 40-12 and upon the conditions and in the manner therein set forth. If the issuance of the bonds is approved by the required majority of the qualified voters of the county voting thereon, and if the city ordinance or resolution is not referred or is approved by a majority of the qualified electors of the city voting thereon, the bonds may be issued by the county and the obligation incurred by the city. The principal amount of the obligation incurred by the city to the county, as provided in the agreement, shall be a general obligation and indebtedness of the city as referred to and limited by section 21-03-04 and by section 183 of the Constitution, and shall be deducted from the principal amount of the bonds in determining the net indebtedness incurred by the county in the issuance thereof. The city shall levy a direct, annual, irrepealable tax for the payment of its obligation and the interest thereon as required for the payment of general obligation bonds under the provisions of section 21-03-15, which tax shall be retained by the county auditor in the sinking and interest fund for the county bonds as provided in section 21-03-41. Each payment of principal, interest and premium, if any, due with respect to the county bonds shall be the obligation of the city in the proportion that the original principal amount of the city's obligation bears to the original principal amount of the bonds, for the purpose of ascertaining the amount of net indebtedness of the city and the county outstanding at any time, of determining the amounts of taxes required to be assessed and collected annually by the city and the county for the bond sinking and interest fund, and of determining the amounts of income from the investment of the sinking and interest fund which are to be credited against the obligations of the city and county, respectively, and for all other purposes whatsoever. Nothing herein requires the city-county agreement to

be executed before the authorization of the bonds and the city's obligation thereon. The agreement when executed shall fix the relative contributions of the city and county to the capital cost of the building in a manner consistent with the maximum net indebtedness authorized to be incurred by each of them, respectively. If so provided in the agreement, the city may evidence its obligation by the issuance of general obligation bonds of the city and appropriate the proceeds of its bonds for expenditure in accordance with the terms of the agreement, and the amount of the county bonds may be reduced by the amount issued by the city."

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.

Senate Bill No. 2483 was placed on the sixth Chairman Senator Lodoen

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on NATURAL RESOURCES to whom was referred Senator Bill No. 2485

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation be amended as follows

Senate Bill No. 2485 was placed on the eleventh Chairman Senator Jacobson

order of business on the calendar for the succeeding legislative day

Mr. President Your Committee on Appropriations to whom was referred House Bill No. 1002

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation be amended as follows

On page 1 of the engrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act directing the legislative council to administer a scientific and technological research and development program, to set out its responsibilities and duties, to provide for its staffing; to set forth legislative intent concerning the coal trust fund; and to provide an appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. SCIENCE AND TECHNOLOGY PROGRAM - STAFF - RELATIONSHIP TO USERS.)

- 1. The legislative council, or its designee, shall administer a scientific and technological

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research and development program (hereafter called "science and technology program" or "program"). The program shall be operated in accordance with the provisions of this Act and the existing statutory authority of the legislative council.

2. The legislative council staff office shall provide staff for the program, and the council, or its designee, may hire such additional staff as it deems necessary, including a program staff director. The council, or its designee, shall set compensation for any additional staff within the limits of legislative appropriations.
3. The council, or its designee, shall structure the program to provide scientific and technical assistance to the legislative assembly and the legislative council; and, in cooperation with other state agencies, to coordinate with and assist in the:
 - a. Development of a comprehensive environmental data base for North Dakota.
 - b. Development of information systems capable of meeting the needs of North Dakota decision makers.
 - c. Development of assessment/modeling capabilities to forecast the environmental characteristics of North Dakota.
 - d. Development of monitoring systems to detect changes in the environmental characteristics of North Dakota.

As used in this subsection, "environmental" includes physical, biological, social, and economic factors.

4. The council, or its designee, may contract for such research or development with any suitable person or governmental or private entity. The emergency commission may authorize the transfer of funds between the council, or its designee, and any state agency to support contracts between the council, or its designee, and that agency.
5. The council shall give preference to existing state entities when contracting for research or development.
6. Capabilities developed by, or under contract to, the council shall, to the extent possible, be multidisciplinary in nature and be designed to:
 - a. Provide comprehensive outputs useful to a variety of user entities.
 - b. Ensure that all data and analytic methods can be clearly identified by the user so as to allow the user to judge its value.
 - c. Enhance the ability of user entities to meet their own responsibilities, thus reducing the duplication of research and development among governmental entities.
7. Capabilities developed shall, to the extent feasible, be transferred to other governmental

entities for operation. The recipient entity is hereby authorized to enter into an agreement with the council, or its designee, for receipt and operation of a capability to be transferred. All computer software developed by or for the council shall be its property and may be sold by the council, and all proceeds from such sale shall be deposited in the special trust fund from the coal severance tax. Any software sold pursuant to this subsection shall be sold without warranty of any kind, and shall not be maintained by the council, or its designee.

SECTION 2. SCIENCE AND TECHNOLOGY PROGRAM - FEE POLICIES - DATA HANDLING - AID FROM AGENCIES AND INSTITUTIONS.)

1. The council, or its designee, may establish a user fee policy to be charged to various classes of users of its products and services. The council may decide that one or more classes of users may receive its products or services, or both, free of charge.
2. Data obtained by the council, its designee, or its staff from other governmental agencies which is not normally made public or, if it is made public, is not made public in the form the council, its designee, or its staff will be using it, shall be subject to the source agency's policy on dissemination of the information consistent with state and federal laws.

SECTION 3. SCIENCE AND TECHNOLOGY PROGRAM - GRANTS TO STATE AGENCIES - PROCEDURES - DURATION.)

1. The council, or its designee, may, from appropriated funds available to it for that purpose, make grants to state agencies to fund, wholly or partially, unanticipated environmental research needs. The council will be solely responsible for determining which grant applications will be funded. The council shall not consider or fund any grant applications pursuant to this section after December thirty-first of the second fiscal year of any biennium.
2. The council will adopt guidelines for grant applications by August 1, 1979. In addition to the guidelines developed by the council, the council and all applicants shall be guided by the following:
 - a. State agencies shall be the only eligible applicants for grants under this section.
 - b. Grants may be made only for projects projected to be completed during the biennium in which the grant is made.
 - c. Grants shall not be made in which the state would incur costs during a time period following the biennium in which the grant is made.
 - d. The recognition of the need for the environmental research must have occurred after adjournment of the legislative assembly which appropriated the funds from which the grant would be made.

- e. Grant applications may be submitted to any member of the council, or its designee, and will be forwarded by that member to the council, or its designee.
- f. All grant applications received will be placed on the agenda of the council, or its designee, no later than the second meeting after receipt of the application.
- g. The council, or its designee, will notify the emergency commission of grant applications and grants made pursuant to this section.

SECTION 4. SCIENCE AND TECHNOLOGY PROGRAM - DATA PROCESSING SERVICES TO COUNCIL.) The office of data processing of the department of accounts and purchases, hereafter "the office", shall provide such data processing services as the council may request within the limits of the appropriations available to the council. All agreements between the department of accounts and purchases, the office, or both, and the predecessor of the council program herein authorized shall be void on July 1, 1979.

SECTION 5. SCIENCE AND TECHNOLOGY PROGRAM - APPROPRIATION.)

1. There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, to the legislative council, the sum of \$1,600,000, or so much thereof as may be necessary, and such other public and private funds as may be available, which are hereby appropriated, for the operation of the science and technology program. These funds will be available commencing July 1, 1979, until June 30, 1981, except as provided in subsection 2 of this section.
2. Section 54-44.1-11 shall not apply to the appropriation in this section.
3. The director of accounts and purchases and the state treasurer will make such transfers of funds between lined items of appropriation in this section as may be requested by the chairman of the council when the nature of studies and duties undertaken by the council requires such transfers.
4. The science and technology program created by this Act is the statutory successor to the resources research committee and the North Dakota regional environmental assessment program established by Senate Bill No. 2004, forty-fifth legislative assembly.

SECTION 6. LEGISLATIVE INTENT.) The legislative assembly recognizes that moneys were appropriated from the special fund created by subsection 2 of section 12 of chapter 563 of the 1975 Session Laws for support of the regional environmental assessment program, and that such moneys were used, in essence, in response to the impact of rapid coal development. The legislative assembly intends that, until specifically provided otherwise by law, further deposits in the trust fund referred to above, or its statutory successor, shall consist of moneys allocated from severance tax revenue, and interest and income from investment of fund balances and not by deposits from the regional environmental assessment program or its successor entity."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Walter E. Lips
Senator Lips Chairman

House Bill No. 1002 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations

to whom was referred House Bill No. 1030

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 11 delete the amount "\$484,222" and insert in lieu thereof the amount "\$448,967"

On page 1, line 18 delete the amount "\$134,655" and insert in lieu thereof the amount "\$99,400"

On page 1, line 20 delete the amount "\$484,222" and insert in lieu thereof the amount "\$448,967"

On page 1, line 22 delete the amount "\$210,596" and insert in lieu thereof the amount "\$175,341"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Walter E. Lips
Senator Lips Chairman

House Bill No. 1030 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations

to whom was referred House Bill No. 1033

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2, of the engrossed bill, delete line 16

On page 2, line 18 of the engrossed bill delete the amount "\$9,987,340" and insert in lieu thereof the amount "\$9,807,340"

On page 2, line 20 of the engrossed bill delete the amount "\$15,704,756" and insert in lieu thereof the amount "\$15,524,756"

On page 2, line 21 of the engrossed bill delete the amount "\$15,724,956" and insert in lieu thereof the amount "\$15,544,956"

And renumber the lines and pages accordingly.

And when so amended recommends the same ~~do pass~~.

Senator Lips Chairman

House Bill No. 1033 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Judiciary
to whom was referred House Bill No. 1044

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 21 of the engrossed bill, delete the word "and" and also delete the period and insert in lieu thereof the following: "; and to provide an effective date."

On page 3, line 20 of the engrossed bill, delete the word "forty-eight" and insert in lieu thereof the word "ninety-six"

On page 3, line 20 of the engrossed bill, delete the word "forty-eight" and insert in lieu thereof the word "ninety-six" and also delete the following: ", exclusive of weekends"

On page 3, line 21 of the engrossed bill, delete the following: "and holidays"

On page 6 of the engrossed bill, delete all of lines 8 through 18

On page 6 of the engrossed bill, after line 27, insert the following: "4. Designated exits shall permit prompt evacuation of inmates and jail staff in an emergency."

On page 16 of the engrossed bill, after line 7, insert the following new section:
"SECTION 31. EFFECTIVE DATE.) The provisions of this Act shall become effective July 1, 1980."

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.

Senator Sands Chairman

House Bill No. 1044 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY
to whom was referred House Bill No. 1168

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

Edward M. Sands Chairman
Senator Sands

House _____ Bill No. 1168 _____ was placed on the _____ fourteenth _____

order of business on the calendar for the succeeding legislative day.

Mr. _____ President _____ Your Committee on NATURAL RESOURCES _____

to whom was referred House _____ Bill No. 1198 _____

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 1, delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to provide for the award of damages for harm caused by activities associated with the exploration for, the development, and production of oil and gas.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. LEGISLATIVE FINDINGS.) The legislative assembly finds the following:

1. Exploration for and development of oil and gas reserves in this state interferes with the use, agricultural or otherwise, of the surface of certain land.
2. Owners of the surface estate and other persons should be justly compensated for injury to their persons or property and interference with the use of their property occasioned by oil and gas development.

SECTION 2. DEFINITIONS.) In this Act, unless the context or subject matter otherwise requires:

1. "Agricultural production" means the production of any growing grass or crop attached to the surface of the land, whether or not the grass or crop is to be sold commercially, and the production of any farm animals, whether or not the animals are to be sold commercially.
2. "Drilling operations" means the exploration for or drilling of an oil and gas well which requires entry upon the surface estate and was commenced subsequent to June 30, 1979, and the production operations ensuing therefrom.
3. "Mineral developer" means the person who acquires the mineral estate or lease for the purpose of extracting or using the minerals for nonagricultural purposes.
4. "Mineral estate" means an estate in or ownership of all or part of the minerals underlying a specified tract of land.
5. "Minerals" means oil and gas.
6. "Surface estate" means an estate in or ownership of the surface of a particular tract of land.
7. "Surface owner" means the person who has possession of the surface of the land either as an owner or as a tenant.

SECTION 3. SURFACE DAMAGE AND DISRUPTION PAYMENTS.) The mineral developer shall pay the surface owner a sum of money equal to the amount of damages sustained by the surface owner for loss of agricultural production and income, lost land value, and lost

value of improvements caused by drilling operations. The amount of damages may be determined by any formula mutually agreeable between the surface owner and the mineral developer. When determining damages, consideration shall be given to the period of time during which the loss occurs and the surface owner may elect to be paid damages in annual installments over a period of time; except that the surface owner shall be compensated for harm caused by exploration only by a single sum payment. The payments contemplated by this section shall only cover land directly affected by drilling operations. Payments under this section are intended to compensate the actual surface owner for damage and disruption; any reservation or assignment of such compensation apart from the surface estate except to a tenant of the surface estate is prohibited.

SECTION 4. NOTICE OF DRILLING OPERATIONS.) Except for exploration activities governed by chapter 38-08.1, the mineral developer shall give the surface owner written notice of the drilling operations contemplated. This notice shall be given to the record surface owner at his address as shown by the records of the county register of deeds at the time the notice is given. This notice shall sufficiently disclose the plan of work and operations to enable the surface owner to evaluate the effect of drilling operations on the surface owners use of the property.

SECTION 5. OTHER RESPONSIBILITIES OF MINERAL DEVELOPER.) The mineral developer shall be responsible for all damages to property, real or personal, resulting from the lack of ordinary care by the mineral developer.

SECTION 6. NOTIFICATION OF INJURY.) Any person, to receive compensation, shall notify the mineral developer of the damages sustained by the person within two years after the injury occurs or would become apparent to a reasonable man.


SECTION 7. AGREEMENT - OFFER OF SETTLEMENT.) Unless both parties provide otherwise by written agreement, within six days after the mineral developer receives notice of damages the mineral developer shall make a written offer of settlement to the person seeking compensation for the damages. The person seeking compensation may accept or reject any offer so made.

SECTION 8. REJECTION- LEGAL ACTION - FEES AND COSTS.) If the person seeking compensation receives a written rejection, rejects the offer of the mineral developer, or receives no reply, that person may bring an action for compensation in the court of proper jurisdiction. If the amount of compensation awarded by the court is greater than that which had been offered by the mineral developer, the court shall award the person seeking compensation reasonable attorney fees and any costs assessed by the court.

SECTION 9. APPLICATION OF ACT.) The remedies provided by this Act shall not preclude any person from seeking other remedies allowed by law."

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

 Chairman
 Senator Jacobson

House Bill No. 1198 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs

to whom was referred House Bill No. 1362

Has had the same under consideration and recommends that the same

do pass
 be indefinitely postponed
 be placed on calendar without recommendation

be amended as follows:



Senator Christensen Chairman

House _____ Bill No. 1362 _____ was placed on the 14th _____

order of business on the calendar for the succeeding legislative day.

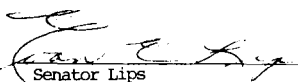
Mr. President _____: Your Committee on Appropriations _____

to whom was referred _____ House _____ Bill No. 1384 _____

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:



Senator Lips Chairman

House _____ Bill No. 1384 _____ was placed on the 14th _____

order of business on the calendar for the succeeding legislative day.

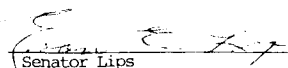
Mr. President _____: Your Committee on Appropriations _____

to whom was referred _____ House _____ Bill No. 1385 _____

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:



Senator Lips Chairman

House _____ Bill No. 1385 _____ was placed on the 14th _____

order of business on the calendar for the succeeding legislative day.

Mr. President _____: Your Committee on Finance and Taxation _____

to whom was referred _____ House _____ Bill No. 1424 _____

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:



Senator Goodman Chairman

House _____ Bill No. 1424 _____ was placed on the Fourteenth _____

order of business on the calendar for the succeeding legislative day.

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Mr. President : Your Committee on NATURAL RESOURCES

to whom was referred House Bill No. 1493

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

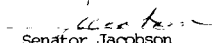
On page 1 of the engrossed bill, line 14, following the word "state" insert the following "; however, if the water commission establishes water use fees, the fees shall be based only on the anticipated cost of filing and processing the water use permit application"

On page 2 of the engrossed bill, line 16, following the period delete the word "The"

On page 2 of the engrossed bill, delete all of lines 17, 18, and 19.

On page 2 of the engrossed bill, line 20, delete the words "specific permit or a specific class of permits."

And when so amended recommends the same do pass.

 Chairman
Senator Jacobson

House Bill No. 1493 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on JUDICIARY

to whom was referred House Bill No. 1569

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Sands

House Bill No. 1569 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.


Mr. President : Your Committee on JUDICIARY

to whom was referred House Bill No. 1605

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Sands

House Bill No. 1605 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

THURSDAY, MARCH 15, 1979

1451

Mr. President : Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1622

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:



Senator Christensen Chairman

House Bill No. 1622 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1624

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, of the engrossed bill, line 1, delete the words "the
early identification of"

On page 1, of the engrossed bill, line 2, delete the words
"handicapping conditions in preschool children,"

On page 1, of the engrossed bill, delete lines 9 through 16

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.



Senator Christensen Chairman

House Bill No. 1624 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Agriculture
to whom was referred House Bill No. 1628

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

On page 1, line 3, after the numeral "39-06.1-10" insert the
following: ", and section 39-09-01.1"

On page 2, strike all of line 7

On page 2, line 20 delete the numerals "39-09-01" and insert in
lieu thereof the numerals "39-09-01.1"

On page 2, after line 21, insert the following:

"SECTION 4.) Section 39-09-01.1 of the North Dakota Century Code is hereby created and enacted to read as follows:
39-09-01.1. CARE REQUIRED IN OPERATING VEHICLE.) Any person driving a vehicle upon a highway shall drive the vehicle in a careful and prudent manner, having due regard to the traffic, surface, and width of the highway and other conditions then existing, and shall give such warnings as are reasonably necessary for safe operation under the circumstances. No person may drive any vehicle upon a highway in a manner to endanger the life, limb, or property of any person."

On page 3, line 6, after the words "distance of" strike through the words "five hundred" and insert immediately thereafter the words "one thousand"

And renumber the lines, pages, and sections accordingly

And when so amended recommends the same do pass

 Chairman

House Bill No. 1628 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1645

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete the words and numerals "sections 57-54-14 and" and insert in lieu thereof the word and numerals "section 39-24-03"

On page 1, line 2, delete the numerals "57-54-19"

On page 1, delete line 3

On page 1, line 4, delete the words "state snowmobile fund" and insert in lieu thereof the words "fees for snowmobile registration and assessment of a snowmobile trail tax"

On page 1, line 7, delete the numerals "57-54-14" and insert in lieu thereof the numerals "39-24-03" and after the word "the" insert the words and numerals "1977 Supplement to the"

On page 1, delete lines 10 through 21 and insert in lieu thereof the following:

"39-24-03. REGISTRATION - APPLICATION - ISSUANCE - FEES - RENEWAL.) Application for registration shall be made to the registrar in such a form as the registrar shall prescribe and furnish, and shall state the name and address of every owner of the snowmobile and be signed by at least one owner. A copy of such the application shall serve as evidence of registration for a period of not more than thirty days from the date of application. Upon receipt of the application and the appropriate fee as hereinafter provided, such the snowmobile shall be registered and a registration number and a

certificate of registration assigned. Such The registration number shall be:

1. At least two inches in height and of a reflectorized material; and
2. Securely affixed on each side of the forward half of the snowmobile in such a position as to provide clear legibility for identification. Such The certificate of registration shall include information regarding the manufacturer, model, year, and serial number, if such the information is available; the address of the owner; and the address of the former owner or the dealer, as the case may be.

The fee for registration of each snowmobile shall be ~~four~~ two dollars for a registration period of two years beginning July first of each biennium. The fee for initial registration of each snowmobile registered on and after July first of the second year of the biennium shall also be ~~four~~ two dollars. The fee for a duplicate or replacement registration number or registration card which shall be lost, mutilated, or shall become illegible shall not exceed two dollars. In addition, in each year that fees are collected for the unsatisfied judgment fund there shall be assessed a fee of one dollar per year for each snowmobile registered, which shall be placed in the unsatisfied judgment fund. For each snowmobile registered under the provisions of this chapter, there shall be assessed a snowmobile trail tax in the amount of two four dollars.

Every owner of a snowmobile shall renew ~~his the~~ registration in such a manner as the registrar shall prescribe, upon payment of the same registration fees provided in this section.

Upon application for registration as prescribed in this section, any snowmobile dealer as defined in section 39-24-01 shall be issued registration numbers distinctively marked as dealer's registration numbers upon payment of the appropriate fee as prescribed in this section. Such The dealer's registration numbers shall be used only on snowmobiles owned by the dealership."

On page 2, delete lines 1 through 15

On page 2, line 19, delete the numerals "320,000.00" and insert in lieu thereof the numerals "85,000.00"

And renumber the lines, sections, and pages accordingly

 Chairman
SENATOR I.E. SOLBERG

HOUSE Bill No. 1645

was placed on the SIXTH

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations
to whom was referred H.C.R. Bill No. 3050

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation
- be amended as follows:

Sen. E. F. ... Chairman
Senator Lips

H.C.R. Bill No. 3050 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs to whom was referred House Concurrent Resolution 3061

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

And be placed on the Consent Calendar

Harold Christensen Chairman
Senator Christensen

House Concurrent Resolution #3061 was placed on the tenth

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on TRANSPORTATION to whom was referred HOUSE CONCURRENT RESOLUTION No. 3076

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation
- be amended as follows:

And be placed on Consent Calendar

I. E. Solberg Chairman
SENATOR I. E. SOLBERG

HOUSE CONCURRENT RESOLUTION No. 3076 was placed on the 10th

order of business on the calendar for the succeeding legislative day.

MESSAGES TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

- House Bill No. 1209
- House Bill No. 1483
- House Bill No. 1634
- House Bill No. 1636
- House Bill No. 1671
- House Concurrent Resolution No. 3021
- House Concurrent Resolution No. 3048

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2484

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1096
House Bill No. 1262
House Bill No. 1335
House Bill No. 1368
House Bill No. 1378
House Bill No. 1485
House Bill No. 1544
House Bill No. 1571
House Bill No. 1681
House Concurrent Resolution No. 3027
House Concurrent Resolution No. 3038
House Concurrent Resolution No. 3044
House Concurrent Resolution No. 3051
House Concurrent Resolution No. 3054
House Concurrent Resolution No. 3058
House Concurrent Resolution No. 3060
House Concurrent Resolution No. 3078
House Concurrent Resolution No. 3082

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1316
House Bill No. 1603
House Bill No. 1608
House Bill No. 1661

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Concurrent Resolution No. 3074, but subsequently FAILED TO PASS.

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. 2019, 2024, 2086, 2135, 2214, 2235, 2245, 2246, 2272, but refused to concur in the House amendment to Senate Bills Nos. 2044, 2159, 2263, 2354, 2383 and the President has appointed as a conference committee to act with a like committee from the House on Senate Bill No. 2044:

Senator Melland
Senator Strinden
Senator Tallackson
Senate Bill No. 2159:
Senator Christensen
Senator Sorum
Senator Lashkowitz

Senate Bill No. 2263:
 Senator Christensen
 Senator Sandness
 Senator Miller
 Senate Bill No. 2354:
 Senator Iszler
 Senator Holmberg
 Senator Schirado
 Senate Bill No. 2383:
 Senator Peterson
 Senator Cussons
 Senator Orange

LEO LEIDHOLM, Secretary
 MESSAGE FROM THE HOUSE
 House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1092
 House Bill No. 1104
 House Bill No. 1169
 House Bill No. 1200
 House Bill No. 1236
 House Bill No. 1254
 House Bill No. 1312
 House Bill No. 1352
 House Bill No. 1412
 House Bill No. 1479
 House Bill No. 1481
 House Bill No. 1500
 House Bill No. 1585

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk
 SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1092
 House Bill No. 1104
 House Bill No. 1169
 House Bill No. 1200
 House Bill No. 1236
 House Bill No. 1254
 House Bill No. 1312
 House Bill No. 1352
 House Bill No. 1412
 House Bill No. 1479
 House Bill No. 1481
 House Bill No. 1500
 House Bill No. 1585

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 herewith the following:

House Bill No. 1092
 House Bill No. 1104
 House Bill No. 1169
 House Bill No. 1200

House Bill No. 1236
House Bill No. 1254
House Bill No. 1312
House Bill No. 1352
House Bill No. 1412
House Bill No. 1479
House Bill No. 1481
House Bill No. 1500
House Bill No. 1585

Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2059
Senate Bill No. 2122
Senate Bill No. 2139
Senate Bill No. 2300
Senate Bill No. 2344
Senate Bill No. 2386
Senate Bill No. 2398

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. 2095:

Rep. Conmy
Rep. Stenehjem
Rep. Meiers
Senate Bill No. 2297:
Rep. Wessman
Rep. Gorder
Rep. Hanson

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2142
Senate Bill No. 2286
Senate Bill No. 2339
Senate Bill No. 2356
Senate Bill No. 2380

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2142

On page 2, line 2 delete the numeral "60" and insert in lieu thereof the word "sixty"

and renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2286

On page 3, line 14 of the engrossed bill, strike the words "one dollar" and insert in lieu thereof "four dollars"

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2339

On page 2, line 5 of the engrossed bill, after the word "pension" insert the following:

"except service disability pension"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2356

On page 1 of the reengrossed bill, line 4, delete the comma and word ", and" and insert in lieu thereof a semicolon

On page 1, line 6, after the word "definitions" insert the following: "; and providing an expiration date"

On page 3, after line 32, insert the following section:

"SECTION 4. EXPIRATION DATE.) The provisions of section 1 of this Act expire at twelve midnight on June 30, 1981."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2380

On page 1, line 1, delete the word "section" and insert in lieu thereof the word "sections", and after the numerals "61-16-08" insert the word and numerals "and 61-21-03"

On page 1, line 4, after the word "board" insert the commas and words ", and the appointment, term, removal, and compensation of the board of drainage commissioners"

On page 2, after line 35, insert the following section:

"SECTION 2. AMENDMENT.) Section 61-21-03 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

61-21-03. BOARD OF DRAINAGE COMMISSIONERS - APPOINTMENT - TERM - REMOVAL - COMPENSATION.) The board of county commissioners of any county in this state, at any meeting of ~~such~~ the board, by majority vote of all the members upon its own motion, or on the petition of any interested person, may appoint three residents of the county to the board of drainage commissioners of ~~such~~ the county. The members of the board shall be appointed for terms of three years each and their terms shall be so arranged that the term of one member shall expire each year. Each member of the board shall hold his office until his successor is appointed and qualified. The board of county commissioners may remove any or all of ~~such~~ the drain commissioners and shall appoint successors to fill any vacancies that occur. Each member of the board may be allowed the sum of ~~fifteen~~ forty-five 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 expense at the rates provided in section 44-08-04, and shall receive mileage expense reimbursement at the same rate as provided in section 11-10-15, with expense claims stated as provided in section 21-05-01."

And renumber the lines and pages accordingly

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2226

Senate Bill No. 2395

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 Bills Nos. 1076, 1117, 1268, 1377, 1380, 1398, 1450, 1566, and subsequently passed the same but refused to concur in the Senate amendment to House Bills Nos. 1489, 1519, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bills Nos. 1489, 1519:

House Bill No. 1489:

Rep. G. Larson

Rep. Wald

Rep. Riehl

House Bill No. 1519:

Rep. Kloubec

Rep. Peltier

Rep. Langley

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill 2225

Senate Bill 2302

Senate Bill 2349

Senate Bill 2363

were

delivered to the

} Governor

for his approval

March 15, 1979

Senator Peterson

Chairman.

"BOY NORTH SASKOTA PRODUCTS"

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution 4018

Senate Concurrent Resolution 4049

were

delivered to the

} Secretary of State

March 15, 1979

Senator Peterson

Chairman.

Senator Nething moved that the absent Senator be excused, which motion prevailed.

Senator Nething moved that at the conclusion of the 5th Order of Business and after the reading of Senate Bill No. 2485, House Bills 1001, 1027, 1036, 1067, 1168, 1203, 1257, 1362, 1384, 1385, 1402, 1405, 1424, 1550, 1569, 1605, and 1622, the Senate adjourn and convene at 11:00 A.M., Friday, March 16, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-SECOND DAY

Bismarck, March 16, 1979

The Senate convened at 11:00 A.M., with President Sanstead presiding.

The prayer was offered by Rev. James Stenslie, Pastor, American Lutheran Church, Stanley, N.D.

Let us pray. Dear Father, those of us who are not an active part of this legislative process often find ourselves confused by what goes on here, and yet we thank You for these people who daily struggle with decisions that we have entrusted to them. Help us to support them with our prayers. Help these legislators sense Your guidance. Help us all rise above our own ignorance and narrowness to a sense of stewardship as members of Your household. Sustain these people in their long and stressful days of work on our behalf and continue to bless our state through them. In the name of Jesus, Amen.

The roll was called and all members were present except Senators Erdman, Melland, Walsh and Wenstrom.

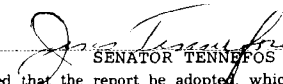
A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-first day and finds the same to be correct.

SENATOR SHABLOW

prevailed.

 Chairman
SENATOR TENNEFOS
moved that the report be adopted, which motion

PRESENTATION OF PETITIONS AND COMMUNICATIONS
State of North Dakota
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on March 15, 1979, I signed the following Senate Bills:

Senate Bill No. 2202
Senate Bill No. 2204
Senate Bill No. 2217
Senate Bill No. 2232

Senate Bill No. 2256
 Senate Bill No. 2265
 Senate Bill No. 2278
 Senate Bill No. 2295
 Senate Bill No. 2299
 Senate Bill No. 2304
 Senate Bill No. 2319
 Senate Bill No. 2326
 Senate Bill No. 2358
 Senate Bill No. 2359
 Senate Bill No. 2360
 Senate Bill No. 2394
 Senate Bill No. 2421
 Senate Bill No. 2422
 Senate Bill No. 2464

Sincerely yours,
 ARTHUR A. LINK
 Governor

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2064
 SB NO. 2096
 SB NO. 2273
 SB NO. 2300
 SB NO. 2321
 SB NO. 2338
 SB NO. 2386
 SB NO. 2449
 SCR NO. 4016
 SCR NO. 4034
 SCR NO. 4045
 SCR NO. 4053
 SCR NO. 4055
 SCR NO. 4067
 SCR NO. 4079
 SMR NO. 1

and find the same correctly } Enrolled


 Senator Peterson Chairman

Senator Schirado moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2064
 Senate Bill No. 2096
 Senate Bill No. 2273
 Senate Bill No. 2300
 Senate Bill No. 2321
 Senate Bill No. 2338
 Senate Bill No. 2386

Senate Bill No. 2449
 Senate Concurrent Resolution No. 4016
 Senate Concurrent Resolution No. 4034
 Senate Concurrent Resolution No. 4045
 Senate Concurrent Resolution No. 4053
 Senate Concurrent Resolution No. 4055
 Senate Concurrent Resolution No. 4067
 Senate Concurrent Resolution No. 4079
 Senate Memorial Resolution No. 1

The President signed the same in the presence of the Senate.

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

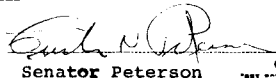
Senate Memorial Resolution 1

was

delivered to the

} Secretary of State

on March 16, 1979



Senator Peterson

Chairman

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following:

Senate Bill No. 2064
 Senate Bill No. 2096
 Senate Bill No. 2273
 Senate Bill No. 2300
 Senate Bill No. 2321
 Senate Bill No. 2338
 Senate Bill No. 2386
 Senate Bill No. 2449
 Senate Concurrent Resolution No. 4016
 Senate Concurrent Resolution No. 4034
 Senate Concurrent Resolution No. 4045
 Senate Concurrent Resolution No. 4053
 Senate Concurrent Resolution No. 4055
 Senate Concurrent Resolution No. 4067
 Senate Concurrent Resolution No. 4079

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. 2340 which the House has passed over the Governor's veto.

The vote on Senate Bill No. 2340 is:

72 Ayes

27 Nays

1 Absent, not voting.

ROY GILBREATH, Chief Clerk

CONSIDERATION OF AMENDMENTS

Senator Lodoen moved that the amendments to Senate Bill No. 2483 as recommended by the Committee on Political Subdivisions as printed on pages 1440, 1441 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1002 as recommended by the Committee on Appropriations as printed on pages 1441-1445 of the Senate Journal be adopted, which motion prevailed.

Senator Hoffner requested a recorded roll call vote on the motion to adopt the proposed amendments to House Bill No. 1002, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to House Bill No. 1002, the roll was called and there were ayes, 34; nays, 13; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH		●	● JACOBSON			● OLIN			● SORUM	●	
● BERUBE		●	● JONES			● ORANGE		●	● STRAND		
● CHRISTENSEN			● KRAUTER		●	● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ		●	● RAIT	●		● TALACKSON		
● DOTZENROD		●	● LEE			● REULIN		●	● TENHEFOS		
● ERDMAN		●	● LIPS			● REITEN		●	● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER		●	● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER		●	● NAADEN			● SHABLOW		●	● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

The proposed amendments were adopted.

Senator Melland moved to further amend House Bill No. 1002 as follows:

In section 6 of the Senate amendments to engrossed House Bill No. 1002 as printed on page 1444 of the Senate Journal, delete the last sentence and insert in lieu thereof the following: "The legislative assembly intends that, until otherwise specifically provided by law, further deposits in the trust fund referred to above, or its statutory successor, shall consist of moneys allocated from coal severance tax revenue as provided by law, and shall not consist of deposits from the regional environmental assessment program or its successor entity."

And renumber the lines and pages accordingly.

Senator Melland moved the the proposed amendments be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1030 as recommended by the Committee on Appropriations as printed on page 1445 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1033 as recommended by the Committee on Appropriations as printed on page 1445 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the proposed amendments to House Bill No. 1044 be laid over one legislative day, which motion prevailed.

Senator Jacobson moved that the amendments to House Bill No. 1198 as recommended by the Committee on Natural Resources as printed on pages 1447-1448 of the Senate Journal be adopted, which motion prevailed.

Senator Jacobson moved that the amendments to House Bill No. 1493 as recommended by the Committee on Natural Resources as printed on page 1450 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to House Bill No. 1624

as recommended by the Committee on Social Welfare and Veterans Affairs as printed on page 1451 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the amendments to House Bill No. 1628 as recommended by the Committee on Agriculture as printed on pages 1451-1452 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to House Bill No. 1645 as recommended by the Committee on Transportation as printed on pages 1452-1453 of the Senate Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1001. Legislative Branch — A Bill for an Act to appropriate money for the expenses of the legislative branch of government; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1399, 1400, the roll was called and there were ayes, 48; nays, 2; absent and not voting, 0.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed, the title was agreed to, and the emergency clause carried.

Senator Nething moved that the vote by which House Bill No. 1001 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Smykowski moved that House Bill No. 1027 be laid over two legislative days, which motion prevailed.

House Bill No. 1036. Employment Security Bureau — A Bill for an Act making an appropriation for defraying the expenses of the employment security bureau and divisions thereof of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1401, the roll was called and there were ayes, 44; nays, 3; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		

● HANSON	● MUTCH	● SCHRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1036 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1046. — A Bill for an Act to create and enact a new section to chapter 18-01 of the North Dakota Century Code, relating to annual fire inspection of all state institutions and buildings by the state fire marshal or an authorized representative of a city.

Which has been read.

Senator Rait moved that House Bill No. 1046 be amended as follows:

On page 1 of the engrossed bill, line 12, after the period, insert the following: "The state fire marshal shall annually inspect the state penitentiary, the state farm, the state industrial school, the state hospital, and San Haven state hospital."

On page 1 of the engrossed bill, line 12, after the word "inspection" insert the words "of all other state institutions and buildings"

On page 1 of the engrossed bill, line 15, delete the word "an" and insert in lieu thereof the word "each", and after the word "inspection" insert the words "not performed by the state fire marshal"

And renumber the lines and pages accordingly

Senator Rait moved that the amendments be adopted, which motion prevailed.

Senator Rait moved that the rules be suspended, that House Bill No. 1046 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1046. — A Bill for an Act to create and enact a new section to chapter 18-01 of the North Dakota Century Code, relating to annual fire inspection of all state institutions and buildings by the state fire marshal or an authorized representative of a city.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1363, the roll was called and there were ayes, 44; nays, 5; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● EROMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND	●		● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON	●		● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1046 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

protection performance standards; prohibited mining practices; inspections and monitoring; enforcement procedures; formal hearings; permit revocations; bond forfeitures; administrative review of regulations; judicial review; small operators; conflict of interest; citizen suits; cooperation with federal and state agencies and penalties; and to repeal chapter 38-14, relating to the regulation of surface coal mining operations.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1371, the roll was called and there were ayes, 45; nays, 4; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		●
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN	●		● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1252 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Nething moved that House Bills 1302 and 1306 be moved to the head of the calendar, which motion prevailed.

House Bill No. 1302. — 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.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1372, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1302 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Farrington moved that House Bill No. 1475 be placed below House Bill No. 1306 on the calendar, which motion prevailed.

House Bill No. 1306. — A Bill for an Act to create a new subsection to section 57-38-01.2 of the North Dakota Century Code, relating to a reduction in the taxable income for interest received on certain contracts for deed.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1328, 1329, the roll was called and there were ayes, 44; nays, 4; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND ●
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN ●
● CUSSONS			● LASHKOWITZ ●			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH ●			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1306 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Jones moved that House Bills 1404 and 1405 be laid over two legislative days, which motion prevailed.

House Bill No. 1475. — A Bill for an Act to provide for income tax credits and deductions as incentives for landowners to sell or lease land to beginning farmers; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1332, 1333, the roll was called and there were ayes, 43; nays, 5; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND ●
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN ●
● CUSSONS			● LASHKOWITZ ●			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH ●			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1475 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Nething moved that the Senate recess for lunch, which motion prevailed.

The Senate reconvened, with President Stanstead presiding.

Senator Nething moved that the record show the Appropriations Com-

mittee was not present at the beginning of this session because they are in committee hearings, which motion prevailed.

Senator Nething moved that the time certain for the debate on House Bill No. 1138 be changed from 2:00 P.M., to the conclusion of the 12th Order of Business, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Tennesfos moved that the Senate do concur in the House amendments to Senate Bill No. 2092, as printed on page 1417 of the Senate Journal, which motion prevailed.

Senator Tennesfos moved that the rules be suspended, that Senate Bill No. 2092 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2092. — A Bill for an Act to allow creditors to charge a service charge in the amount of one and one-half percent on accounts receivable from thirty days after the obligation is incurred, and to require creditors to supply debtors with a periodic statement.

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, 31; nays, 2; absent and not voting, 17.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			•	ISZLER		•	NETHING		•	SOLBERG	
• BARTH			•	JACOBSON		•	OLIN	•	•	SORUM	
• BERUBE			•	JONES		•	ORANGE		•	STRAND	
• CHRISTENSEN			•	KRAUTER		•	PETERSON		•	STRANDEN	
• CUSSONS				LASHKOWITZ	•	•	RAIT		•	TALLACKSON	
• DOTZENROD			•	LEE		•	REDLIN		•	TENNEFOS	
• ERDMAN	•		•	LIPS	•	•	REITEN		•	THANE	•
• FARRINGTON			•	LODOEN		•	ROEN		•	VOSPER	•
• FRITZELL	•		•	MELLAN	•	•	SANDNESS		•	WALSH	•
• GOODMAN			•	MILLER		•	SANDS	•	•	WENSTROM	
• HANSON			•	MUTCH	•	•	SCHRADO		•	WRIGHT	
• HOFFNER			•	NAADEN	•	•	SHABLOW		•	MR. PRESIDENT	
• HOLMBERG			•	NELSON		•	SMYKOWS	•			

So the bill passed, the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2092 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Senator Reiten moved that the Senate do not concur in the House amendments to Senate Bill No. 2110 as printed on pages 1417, 1418 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2110:

Senator Mutch
 Senator Lodoen
 Senator Orange.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Iszler moved that the Senate do concur in the House amendments to Senate Bill No. 2142, as printed on page 1457 of the Senate Journal, which motion prevailed.

Senator Iszler moved that the rules be suspended, that Senate Bill No. 2142 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2142. — A Bill for an Act to amend and reenact section 4-28-07 of the North Dakota Century Code, relating to the wheat tax levy.

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, 32; nays, 1; absent and not voting, 17.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN	●	● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER	●		● PETERSON		● STRINDEB
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE	●		● REDLIN		● TENNEFOS
● ERDMAN			● LIPS	●		● REITEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● VOSPER
● FRITZEL			● MELLAN	●		● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH	●		● SCHIRADO		● WRIGHT
● HOFFNER			● NADEHEM	●		● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2142 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Senator Reiten moved that the Senate do not concur in the House amendments to Senate Bill No. 2153 as printed on page 1345 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2153:

- Senator Lodoen
- Senator Tennefos
- Senator Orange.

Senator Orange moved that the Senate do concur in the House amendments to Senate Bill 2175, as printed on page 1346 of the Senate Journal, which motion prevailed.

Senator Orange moved that the rules be suspended, that Senate Bill No. 2175 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2175. — A Bill for an Act to provide for fees for applications presented to the state banking board; and to amend and reenact sections 6-02-06 and 6-03-15 of the North Dakota Century Code, relating to fees for applications presented to the state banking board.

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, 34; nays, 0; absent and not voting, 16.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN	●	● SORUM
● BERUBE			● JONES	●		● ORANGE		● STRAND

● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2175 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Orange moved that the Senate do concur in the House amendments to Senate Bill No. 2219, as printed on pages 1418, 1419 of the Senate Journal, which motion prevailed.

Senator Orange moved that the rules be suspended, that Senate Bill No. 2219 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2219. — A Bill for an Act to amend and reenact section 65-05-01, subsection 4 of section 65-05-16, and section 65-05-17 of the North Dakota Century Code, relating to filing claims for compensation and an increase in death benefits; and to declare 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, 35; nays, 0; absent and not voting, 15.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLN			● TENNEFOS		
● ERDMAN			● LIPS	●		● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI	●				

So the bill passed, the title was agreed to, and the emergency clause carried.

Senator Nething moved that the vote by which Senate Bill No. 2219 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Reiten moved that the Senate do concur in the House amendments to Senate Bill No. 2229, as printed on page 1419 of the Senate Journal, which motion prevailed.

Senator Reiten moved that the rules be suspended, that Senate Bill No. 2229 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2229. — A Bill for an Act to amend and reenact subsections 1 and 2 of section 52-06-04 of the North Dakota Century Code, relating to unemployment compensation weekly benefit amount and qualifying wages; and to amend and reenact section 52-06-05 of the

North Dakota Century Code, relating to maximum potential unemployment compensation benefits.

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, 31; nays, 4; absent and not voting, 15.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MITCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2229 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Miller Heinrich moved that the Senate do concur in the House amendments to Senate Bill No. 2267, as printed on pages 1420, 1421 of the Senate Journal, which motion prevailed.

Senator Miller Heinrich moved that the rules be suspended, that Senate Bill No. 2267 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2267. — A Bill for an Act to create and enact a new section to chapter 51-04 of the North Dakota Century Code, relating to optional licensing of transient merchants by the attorney general; and to amend and reenact subsection 1 of section 51-04-01 of the North Dakota Century Code, relating to the definition of transient merchants; to amend and reenact section 51-04-02 of the North Dakota Century Code, relating to the application for a transient merchants license; to amend and reenact section 51-04-03 of the North Dakota Century Code, relating to license fees and issuance of a bond; to amend and reenact section 51-04-05 of the North Dakota Century Code, relating to the failure of a transient merchant's affidavit for certain sales; to amend and reenact section 51-04-07 of the North Dakota Century Code, relating to service of process; and to amend and reenact section 51-04-08 of the North Dakota Century Code, relating to certain excepted sales from the transient merchants law.

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, 29; nays, 6; absent and not voting, 15.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		

● FARRINGTON	● LODOEN	● ROEN	● VOSPER ●
● FRITZEL	● MELLAN ●	● SANDNESS	● WALSH ●
● GOODMAN	● MILLER	● SANDS	● WENSTROM ●
● HANSON ●	● MITCH ●	● SCHIRADO ●	● WRIGHT ●
● HOFNER	● NAADEN ●	● SHABLOW ●	● MR. PRESIDENT ●
● HOLMBERG	● NELSON ●	● SMYKOW ●	

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2267 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Sands moved that the Senate do not concur in the House amendments to Senate Bill No. 2286 as printed on page 1457 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2286:

- Senator Iszler
- Senator Sorum
- Senator Schirado.

Senator Tennesfos moved that the Senate do concur in the House amendments to Senate Bill No. 2339, as printed on page 1458 of the Senate Journal, which motion prevailed.

Senator Tennesfos moved that the rules be suspended, that Senate Bill No. 2339 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2339. — A Bill for an Act to create and enact a new subsection to section 52-06-02 of the North Dakota Century Code, relating to disqualification for unemployment compensation benefits.

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, 15.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN ●			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN ●		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN ●			● LIPS ●			● REITEN			● THANE ●		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER ●		
● FRITZEL ●			● MELLAN ●			● SANDNESS			● WALSH ●		
● GOODMAN			● MILLER			● SANDS			● WENSTROM ●		
● HANSON ●			● MITCH ●			● SCHIRADO			● WRIGHT ●		
● HOFNER			● NAADEN ●			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON ●			● SMYKOW ●					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2339 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Peterson moved that the Senate do concur in the House amendments to Senate Bill No. 2356, as printed on page 1458 of the Senate Journal, which motion prevailed.

Senator Peterson moved that the rules be suspended, that Senate Bill No. 2356 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2356. — A Bill for an Act to create and enact a new section to chapter 43-13 of the North Dakota Century Code, relating to

the certification of optometrists to use ocular diagnostic pharmaceutical agents; to amend and reenact subsection 1 of section 43-13-01 and subsection 4 of section 43-15-01 of the North Dakota Century Code, relating to definitions; and providing an expiration date.

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, 34; nays, 1; absent and not voting, 15.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN	●		● LIPS	●		● REITEN			● THANE	●	
● FARRINGTON			● LODOEN			● ROEN			● VOSPER	●	
● FRITZELL	●		● MELLAND			● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON	●		● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2356 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Sandness moved that the Senate do concur in the House amendments to Senate Bill No. 2377, as printed on page 1347 of the Senate Journal, which motion prevailed.

Senator Sandness moved that the rules be suspended, that Senate Bill No. 2377 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2377. — A Bill for an Act to amend and reenact sections 15-62.2-01, 15-62.2-02, 15-62.2-03, and 15-62.2-04 of the North Dakota Century Code, relating to the student financial assistance program and providing that the program be administered by the state board of higher education.

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, 15.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN	●		● LIPS	●		● REITEN			● THANE	●	
● FARRINGTON			● LODOEN			● ROEN			● VOSPER	●	
● FRITZELL	●		● MELLAND			● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON	●		● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2377 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Iszler moved that the Senate do concur in the House amendments to Senate Bill No. 2380, as printed on page 1458 of the Senate Journal, which motion prevailed.

Senator Iszler moved that the rules be suspended, that Senate Bill No. 2380 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2380. — A Bill for an Act to amend and reenact sections 61-16-08 and 61-21-03 of the North Dakota Century Code, relating to the eligibility, term of office, and compensation for appointed members to a water management district board, and the appointment, term, removal, and compensation of the board of drainage commissioners.

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, 34; nays, 0; absent and not voting, 16.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODOEN			● ROEN		● JOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTRONG
● HANSON			● MÜTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2380 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Senator Goodman moved that the Senate do not concur in the House amendments to Senate Bill No. 2432 as printed on page 1347 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2432:

- Senator Lee
- Senator Wright
- Senator Barth.

Senator Lodoen 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. 1489, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1489:

- Senator Reiten
- Senator Holmberg
- Senator Berube

Senator Reiten 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. 1519, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1519:

Senator Reiten
 Senator Mutch
 Senator Krauter

SECOND READING OF HOUSE BILLS

House Bill No. 1138. — A Bill for an Act to create and enact chapters 16.1-01, 16.1-04, 16.1-05, 16.1-06, 16.1-07, 16.1-08, 16.1-09, 16.1-10, 16.1-12, 16.1-13, 16.1-14, 16.1-15, and 16.1-16, and sections 16.1-11-03 through 16.1-11-24 and sections 16.1-11-26 through 16.1-11-34 of the North Dakota Century Code, relating to a new election code establishing qualifications for electors, initiative and referendum procedures, election offenses, the administration of elections, the establishment of voting precincts, the qualifications and duties of election officers, election supplies, ballots, electronic voting systems, and voting machines, absent voters' ballots, political contributions by corporations and associations, the disclosure of financial interests, corrupt practices, primary elections, nominations at the general election, the conduct of elections, presidential electors, election returns, recounts, and contests; and to repeal chapters 16-01, 16-03, 16-05, 16-06, 16-08, 16-09, 16-10, 16-11, 16-12, 16-13, 16-14, 16-15, 16-16, 16-18, 16-20, 16-21, 16-21.1, 16-22, and sections 16-04-02, 16-04-02.1, 16-04-03, 16-04-04, 16-04-05, 16-04-06, 16-04-07, 16-04-08, 16-04-09, 16-04-10, 16-04-12, 16-04-13, 16-04-15.1, 16-04-15.2, 16-04-16, 16-04-17, 16-04-18, 16-04-19, 16-04-21, 16-04-25, 16-04-26, 16-04-27, 16-04-28, 16-04-29, 16-04-30, 16-04-31, 16-04-32, 16-04-33, 16-04-34, 16-04-35, 16-04-36, 16-07-01, 16-07-02, 16-07-03, 16-07-04, 16-07-05, 16-07-06, 16-07-07, 16-07-08, 16-07-09, 16-17-10, and 16-17-12 of the North Dakota Century Code, relating to general election provisions, individual nominations, primary elections, nominations for office, general and special elections, the no-party ballot, the establishment of precincts and voting places, election officers and supplies, the conduct of elections, returns and contests of elections, voting by new residents, absent voters' ballots, corrupt practices, voting machines, electronic voting systems, and the disclosure of financial interest.

Which has been read.

Senator Holmberg moved that House Bill No. 1138 be amended as follows:

- 1 On page 38 of the engrossed bill, line 15, delete the word "twenty"
- 2 and insert in lieu thereof the word "thirty"
- 3 On page 38 of the engrossed bill, line 18, delete the words "twenty-day"
- 4 and insert in lieu thereof the words "thirty-day"
- 5 On page 38 of the engrossed bill, line 32, delete the word "twenty"
- 6 and insert in lieu thereof the word "thirty"
- 7 On page 39 of the engrossed bill, line 10, delete the word "thirty"
- 8 and insert in lieu thereof the word "forty"

And renumber the lines and pages accordingly

Senator Holmberg moved that the amendments be adopted, which motion prevailed.

Senator Holmberg moved that the rules be suspended, that House Bill 1138 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senator Lashkowitz moved that House Bill No. 1138 be amended as follows:

1 On page 48 of the engrossed bill, after line 2, insert the following
2 subsection:

3 "3. Nothing in this section shall be construed to prohibit
4 the designation by an association, at a regular member-
5 ship meeting or convention called pursuant to notice, of
6 a portion of its dues, assessments, or funds to be used
7 for any lawful political purpose."

8 On page 48 of the engrossed bill, line 3, delete the numeral "3"
9 and insert in lieu thereof the numeral "4"

10 On page 48 of the engrossed bill, line 11, delete the numeral "4"
11 and insert in lieu thereof the numeral "5"

12 On page 48 of the engrossed bill, line 15, delete the numeral "5"
13 and insert in lieu thereof the numeral "6"

14 On page 48 of the engrossed bill, line 24, delete the numeral "6"
15 and insert in lieu thereof the numeral "7"

And renumber the lines and pages accordingly

Senator Lashkowitz moved that the amendments be adopted.

Senator Lashkowitz requested a recorded roll call vote on the motion to adopt the amendments which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to House Bill No. 1138, the roll was called and there were ayes, 14; nays, 34; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		•	ISZLER	•	NETHING	•		SOLBERG	•		
•	BARTH		JACOBSON	•	OLIN	•		SORUM	•		
	BERUBE	•	JONES	•	ORANGE	•		STRAND	•		
	CHRISTENSEN	•	KRAUTER	•	PETERSON	•		STRINDEN	•		
	CUSSONS	•	LASHKOWITZ	•	RAIT	•		TALLACKSON	•		
	DOTZENROD	•	LEE	•	REGULIN	•		TENNEFOS	•		
•	ERDMAN		LIPS	•	REITEN	•		THANE	•		
	FARRINGTON	•	LOGOEN	•	ROEN	•		VOSPER	•		
•	FRITZELL		MELLAND	•	SANDNESS	•	•	WALSH	•		
	GOODMAN	•	MILLER	•	SANDS	•		WENSTROM	•		
	HANSON	•	MUTCH	•	SCHIRADO	•		WRIGHT	•		
•	HOFFNER		NAEDEN	•	SHABLOW	•		MR. PRESIDENT	•		
•	HOLMBERG		NELSON	•	SMYKOWSKI	•					

The proposed amendments lost.

Senator Lashkowitz moved that House Bill No. 1138 be amended as follows:

- 1 On page 1 of the engrossed bill, line 10, delete the words and
2 comma "electronic voting systems, and"
- 3 On page 1 of the engrossed bill, line 16, after the semicolon insert
4 the following: "to provide effective dates;"
- 5 On page 2 of the engrossed bill, line 16, delete the hyphen and words
6 "- ADVISORY COMMISSION ON ELECTIONS"
- 7 On page 2 of the engrossed bill, line 19, delete the words "a special"
8 and insert in lieu thereof the words "additional personnel"
- 9 On page 2 of the engrossed bill, line 20, delete the words "deputy
10 secretary"
- 11 On page 3 of the engrossed bill, after line 29, insert the following
12 subdivision:
- 13 "k. Establish standards for all election machinery, locations,
14 and supplies, including but not limited to, ballots,
15 wrappers, seals, stamps, ballot boxes, pollbooks, tally
16 sheets, reports, voting machines, and voting places."

- 17 On page 3 of the engrossed bill, delete lines 34 and 35
- 18 On page 4 of the engrossed bill, delete lines 1 through 32
- 19 On page 4 of the engrossed bill, line 33, delete the numeral "7" and
20 insert in lieu thereof the numeral "4"
- 21 On page 5 of the engrossed bill, line 4, delete the numeral "8" and
22 insert in lieu thereof the numeral "5"
- 23 On page 8 of the engrossed bill, line 10, delete the third word "the"
24 and insert in lieu thereof the words "an analysis"
- 25 On page 8 of the engrossed bill, line 11, delete the words "complete
26 text"
- 27 On page 8 of the engrossed bill, line 13, delete the words "total text"
28 and insert in lieu thereof the word "effect"
- 29 On page 8 of the engrossed bill, line 16, delete the words and comma
30 "In addition thereto, the attorney general shall"
- 31 On page 8 of the engrossed bill, delete lines 17 through 26
- 32 On page 10 of the engrossed bill, line 4, delete the words "Each
33 affidavit prepared"
- 34 On page 10 of the engrossed bill, delete lines 5 through 8
- 1 On page 10 of the engrossed bill, line 27, delete the words "The
2 secretary of state may call upon"
- 3 On page 10 of the engrossed bill, delete lines 28 and 29
- 4 On page 13 of the engrossed bill, after line 12, insert the following
5 subsection:
6 "4. Shall provide voting places which are reasonably accessible
7 to the elderly and the handicapped."
- 8 On page 13 of the engrossed bill, line 13, delete the numeral and
9 period "4.", and move lines 13 through 21 to the left margin of
10 the section
- 11 On page 18 of the engrossed bill, line 23, delete the words "In voting
12 precincts not using"
- 13 On page 18 of the engrossed bill, delete lines 24 through 27
- 14 On page 20 of the engrossed bill, line 8, after the comma insert the
15 words "thirty days"
- 16 On page 20 of the engrossed bill, line 17, after the first word
17 "officials" insert the comma and words ", but in no event shall
18 the compensation exceed fifty dollars for each election"
- 19 On page 22 of the engrossed bill, line 35, delete the words "or
20 electronic voting systems"
- 21 On page 23 of the engrossed bill, line 3, delete the words "or
22 electronic"
- 23 On page 23 of the engrossed bill, line 4, delete the words "voting
24 systems"
- 25 On page 23 of the engrossed bill, line 17, delete the words "under
26 the name of" and insert in lieu thereof the word "for", and
27 after the word "each" insert the word "office"
- 28 On page 23 of the engrossed bill, line 18, delete the word "candidate",
29 after the word "name" insert the words and commas "or names, as
30 the case may be.", and delete the words "the one" and insert in
31 lieu thereof the word "those"

- 32 On page 23 of the engrossed bill, line 27, delete the word "certain"
33 and insert in lieu thereof the words "appropriate election"
- 34 On page 23 of the engrossed bill, line 29, delete the words "or
35 electronic"
- 36 On page 23 of the engrossed bill, line 30, delete the words "voting
37 systems"
- 38 On page 24 of the engrossed bill, line 1, delete the words "or
39 electronic"
- 1 On page 24 of the engrossed bill, line 2, delete the words "voting
2 systems"
- 3 On page 24 of the engrossed bill, line 26, delete the word "certain"
4 and insert in lieu thereof the words "appropriate election"
- 5 On page 24 of the engrossed bill, line 27, delete the words "or
6 electronic"
- 7 On page 24 of the engrossed bill, line 28, delete the words "voting
8 systems"
- 9 On page 25 of the engrossed bill, delete lines 11 through 31
- 10 On page 26 of the engrossed bill, line 20, after the period insert the
11 following: "The ballot title shall be written by the secretary
12 of state and approved by the attorney general."
- 13 On page 28 of the engrossed bill, delete lines 15 through 34
- 14 On page 29 of the engrossed bill, delete lines 1 through 25
- 15 On page 29 of the engrossed bill, line 26, delete the numerals
16 "16.1-06-13" and insert in lieu thereof the numerals "16.1-06-11"
- 17 On page 31 of the engrossed bill, delete lines 3 through 35
- 18 On page 32 of the engrossed bill, delete lines 1 through 35
- 19 On page 33 of the engrossed bill, delete lines 1 through 14
- 20 On page 33 of the engrossed bill, line 15, delete the numerals
21 "16.1-06-16" and insert in lieu thereof the numerals "16.1-06-12"
- 22 On page 33 of the engrossed bill, line 19, delete the word "five"
23 and insert in lieu thereof the word "eight"
- 24 On page 33 of the engrossed bill, delete lines 27 through 34
- 25 On page 34 of the engrossed bill, delete lines 1 through 4
- 26 On page 34 of the engrossed bill, line 5, delete the numerals
27 "16.1-06-18" and insert in lieu thereof the numerals "16.1-06-13"
- 28 On page 34 of the engrossed bill, line 22, after the period insert the
29 following: "He also shall deliver or cause to be delivered a
30 manila wrapper and a suitable seal for the purpose of wrapping
31 and sealing the stamp and inkpad at the close of the voting but
32 prior to the counting of the ballots."
- 33 On page 34 of the engrossed bill, line 26, delete the numerals
34 "16.1-06-19" and insert in lieu thereof the numerals "16.1-06-14"
- 35 On page 35 of the engrossed bill, delete lines 11 through 20
- 1 On page 35 of the engrossed bill, line 21, delete the numerals
2 "16.1-06-21" and insert in lieu thereof the numerals "16.1-06-15"
- 3 On page 35 of the engrossed bill, line 24, delete the words "and one
4 copy of the pollbook used at the last election"

- 5 On page 36 of the engrossed bill, line 7, after the period insert the
6 following: "Any elector whose name is not on the typed list
7 shall be required to execute an affidavit in accordance with
8 section 16.1-05-06."
- 9 On page 36 of the engrossed bill, line 10, delete the words "The
10 copy of"
- 11 On page 36 of the engrossed bill, delete lines 11 through 15
- 12 On page 36 of the engrossed bill, line 16, delete the numerals
13 "16.1-06-22" and insert in lieu thereof the numerals "16.1-06-16"
- 14 On page 36 of the engrossed bill, line 20, delete the numerals
15 "16.1-06-23" and insert in lieu thereof the numerals "16.1-06-17"
- 16 On page 36 of the engrossed bill, line 28, delete the numerals
17 "16.1-06-24" and insert in lieu thereof the numerals "16.1-06-18"
- 18 On page 37 of the engrossed bill, delete lines 1 through 7
- 19 On page 39 of the engrossed bill, line 5, delete the word "fourteen"
20 and insert in lieu thereof the word "twenty"
- 21 On page 39 of the engrossed bill, line 15, after the period insert
22 the following: "A voter may obtain an application form for an
23 absent voter's ballot for a general, special, primary, or county
24 election from either the county auditor or a city auditor."
- 25 On page 40 of the engrossed bill, after line 6 insert the following:
26 " (signature of witness)
27
28 _____
(mailing address - telephone number)"
- 29 On page 42 of the engrossed bill, line 6, delete the words "other
30 ballots" and insert in lieu thereof the word "returns"
- 31 On page 42 of the engrossed bill, line 11, after the period insert the
32 following: "An absent voter may personally deliver the absent
33 voter's ballot to the appropriate officer's office at any time
34 prior to four p.m. on the day before the election."
- 35 On page 43 of the engrossed bill, line 12, after the comma insert the
36 following: "or any absent voter's ballot received by the inspector
37 from the appropriate officer too late to be counted at the
38 precinct,"
- 1 On page 44 of the engrossed bill, line 9, delete the words "OR ON
2 ELECTRONIC SYSTEMS"
- 3 On page 44 of the engrossed bill, line 10, delete the word "and"
- 4 On page 44 of the engrossed bill, line 11, delete the words "elec-
5 tronic voting systems"
- 6 On page 44 of the engrossed bill, line 16, delete the words "The
7 voting of absent voters'"
- 8 On page 44 of the engrossed bill, delete lines 17 through 26
- 9 On page 47 of the engrossed bill, line 6, delete the words "legislation
10 of any kind" and insert in lieu thereof the words "any measure
11 before the legislative assembly"
- 12 On page 54 of the engrossed bill, line 33, delete the words "with
13 actual malice", and after the word "advertisement" insert the
14 words "or news release"
- 15 On page 55 of the engrossed bill, line 9, after the word "pay" insert
16 the words "or give anything of value to"

- 17 On page 55 of the engrossed bill, line 13, delete the word "payment"
18 and insert in lieu thereof the word "inducement"
- 19 On page 69 of the engrossed bill, line 17, delete the comma
- 20 On page 69 of the engrossed bill, line 18, delete the words and
21 comma "including electronic voting systems ballots,"
- 22 On page 72 of the engrossed bill, line 11, delete the word "PRIMARY"
- 23 On page 72 of the engrossed bill, line 23, delete the words "over the
24 name or"
- 25 On page 74 of the engrossed bill, line 17, after the word "represents"
26 insert the following: ", but the statement shall not indicate
27 an affiliation with or the support of any political party
28 organized in accordance with this title"
- 29 On page 74 of the engrossed bill, line 27, delete the words "three
30 hundred" and insert in lieu thereof the words "one thousand"
- 31 On page 76 of the engrossed bill, line 23, delete the word "thirty" and
32 insert in lieu thereof the word "thirty-five"
- 33 On page 77 of the engrossed bill, line 32, delete the commas and words
34 ", texture, and grade of"
- 35 On page 86 of the engrossed bill, line 1, after the word "marking"
36 insert the words "the ballot envelope"
- 1 On page 86 of the engrossed bill, line 2, delete the words "paper
2 ballot or"
- 3 On page 86 of the engrossed bill, line 13, after the word "ballot"
4 insert the words "or ballot envelope"
- 5 On page 86 of the engrossed bill, line 20, after the word "ballot"
6 insert the words "or ballot envelope"
- 7 On page 87 of the engrossed bill, line 30, delete the comma and
8 words ", including an"
- 9 On page 87 of the engrossed bill, line 31, delete the words and
10 comma "electronic voting system ballot,"
- 11 On page 88 of the engrossed bill, line 6, delete the words "or
12 electronic voting systems"
- 13 On page 97 of the engrossed bill, line 31, after the word "judges"
14 insert the following: "shall immediately place the stamp and
15 inkpads in the manila wrapper provided by the county auditor and
16 seal it with the seal provided by the county auditor and then
17 they"
- 18 On page 99 of the engrossed bill, line 30, after the first word "and"
19 insert the words and comma "the wrapped and sealed stamp and
20 inkpads,"
- 21 On page 101 of the engrossed bill, line 15, delete the words "Ballots
22 used with any electronic voting system shall be"
- 23 On page 101 of the engrossed bill, delete line 16
- 24 On page 101 of the engrossed bill, line 17, delete the hyphen and
25 words "- ELECTRONIC VOTING SYSTEMS"
- 26 On page 101 of the engrossed bill, line 19, delete the words "and
27 on electronic voting systems"
- 28 On page 101 of the engrossed bill, line 22, delete the words "The
29 county auditor shall designate the"
- 30 On page 101 of the engrossed bill, delete lines 23 through 34

- 31 On page 104 of the engrossed bill, line 20, delete the words "is a
32 candidate for office at the election" and insert in lieu thereof
33 the following: "would not be eligible to serve as a member of
34 the election board pursuant to subsection 2 of section 16.1-05-02
35 shall serve on the county canvassing board. If any of the members
36 of the board other than the representatives of the two political
37 parties are disqualified or cannot serve for any other reason,
38 the county commissioners who would be qualified to serve on the
39 board shall appoint alternates to serve in the place of those
40 members of the board who are disqualified."
- 1 On page 104 of the engrossed bill, delete lines 21 through 34
- 2 On page 104 of the engrossed bill, line 35, delete the words and
3 period "act in his place."
- 4 On page 105 of the engrossed bill, line 2, delete the word "they" and
5 insert in lieu thereof the words "the district chairmen"
- 6 On page 105 of the engrossed bill, line 3, delete the word "in"
- 7 On page 105 of the engrossed bill, line 4, delete the words "their
8 capacity"
- 9 On page 112 of the engrossed bill, line 17, after the period insert
10 the following: "The duties of the state canvassing board are
11 ministerial, mandatory, and nondiscretionary, and consist of
12 canvassing the results received from the various counties,
13 computing the final results, and certifying the results on the
14 basis of the canvass."
- 15 On page 116 of the engrossed bill, line 20, after the parenthesis
16 insert the comma and words ", and until his successor is duly
17 elected and qualified"
- 18 On page 119 of the engrossed bill, line 17, delete the comma and
19 words ", electronic voting system"
- 20 On page 120 of the engrossed bill, line 14, delete the words "was a"
21 and insert in lieu thereof the words "would not be qualified to
22 serve on the election board pursuant to subsection 2 of section
23 16.1-05-02. If any of the members of the recount board are
24 disqualified or cannot serve for any other reason, the members
25 of the county commission who would be qualified to serve on the
26 board shall appoint disinterested electors of the county to
27 serve as alternates."
- 28 On page 120 of the engrossed bill, delete lines 15 through 28
- 29 On page 120 of the engrossed bill, line 29, delete the words and period
30 "elector of the county."
- 31 On page 123 of the engrossed bill, line 10, delete the words "are
32 tried in this state" and insert in lieu thereof the words "to
33 the court without a jury"
- 34 On page 123 of the engrossed bill, line 24, delete the comma and
35 words ", electronic voting system"
- 36 On page 123 of the engrossed bill, line 25, delete the word and
37 comma "ballots,"
- 38 On page 124 of the engrossed bill, line 10, after the period insert
39 the following: "This subsection shall not apply if an incumbent
40 is in office and is entitled to serve until his successor is
41 duly elected and qualified, in which event the incumbent may
42 only be removed by impeachment."
- 1 On page 127 of the engrossed bill, after line 13, insert the following
2 sections:
- 3 "SECTION 15.) Section 16.1-06-07 of the North Dakota Century
4 Code is hereby created and enacted to read as follows:

5 16.1-06-07. ARRANGEMENT OF NAMES ON BALLOT FOR PRESIDENTIAL
6 ELECTORS.) The ballot provided for in section 16.1-06-05 shall
7 be arranged as follows: The names of the candidates of the
8 party casting the highest number of votes in the state for
9 members of Congress at the last preceding general election shall
10 be arranged in the first or left-hand column of such ballot; of
11 the party casting the next highest number of votes in the second
12 column; of the party casting the next highest number of votes in
13 the third column; and of such other party as the secretary of
14 state may direct in the fourth and successive columns. In
15 presidential election years the names of presidential electors
16 presented in one certificate of nomination shall be arranged in
17 a group enclosed in brackets to the right and opposite the center
18 of which shall be printed in bold type the surname of the
19 presidential candidate represented. To the right and in a line
20 with such surname, near the margin, shall be placed a single
21 square, and a mark within such square shall be designated a vote
22 for all the electors, and such group shall be placed at the head
23 of the column under the party designated or represented in such
24 certificate.

26 SECTION 16.) Section 16.1-06-07 of the North Dakota Century
27 Code is hereby created and enacted to read as follows:

28 16.1-06-07. ARRANGEMENT OF NAMES ON BALLOT FOR PRESIDENTIAL
29 ELECTORS.) The ballot provided for in section 16.1-06-05 shall
30 be arranged as follows:

- 31 1. Initially, the names of the candidate of the party
32 casting the highest number of votes in the state for
33 members of Congress at the last preceding general election
34 shall be arranged in the first or left-hand column of
35 such ballot; of the party casting the next highest number
36 of votes in the second column; of the party casting the
37 next highest number of votes in the third column; and of
38 such other party as the secretary of state may direct in
39 the fourth and successive columns.
- 40 2. In printing each set of official ballots for the various
41 election precincts, one-half of the ballots shall be
42 printed with the political party columns arranged as
43 prescribed by subsection 1 of this section, and the other
44 half of the ballots shall be printed by interchanging
45 only the first two political party columns.
- 46 3. After the ballots are printed as prescribed in subsection
47 2 of this section, they shall be kept in separate piles
48 and then repiled by taking one ballot from each pile
49 and placing it upon the new pile so that every other
50 ballot in the new pile has the first two political party
1 columns in different positions. This repiling for
2 political party column rotation shall be done in con-
3 junction with the required rotation of names within the
4 political party columns. After the repiling is completed,
5 the ballots shall be cut and packaged for the various
6 election precincts.
- 7 4. In presidential election years the names of presidential
8 electors presented in one certificate of nomination shall
9 be arranged in a group enclosed in brackets to the right
10 and opposite the center of which shall be printed in bold
11 type the surname of the presidential candidate represented.
12 To the right and in a line with such surname, near the margin,
13 shall be placed a single square, and a mark within such
14 square shall be designated a vote for all the electors, and
15 such group shall be placed at the head of the column under
16 the party designated or represented in such certificate.
- 17 5. In precincts in which voting machines are used, the rotation
18 of political party columns required by this section shall be
19 performed in the same manner as provided for the primary
20 election ballot.

RECOGNITION

Miss Sheila Lindeman, Miss North Dakota from Linton was escorted to the rostrum by Senator Naaden, was introduced to the Senate members and presented two vocal solos for the Assembly.

SECOND READING OF SENATE BILLS

Senate Bill No. 2485. — A Bill for an Act to create and enact chapter 61-24.1 of the North Dakota Century Code, creating the Garrison diversion mitigation and enhancement lands commission and setting forth the powers and duties 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, 42; nays, 2; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN	•		• SORUM		
• BERUBE	•		• JONES			• ORANGE			• STRAND	•	
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN	•	
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN	•		• THANE		
• FARRINGTON			• LODDEN			• ROEN	•		• VOSPER	•	
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MITCHELL			• SCHWABO			• WRIGHT	•	
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI	•				

So the bill passed and the title was agreed to.

Senator Nothing moved that the vote by which Senate Bill No. 2485 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Nothing moved that House Bill No. 1357 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1357. — A Bill for an Act to create and enact a new subsection to section 43-11-31 of the North Dakota Century Code, relating to refusal to grant a certificate of registration for hairdressers and cosmetologists; and to amend and reenact sections 43-11-11 and 43-11-12, subsection 2 of section 43-11-16, sections 43-11-17 and 43-11-19, subsection 1 of section 43-11-20.1, subsections 3 and 4 of section 43-11-21, sections 43-11-24 and 43-11-25, subsections 1 and 2 of section 43-11-26, subsections 1, 2, and 3 of section 43-11-27, subsections 1, 2, and 3 of section 43-11-28, and section 43-11-30 of the North Dakota Century Code, relating to sanitary rules, aid of the board of hairdressers and cosmetologists, registered schools, fees for certificates of registration for schools, student registration, tuition refund, operator's certificate examination, operator's certificate without examination, manager-operator, instructor's license, renewal of certificates, and revocation of certificate.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1330, the roll was called and there were ayes, 38; nays, 7; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		

• BARTH	• JACOBSON	• OLIN	• SORUM
• BERUBE	• JONES	• ORANGE	• STRAND
• CHRISTENSEN	• KRAUTER	• PETERSON	• STRINDEN
• CUSSON	• LASHKOWITZ	• RAIT	• TALLACKSON
• DOTZENROD	• LEE	• REDLIN	• TENNEFOS
• ERDMAN	• LIPS	• REITEN	• THANE
• FARRINGTON	• LODOEN	• ROEN	• VOSPER
• FRITZELL	• MELLAND	• SANDNESS	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	• MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1357 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Nething moved that the Senate stand in recess for fifteen minutes, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.


MOTION

Senator Holmberg moved that House Bill No. 1168 be re-referred to the Committee on Judiciary, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEES

Mr. President : Your Procedural Committee on Delayed Bills has reviewed a bill relating to membership of the state water commission. The bill was approved for introduction by a 3 to 2 vote. The Committee also reviewed a resolution regarding the Garrison Diversion Overview Committee and was approved for introduction by a unanimous vote.

The Committee reviewed a bill regarding the state capital construction fund. The bill was approved for introduction by a 3 to 2 vote.



 Senator Naaden, Chairman

Senator Naaden moved that the report be adopted, which motion prevailed,

FIRST READING OF SENATE BILLS

Committee on Delayed Bills (At the request of Senator Jones) introduced:

Senate Bill No. 2486. — A Bill for an Act to amend and reenact sections 61-02-04, 61-02-07, and 61-02-13 of the North Dakota Century Code, relating to membership of the state water commission, what constitutes a quorum of the state water commission, employment of staff, and compensation and expenses of the commission and staff; and declaring an emergency.

Was read the first time and referred to the committee on Natural Resources.

Committee on Delayed Bills (At the request of the Senate Appropriations Committee) introduced:

Senate Bill No. 2487. — Capital Construction Fund. A Bill for an Act for a conditional transfer of funds to a state capital construction fund, providing for budget section approval, and providing an appropriation for the construction, remodeling, and equipping of, or additions to, buildings of state agencies, departments, and institutions.

Was read the first time and referred to the committee on Appropriations.

**FIRST READING OF
SENATE CONCURRENT RESOLUTIONS**

Committee on Delayed Bills (At the request of Senators Hoffner, Nething, Reps. Backes, Strinden) introduced:

Senate Concurrent Resolution No. 4085. — A concurrent resolution directing the Garrison Diversion Overview Committee to conduct a study of the Garrison Diversion Project and its present and potential effects on North Dakota, which study is to emphasize the problems concerning the acquisition of fish and wildlife mitigation and enhancement acreage and the feasibility of constructing a pipeline to deliver municipal and industrial water to users.

Was read the first time and referred to the committee on Natural Resources.

SECOND READING OF HOUSE BILLS

House Bill No. 1257. — A Bill for an Act to provide for a severance tax upon all coal mined; to provide procedures for the imposition, collection, and administration of such tax; to provide for the allocation of moneys collected; to provide for impact loans to be administered by the board of university and school lands; and to provide a penalty.

Which has been read.

Senator Redlin moved that House Bill No. 1257 be amended as follows:

- 1 On page 1 of the engrossed bill, line 15, delete the word
- 2 "eighty" and insert in lieu thereof the words
- 3 "eighty-eight"
- 4 On page 1 of the engrossed bill, line 16, delete the word
- 5 "four" and insert in lieu thereof the word "two"

And renumber the lines accordingly

Reinstate the House amendment to the original bill regarding computation of the tax at 6 month intervals commencing on page 2, line 9.

Senator Redlin moved that the amendments be adopted.

Senator Redlin requested a recorded roll call vote on the motion to adopt the amendments, which request was granted.

Senator Holmberg moved that the question be divided on the adoption of the proposed amendments, that each section be voted upon separately, which motion prevailed.

ROLL CALL

The question being on the motion to adopt lines 1 through 3, from "eighty" to "eighty eight", the roll was called and there were ayes, 21; nays, 27; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS											
● BARTH						● NETHING			● SOLBERG		
● BERUBE						● OLIN			● SORUM		
● CHRISTENSEN			● JACOBSON			● ORANGE			● STRAND		
● CUSSONS			● JONES			● PETERSON			● STRINDEN		
● DOTZENROD			● KRAUTER			● RAIT			● TALLACKSON		
● ERDMAN			● LASHKOWITZ			● REDLIN			● TENNEFOS		
● FARRINGTON			● LEE			● REITEN			● THANE		
● FRITZELL			● LIPS			● ROEN			● VOSPER		
● GOODMAN			● LODDEN			● SANDNESS			● WALSH		
● HARSON			● MILLER			● SANDS			● WENSTROM		
● HOFFNER			● MITCH			● SCHIRADO			● WRIGHT		
● HOLMBERG			● NAADEN			● SHABLOW			● MR. PRESIDENT		
			● NELSON			● SMYKOWSKI					

The proposed amendments lost.

ROLL CALL

The question being on the motion to adopt lines 4 and 5 of the proposed amendments to delete "four" and insert "two" the roll was called and there were ayes, 12; nays, 36; absent and not voting, 2.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●	ISZLER	●	NETHING	●	SOLBERG	●
●	BARTH		JACOBSON	●	OLIN	●	SORUM	●
	BERUBE	●	JONES	●	ORANGE	●	STRAND	●
	CHRISTENSEN	●	KRAUTER	●	PETERSON	●	STRINDEN	●
	CUSSONS	●	LASHKOWITZ	●	RAIT	●	TALLACKSON	●
●	DOTZENROD		LEE	●	REDLIN	●	TENNEFOS	●
●	ERDMAN		LIPS	●	REITEN	●	THANE	●
	FARRINGTON	●	LODOEN	●	ROEN	●	VOSPER	●
	FRITZELL	●	MELLAND	●	SANDNESS	●	WALSH	●
●	GOODMAN	●	MILLER	●	SANDS	●	WESTROM	●
	HANSON	●	MUTCH	●	SCHIRADO	●	WRIGHT	●
●	HOFFNER		NAADEN	●	SHABLOW	●	MR. PRESIDENT	●
	HOLMBERG	●	NELSON	●	SMYKOWSKI	●		

The proposed amendments lost.

ROLL CALL

The question being on the motion to proposed amendments to reinstate the house amendments to the original bill regarding computation of the tax at 6 months intervals, the roll was called and there were ayes, 15; nays, 33; absent and not voting, 2.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS		ISZLER	●	NETHING	●	SOLBERG	●
●	BARTH		JACOBSON	●	OLIN	●	SORUM	●
	BERUBE	●	JONES	●	ORANGE	●	STRAND	●
	CHRISTENSEN	●	KRAUTER	●	PETERSON	●	STRINDEN	●
●	CUSSONS		LASHKOWITZ	●	RAIT	●	TALLACKSON	●
●	DOTZENROD	●	LEE	●	REDLIN	●	TENNEFOS	●
●	ERDMAN		LIPS	●	REITEN	●	THANE	●
	FARRINGTON	●	LODOEN	●	ROEN	●	VOSPER	●
●	FRITZELL	●	MELLAND	●	SANDNESS	●	WALSH	●
	GOODMAN	●	MILLER	●	SANDS	●	WESTROM	●
	HANSON	●	MUTCH	●	SCHIRADO	●	WRIGHT	●
●	HOFFNER		NAADEN	●	SHABLOW	●	MR. PRESIDENT	●
	HOLMBERG	●	NELSON	●	SMYKOWSKI	●		

The proposed amendments lost.

Senator Barth moved that House Bill No. 1257 be amended as follows:

On page 7, line 1 of the engrossed bill, delete "fifteen" and insert in lieu thereof "twenty five"

On page 7, line 17 of the engrossed bill, delete "twenty" and insert in lieu thereof "ten"

Senator Barth moved that the amendments be adopted.

Senator Nothing requested a recorded roll call vote on the motion to adopt the proposed amendments which motion prevailed.

ROLL CALL

The question being on the motion to adopt the proposed amendments to House Bill No. 1257, the roll was called and there were ayes, 8; nays, 40; absent and not voting, 2.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
	ALBERS	●	ISZLER	●	NETHING	●	SOLBERG	●
●	BARTH		JACOBSON	●	OLIN	●	SORUM	●
	BERUBE	●	JONES	●	ORANGE	●	STRAND	●
	CHRISTENSEN	●	KRAUTER	●	PETERSON	●	STRINDEN	●
	CUSSONS	●	LASHKOWITZ	●	RAIT	●	TALLACKSON	●
●	DOTZENROD		LEE	●	REDLIN	●	TENNEFOS	●
	ERDMAN	●	LIPS	●	REITEN	●	THANE	●
	FARRINGTON	●	LODOEN	●	ROEN	●	VOSPER	●

Which motion prevailed.

House Bill No. 1402. — A Bill for an Act to create and enact a new section to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program to provide for the allocation of coal severance tax moneys to coal-producing and non-coal-producing counties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1404-1407, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 5.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING		● SOLBERG
● BARTH			● JACOBSON	●		● OLIN		● SORUM
● BERUBE	●		● JONES	●		● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER	●		● PETERSON		● STRINDEN
● CISSONS			● LASHKOWITZ	●		● RAIT		● TALLACKSON
● DOTZENROD			● LEE	●		● REDLIN		● TENNEFOS
● ERDMAN	●		● LIPS	●		● REITEN	●	● THANE
● FARRINGTON			● LODDEN	●		● ROEN		● VOSPER
● FRITZELL			● MELLAND	●		● SANDNESS		● WALSH
● GOODMAN			● MILLER	●		● SANDS		● WENSTROM
● HANSON			● MUTCH	●		● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN	●		● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON	●		● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Nothing moved that the vote by which House Bill No. 1402 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Senator Nothing moved that House Bill No. 1550 be laid over one legislative day, which motion prevailed.

House Bill No. 1559. — A Bill for an Act to amend and reenact section 15-28-11 of the North Dakota Century Code, relating to the publication of school board proceedings.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1376, the roll was called and there were ayes, 37; nays, 7; absent and not voting, 6.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING		● SOLBERG
● BARTH			● JACOBSON	●		● OLIN	●	● SORUM
● BERUBE	●		● JONES	●		● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER	●		● PETERSON		● STRINDEN
● CISSONS			● LASHKOWITZ	●		● RAIT	●	● TALLACKSON
● DOTZENROD			● LEE	●		● REDLIN		● TENNEFOS
● ERDMAN	●		● LIPS	●		● REITEN		● THANE
● FARRINGTON			● LODDEN	●		● ROEN		● VOSPER
● FRITZELL			● MELLAND	●		● SANDNESS		● WALSH
● GOODMAN			● MILLER	●		● SANDS		● WENSTROM
● HANSON			● MUTCH	●		● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN	●		● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON	●		● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Nothing moved that the vote by which House Bill No. 1559 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Senator Lips moved that House Bill No. 1639 be laid over one legislative

Mr. President: Your Committee on JUDICIARY
 to whom was referred Senate Concurrent Resolution No. 4070

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


 Senator Sands Chairman

Senate Concurrent Resolution No. 4070 was placed on the eleventh

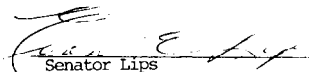
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
 to whom was referred S.C.R. Bill No. 4072

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


 Senator Lips Chairman

S.C.R. Bill No. 4072 was placed on the 11th


order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
 to whom was referred House Bill No. 1021

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


 Senator Lips Chairman

House Bill No. 1021 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY
 to whom was referred House Bill No. 1066

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- On page 1 of the engrossed bill, line 4, delete the comma after the numerals "27-06.1" and insert in lieu thereof the word "and", and delete the following: ", and 27-24"
- On page 1 of the engrossed bill, line 9, after the semicolon insert the following: "to amend section 40-18-03 of the North Dakota Century Code, relating to the filling of vacancies in the office of municipal judge;"
- On page 1 of the engrossed bill, line 11, delete the numerals "33-01" and insert in lieu thereof the numerals "33-02"
- On page 1 of the engrossed bill, line 12, delete the following: "chapter 40-18,"
- On page 1 of the engrossed bill, line 16, after the numerals and comma "32-22-18," insert the following: "33-01-01 through 33-01-22, 33-01-23.1, 33-01-24,"
- On page 3 of the engrossed bill, line 1, delete the first comma and insert in lieu thereof the word "and", and delete the comma and words ", and municipal courts with"
- On page 3 of the engrossed bill, line 2, delete the words "law trained judges"
- On page 14 of the engrossed bill, line 11, delete the words "in cities having no" and insert in lieu thereof the words "when designated by the presiding judge of the judicial district in which the city is located but only upon the request of the governing body of the city."
- On page 14 of the engrossed bill, delete lines 12 and 13
- On page 27 of the engrossed bill, delete lines 13 through 35
- On page 28 of the engrossed bill, delete lines 1 through 35
- On page 29 of the engrossed bill, delete lines 1 through 35
- On page 30 of the engrossed bill, delete lines 1 through 35
- On page 31 of the engrossed bill, delete lines 1 through 30
- On page 31 of the engrossed bill, after line 30, insert the following section:

"SECTION 8. AMENDMENT.) Section 40-18-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

40-18-03. VACANCY IN OFFICE OF MUNICIPAL JUDGE - TEMPORARY ABSENCE OF MUNICIPAL JUDGE.) If a vacancy exists in the office of municipal judge by death, resignation, or otherwise, it shall be filled by appointment by the executive officer, subject to confirmation by the governing body of the city ~~or village~~. An appointee shall qualify, and he shall hold office until the next city ~~or village~~ election, and until his successor is elected and qualified. During the temporary absence, interest, disqualification, or disability of the municipal judge or temporary vacancy in the office of municipal judge, ~~any county justice~~ an alternate designated by the executive officer shall act as municipal judge until the municipal judge is available in the trial of causes triable before the municipal judge. ~~In any city within a county having a court of increased jurisdiction, the governing body may appoint an alternate municipal judge to serve when the municipal judge is unable to serve due to temporary absence, interest, disqualification, or disability.~~ Such alternate shall be compensated on a per diem basis at a rate set by the governing body, and shall possess, as nearly as is practicable, the qualifications of the regular municipal judge.

At the request of the governing body of a city with a population of less than five hundred persons, the presiding judge of the judicial district in which the city is located, may designate an associate district court judge to act as municipal judge. Appeals from the decisions of associate district judges acting as municipal judges shall be on the record to the supreme court, and shall be taken in the same manner as appeals from the district court."

On page 31 of the engrossed bill, line 33, delete the numerals "33-01" and insert in lieu thereof the numerals "33-02"


On page 31 of the engrossed bill, line 34, delete the words and comma "chapter 40-18,"

On page 32 of the engrossed bill, line 3, insert after the numerals "32-22-18," the following: "33-01-01 through 33-01-22, 33-01-23.1, 33-01-24,"

And underscore all new sections of the North Dakota Century Code created by the engrossed bill

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass

 Chairman
Senator Sands

House Bill No. 1066 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY
to whom was referred House Bill No. 1071

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 12, delete the numerals and commas "16-13-09, 16-13-11,"

On page 1 of the engrossed bill, line 13, delete the numerals and commas "16-14-06, 16-21-03, 16-21.1-09,"

On page 2 of the engrossed bill, line 7, after the numerals and comma "32-29-05," insert the numerals and comma "33-01-25,"

On page 2 of the engrossed bill, line 11, after the numerals and comma "40-13-02," insert the numerals and commas "40-18-01, 40-18-03, 40-18-14, 40-18-19,"

On page 2 of the engrossed bill, line 18, delete the comma and insert in lieu thereof the following: "; and, in the alternative, to amend and reenact sections 16-13-09, 16-13-11, 16-14-06, 16-21-03, and 16-21.1-09 of the North Dakota Century Code or sections 16.1-15-08, 16.1-15-09, 16.1-15-11, 16.1-15-13, and 16.1-16-07 of the North Dakota Century Code as created by sections 13 and 14 of House Bill No. 1138 as approved by the forty-sixth legislative assembly; all"

On page 35 of the engrossed bill, line 2, strike the word "shall" and immediately thereafter insert the word "may"

- On page 35 of the engrossed bill, line 14, strike the word "shall" and immediately thereafter insert the word "may"
- On page 35 of the engrossed bill, line 20, after the word "committee" insert the words "may be appealed to the state board of public school education and the decision of the board"
- On page 36 of the engrossed bill, line 3, strike the word "including" and immediately thereafter insert the word "and"
- On page 36 of the engrossed bill, line 10, delete the word "Section" and insert in lieu thereof the following: "If House Bill No. 1138 is not approved by the forty-sixth legislative assembly, then section"
- On page 37 of the engrossed bill, line 6, delete the word "Section" and insert in lieu thereof the following: "If House Bill No. 1138 is not approved by the forty-sixth legislative assembly, then section"
- On page 37 of the engrossed bill, line 32, delete the word "Section" and insert in lieu thereof the following: "If House Bill No. 1138 is not approved by the forty-sixth legislative assembly, then section"
- On page 38 of the engrossed bill, line 13, delete the word "Section" and insert in lieu thereof the following: "If House Bill No. 1138 is not approved by the forty-sixth legislative assembly, then section"
- On page 39 of the engrossed bill, line 3, delete the word "Section" and insert in lieu thereof the following: "If House Bill No. 1138 is not approved by the forty-sixth legislative assembly, then section"
- On page 39 of the engrossed bill, after line 35, insert the following sections:
- "SECTION 61. AMENDMENT.) Section 16.1-15-08 of the North Dakota Century Code as created by section 13 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, is hereby amended and reenacted to read as follows:
- 16.1-15-08. WRAPPING AND RETURNING OF BALLOTS TO ~~COUNTY~~ JUDGE OF THE DISTRICT COURT.) After having prepared the reports and poll lists provided for in section 16.1-15-06 for delivery to the county auditor, the inspector and election judges shall cause the ballots of each kind cast at the election to be smoothly spread upon a wrapper of strong durable paper of the same width as the ballots and of sufficient strength to permit its being folded to form a complete wrapper for the ballots. The ballots and wrappers shall then be folded tightly together and the wrapper shall be pasted or glued securely at the outer end to completely envelop and hold the ballots together. Ballots which are void shall be wrapped in a separate wrapper and shall be marked "void". Ballots which are spoiled shall be separately wrapped and marked "spoiled". In folding and sealing ballots, the various classes of ballots shall be kept separate. The judges shall fold all ballots counted by them, except those which are void, and shall place them in manila wrappers, not exceeding two hundred ballots to each wrapper. Each wrapper shall be endorsed with the name or number of the precinct and the date on which the election was held. The wrappers shall be sealed securely in a manner prescribed by the secretary of state so the wrappers cannot be opened without an obvious and permanent breaking of the seal. The ballots, together

with those found void or spoiled, and together with the opened envelopes from voted absentee ballots and the unopened envelopes of absentee ballots rejected as defective, shall be returned either in person or by mail to ~~the county~~ a judge of the district court of the county designated by the presiding district judge. Ballots used with any electronic voting system shall be wrapped, sealed, and returned as provided in this section.

SECTION 62. AMENDMENT.) Section 16.1-15-09 of the North Dakota Century Code as created by section 13 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, is hereby amended and reenacted to read as follows:

16.1-15-09. VOTING MACHINES - ELECTRONIC VOTING SYSTEMS - RETURNS.) Election officers shall make returns of votes cast upon voting machines and on electronic voting systems for all candidates and for any measures of questions in the same manner as now or hereafter provided by law insofar as such provisions of law are applicable.

The county auditor shall designate the counting centers where electronic voting system ballots shall be counted, and all such counting centers shall have tabulating equipment which has an element which generates a printed record at the beginning of its operation which verifies that the tabulating elements for each candidate position and each question and the public counter are all set at zero. The tabulating equipment shall also be equipped with an element which generates a printed record at the end of its operation of the total number of voters whose ballots have been tabulated, the total number of votes cast for each candidate on the ballot, and the total number of votes cast for or against any measure appearing on the ballot.

If any electronic voting system ballot is damaged or defective so that it cannot be properly counted by the automatic tabulating equipment, a true duplicate copy shall be made by election officials of opposed interests and substituted for the damaged or defective ballot. All duplicate ballots shall be clearly labeled duplicate, shall bear a serial number which shall be recorded on the damaged or defective ballot, and shall be wrapped and delivered with other ballots to the ~~county~~ district judge.

SECTION 63. AMENDMENT.) Section 16.1-15-11 of the North Dakota Century Code as created by section 13 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, is hereby amended and reenacted to read as follows:

16.1-15-11. LOCKING AND EXAMINATION OF VOTING MACHINES - TALLY OF VOTING MACHINE VOTES - CERTIFICATION TO ~~COUNTY~~ JUDGES.) Voting machines shall remain locked for ten days next following use at an election and as much longer thereafter as necessary or advisable because of any existing or probable contest over the results of the election. They may be opened and all data and figures therein examined upon the order of any court of competent jurisdiction. A complete record of the tally of votes from each voting machine shall be made by the inspector and the election judges at the time votes are tallied. This record shall agree in every respect with the pollbooks and the original reports of the total votes cast for each candidate or measure. The record shall then be certified by the inspector and the election judges, and one copy shall be delivered to the ~~county~~ judge of the district court at the same time as the ballots are delivered to ~~him~~ the judge pursuant to section 16.1-15-08. The records may be opened and all data and figures therein examined upon the order of any

court of competent jurisdiction in the event of any existing or probable contest over the results of the election.

SECTION 64. AMENDMENT.) Section 16.1-15-13 of the North Dakota Century Code as created by section 13 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, is hereby amended and reenacted to read as follows:

16.1-15-13. ~~COUNTY~~ JUDGE OF THE DISTRICT COURT TO KEEP BALLOTS FORTY-FIVE DAYS - EXCEPTION - USE OF BALLOTS AS EVIDENCE.) Immediately upon receiving the ballots as provided in section 16.1-15-08, the ~~county~~ judge of the district court shall give receipt therefor to the election judges and shall place the ballots properly arranged in the order of the precinct number in boxes which shall be securely locked. The boxes shall be placed in a fireproof vault and shall be kept securely for forty-five days. They shall not be opened nor inspected, except upon court order in a contested election, when it is necessary to produce them at a trial for any offense committed at an election, or to permit election officials to complete their duties. Forty-five days after the election, upon determination by the ~~county~~ judge that no contest is pending, the ballots shall be destroyed. If any contest of the election of any officer voted for at the election or a prosecution under the provisions of this title is pending at the expiration of such time, the ballots shall not be destroyed until the contest or prosecution is finally determined. The ballots returned to the ~~county~~ judge as provided in this section shall be received in evidence without introducing further foundation.

SECTION 65. AMENDMENT.) Section 16.1-16-07 of the North Dakota Century Code as created by section 14 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, is hereby amended and reenacted to read as follows:

16.1-16-07. CONTEST INVOLVING IRREGULARITY OF BALLOTS - PRESERVATION OF BALLOTS.) Either the contestant or the contestee, within the time provided by this title for the preservation of ballots, may give notice by certified mail to the ~~county~~ judge of the district court of any county where he desires the ballots preserved, that an election contest is pending in a designated court. Thereupon, it is the duty of the ~~county~~ judge to preserve all the paper ballots, electronic voting system ballots, and voting machine records until the contest has been finally determined.

On page 79 of the engrossed bill, after line 35, insert the following section:

"SECTION 131. AMENDMENT.) Section 33-01-25 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

33-01-25. PENALTY FOR ISSUING PROCESS WHEN ~~COUNTY~~ ~~JUDGE~~ MUNICIPAL JUDGE INTERESTED.) If any ~~county~~ ~~justice-of~~ municipal judge shall issue any summons or other process in violation of section 33-01-24, and the same shall be served upon any person, either by personal or by substituted service, such ~~county-justice-of~~ municipal judge shall be guilty of a class B misdemeanor, and the judgment of conviction, in every case, shall adjudge the removal of the defendant from his office."

On page 90 of the engrossed bill, after line 34, insert the following sections:

"SECTION 151. AMENDMENT.) Section 40-18-01 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

40-18-01. JURISDICTION OF MUNICIPAL JUDGE.) The municipal judge within a city having a population of three thousand or more shall be an attorney licensed to practice law in this state, unless no person so licensed is available in the city, and shall have exclusive jurisdiction of, and shall hear, try, and determine, all offenses against the ordinances of the city. ~~The offices of county justice and municipal judge may not be held by the same person.~~ In a city with a population of less than three thousand, the municipal judge may be, but need not be, an attorney licensed to practice law in this state, nor shall he be required to be a resident of the city in which he is to serve.

SECTION 152. AMENDMENT.) Section 40-18-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

40-18-03. VACANCY IN OFFICE OF MUNICIPAL JUDGE - TEMPORARY ABSENCE OF MUNICIPAL JUDGE.) If a vacancy exists in the office of municipal judge by death, resignation, or otherwise, it shall be filled by appointment by the executive officer, subject to confirmation by the governing body of the city ~~or village.~~ An appointee shall qualify, and he shall hold office until the next city ~~or village~~ election, and until his successor is elected and qualified. During the temporary absence, interest, disqualification, or disability of the municipal judge or temporary vacancy in the office of municipal judge, ~~any county justice an~~ alternate designated by the executive officer shall act as municipal judge until the municipal judge is available in the trial of causes triable before the municipal judge. ~~In any city within a county having a court of increased jurisdiction, the governing body may appoint an alternate municipal judge to serve when the municipal judge is unable to serve due to temporary absence, interest, disqualification, or disability.~~ Such alternate shall be compensated on a per diem basis at a rate set by the governing body, and shall possess, as nearly as is practicable, the qualifications of the regular municipal judge.

SECTION 153. AMENDMENT.) Section 40-18-14 of the North Dakota Century Code is hereby amended and reenacted to read as follows:


40-18-14. MUNICIPAL JUDGE MAY ENFORCE ORDERS AND JUDGMENTS.) A municipal judge shall have the power to enforce due obedience to his orders and judgments. He may fine or imprison for contempt offered to him while holding court, or to process issued, or orders made by him, in the same manner and to the same extent as is provided by the laws of this state ~~in the case of a county justice.~~

SECTION 154. AMENDMENT.) Section 40-18-19 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

40-18-19. APPEALS FROM DETERMINATIONS OF MUNICIPAL JUDGE.) An appeal may be taken to the district court ~~or to the county court of increased jurisdiction as provided for in section 27-08-21~~ from a judgment of conviction in a municipal judge's court ~~in the same form and manner as appeals are taken and perfected from a judgment of conviction of a defendant in justice court, and in accordance with sections 33-12-34, 33-12-35, and 33-12-39,~~ and shall be tried in the district court ~~or~~

~~county-court-of-increased-jurisdiction-in-accordance-with sections-33-12-40-and-33-12-41,-and-bail-shall-be-taken in-accordance-with-sections-33-12-36-and-33-12-37,-and witnesses-may-be-placed-under-bond-as-provided-for-in section-33-12-38.~~ On all appeals from a determination in a municipal judge's court, the court shall take judicial notice of all of the ordinances of the city. No filing fee shall be required for the filing of an appeal from a judgment of conviction for the violation of a municipal ordinance."

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass
 Chairman
Senator Sands
House _____ Bill No. 1071 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred House Bill No. 1199

Has had the same under consideration and recommends that the same

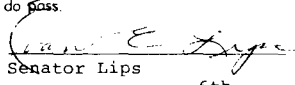
- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 3 of the engrossed bill delete the the following ";and providing an appropriation"

On page 2, of the engrossed bill delete section 2

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass
 Chairman
Senator Lips
House Bill No. 1199 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations
to whom was referred House Bill No. 1221

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete the comma

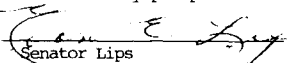
On page 1, line 2, delete the following: "operation, and maintenance"

On page 1, delete lines 12 through 23 and insert in lieu thereof the following: "recreation department for the acquisition of the cross ranch state park for the biennium beginning July 1, 1979, and ending June 30, 1981.

Grants, benefits, and claims	<u>\$1,640,000.00</u>
Total all funds	\$1,640,000.00
Less estimated income	<u>535,500.00</u>
Total general fund appropriation	\$1,104,500.00"

And renumber the lines accordingly

And when so amended recommends the same be indefinitely postponed.


 _____ Chairman
 Senator Lips

House Bill No. 1221 was placed on the 6th

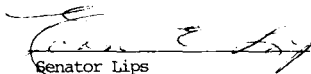
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
to whom was referred House Bill No. 1226

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:


 _____ Chairman
 Senator Lips

House Bill No. 1226 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Judiciary
to whom was referred House Bill No. 1228

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation


be amended as follows:

- 1 On page 1 of the engrossed bill, line 1, delete the words "to
- 2 create and enact a new section to chapter"
- 3 On page 1 of the engrossed bill, delete line 2
- 4 On page 1 of the engrossed bill, line 3, delete the words and
- 5 semicolon "compensation for election officials; and"
- 6 On page 1 of the engrossed bill, line 4, delete the commas and
- 7 numerals ", 16-10-12, 16-10-12.1, 16-10-16"
- 8 On page 1 of the engrossed bill, line 6, delete the comma and
- 9 insert in lieu thereof a period
- 10 On page 1 of the engrossed bill, delete lines 7 through 9
- 11 On page 1 of the engrossed bill, delete lines 12 through 22
- 12 On page 2 of the engrossed bill, delete lines 1 through 14
- 13 On page 2 of the engrossed bill, delete line 26

- 14 On page 2 of the engrossed bill, line 27, delete the words and
- 15 period "exceed fifty dollars for each election." and insert
- 16 in lieu thereof the following: "section 16.1-05-05."
- 17 On page 2 of the engrossed bill, line 30, delete the underscore
- 18 from the period
- 19 On page 2 of the engrossed bill, delete lines 31 through 35
- 20 On page 3 of the engrossed bill, delete lines 1 through 33
- 21 On page 4 of the engrossed bill, delete lines 1 through 14
- 22 On page 4 of the engrossed bill, line 27, delete the numeral and
- 23 word "1 of" and insert in lieu thereof the numerals "16.1-05-05"
- 24 On page 4 of the engrossed bill, delete line 28
- 25 On page 4 of the engrossed bill, line 29, delete the words "dollars
- 26 for each election"

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass


Chairman
Senator Sands

House Bill No. 1228 was placed on the sixth

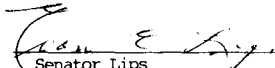
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
to whom was referred House Bill No. 1300

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:


Chairman
Senator Lips

House Bill No. 1300 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs
to whom was referred House Bill No. 1360

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1, of the engrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to create and enact a new section to the North Dakota Century Code, relating to prohibiting discrimination in employment practices.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) A new section to the North Dakota Century Code is hereby created and enacted to read as follows:

DECLARATION OF POLICY.) It is the policy of North Dakota to prohibit discrimination because of race, color, religion, sex, or national origin in all employment practices including hiring, firing, promotion, compensation and other terms, privileges and conditions of employment. This policy will be enforced by the department of labor."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Asa Christensen
 Senator Christensen Chairman

House Bill No. 1360 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1565

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Alan E. Lips
 Senator Lips Chairman

House Bill No. 1565 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs

to whom was referred House Bill No. 1581

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 4, of the engrossed bill, line 30, following the word "her." insert the following language: "Prior to the period of pregnancy when the fetus may reasonably be expected to have reached viability, no abortion shall be performed upon an unemancipated minor unless the attending physician certifies in writing that each of the parents of the minor requesting the abortion has been provided by the physician in person with the information provided for in Section 14-02.1-02 at least 24 hours prior to the minor's consent to the performance of abortion or unless the attending physician certifies in writing that he has caused the materials of Section 14-02.1-02 to be posted by certified mail to each of the parents of the minor separately to the last known addresses at least 48 hours prior to the minor's consent to the performance of abortion. When a parent of the minor has died or rights and interests of such parent have been legally terminated, this subsection shall apply to the

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sole remaining parent. When both parents have died or where the rights and interests of both parents have been legally terminated, this subsection shall apply to the guardian or other person standing in loco parentis."

On page 5, of the engrossed bill, line 23, delete the strike-through over the words "~~preserve-the-life-of-the~~"

On page 5, of the engrossed bill, line 24, following the word "~~mother~~" insert the word "woman" and on the same line delete the following "prevent the death of the woman"

On page 6, of the engrossed bill, delete all of lines 17 through 23

On page 6, of the engrossed bill, line 24, delete the words "in writing the reason for so choosing."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass

Has Christensen
 Senator Christensen Chairman

House Bill No. 1581 was placed on the sixth

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1583

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the reengrossed bill, delete lines 18 through 21

On page 2 of the reengrossed bill, delete lines 1 and 2

On page 4 of the reengrossed bill, line 28, delete the numerals "1,045,000.00" and insert in lieu thereof the numerals "1,000,000.00"

On page 4 of the reengrossed bill, line 30, delete the words "financial aid" and insert in lieu thereof the word "grants"

On page 4 of the reengrossed bill, line 31, delete the words "and for administering this Act"

On page 4 of the reengrossed bill, line 32, delete the following: "The funds appropriated"

On page 4 of the reengrossed bill, delete lines 33 through 35

On page 5 of the reengrossed bill, delete lines 1 and 2

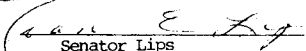
And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment deletes \$45,000.00 which was included in House Bill No. 1588 for salaries and wages and fees and services for administering

the Act. The State Library is to carry out this program within the State Library Commission appropriation.

And when so amended recommends the same do pass

 Chairman
Senator Lips

House Bill No. 1588 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1611

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lips

House Bill No. 1611 was placed on the 14th

order of business on the calendar for the succeeding legislative day.


Mr. President: Your Committee on JUDICIARY

to whom was referred House Bill No. 1631

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Sands

House Bill No. 1631 was placed on the fourteenth

order of business on the calendar for the succeeding legislative day.

MESSAGES TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

- House Concurrent Resolution No. 3028
- House Concurrent Resolution No. 3068
- House Concurrent Resolution No. 3089

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2480

Senate Concurrent Resolution No. 4066

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. 1293.

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. 1217:

Senator Roen
Senator Albers
Senator Rait

House Bill No. 1507:

Senator Lee
Senator Wright
Senator Barth

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2048
Senate Bill No. 2240
Senate Bill No. 2305
Senate Bill No. 2406
Senate Bill No. 2433
Senate Bill No. 2451
Senate Bill No. 2469
Senate Bill No. 2475
Senate Concurrent Resolution No. 4052
Senate Concurrent Resolution No. 4059
Senate Concurrent Resolution No. 4060
Senate Concurrent Resolution No. 4071
Senate Concurrent Resolution No. 4074
Senate Concurrent Resolution No. 4075
Senate Concurrent Resolution No. 4084

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3090

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2078
Senate Bill No. 2289
Senate Bill No. 2462

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2054
 Senate Bill No. 2196
 Senate Bill No. 2218
 Senate Bill No. 2285
 Senate Bill No. 2465

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2054

On page 2, line 27 of the engrossed bill delete the word "shall" and insert in lieu thereof the word "may" and also delete the words "Notwithstanding the"

On page 2, delete all of lines 28 through 34

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2196

On page 1, line 19 of the engrossed bill, delete the word "primarily"

On page 2, line 5, delete the word "residential" and insert in lieu thereof the following: "principal dwelling."

On page 2, delete lines 6 and 7

On page 2, line 10, delete the word "primarily"

On page 2, line 18, delete the word "primarily"

On page 2, line 24, delete the word "residential" and insert in lieu thereof the following: "principal dwelling."

On page 2, delete lines 25 and 26

On page 2, line 29. delete the word "primarily"

On page 3, line 6, after the word "disability," delete the remainder of the line and insert in lieu thereof the following: "or by permanently physically disabled individuals who have either surrendered or who have been denied a driver's license because of a permanent physical disability, provided the individuals obtain from the state highway commissioner or his authorized representative a statement that the individual has such a restricted driver's license or has either surrendered or has not been issued a driver's license because of a permanent physical disability; a copy of the statement shall be attached to the application for registration of the title to the motor vehicle for which the exemption from tax under this chapter is claimed. Any motor vehicle acquired subject to this exemption must be disposed of either by transfer to another permanently physically disabled person or by a trade-in on another exempt sale or by a transfer involving a sale subject to sales or use tax before another motor vehicle can be acquired subject to the benefits of this exemption clause."

On page 3, delete lines 7 and 8

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2218

On page 1, line 3 of the engrossed bill delete "and appropriation"

On page 1, line 4 delete "and" and insert in lieu thereof "or"

On page 1, line 7 delete "and" and insert in lieu thereof "or"

On page 1, line 16 delete "and" and insert in lieu thereof "or"

On page 1, line 17 delete "and" and insert in lieu thereof "or"

On page 2, line 1 delete "and" and insert in lieu thereof "or"

On page 2, line 8 delete "AND" and insert in lieu thereof "OR"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2285

On page 1, line 12, delete the word "of" and insert in lieu thereof the word "to" and after the word "amended" insert the following: "and reenacted"

On page 2, line 23, delete the word "credited" and insert in lieu thereof the word "credited"

On page 3, line 5, delete "71" and insert in lieu thereof "1971"

On page 3, line 21, after the word "education" strike "and any"

On page 3, strike all of line 22

On page 3, line 23, strike the words "nonpublic school"

On page 3, line 24, strike "As used in this"

On page 3, strike all of lines 25 through 29

On page 3, line 34, delete the numeral "4" and insert in lieu thereof the numeral "3"

And renumber the lines, pages, and sections accordingly

HOUSE AMENDMENTS TO SENATE BILL 2465

On page 1, line 1 of the engrossed bill, delete the comma and insert in lieu thereof the word "and"

On page 1, line 2, delete the following: ", and 15-18-07"

On page 1, line 3, delete the words "and state aid"

On page 3, delete lines 9 through 35

On page 4, delete lines 1 through 19

And renumber the lines and pages accordingly

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. 2159:

Rep. Conmy
Rep. Thompson
Rep. Lardy

Senate Bill No. 2263:

Rep. Stenehjem
Rep. Hedstrom
Rep. Hoffner

Senate Bill No. 2354:

Rep. Boyum
Rep. Thompson
Rep. Dotzenrod

Senate Bill No. 2383:
Rep. Stenhjem
Rep. Hougland
Rep. Meiers

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 Bills Nos. 2092, 2142, 2175, 2219, 2229, 2267, 2339, 2356, 2377, 2380, but refused to concur in the House amendments to Senate Bills Nos. 2110, 2153, 2286 and 2432.

And the President has appointed as a conference committee to act with a like committee from the House on Senate Bills Nos. 2110, 2153, 2286 and 2432:

Senate Bill No. 2110:

Senator Mutch
Senator Lodoen
Senator Orange

Senate Bill No. 2153:

Senator Lodoen
Senator Tennefos
Senator Orange

Senate Bill No. 2286:

Senator Iszler
Senator Sorum
Senator Schirado

Senate Bill No. 2432:

Senator Lee
Senator Wright
Senator Barth

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. 1489:

Senator Reiten
Senator Holmberg
Senator Berube

House Bill No. 1519:

Senator Reiten
Senator Mutch
Senator Krauter

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 Bills Nos. 1461, 1471, 1506, 1637, and subsequently passed the same, but refused to concur in the Senate amendments to House Bills Nos. 1209, 1483.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bills Nos. 1209, 1483.

House Bill No. 1209:

Rep. Nicholas
Rep. Lipsiea
Rep. Meyer

House Bill No. 1483:
Rep. Stenehjem
Rep. Boyum
Rep. Meiers

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1695

ROY GILBREATH, Chief Clerk

Senator Thane moved that the absent Senators be excused, which motion prevailed.

Senator Nething moved that at the conclusion of the 5th Order of Business and after the reading of Senate Bill 2483, SCR's 4070, 4072 and House Bills 1002, 1021, 1030, 1033, 1198, 1226, 1300, 1493, 1565, 1611, 1624, 1628, 1631 and 1645, the Senate adjourn and convene at 1:00 P.M., Monday, March 19, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-THIRD DAY

Bismarck, March 19, 1979

The Senate convened at 1:00 P.M., with President Sanstead presiding.

The prayer was offered by Paula Youngdale, Lutheran Ministry, Bismarck Junior College and Mary College.

Almighty Father,

We pray that You will teach, instruct and guide us in deciding what is best for our nation, and our state.

Grant us wisdom, Lord. Help us to realize that You are the Source of wisdom. Help us to understand things as You see them, trusting that You know what's right and good. Help us to let You be God.

Grant us wisdom, Lord. Give us Strength and determination to grow into You Lord. Help us to increase in wisdom: to take responsibility for the life You have given us. Help us be good stewards of Your world, by making responsible choices. Our freedom is the ability to act responsibly and our responsibility leads to freedom.

Grant us wisdom, Lord. Bless us with the knowledge and insight, the common sense and good judgement to knowing only You hold the Truth. Grant us the ability to apply our knowledge in revealing this Truth in our daily actions and decisions.

"Happy is the nation whose God is the Lord, happy are the people He has chosen for His own." Ps. 33:12. Amen.

The roll was called and all members were present except Senators Barth, Reiten, Sandness.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-second day and recommends that the same be corrected as follows:

On page 1468, delete lines 36 through 52.

On page 1469, delete lines 2 through 10.

On page 1470, line 61, delete the word "and"

On page 1470, line 62 delete "declaring an emergency"

On page 1471, line 22, delete ", and the emergency clause"

On page 1471, line 23, delete "carried"

On page 1473, insert new title for Senate Bill 2219.

On page 1489, line 22, delete the word "divided" and insert "voted"

And when so corrected recommends that the same be approved.

James Tenney Chairman
SENATOR TENNEY

..... SENATOR CUSSONS moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2483

and find the same correctly } Engrossed

Ernest Peterson Chairman
Senator Peterson

Senator Schirado 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:

- | | |
|-------------|--------------|
| SB NO. 2019 | SB NO. 2406 |
| SB NO. 2024 | SB NO. 2433 |
| SB NO. 2048 | SB NO. 2451 |
| SB NO. 2059 | SB NO. 2469 |
| SB NO. 2086 | SB NO. 2475 |
| SB NO. 2092 | SCR NO. 4052 |
| SB NO. 2122 | SCR NO. 4059 |
| SB NO. 2135 | SCR NO. 4060 |
| SB NO. 2139 | SCR NO. 4071 |
| SB NO. 2142 | SCR NO. 4074 |
| SB NO. 2175 | SCR NO. 4075 |
| SB NO. 2214 | SCR NO. 4084 |
| SB NO. 2219 | |
| SB NO. 2229 | |
| SB NO. 2235 | |
| SB NO. 2240 | |
| SB NO. 2245 | |
| SB NO. 2246 | |
| SB NO. 2267 | |
| SB NO. 2272 | |
| SB NO. 2305 | |
| SB NO. 2339 | |
| SB NO. 2344 | |
| SB NO. 2356 | |
| SB NO. 2377 | |
| SB NO. 2380 | |
| SB NO. 2398 | |

and find the same correctly } Enrolled



Chairman

Senator Peterson

Senator Olin moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

- Senate Bill No. 2019
- Senate Bill No. 2024
- Senate Bill No. 2048
- Senate Bill No. 2059
- Senate Bill No. 2086
- Senate Bill No. 2092
- Senate Bill No. 2122
- Senate Bill No. 2135
- Senate Bill No. 2139
- Senate Bill No. 2142
- Senate Bill No. 2175
- Senate Bill No. 2214
- Senate Bill No. 2219
- Senate Bill No. 2229
- Senate Bill No. 2235
- Senate Bill No. 2240
- Senate Bill No. 2245
- Senate Bill No. 2246
- Senate Bill No. 2267
- Senate Bill No. 2272
- Senate Bill No. 2305
- Senate Bill No. 2339
- Senate Bill No. 2344
- Senate Bill No. 2356
- Senate Bill No. 2377
- Senate Bill No. 2380
- Senate Bill No. 2398
- Senate Bill No. 2406
- Senate Bill No. 2433
- Senate Bill No. 2451
- Senate Bill No. 2469
- Senate Bill No. 2475
- Senate Concurrent Resolution No. 4052
- Senate Concurrent Resolution No. 4059
- Senate Concurrent Resolution No. 4060
- Senate Concurrent Resolution No. 4071
- Senate Concurrent Resolution No. 4074
- Senate Concurrent Resolution No. 4075
- Senate Concurrent Resolution No. 4084

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 herewith the following:

- Senate Bill No. 2019
- Senate Bill No. 2024
- Senate Bill No. 2048
- Senate Bill No. 2059
- Senate Bill No. 2086
- Senate Bill No. 2092

Senate Bill No. 2122
 Senate Bill No. 2135
 Senate Bill No. 2139
 Senate Bill No. 2142
 Senate Bill No. 2175
 Senate Bill No. 2214
 Senate Bill No. 2219
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 Senate Bill No. 2475
 Senate Concurrent Resolution No. 4052
 Senate Concurrent Resolution No. 4059
 Senate Concurrent Resolution No. 4060
 Senate Concurrent Resolution No. 4071
 Senate Concurrent Resolution No. 4074
 Senate Concurrent Resolution No. 4075
 Senate Concurrent Resolution No. 4084

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 return herewith the following:

Senate Bill No. 2019
 Senate Bill No. 2024
 Senate Bill No. 2048
 Senate Bill No. 2059
 Senate Bill No. 2086
 Senate Bill No. 2092
 Senate Bill No. 2122
 Senate Bill No. 2135
 Senate Bill No. 2139
 Senate Bill No. 2142
 Senate Bill No. 2175
 Senate Bill No. 2214
 Senate Bill No. 2219
 Senate Bill No. 2229
 Senate Bill No. 2235
 Senate Bill No. 2240

- Senate Bill No. 2245
 - Senate Bill No. 2246
 - Senate Bill No. 2267
 - Senate Bill No. 2272
 - Senate Bill No. 2305
 - Senate Bill No. 2339
 - Senate Bill No. 2344
 - Senate Bill No. 2356
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 - Senate Bill No. 2469
 - Senate Bill No. 2475
 - Senate Concurrent Resolution No. 4052
 - Senate Concurrent Resolution No. 4059
 - Senate Concurrent Resolution No. 4060
 - Senate Concurrent Resolution No. 4071
 - Senate Concurrent Resolution No. 4074
 - Senate Concurrent Resolution No. 4075
 - Senate Concurrent Resolution No. 4084
- Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following:

- Senate Bill No. 2064
 - Senate Bill No. 2096
 - Senate Bill No. 2273
 - Senate Bill No. 2300
 - Senate Bill No. 2321
 - Senate Bill No. 2338
 - Senate Bill No. 2386
 - Senate Bill No. 2449
 - Senate Concurrent Resolution No. 4016
 - Senate Concurrent Resolution No. 4034
 - Senate Concurrent Resolution No. 4045
 - Senate Concurrent Resolution No. 4053
 - Senate Concurrent Resolution No. 4055
 - Senate Concurrent Resolution No. 4067
 - Senate Concurrent Resolution No. 4079
- Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

- Senate Bill 2064
- Senate Bill 2096
- Senate Bill 2273
- Senate Bill 2300

JOURNAL OF THE SENATE

Senate Bill 2321

Senate Bill 2338

Senate Bill 2386

Senate Bill 2449

were delivered to the } Governor for his approval at the hour of
1:00 o'clock PM, March 19, 1979

Carl Peterson
Senator Peterson Chairman.
"BEST NORTH DAKOTA PRODUCTS"

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution 4016

Senate Concurrent Resolution 4034

Senate Concurrent Resolution 4045

Senate Concurrent Resolution 4053

Senate Concurrent Resolution 4055

Senate Concurrent Resolution 4067

Senate Concurrent Resolution 4079

were delivered to the } Secretary of State for his filing at the hour of
12:56 o'clock PM, March 19, 1979

Carl Peterson
Senator Peterson Chairman.
"BEST NORTH DAKOTA PRODUCTS"

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 4052

Senate Concurrent Resolution No. 4059

Senate Concurrent Resolution No. 4060

Senate Concurrent Resolution No. 4071

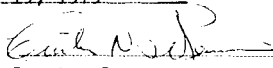
Senate Concurrent Resolution No. 4074

Senate Concurrent Resolution No. 4075

Senate Concurrent Resolution No. 4084

were delivered to the } Secretary of State for his filing at the hour of

4:33 o'clock p.m., March 19, 1979



Senator Peterson

Chairman.

"BY SOUTH BRADLEY PRODUCTS"

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1063
 House Bill No. 1239
 House Bill No. 1388
 House Bill No. 1430
 House Bill No. 1485
 House Bill No. 1502
 House Bill No. 1564
 House Bill No. 1576
 House Bill No. 1617
 House Bill No. 1620
 House Bill No. 1648
 House Concurrent Resolution No. 3020
 House Concurrent Resolution No. 3023
 House Concurrent Resolution No. 3031

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1063
 House Bill No. 1239
 House Bill No. 1388
 House Bill No. 1430
 House Bill No. 1485
 House Bill No. 1502
 House Bill No. 1564
 House Bill No. 1576
 House Bill No. 1617
 House Bill No. 1620
 House Bill No. 1648
 House Concurrent Resolution No. 3020
 House Concurrent Resolution No. 3023
 House Concurrent Resolution No. 3031

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 herewith the following:

House Bill No. 1063
 House Bill No. 1239
 House Bill No. 1388
 House Bill No. 1430
 House Bill No. 1485
 House Bill No. 1502
 House Bill No. 1564
 House Bill No. 1576
 House Bill No. 1617
 House Bill No. 1620
 House Bill No. 1648

House Concurrent Resolution No. 3020
 House Concurrent Resolution No. 3023
 House Concurrent Resolution No. 3031
 Which the President has signed.

LEO LEIDHOLM, Secretary

PRESENTATION OF
 PETITIONS AND COMMUNICATIONS
 STATE OF NORTH DAKOTA
 EXECUTIVE OFFICE
 BISMARCK

March 19, 1979

The Honorable Wayne G. Sanstead
 President of the Senate
 Senate Chambers
 Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on March 18, 1979, I signed the following Senate Bills:

Senate Bill No. 2225
 Senate Bill No. 2302
 Senate Bill No. 2349
 Senate Bill No. 2363

Sincerely yours,
 ARTHUR A. LINK
 Governor

STATE OF NORTH DAKOTA
 EXECUTIVE OFFICE
 BISMARCK

March 17, 1979

The Honorable Wayne G. Sanstead
 President of the Senate
 Senate Chambers
 Bismarck, North Dakota 58505

Dear Mr. President:

Senate Bill 2330 authorizes the construction of low pressure gas gathering lines across federal lands without a permit from the federal government.

The federal government has, in the past, been slow to act on gas gathering line permit applications. Furthermore, the current federal moratorium on permits pending the completion of a pipeline corridor study has caused the needless waste of natural gas by flaring at the wellhead. As chairman of the Industrial Commission, I am fully aware of this deplorable situation and of the need to save our natural gas resource at a time when energy resources are scarce. The Industrial Commission's policy is to restrict flaring of gas at the wellhead through a system of limited oil production until gas gathering systems are in place.

Thus, while I understand the reasons why Senate Bill 2330 was introduced, I object to it for the following reasons:

First, this bill will be ineffective. The federal government has full control over the management of its own lands. This legislation will have no legal force or effect on federal law or policy. The appropriate vehicle for conveying grievances to the federal government is through a resolution of the Legislative Assembly.

Second, Senate Bill 2330 states that any gas gathering lines constructed across federal lands would come under the jurisdiction of the Public Ser-

vice Commission. This creates a potential conflict with a major bill still pending before the Legislature concerning the state's siting act — Senate Bill 2233. Under present law and under Senate Bill 2233, the Public Service Commission has no jurisdiction over the laying of gas gathering lines. There are good reasons for exempting these low pressure lines from the siting act:

1. These lines are small and have minimal impact on the environment.
2. Rights of way for these pipelines cannot be acquired by eminent domain.
3. Subjecting these lines to the siting act would cause inevitable delays, potentially resulting in more gas being wasted pending the site reviews required under the act before a permit may be issued.

I do not believe the Legislative Assembly intended to subject gas gathering lines to the provisions of the siting act. However, in order to avoid the possibility of conflicting laws on gas gathering lines, I hereby veto Senate Bill 2330.

Sincerely yours,
ARTHUR A. LINK
Governor

Senator Lips moved that Senate Bill No. 2330 be placed at the bottom of the calendar for the purpose of its reconsideration as a vetoed measure pursuant to Section 79 of the Constitution of the State of North Dakota, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Sands moved that the amendments to House Bill No. 1044 as recommended by the Committee on Judiciary as printed on page 1446 of the Senate Journal be adopted, which motion prevailed.

Senator Lashkowitz moved to further amend House Bill No. 1044 as follows:

On page 3, line 20 of the amended engrossed bill, delete the words "ninety-six" and insert in lieu thereof the word "ninety"

Senator Lashkowitz moved that the amendment be adopted, which motion prevailed.

Senator Sands moved that the amendments to House Bill No. 1066 as recommended by the Committee on Judiciary as printed on pages 1494-1496 of the Senate Journal be adopted, which motion prevailed.

Senator Holmberg moved that House Bill No. 1066 be further amended as follows:

On page 1, line 20, delete the words "and reporters"

On page 22, delete lines 10 through 35

On page 23, delete lines 1 through 35

On page 24, delete lines 1 through 34

On page 25, delete lines 1 through 26

On page 31, line 32, delete the words "chapters 27-06 through" and insert in lieu thereof the words "chapter 27-07, chapter"

And renumber the lines, sections, and pages accordingly.

Senator Holmberg moved that the amendments be adopted, which motion prevailed.

Senator Sands moved that the amendments to House Bill No. 1071 as recommended by Committee on Judiciary as printed on pages 1496-1500 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1199 as recommended by the Committee on Appropriations as printed on page 1501 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1221 as

recommended by the Committee on Appropriations as printed on page 1501 of the Senate Journal be adopted, which motion prevailed. House Bill 1221 has committee recommendation for Indefinite Postponement.

Senator Sands moved that the amendments to House Bill No. 1228 as recommended by the Committee on Judiciary as printed on page 1502 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to House Bill No. 1360 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on page 1503 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the amendments to House Bill No. 1581 as recommended by the Committee on Social Welfare and Veterans Affairs as printed on page 1504 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1588 as recommended by the Committee on Appropriations as printed on page 1505 of the Senate Journal be adopted, which motion prevailed.

MOTIONS

Senator Iszler 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. 1209, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1209:

Senator Wright
Senator Albers
Senator Dotzenrod

Senator Lodoen 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. 1483, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1483:

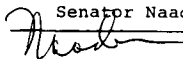
Senator Sands
Senator Farrington
Senator Shablow

REPORT OF PROCEDURAL COMMITTEES

Mr. President : Your Procedural Committee on Delayed Bills

as reviewed a resolution relating to completion of the Senate and House Journals. This resolution was approved for introduction by a unanimous vote.

Senator Naaden



Senator Naaden moved that the report be adopted, which motion prevailed

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Committee on Delayed Bills introduced:

Senate Concurrent Resolution No. 4086. — A concurrent resolution providing for the completion of the legislative journals of the House and Senate.

Senator Nething moved that the rules be suspended, that Senate Concurrent Resolution No. 4086 not be printed, not be referred to a committee, but be read in its entirety, printed in the Journal and laid over one legislative day, which motion prevailed.

SENATE CONCURRENT RESOLUTION No. 4086

Introduced by Committee on Delayed Bills.

A concurrent resolution providing for the completion of the legislative journals of the House and Senate.

WHEREAS, after termination of the Forty-sixth Legislative Assembly a complete record with index of the House and Senate journals must be prepared;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:

That Roy Gilbreath, Chief Clerk of the House, and Leo Leidholm, Secretary of the Senate, are hereby authorized and employed to compare and index the journals of the Forty-sixth Legislative Assembly, and the said Roy Gilbreath and Leo Leidholm are hereby directed to arrange for and procure sufficient assistance to insure that the said work shall be completed within thirty days after the close of the session; and

BE IT FURTHER RESOLVED, that for the expenses of the said Roy Gilbreath and Leo Leidholm, as above set forth, there shall be allowed the sum of \$3,000.00 each, which shall include compensation for any assistance deemed necessary by them, all to be paid as other legislative expense, and paid when the respective claims are verified by the affidavits of the said Roy Gilbreath and Leo Leidholm showing completion of such work.

FIRST READING OF HOUSE BILLS

House Bill No. 1695. — A Bill for an Act to repeal chapter 50-24 of the North Dakota Century Code, relating to aid to aged, blind, or disabled program, but continuing certain provisions in effect.

Which was read the first time and referred to the Committee on Social Welfare and Veterans Affairs.

**FIRST READING OF
HOUSE CONCURRENT RESOLUTIONS**

House Concurrent Resolution No. 3090. — A concurrent resolution authorizing the retention of certain employees of the House and Senate and providing supervisory authority, to allow for the completion of legislative work after the close of the Session.

Was read the first time.

Senator Nething moved that the rules be suspended, that House Concurrent Resolution No. 3090 as printed on pages 1622, 1623 of the House Journal, not be printed, not be referred to a committee, but be read in its entirety and be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2483. — A Bill for an Act to create and enact section 54-40-02.1 of the North Dakota Century Code, relating to the joint construction and use of a public building by a city and a county; and to amend and reenact section 54-40-03 of the North Dakota Century Code, relating to the disbursement of funds under an agreement for the joint exercise of governmental powers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ

pages 1440, 1441, the roll was called and there were ayes, 33; nays, 15; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●	●			●		
ALBERS			ISZLER			NETHING			SOLBERG		
— BARTH ●			● JACOBSON			● OLIN			● SORUM		●
BERUBE		●	● JONES			ORANGE		●	● STRAND		
● CHRISTENSEN			KRAUTER		●	● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			RAIT		●	● TALLACKSON		
● DOTZENROD			● LEE			REDLIN		●	● TENNEFOS		
ERDMAN		●	● LIPS			REITEN	●		● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MITCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER		●	● NAADEN			● SHARLOW			● MR. PRESIDENT*		
● HOLMBERG			● NELSON		●	● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senator Nothing moved that the vote by which Senate Bill No. 2483 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF
SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4070. — A concurrent resolution directing the Legislative Council to conduct a study of crime prevention methods with respect to controlled substances.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4070 was adopted.

Senator Nothing moved that the vote by which Senate Concurrent Resolution No. 4070 was adopted, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Concurrent Resolution No. 4072. — A concurrent resolution directing the Legislative Council to conduct a study of general fund revenues and expenditures during the next biennium.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4072 was adopted.

Senator Nothing moved that the vote by which Senate Concurrent Resolution No. 4072 was adopted, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1002. — A Bill for an Act directing the legislative council to create an interim science and technology committee to administer a scientific and technological research and development program, to establish its membership, to set forth its powers and duties, to provide for its staffing; to provide an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1441-1445, the roll was called and there were ayes, 27; nays, 21; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●	●			●		
ALBERS			ISZLER			NETHING			SOLBERG		
— BARTH ●			● JACOBSON			● OLIN			● SORUM		●

BERUBE	•	JONES	•	ORANGE	•	STRAND	•
CHRISTENSEN	•	KRAUTER	•	PETERSON	•	STRANDEN	•
CUSSONS	•	LASHKOWITZ	•	RAIT	•	TALLACKSON	•
DOTZENROD	•	LEE	•	REDLIN	•	TENNEFOS	•
ERDMAN	•	LIPS	•	REITEN	•	THANE	•
FARRINGTON	•	LODOEN	•	ROEN	•	VOSPER	•
FRITZELL	•	MELLAND	•	SANDNESS	•	WALSH	•
GOODMAN	•	MILLER	•	SANDS	•	WENSTROM	•
HANSON	•	MUTCH	•	SCHIRADO	•	WRIGHT	•
HOFFNER	•	NAADEN	•	SHABLOW	•	MR. PRESIDENT	•
HOLMBERG	•	NELSON	•	SMYKOWSKI	•		

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1002 was passed, be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed.

House Bill No. 1030. Upper Great Plains Transportation Institute — A Bill for an Act making an appropriation for defraying the expenses of the upper great plains transportation institute of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1445, the roll was called and there were ayes, 43; nays, 3; absent and not voting, 4.

REGULAR SESSION			NORTH DAKOTA SENATE						1979 LEGISLATURE		
			ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	ISZLER	•	•	NETHING		•	SOLBERG	
	•		•	JACOBSON		•	OLIN		•	SORUM	
•			•	JONES		•	ORANGE		•	STRAND	
•			•	KRAUTER		•	PETERSON		•	STRINDEN	
•			•	LASHKOWITZ		•	RAIT		•	TALLACKSON	
•			•	LEE		•	REDLIN		•	TENNEFOS	
•			•	LIPS		•	REITEN	•	•	THANE	
•			•	LODOEN		•	ROEN		•	VOSPER	
•			•	MELLAND		•	SANDNESS		•	WALSH	
•			•	MILLER		•	SANDS		•	WENSTROM	•
•			•	MUTCH	•	•	SCHIRADO		•	WRIGHT	
•			•	NAADEN	•	•	SHABLOW		•	MR. PRESIDENT	
•			•	NELSON		•	SMYKOWSKI	•			

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1030 was passed, be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed.

MOTION

Senator Tallackson moved that House Bill No. 1033 be laid over one legislative day, which motion prevailed.

House Bill No. 1198. — A Bill for an Act to require written notice and approval by the surface owner before a permit to drill for oil or gas is issued by the state geologist and to provide for payment to the surface owner as compensation for surface damage and disruption.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1447-1448, the roll was called and there were ayes, 44; nays, 1; absent and not voting, 5.

REGULAR SESSION			NORTH DAKOTA SENATE						1979 LEGISLATURE		
			ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	ISZLER	•	•	NETHING		•	SOLBERG	
	•		•	JACOBSON		•	OLIN		•	SORUM	
•			•	JONES		•	ORANGE		•	STRAND	
•			•	KRAUTER		•	PETERSON		•	STRINDEN	
•			•	LASHKOWITZ		•	RAIT		•	TALLACKSON	
•			•	LEE		•	REDLIN		•	TENNEFOS	
•			•	LIPS		•	REITEN	•	•	THANE	

● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1198 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Nething moved that the Senate stand in recess for fifteen minutes, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

POINT OF PERSONAL PRIVILEGE

Senator Smykowski: Mr. President — Members of this assembly.

I rise to a point of personal privilege.

It is a custom of the Legislative Assembly to recognize and honor North Dakota citizens for their outstanding accomplishments. With this in mind, I feel it is in order that the Senate of the Forty-sixth Legislative Assembly extend its heartiest congratulations to the Sargent Central Cadets for winning the 1978-79 North Dakota Class B High School Basketball Championship in Bismarck, Saturday night, March 17, 1979.

I recommend that the Senate give highest commendation to Coach Gene Leer, who time and time again displayed his coaching excellence on the bench during the tournament, and for earning Sargent Central its first high school basketball crown ever.

The players who executed Coach Leer's game plan to perfection, not only during the championship contest and the preceding tournament action, but throughout the entire basketball season, were:

Curt Kretchman

Mike Sundquist

Steve Larson

Lenny Pherson

Joe Holmgren

David Bishoff

Curt Colemer

Darren Hoistad

Todd Kadoun

Larry Kretchman

Craig Kretchman

Perry Reinertson

Assisting head coach Leer in his title-winning efforts were assistant coaches Roger Thorfinson and Dean Ritter.

Senator Smykowski moved that the North Dakota Senate authorize copies of this commendation be sent to the coaches and players of the State Champions from Sargent Central, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Sands moved that the Senate do not concur in the House amendments to Senate Bill No. 2054 as printed on page 1507 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2054:

Senator Christensen

Senator Sorum

Senator Schirado

Senator Goodman moved that the Senate do concur in the House amendments to Senate Bill No. 2196, as printed on pages 1507 and 1508 of the Senate Journal, which motion prevailed.

Senator Goodman moved that the rules be suspended, that Senate Bill No. 2196 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2196. — A Bill for an Act to create and enact three new subdivisions to subsection 26 of section 57-39.2-04 and three new subdivisions to subsection 12 of section 57-40.2-04 of the North Dakota Century Code, relating to exemptions from sales and use tax for sales of equipment used to modify motor vehicles, real property, and motorized implements of husbandry for use by physically disabled individuals; and to create and enact a new subsection to 57-40.3-04 of the North Dakota Century Code, relating to an exemption from the motor vehicle excise tax for certain sales to handicapped individuals.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG	●	
● BARTH	●		● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LUPS			● REITEN	●		● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2196 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Jacobson moved that the Senate do concur in the House amendments to Senate Bill No. 2218, as printed on page 1508 of the Senate Journal, which motion prevailed.

Senator Jacobson moved that the rules be suspended, that Senate Bill No. 2218 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2218. — A Bill for an Act to create and enact a new section to chapter 23-25 of the North Dakota Century Code, relating to the collection of fees for the issuance of permits or registration certificates for air contaminant sources by the state department of health; to amend and reenact section 23-25-04.1 of the North Dakota Century Code, relating to the issuance of permits or registration certificates for air contaminant sources.

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, 1; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2218 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Sandness moved that the Senate do concur in the House amendments to Senate Bill No. 2285, as printed on pages 1508, 1509 of the Senate Journal, which motion prevailed.

Senator Sandness moved that the rules be suspended, that Senate Bill No. 2285 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2285. — A Bill for an Act to amend and reenact section 15-39.1-09, section 15-39.1-10, and section 15-39.1-11 of the North Dakota Century Code, relating to assessments for teachers, age for eligibility for benefits, calculation of benefits, and to vested rights in retirement benefits in the teachers' fund for retirement.

Which has been read.

Senators Miller-Heinrich and Holmberg declared a conflict of interest to Senate Bill No. 2285. Senator Nething moved that the Senators be permitted to vote, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2285 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Goodman moved that the Senate do concur in the House amendments to Senate Bill No. 2465, as printed on page 1509 of the Senate Journal, which motion prevailed.

Senator Goodman moved that the rules be suspended, that Senate Bill No. 2465 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2465. — A Bill for an Act to amend and reenact sections 15-18-03 and 15-18-04.2 of the North Dakota Century Code, relating to mill levies for junior colleges and off-campus educational centers.

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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LOOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2465 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Report of Conference Committees

Mr. President : Your Conference Committee to whom was referred _____ Senate Bill No. 2109 has had the same under consideration and recommends:

that the House recede from its amendment

For the Senate

For the House

Charles Loden
 Senator Loden
Frank Orange
 Senator Orange
Walter Mutch
 Senator Mutch
Charles Loden
 Senator Loden

Mike Lang
 Rep. Lang
Edna Ritter
 Rep. Ritter
Ed Marx
 Rep. Marx

_____ moved that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1493. — A Bill for an Act to amend and reenact subsection 2 of section 61-02-14 and section 61-04-06.2 of the North Dakota Century Code, relating to water use fees.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1450, the roll was called and there were ayes, 42; nays, 5; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN	●		● SORUM		

● BERUBE	● JONES	ORANGE	● STRAND
● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDEN	● RÖEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1493 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1550. — A Bill for an Act to create and enact a new section to chapter 57-13 of the North Dakota Century Code, relating to the duties of the state board of equalization regarding property assessment levels; to amend and reenact sections 57-02-27, 57-02-28, 57-02-34, and 57-05-01 of the North Dakota Century Code, relating to the assessment of property for tax purposes and the basis for the computation of property taxes.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1408-1412, the roll was called and there were ayes, 33; nays, 15; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● SZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN		●	● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ	●		● RAIT		●	● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS	●		● REITEN	●		● THANE		
● FARRINGTON			● LODDEN			● RÖEN		●	● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO		●	● WRIGHT		
● HOFFNER			● NAADEN	●		● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1550 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1624. — A Bill for an Act to provide for the early identification of handicapping conditions in preschool children, payment of room and board on behalf of handicapped students in out-of-state placements, and the development of implementation of interagency agreements for the provision of related services to handicapped students.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1451, the roll was called and there were ayes, 41; nays, 4; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● SZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		

● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODGEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAAEDEN	● SHABLOW	MR PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1624 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1628. — A Bill for an Act to create and enact a new subsection to section 39-06.1-06, a new paragraph to subdivision a of subsection 3 of section 39-06.1-10, and section 39-09-01.1 of the North Dakota Century Code, relating to the fee assessed for a care required violation, the points assessed for a care required violation, and care required in operation of a vehicle; and to amend and reenact sections 39-06.1-09 and 39-21-01 of the North Dakota Century Code, relating to definition of moving violation, and the use of lighted lamps on motor vehicles; and providing a penalty for improper use of lighted lamps.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1451-1452, the roll was called and there were ayes, 45; nays, 1; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDEN			● SHABLOW			MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1628 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1639. — A Bill for an Act to provide minimum raises for all state employees; and providing an effective date.

Which has been read.

Senator Lips moved that House Bill No. 1639 be laid over one legislative day, which motion prevailed on a division vote.

House Bill No. 1645. — A Bill for an Act to amend and reenact sections 57-54-14 and 57-54-19 of the North Dakota Century Code, relating to transferring a portion of motor fuel taxes collected to the state snowmobile fund; and providing an appropriation.

Which has been read.

Senator Nething moved that House Bill No. 1645 be considered at this time rather than having it referred to the Committee on Appropriations, pursuant to Rule 38, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ

pages 1452, 1453, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE	●		● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN	●		● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1645 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Senator Nething moved that House Bills 1021, 1300 and 1304 be placed at the bottom of the calendar, which motion prevailed.

Senator Nething moved that the portion of Rule 44, the deadline that bills must be reported back to the Senate from committee, be suspended, and that the date be extended from the 53rd legislative day, today, March 19 to the 54th legislative day, Tuesday, March 20, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1226. — A Bill for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to the referral of cases of known or suspected fraud in the medical assistance program to the attorney general and the responsibilities of the attorney general upon receipt of such referral.

Which has been read and has committee report for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 8; nays, 35; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
— ALBERS		●	— ISZLER	●		— NOTHING			— SOLBERG		●
— BARTH	●		— JACOBSON			— OLIN			— SORUM		●
— BERUBE		●	— JONES	●		— ORANGE			— STRAND		●
● CHRISTENSEN			— KRAUTER			— PETERSON			— STRANDEN		●
● CUSSONS			— LASHKOWITZ			— RAIT			— TALLACKSON		●
● DOTZENROD			— LEE			— REDLIN			— TENNEFOS		●
— ERDMAN			— LIPS			— REITEN			— THANE		●
— FARRINGTON			— LODOEN			— ROEN			— VOSPER		●
— FRITZELL			— MELLAND			— SANDNESS			— WALSH		●
— GOODMAN			— MILLER			— SANDS			— WENSTROM		●
— HANSON			— MUTCH			— SCHIRADO			— WRIGHT		●
— HOFFNER			— NAADEN			— SHABLOW			MR. PRESIDENT		
● HOLMBERG			— NELSON			— SMYKOWSKI					

House Bill No. 1226 was declared lost.

House Bill No. 1326. — A Bill for an Act to amend and reenact section 20.1-03-07.1 of the North Dakota Century Code, relating to authorization for nonresidents to hunt waterfowl in specified hunting zones.

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, 10; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		●
● BARTH	●		● JACOBSON			● OLIN			● SORUM		●
● BERUBE		●	● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN		●	● KRAUTER			● PETERSON		●	● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD		●	● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN		●	● LIPS		●	● REITEN			● THANE		●
● FARRINGTON		●	● LODGEN			● ROEN		●	● VOSPER		●
● FRITZELL		●	● MELLAND			● SANDNESS		●	● WALSH		●
● GOODMAN		●	● MILLER		●	● SANDS			● WENSTROM		●
● HANSON		●	● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER		●	● NAAEDN		●	● SHABLOW			● MR. PRESIDENT		
● HOLMBERG		●	● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1347. — A Bill for an Act to create and enact section 63-01.1-14.1 of the North Dakota Century Code, relating to expenditure of investment money interest credited to the state game and fish fund for the purpose of destruction, prevention, and control of noxious weeds on lands owned or leased by the state game and fish department.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 0; nays, 44; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISZLER			● NETHING		●	● SOLBERG		●
● BARTH	●		● JACOBSON			● OLIN			● SORUM		●
● BERUBE		●	● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN		●	● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD		●	● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN		●	● LIPS		●	● REITEN			● THANE		●
● FARRINGTON		●	● LODGEN			● ROEN		●	● VOSPER		●
● FRITZELL		●	● MELLAND			● SANDNESS		●	● WALSH		●
● GOODMAN		●	● MILLER		●	● SANDS			● WENSTROM		●
● HANSON		●	● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER		●	● NAAEDN		●	● SHABLOW			● MR. PRESIDENT		
● HOLMBERG		●	● NELSON			● SMYKOWSKI					

House Bill No. 1347 was declared lost.

House Bill No. 1362. — A Bill for an Act to create and enact a new subsection to section 23-02.1-18 of the North Dakota Century Code, relating to the issuance of new birth certificates after the adoption of foreign-born persons; and to amend and reenact section 14-15-18 and subsection 5 of section 23-02.1-17 of the North Dakota Century Code, relating to reports of adoption and the application for a new birth certificate after the adoption of a foreign-born person.

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, 1; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		●
● BARTH	●		● JACOBSON			● OLIN			● SORUM		●
● BERUBE		●	● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN		●	● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●

• DOTZENROD	• LEE	• REDLN	• TENNEFO
• ERDMAN	• LIPS	• REITEN	• THANE
• FARRINGTON	• LODGEN	• ROEN	• VOSPER
• FRITZELL	• MELLAND	• SANDNESS	• WALSH
• GOODMAN	• MILLER	• SANDS	• WENSTROM
• HANSON	• MITCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	• MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1370. — A Bill for an Act to create and enact six new sections to chapter 15-18 of the North Dakota Century Code, relating to reports, annual inspections, budgets, and audits of junior colleges and educational centers; to amend and reenact sections 15-18-07, 15-18-08, and 15-18-09 of the North Dakota Century Code, relating to state aid, standards for state aid, and enrollment information for junior colleges and educational centers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 17; nays, 27; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER	•		• NOTHING	•		• SOLBERG		
• BARTH	•		• JACOBSON			• OLIN	•		• SORUM	•	
• BERUBE			• JONES			• ORANGE	•		• STRAND	•	
• CHRISTENSEN	•		• KRAUTER	•		• PETERSON	•		• STRINDEN	•	
• CUSSENS	•		• LASHKOWITZ	•		• RAIT	•		• TALLACKSON	•	
• DOTZENROD			• LEE	•		• REDLN	•		• TENNEFOS	•	
• ERDMAN	•		• LIPS			• REITEN	•		• THANE		
• FARRINGTON			• LODGEN	•		• ROEN	•		• VOSPER	•	
• FRITZELL	•		• MELLAND			• SANDNESS	•		• WALSH		
• GOODMAN			• MILLER	•		• SANDS	•		• WENSTROM		
• HANSON	•		• MITCH	•		• SCHIRADO	•		• WRIGHT		
• HOFFNER			• NAADEN	•		• SHABLOW	•		• MR. PRESIDENT		
• HOLMBERG	•		• NELSON			• SMYKOWSKI	•				

House Bill No. 1370 was declared lost.

Report of Standing Committee

Mr. President: Your Committee on NATURAL RESOURCES

to whom was referred Senate Bill No. 2486

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Richard Jacobson Chairman
 Senator Jacobson

Senate Bill No. 2486 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on NATURAL RESOURCES

Senate Concurrent Resolution to whom was referred No. 4085

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senate Concurrent Resolution No. 4085 was placed on the eleventh day of the month of March 1979 by Senator Jacobson Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 1007

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 7, delete the numerals "4,363,488" and insert in lieu thereof the numerals "4,727,113"

On page 1 of the engrossed bill, line 12, delete the numerals "2,520,134" and insert in lieu thereof the numerals "2,730,146"

On page 1 of the engrossed bill, line 13, delete the numerals "1,039,864" and insert in lieu thereof the numerals "1,126,520"

On page 1 of the engrossed bill, line 14, delete the numerals "803,490" and insert in lieu thereof the numerals "870,447"

On page 1 of the engrossed bill, line 15, delete the numerals "4,363,488" and insert in lieu thereof the numerals "4,727,113"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment increases state aid to junior colleges by \$363,625 in general fund moneys. It provides an additional \$210,012 for Bismarck Junior College, \$86,656 for Lake Region Junior College, and \$66,957 for UND-Williston Center.

And when so amended recommends the same be ~~without~~ without recommendation.

House Bill No. 1007 was placed on the 6th day of the month of March 1979 by Senator Lips Chairman

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 1028

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 21, delete the underscore

On page 1 of the engrossed bill, after line 21, insert the following line:

"Office space - Bismarck law enforcement center 40,000"

On page 1 of the engrossed bill, line 22, delete the numerals "7,474,786" and insert in lieu thereof the numerals "7,514,786"

On page 2 of the engrossed bill, line 2, delete the numerals "2,908,937" and insert in lieu thereof the numerals "2,948,937"

On page 2 of the engrossed bill, line 12, delete the numerals "3,058,239" and insert in lieu thereof the numerals "3,098,239"

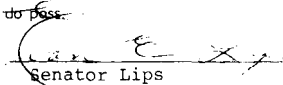
On page 2 of the engrossed bill, line 14, delete the numerals "7,861,192" and insert in lieu thereof the numerals "7,901,192"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The Highway Patrol budget is increased \$40,000 by adding a new line item to allow the Highway Patrol to obtain office space in the new Bismarck Law Enforcement Center.

And when so amended recommends the same ~~to pass~~


 _____ Chairman
 Senator Lips

House Bill No. 1028 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Appropriations

to whom was referred House Bill No. 1029

Has had the same under consideration and recommends that the same

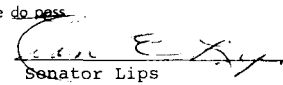
- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

On page 2 of the engrossed bill, delete section 2

And renumber lines, sections and pages accordingly.

And when so amended recommends the same ~~to pass~~


 _____ Chairman
 Senator Lips

House Bill No. 1029 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Education

to whom was referred House Bill No. 1056

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- On page 1 of the reengrossed bill, line 1, delete the words "set forth legislative intent covering any"
- On page 1 of the reengrossed bill, delete lines 2 through 9 and insert in lieu thereof the word "amend"
- On page 1 of the reengrossed bill, line 11, delete the following: "subsections 2 and 3 of section 15-40.1-06, sections"
- On page 1 of the reengrossed bill, line 13, after the numerals and comma "15-40.2-10," insert the numerals and commas "15-45-01, 15-45-02,"
- On page 1 of the reengrossed bill, line 14, after the numerals "15-47-16," insert the word "and" and on the same line after the numerals "15-59-06" delete the following: ", and 15-59.1-05"
- On page 1 of the reengrossed bill, line 15, after the word "to" insert the following: "state support for public kindergarten programs, and to"
- On page 1 of the reengrossed bill, line 16, delete the following: "; to repeal subdivision b of" and insert in lieu thereof the following: "and to the establishment, length, and funding of kindergarten programs."
- On page 1 of the reengrossed bill, delete lines 17 through 19
- On page 2 of the reengrossed bill, delete lines 1 through 28
- On page 6 of the reengrossed bill, line 28, strike through the following: ", and the balance shall be paid" and immediately thereafter insert a semicolon ";"
- On page 6 of the reengrossed bill, line 29, after the word "first" insert the following new language: "payments equal to one-eighth of the total payments shall be made to each respective school district; and the balance shall be paid on or before May 1"
- On page 6 of the reengrossed bill, delete lines 30 through 35
- On page 7 of the reengrossed bill, delete lines 1 through 35
- On page 8 of the reengrossed bill, delete lines 1 through 21
- On page 9 of the reengrossed bill, line 29, delete the words "average annual"
- On page 9 of the reengrossed bill, line 30, delete the strike-through over the word "~~in~~", delete the words "~~for~~" and "~~three~~", delete the strike-through over the word "~~year~~", and delete the word "years"
- On page 13 of the reengrossed bill, line 12, delete the numerals ".25" and insert in lieu thereof the numerals ".49"

- On page 13 of the reengrossed bill, line 18, after the period insert the following: "The full per-pupil payment shall be made only to those kindergarten programs providing the equivalent of ninety full days of classroom instruction during any twelve-month period. Programs providing shorter periods of instruction during the same time period shall receive a proportionately smaller per-pupil payment."
- On page 13 of the reengrossed bill, line 21, delete the word "average"
- On page 13 of the reengrossed bill, line 22, delete the word "annual", delete the strike-through over the word "in", and delete the words "for" and "three"
- On page 13 of the reengrossed bill, line 23, delete the strike-through over the word "year", and delete the word "years"
- On page 18 of the reengrossed bill, line 27, delete the word "COOPERATIVE" and insert in lieu thereof the word "CERTAIN"
- On page 18 of the reengrossed bill, line 28, after the word "EDUCATION" insert the following: "AND SPECIAL EDUCATION"
- On page 18 of the reengrossed bill, line 34, after the period insert the following new language: "Similar payments shall be paid to the school districts transporting pupils for special education programs approved by the superintendent of public instruction."
- On page 21 of the reengrossed bill, line 9, strike-through the word "shall" and immediately thereafter insert the word "may"
- On page 21 of the reengrossed bill, line 21, strike-through the word "shall" and immediately thereafter insert the word "may"
- On page 21 of the reengrossed bill, line 27, after the word "committee" insert the following: "may be appealed to the state board of public school education and the decision of the board"
- On page 23 of the reengrossed bill, after line 7 insert the following:
 "SECTION 15. AMENDMENT.) Section 15-45-01 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:
- 15-45-01. ESTABLISHING KINDERGARTENS - ELECTION ON MILL LEVY.) The school board of any school district may, upon its own motion, establish free public kindergartens in connection with the public schools of the district for the instruction of resident children below school age during the regular school term. A school board which establishes free kindergartens may submit the question of providing for an annual levy sufficient to finance such kindergartens to the electors of the school district at the next annual or special school election. If a majority of the votes cast on the proposal favor the mill levy, the board shall levy such tax until the kindergartens are discontinued as provided in this chapter or until the board determines a levy is no longer necessary. Such levy shall be over and above any mill levy limitations provided by law. On a petition signed by electors of the school district comprising at least five percent of the number of persons enumerated in the school census for that district for the most recent year such census was taken, but in no case less than twenty-five electors, the school board must submit the question of establishing a kindergarten program at the next annual or special school election. Whenever the question of establishing a kindergarten program is placed upon the ballot by petition, the board shall also place on that same ballot the question of providing for an annual levy sufficient to finance such program. Both proposals must be approved by a majority of the

votes cast on each before either may take effect. After the kindergarten program is established, the board shall levy such tax until the program is discontinued as provided in this chapter or until the board determines a levy is no longer necessary. Such levy shall be over and above any mill levy limitations provided by law.

SECTION 16. AMENDMENT.) Section 15-45-02 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-45-02. KINDERGARTEN CURRICULUM - RULES AND REGULATIONS - LENGTH OF KINDERGARTEN TERM.) The school board shall establish a curriculum for kindergarten and such other rules and regulations governing the kindergartens as it may deem best, and shall govern them, so far as practicable, in the manner and by the officers provided by law for the government of other public schools. All kindergartens shall provide at least one-hundred-eighty-half-days six weeks of classroom instruction or but not more than the equivalent of ninety full days of classroom instruction during each school year any twelve-month period. The school board shall determine whether kindergarten shall be provided on a half-day or a full-day basis."

On page 24 of the reengrossed bill, line 17, strike-through the words "one and one-half" and insert "three"

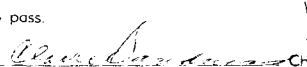
On page 24 of the reengrossed bill, line 20, strike-through the word "two" and insert "four"

On page 24 of the reengrossed bill, delete lines 24 through 35

On page 25 of the reengrossed bill, delete lines 1 through 16

And renumber the lines, pages and sections accordingly

And when so amended recommends the same do pass.


Chairman
Senator Sandness

House _____ Bill No. 1056 _____ was placed on the _____ Sixth _____

order of business on the calendar for the succeeding legislative day.

Mr. _____ President: Your Committee on _____ JUDICIARY _____
to whom was referred _____ House _____ Bill No. _____ 1168 _____

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 3, after the word "state" insert the following: "; or, in the alternative, to amend and reenact section 16.1-01-10 of the North Dakota Century Code as created by section 1 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, relating to the passing of the sufficiency of petitions by the secretary of state"

On page 1 of the engrossed bill, line 6, delete the word "Section" and insert in lieu thereof the following: "If House Bill No. 1138 is not approved by the forty-sixth legislative assembly, then section"

On page 2 of the engrossed bill, line 12, strike the words and commas "may, in his discretion, make"

On page 2 of the engrossed bill, strike line 13

On page 2 of the engrossed bill, line 14, strike the words "contained in such petitions to"

On page 2 of the engrossed bill, line 18, delete the words "aid in"

On page 2 of the engrossed bill, line 19, delete the words "his determination of sufficiency" and insert in lieu thereof the following: "shall conduct a representative random sampling of the signatures contained in such petitions by the use of questionnaires, postcards, telephone calls, personal interviews, or other accepted information gathering techniques, or any combinations thereof, to determine the validity of the signatures. Signatures determined by the secretary of state to be invalid shall not be counted"

On page 2 of the engrossed bill, after line 27, insert the following section:

"SECTION 2. AMENDMENT.) Section 16.1-01-10 of the North Dakota Century Code as created by section 1 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, is hereby amended and reenacted to read as follows:

16.1-01-10. SECRETARY OF STATE TO PASS UPON SUFFICIENCY OF PETITIONS - METHOD - TIME LIMIT.) The secretary of state shall have a reasonable period, not to exceed thirty-five days, in which to pass upon the sufficiency of any petition mentioned in section 16.1-01-09. The form and style of the verification procedure shall be determined by the secretary of state shall conduct a representative random sampling of the signatures contained in such petitions by the use of questionnaires, postcards, telephone calls, personal interviews, or other accepted information gathering techniques, or any combinations thereof, to determine the validity of the signatures. Signatures determined by the secretary of state to be invalid shall not be counted, and all violations of law discovered by the secretary of state shall be reported to the attorney general for prosecution."

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass

Conrad M. Sands Chairman
Senator Sands

House _____ Bill No. 1168 _____ was placed on the _____ sixth _____

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT : Your Committee on Appropriations

to whom was referred HOUSE Bill No. 1319

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

And when so amended recommends the same do pass

Carl E. Lips Chairman
Senator Lips

House _____ Bill No. 1319 _____ was placed on the _____ 14th _____

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT : Your Committee on JUDICIARY

to whom was referred HOUSE Bill No. 1621

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1, of the engrossed bill line 16 delete the first comma and insert in lieu thereof the word "or" and on the same line delete ",or"

On page 1, of the engrossed bill line 17 delete "cohabiting adult"

On page 4, of the engrossed bill line 34 delete "a county judge"

On page 4, of the engrossed bill delete all of line 35

On page 5, of the engrossed bill line 1 delete "unavailable,"

On page 5, of the engrossed bill line 2 after the comma insert the following language: "as defined by subsection 3 of section 29-01-14,"

On page 5, of the engrossed bill after line 15 insert the following new section:

"SECTION 9.) A new subsection 4 of section 29-01-15 of the North Dakota Century Code is hereby created and enacted to read as follows-

4. Grant temporary protection orders under the particular circumstances and for the limited duration set forth in section 8 of this Act."

And renumber the lines accordingly

And when so amended recommends the same do pass


SENATOR SANDS

Chairman

HOUSE _____ Bill No. 1621 _____ was placed on the Sixth _____

order of business on the calendar for the succeeding legislative day.

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. 2110:

- Rep. Vander Vorst
- Rep. Wald
- Rep. Langley

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. 2153:

- Rep. Wald
 - Rep. Hedstrom
 - Rep. Koski
- Senate Bill No. 2432:
- Rep. Matheny
 - Rep. Kennelly

Rep. Richard

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3092

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3093

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2047

Senate Bill No. 2130

Senate Bill No. 2306

Senate Bill No. 2327

Senate Bill No. 2371

Senate Bill No. 2446

Senate Bill No. 2454

Senate Bill No. 2478

Senate Concurrent Resolution No. 4010

Senate Concurrent Resolution No. 4065

Senate Concurrent Resolution No. 4068

Senate Concurrent Resolution No. 4069

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2311

Senate Bill No. 2355

Senate Bill No. 2428

Senate Bill No. 2444

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1076

House Bill No. 1096

House Bill No. 1117

House Bill No. 1262

House Bill No. 1268

House Bill No. 1293

House Bill No. 1335

House Bill No. 1368

House Bill No. 1377

House Bill No. 1378

House Bill No. 1380

House Bill No. 1398

House Bill No. 1400

House Bill No. 1450

House Bill No. 1461

House Bill No. 1471
House Bill No. 1506
House Bill No. 1544
House Bill No. 1566
House Bill No. 1571
House Bill No. 1637
House Bill No. 1681
House Concurrent Resolution No. 3027
House Concurrent Resolution No. 3028
House Concurrent Resolution No. 3038
House Concurrent Resolution No. 3044
House Concurrent Resolution No. 3051
House Concurrent Resolution No. 3054
House Concurrent Resolution No. 3058
House Concurrent Resolution No. 3060
House Concurrent Resolution No. 3068
House Concurrent Resolution No. 3078
House Concurrent Resolution No. 3082
House Concurrent Resolution No. 3089

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1076
House Bill No. 1096
House Bill No. 1117
House Bill No. 1262
House Bill No. 1268
House Bill No. 1293
House Bill No. 1335
House Bill No. 1368
House Bill No. 1377
House Bill No. 1378
House Bill No. 1380
House Bill No. 1398
House Bill No. 1400
House Bill No. 1450
House Bill No. 1461
House Bill No. 1471
House Bill No. 1506
House Bill No. 1544
House Bill No. 1566
House Bill No. 1571
House Bill No. 1637
House Bill No. 1681
House Concurrent Resolution No. 3027
House Concurrent Resolution No. 3028
House Concurrent Resolution No. 3038
House Concurrent Resolution No. 3044
House Concurrent Resolution No. 3051
House Concurrent Resolution No. 3054
House Concurrent Resolution No. 3058
House Concurrent Resolution No. 3060
House Concurrent Resolution No. 3068
House Concurrent Resolution No. 3078
House Concurrent Resolution No. 3082

House Concurrent Resolution No. 3089
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 herewith the following:

House Bill No. 1076
House Bill No. 1096
House Bill No. 1117
House Bill No. 1262
House Bill No. 1268
House Bill No. 1293
House Bill No. 1335
House Bill No. 1368
House Bill No. 1377
House Bill No. 1378
House Bill No. 1380
House Bill No. 1398
House Bill No. 1400
House Bill No. 1450
House Bill No. 1461
House Bill No. 1471
House Bill No. 1506
House Bill No. 1544
House Bill No. 1566
House Bill No. 1571
House Bill No. 1637
House Bill No. 1681
House Concurrent Resolution No. 3027
House Concurrent Resolution No. 3028
House Concurrent Resolution No. 3038
House Concurrent Resolution No. 3044
House Concurrent Resolution No. 3051
House Concurrent Resolution No. 3054
House Concurrent Resolution No. 3058
House Concurrent Resolution No. 3060
House Concurrent Resolution No. 3068
House Concurrent Resolution No. 3078
House Concurrent Resolution No. 3082
House Concurrent Resolution No. 3089
Which the President has signed.

LEO LEIDHOLM, Secretary

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2031
Senate Bill No. 2035
Senate Bill No. 2036
Senate Bill No. 2084
Senate Bill No. 2131
Senate Bill No. 2186
Senate Bill No. 2206
Senate Bill No. 2249
Senate Bill No. 2357

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2031

- On page 1 of the engrossed bill, line 8, delete the numerals "5,929,285" and insert in lieu thereof the numerals "6,153,234"
- On page 1 of the engrossed bill, line 13, delete the numerals "2,536,022" and insert in lieu thereof the numerals "2,662,293"
- On page 1 of the engrossed bill, line 14, delete the numerals "556,120" and insert in lieu thereof the numerals "602,330"
- On page 1 of the engrossed bill, line 17, delete the numerals "299,273" and insert in lieu thereof the numerals "323,891"
- On page 1 of the engrossed bill, line 18, delete the numerals "112,995" and insert in lieu thereof the numerals "139,845"
- On page 1 of the engrossed bill, line 21, delete the numerals "5,929,285" and insert in lieu thereof the numerals "6,153,234"
- On page 2 of the engrossed bill, line 1, delete the numerals "4,729,285" and insert in lieu thereof the numerals "4,953,234"
- And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Salaries and wages is increased by \$126,271 by adding \$4,003 to provide adequate funds for 6.5 percent annual salary increases and fringe benefits including family medical insurance; and by adding \$122,268 for three positions of a Hydrologist III, a Hydrologist II, and an Engineering Technician IV.

Fees and services is increased by \$46,210 by adding \$35,810 to provide adequate travel and other fees for the level of operations recommended in the executive budget; and by \$10,400 for the three additional positions.

Supplies and materials is increased by \$24,618 by adding \$14,618 to provide adequate printing, vehicle supplies, and pipe and drilling supplies for the level of operation recommended in the executive budget; and by adding \$10,000 for the three additional positions.

Equipment is increased by \$26,850 for the three additional positions.

HOUSE AMENDMENTS TO SENATE BILL 2035

- On page 1, line 11, delete the numerals "70,000" and insert in lieu thereof the numerals "60,000"
- On page 1, line 17, delete the numerals "44,770" and insert in lieu thereof the numerals "34,770"
- On page 1, line 21, delete the numerals "70,000" and insert in lieu thereof the numerals "60,000"
- And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2036

- On page 2 of the engrossed bill, line 11, delete the numerals "1,385,791" and insert in lieu thereof the numerals "1,402,492"
- On page 2 of the engrossed bill, line 17, delete the numerals "2,066,098" and insert in lieu thereof the numerals "2,082,799"

- On page 2 of the engrossed bill, line 25, delete the numerals "359,904" and insert in lieu thereof the numerals "346,092"
- On page 2 of the engrossed bill, line 32, delete the numerals "1,636,495" and insert in lieu thereof the numerals "1,622,683"
- On page 2 of the engrossed bill, line 35, delete the numerals "279,984" and insert in lieu thereof the numerals "276,310"
- On page 3 of the engrossed bill, line 1, delete the numerals "145,434" and insert in lieu thereof the numerals "149,108"
- On page 3 of the engrossed bill, line 5, delete the numerals "4,754,232" and insert in lieu thereof the numerals "4,757,121"
- On page 3 of the engrossed bill, line 6, delete the numerals "5,179,850" and insert in lieu thereof the numerals "5,182,739"
- And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Increase salaries and wages of the State Seed Department by \$16,701 to provide for average annual salary increases of 6.5 percent and adequate fringe benefits including health insurance under the alternate plan.

Decrease salaries and wages of the State Wheat Commission by \$13,812. Sufficient funds remain for average annual salary increases of 6.5 percent and adequate fringe benefits including health insurance under the alternate plan.

Decrease salaries and wages of Predatory Animal Control by \$3,674. Sufficient funds remain for 6.5 percent annual salary increases. Fees and services is increased by \$3,674 for additional aircraft rental.

HOUSE AMENDMENTS TO SENATE BILL 2084

- On page 1, line 1, of the engrossed bill after the second word "to" insert the words and numerals "chapter 15-65 of"
- On page 1, line 3, after the word "appointments" insert the words "to the public broadcasting council"
- On page 1, line 9, after the first period insert the following:
"A new section to chapter 15-65 of the North Dakota Century Code is hereby created and enacted to read as follows:"
- On page 1, line 10, delete the following: "any statutory board, council," and insert in lieu thereof "the public broadcasting council"
- On page 1, delete all of line 11
- On page 1, line 12, delete the following: "subject to sections 1 through 4 of the Act,"
- On page 1, line 15, after the first period insert the following:
"A new section to chapter 15-65 of the North Dakota Century Code is hereby created and enacted to read as follows:"
- On page 1, line 18, delete the word "board" and insert in lieu thereof the words "public broadcasting council"
- On page 2, line 1, delete the word "board" and insert in lieu thereof the word "council"
- On page 2, line 11, after the first period insert the following:
"A new section to chapter 15-65 of the North Dakota Century Code is hereby created and enacted to read as follows:"

On page 2, line 12, after the word "appointment" insert the words "to the council" and also on line 12, delete the following: "pursuant to sections 1 through"

On page 2, line 13, delete the following: "4 of this Act"

On page 2, line 20, after the first period insert the following: "A new section to chapter 15-65 of the North Dakota Century Code is hereby created and enacted to read as follows:"

On page 2, line 21, after the word "appointment" insert the words "to the public broadcasting council"

On page 3, line 22, delete the words "All appointments shall be subject to"

On page 3, delete all of line 23

On page 3, line 24, delete the following: "4 of this Act."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2131

On page 1, line 17, delete the strike throughs over the word "~~shall~~" and also delete the word "may"

On page 2, line 7, delete the strike throughs over the word "~~shall~~" and also delete the word "may"

And renumber the lines and pages accordingly

HOUSE AMENDMENT S TO SENATE BILL 2186

On page 3 of the engrossed bill, line 20, delete the numerals "1980" and insert in lieu thereof the numerals "1981"

HOUSE AMENDMENTS TO SENATE BILL 2206

On page 2, line 26 of the engrossed bill, after the word "All" insert the following: "licenses required herein shall expire on June thirtieth of each year and may be renewed. Renewals shall be effective the succeeding July first. Applications for renewal must be submitted on or before the preceding thirtieth of June and must be accompanied by the required annual fees. The form and content of renewal applications shall be determined by the department of banking and financial institutions, and a renewal application may be denied upon the same grounds as would justify denial of an initial application"

On page 2 of the engrossed bill, delete all of lines 27 and 28

On page 2, line 29 of the engrossed bill, delete the words "upon payment of required annual fees"

On page 3 of the engrossed bill, delete all of lines 7 and 8

And renumber the lines, pages and sections accordingly

HOUSE AMENDMENTS TO SENATE BILL 2249

On page 3, line 28 delete the words "an infraction" and insert in lieu thereof the words "a class B misdemeanor"

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2357

On page 1, line 16 delete the word "having" and insert in lieu thereof the word "having"

And renumber the lines accordingly

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2485

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1008

House Bill No. 1130

House Bill No. 1241

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1095

House Bill No. 1197

House Bill No. 1242

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1001

House Bill No. 1036

House Bill No. 1046

House Bill No. 1067

House Bill No. 1138

House Bill No. 1252

House Bill No. 1257

House Bill No. 1302

House Bill No. 1306

House Bill No. 1357

House Bill No. 1397

House Bill No. 1402

House Bill No. 1475

House Bill No. 1559

House Bill No. 1657

House Bill No. 1669

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1070

House Bill No. 1122

LEO LEIDHOLM, Secretary

Rep. Peterson moved that the House do concur in the Senate amendments to House Bill No. 1037, which motion prevailed.

APPOINTMENT OF CONFERENCE COMMITTEES

Speaker Wagner appointed the following conference committees:

On House Bill No. 1006:

Rep. R. Hausauer

Rep. Kingsbury

Rep. Mushik

House Bill No. 1019:

Rep. Tweten

Rep. R. Jacobsen

Rep. Mertens

House Bill No. 1032:

Rep. Unhjem

Rep. Gunsch

Rep. Opedahl

House Bill No. 1222:

Rep. Wessman

Rep. Crabtree

Rep. Tinjum

Senate Bill No. 2021:

Rep. Marsden

Rep. R. Christensen

Rep. Opedahl

Senate Bill No. 2028:

Rep. Eagles

Rep. Unhjem

Rep. Mushik

Senate Bill No. 2113:

Rep. Kermott

Rep. Herman

Rep. Brokaw

MESSAGE FROM THE SENATE

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendment to Senate Bills Nos. 2156, 2207, and 2378, but has refused to concur in the House amendment to Senate Bill No. 2016.

And the President has appointed as a conference committee to act with a like committee from the House on Senate Bill No. 2016:

Senator Fritzell

Senator Lips

Senator Erdman

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1192 — A Bill for an Act to create and enact a new section to chapter 20.1-10 of the North Dakota Century Code, relating to searching a building without a search warrant or permission; to amend and reenact section 20.1-02-15 of the North Dakota Century Code, relating to the police powers of the game and fish commissioner and his appointees, and prohibiting building searches without a warrant or permission; and providing a penalty.

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, 89; nays, 2; absent and not voting, 9.

- On page 1 of the engrossed bill, line 15, delete the numerals "1,870,268" and insert in lieu thereof the numerals "1,897,882"
- On page 1 of the engrossed bill, line 19, delete the numerals "300,000" and insert in lieu thereof the numerals "375,000"
- On page 2 of the engrossed bill, line 2, delete the numerals "12,657,338" and insert in lieu thereof the numerals "12,759,952"
- On page 2 of the engrossed bill, line 3, delete the numerals "8,745,633" and insert in lieu thereof the numerals "8,895,633"
- On page 2 of the engrossed bill, line 4, delete the numerals "3,911,705" and insert in lieu thereof the numerals "3,864,319"
- And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The Parks and Recreation Department salaries and wages is increased by \$27,614 for an administrative officer position deleted by the Senate. The equipment line item is increased by \$75,000 to restore a portion of the department's original request and to ensure purchase of VHF radio systems for the various parks. The estimated income is increased by \$150,000 for additional revenue expected from raising the annual vehicle entrance fee from \$5 to \$7 and the overnight camping fee from \$3 to \$5 for those areas which are modern.

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. 2109

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. 2196, 2218, 2465 but refused to concur in the House amendment to Senate Bill No. 2054, and the President has appointed as a conference committee to act with a like committee from the House on Senate Bill No. 2054:

Senator Christensen

Senator Sorum

Senator Schirado

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. 1209:

Senator Wright

Senator Albers

Senator Dotzenrod.

House Bill No. 1483:

Senator Sands

Senator Farrington

Senator Shablow

LEO LEIDHOLM, Secretary

Senator Thane moved that the absent Senators be excused, which motion prevailed.

Senator Nething moved that at the conclusion of the 5th Order of Business and after the reading of Senate Bill No. 2486, SCR 4085 and House Bills 1066, 1071, 1199, 1221, 1228, 1319, 1360, 1581, 1588 and 1639, the Senate adjourn and convene at 11:00 A.M., Tuesday, March 20, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-FOURTH DAY

Bismarck, March 20, 1979

The Senate convened at 11:00 A.M., with President Sanstead presiding. The prayer was offered by Rev. Myron Snider, Evangel Temple, Bismarck.

Our Heavenly Father, What a joy it is for men and women to come together in order to help determine how this state of North Dakota is to be governed and ruled. And Lord, as each member here prepares to take his part in the proceedings, may they have Your perfect direction. May our wisdom come from You, rather than solely from ourselves. We are aware that each decision made today may very well affect the lives of many people. Again we pray, may Your direction be here. In Your name, the name of Jesus. Amen.

The roll was called and all members were present except Senators Erdman, Fritzell, Hanson, Krauter, Lips, Melland, Naaden, Olin, Redlin, Smykowski, Strand, Strinden, Tallackson, Thane, Vosper, Walsh.


A quorum was declared by the President.

Senator Nothing moved that the Journal show that the Appropriations Committee is in hearing sessions at this time, which motion prevailed.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-third day and finds the same to be correct.

SENATOR SHABLOW moved that the report be adopted, which motion prevailed.

 Chairman
SENATOR TENNEFOS

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

- | | |
|-----------------------------|-----------------------------|
| <u>Senate Bill No. 2019</u> | <u>Senate Bill No. 2245</u> |
| <u>Senate Bill No. 2024</u> | <u>Senate Bill No. 2246</u> |
| <u>Senate Bill No. 2048</u> | <u>Senate Bill No. 2267</u> |
| <u>Senate Bill No. 2059</u> | <u>Senate Bill No. 2272</u> |
| <u>Senate Bill No. 2086</u> | <u>Senate Bill No. 2305</u> |

JOURNAL OF THE SENATE

Senate Bill No. 2092 Senate Bill No. 2339

Senate Bill No. 2122 Senate Bill No. 2344

Senate Bill No. 2135 Senate Bill No. 2356

Senate Bill No. 2139 Senate Bill No. 2377

Senate Bill No. 2142 Senate Bill No. 2380

Senate Bill No. 2175 Senate Bill No. 2398

Senate Bill No. 2214 Senate Bill No. 2406

Senate Bill No. 2219 Senate Bill No. 2433

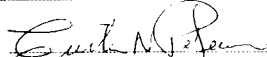
Senate Bill No. 2229 Senate Bill No. 2451

Senate Bill No. 2235 Senate Bill No. 2469

Senate Bill No. 2240 Senate Bill No. 2475

..... were delivered to the } Governor for his approval at the hour of

9:45 o'clock a.m., March 20, 1979


Senator Peterson Chairman.

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2047

SB NO. 2130

SB NO. 2196

SB NO. 2218

SB NO. 2285

SB NO. 2300

SB NO. 2327

SB NO. 2371

SB NO. 2446

SB NO. 2454

SB NO. 2465

SB NO. 2478

SCR NO. 4010

SCR NO. 4065

SCR NO. 4068

SCR NO. 4069

and find the same correctly } Enrolled


Senator Peterson Chairman

Senator Fritzell moved that the report be adopted, which motion prevailed.

TUESDAY, MARCH 20, 1979

1551

PRESENTATION OF PETITIONS AND COMMUNICATIONS
State of North Dakota
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on March 19, 1979, I signed the following Senate Bills:

Senate Bill No. 2064
Senate Bill No. 2096
Senate Bill No. 2273
Senate Bill No. 2300
Senate Bill No. 2321
Senate Bill No. 2338
Senate Bill No. 2386
Senate Bill No. 2449

Sincerely yours,
ARTHUR A. LINK
Governor

MESSAGES FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2010
Senate Bill No. 2076
Senate Bill No. 2085
Senate Concurrent Resolution No. 4058

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2121
Senate Bill No. 2241
Senate Bill No. 2250
Senate Bill No. 2332
Senate Bill No. 2473

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2007
Senate Bill No. 2125
Senate Bill No. 2233
Senate Bill No. 2254
Senate Bill No. 2269
Senate Bill No. 2284
Senate Bill No. 2309
Senate Bill No. 2391

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2007

On page 1 of the engrossed bill, line 3, after the word "Dakota" insert the words and semicolon "; and declaring an emergency"

- On page 1 of the engrossed bill, line 9, delete the numerals "3,503,844" and insert in lieu thereof the numerals "3,589,465"
- On page 1 of the engrossed bill, line 15, delete the numerals "2,429,877" and insert in lieu thereof the numerals "2,471,683"
- On page 1 of the engrossed bill, line 18, delete the numerals "201,991" and insert in lieu thereof the numerals "245,806"
- On page 1 of the engrossed bill, line 19, delete the numerals "3,503,844" and insert in lieu thereof the numerals "3,589,465"
- On page 1 of the engrossed bill, line 21, delete the numerals "2,759,456" and insert in lieu thereof the numerals "2,845,077"
- On page 2 of the engrossed bill, after line 7, insert the following section:

"SECTION 3. EMERGENCY.) The line item entitled "land, structures, and major improvements" in section 1 of this Act is hereby declared to be an emergency measure and shall be in effect from and after passage and approval."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment increases Industrial School salaries and wages by \$41,806 for the following new positions for the second year of the 1979-81 biennium:

Building Supervisor	\$12,887
Building Supervisor	12,887
Building Supervisor	16,032
Total	<u>\$41,806</u>

The land, structures, and major improvements line item is increased by \$43,815 for sewer and water special assessments.

HOUSE AMENDMENTS TO SENATE BILL 2125

- On page 1, line 1 of the engrossed bill after the word "to" insert the following: "create and enact a new subsection to section 39-16-01 of the North Dakota Century Code, relating to the definition of consumer reporting agency; and to" and also on line 1 delete the word "section" and insert in lieu thereof the word "sections" and also on line 1 after the numerals "39-16-03" insert the word and numerals "and 39-16-03.1"
- On page 1, delete line 4
- On page 1, line 5 delete the words and comma "Code, relating to" and insert in lieu thereof the words "and the"
- On page 1, after line 8 insert the following section:
 "SECTION 1.) A new subsection to section 39-16-01 of the North Dakota Century Code is hereby created and enacted to read as follows:
- "Consumer reporting agency" means any person which, for monetary fees, dues, or on a cooperative nonprofit basis, regularly engages in whole or in part in the practice of assembling or evaluating consumer credit information or other information on consumers for the purpose of furnishing consumer reports to third parties, and which uses any means or facility of commerce for the purpose of preparing or furnishing consumer reports."
- On page 1, line 9 delete the numeral "1" and insert in lieu thereof the numeral "2" and after the period insert the word and period "AMENDMENT."

On page 2, line 13 after the period insert the following: "For the purposes of administration, if the commissioner receives a request from a consumer reporting agency, or an insurance company, it shall be presumed that the requirements of this section have been met. Requests from individuals shall be accompanied by a signed request before the commissioner could release the record."

On page 2, delete lines 32 and 33 and insert in lieu thereof the following section:

"SECTION 3. AMENDMENT.) Section 39-16-03.1 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

39-16-03.1. ENTRIES ON DRIVER RECORD ABSTRACTS MORE THAN THREE YEARS OLD CONFIDENTIAL.) ~~Notwithstanding any other provisions of this chapter~~ Except when used for statistical purposes, no entry more than three years old on a driver record or abstract shall be available to the public, ~~except for statistical purposes reported by any consumer reporting agency, or used by any insurance company as information in connection with the underwriting of insurance or in determining insurance coverage, other than by order of a court of competent jurisdiction.~~

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2233

On page 3, line 8 of the engrossed bill before the semi-colon insert ", regardless of the end use of the gas"

On page 3, delete lines 13 and 14

On page 3, line 29 delete "well to"

On page 3, delete line 30

On page 3, line 31 delete "by the industrial commission of North Dakota" and insert in lieu thereof "lease site to the first pipeline storage site where pressure is increased for further transport"

On page 6, line 6 after "or" insert ", after hearing and"

On page 9, line 1 delete "A new section to chapter 49-22" and insert in lieu thereof "Section 49-22-08.1"

On page 9, line 26 delete the second "the" and insert in lieu thereof ": (1) The"

On page 9, line 28 delete the comma and insert in lieu thereof "and" and also after "necessary" insert "easement"

On page 9, line 29 delete "land use" and after "restrictions" delete ", and the compensation to be" and insert in lieu thereof ". (2) The utility will compensate landowners for easements, without reference to the actual consideration to be paid."

On page 9, delete line 30

On page 13, line 26 delete "resident"

On page 13, line 27 after "landowners" insert "in such county"

On page 15, line 20 strike "county or city" and insert "local"

On page 15, line 26 strike "county or city" and insert "local"

On page 15, line 32 strike "whether located in or out of"

On page 15, line 33 strike "the county or city" and insert
"regardless of their location"

And renumber the paragraphs, lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2254

On page 1, of the engrossed bill delete lines 8 through 21

On page 2, delete lines 1 and 2

On page 2, line 3 delete "61-02.1-02" and insert in lieu thereof
 "61-02.1-01"

On page 2, line 10 delete "61-02.1-03" and insert in lieu thereof
 "61-02.1-02"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2269

On page 1, line 1, after the word "Act" insert the following: "to
 create and enact a new section to chapter 15-21 of the North Dakota
 Century Code, relating to accreditation standards; and"

On page 1, line 2, delete the numerals "15-36-11,"

On page 1, after line 8, insert the following new section:
 "SECTION 1.) A new section to chapter 15-21 of the North Dakota
 Century Code is hereby created and enacted to read as follows:

SUPERINTENDENT MAY ADOPT ACCREDITATION STANDARDS - COMPLIANCE
 NOT MANDATORY.) The superintendent of public instruction shall
 have the authority to adopt standards for the accreditation of the
 public and private schools of the state. Any public or private
 school which complies with such standards shall be deemed to be an
 accredited school."

On page 1, line 18, strike the word "certified" and insert in lieu
 thereof the word "certificated"

On page 2, delete all of lines 1 through 16

On page 2, line 24, delete "geography" and insert in lieu thereof the
 word "geography" and then on line 24 strike the word "geography"
 and insert in lieu thereof the word "geography"

On page 3, line 27, after the first comma insert the following: "economics
 and the free enterprise system,"

On page 4, line 13, delete the following: "in the case of private high"

On page 4, delete all of line 14

On page 4, line 15, delete the following: "case of public high schools"

On page 4, line 20, delete the following: "by the superintendent of publi

On page 4, delete all of line 21

On page 4, line 22, delete everything before the period

And renumber the lines, pages, and sections accordingly

HOUSE AMENDMENTS TO SENATE BILL 2284

On page 1, line 10, of the engrossed bill delete the amount "\$3,859.21"
 and insert in lieu thereof the amount "\$1,868.41"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2309

On page 1, line 1 of the engrossed bill, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code, relating to a credit for contributions to nonprofit private institutions of secondary and postsecondary education; and providing an effective date.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Section 57-38-01.7 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-38-01.7. INCOME TAX CREDIT FOR CHARITABLE CONTRIBUTIONS - LIMITATION.)

1. At the election of the taxpayer, there shall be allowed, subject to the applicable limitations provided herein, as a credit against the income tax imposed by this chapter for the taxable year, an amount equal to fifty percent of the aggregate amount of charitable contributions made by such taxpayer during such year to nonprofit private institutions of higher education located within the state of North Dakota or to the North Dakota independent college fund.
- 1- a. In the case of a taxpayer other than a corporation, the amount allowable as a credit under this ~~section~~ subsection for any taxable year shall not exceed ~~twenty~~ forty percent of such taxpayer's total income tax under this chapter for such year, of ~~fifty one~~ one hundred dollars, whichever is less.
- 2- b. In the case of a corporation, the amount allowable as a credit under this ~~section~~ subsection for any taxable year shall not exceed ten percent of such corporation's total income tax under this chapter for such year, or ~~five hundred one thousand~~ five hundred dollars, whichever is less.
2. At the election of the taxpayer, there shall be allowed, subject to the applicable limitations provided herein, as a credit against the income tax imposed by this chapter for the taxable year, an amount equal to fifty percent of the aggregate amount of charitable contributions made by such taxpayer during such year directly to nonprofit private institutions of secondary education, located within the state of North Dakota.
 - a. In the case of a taxpayer other than a corporation, the amount allowable as a credit under this subsection for any taxable year shall not exceed twenty percent of such taxpayer's total income tax under this chapter for such year, or fifty dollars, whichever is less.
 - b. In the case of a corporation, the amount allowable as a credit under this subsection for any taxable year shall not exceed ten percent of such corporation's total income tax under this chapter for such year, or five hundred dollars, whichever is less.

3. For the purpose of this section, the term "nonprofit private institution of higher education" shall mean only a nonprofit private educational institution located in the state of North Dakota which normally maintains a regular faculty and curriculum and which normally has a regularly organized body of students in attendance at the place where its educational activities are carried on, and which regularly offers education at a level above the twelfth grade. ~~This section shall apply only with respect to taxable years beginning on or after January 1, 1975.~~ The term "nonprofit private institutions of secondary education" shall mean only a nonprofit private educational institution located in North Dakota which normally maintains a regular faculty and curriculum approved by the state department of public instruction and which normally has a regularly organized body of students in attendance at the place where its educational activities are carried on, and which regularly offers education to students in the ninth through the twelfth grades.

SECTION 2. EFFECTIVE DATE.) The provisions of this Act shall be effective for taxable years beginning on or after January 1, 1979."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2391

On page 1, line 2 of the engrossed bill delete the numeral "30" and insert in lieu thereof the numeral "39"

On page 1, line 4 delete the word "fourteen" and insert in lieu thereof the word "twelve"

On page 1, line 15 delete the word "fourteen" and insert in lieu thereof the word "twelve"

And renumber the lines accordingly

SECOND READING OF HOUSE
CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3001. — A concurrent resolution to create a new article II of the Constitution of the State of North Dakota, relating to the legislative assembly; to repeal sections 26 through 44 and sections 46 through 70 of the present article II of the Constitution of the State of North Dakota, relating to the legislative assembly; and providing an effective date.

Was read the second time.

Senator Holmberg moved that House Concurrent Resolution No. 3001 be amended as follows:

On page 2 of the engrossed resolution, line 32, after the word "districts" insert the words "only when a single-member senatorial district includes a federal facility or federal installation, containing over three-fourths of the population of a single-member senatorial district," and after the word "and" insert the word "may"

And renumber the lines accordingly.

Senator Holmberg moved that the amendments be adopted, which motion prevailed.

Senator Holmberg moved that the rules be suspended, that House Con-

current Resolution No. 3001 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Concurrent Resolution No. 3001. — A concurrent resolution to create a new article II of the Constitution of the State of North Dakota, relating to the legislative assembly; to repeal sections 26 through 44 and sections 46 through 70 of the present article II of the Constitution of the State of North Dakota, relating to the legislative assembly; and providing an effective date.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 32; nays, 2; absent and not voting, 16.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS	●		● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER	●	
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDEN	●		● SHABLOW			● MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

House Concurrent Resolution No. 3001 was declared adopted.

House Concurrent Resolution No. 3002. — A concurrent resolution to create a new section of the Constitution of the State of North Dakota relating to legislative reimbursement; to repeal section 45 of the Constitution of the State of North Dakota, relating to legislative salaries and mileage; and providing an effective date.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 31; nays, 2; absent and not voting, 17.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS	●		● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER	●	
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEDEN	●		● SHABLOW			● MR PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

House Concurrent Resolution No. 3002 was declared adopted.

House Concurrent Resolution No. 3009. — A concurrent resolution to amend and reenact section 174 of the Constitution of the State of North Dakota, relating to legislative authority to provide a four-mill property tax levy to defray the expenses of the state, and providing that the legislative assembly may not raise revenue for the state through a property tax.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 34; nays, 0; absent and not voting, 16.

REGULAR SESSION									NORTH DAKOTA SENATE									1979 LEGISLATURE								
YEAS			N-V			NAYS			YEAS			N-V			NAYS			YEAS			N-V			NAYS		
● ALBERS						● ISZLER							● NOTHING						● SOLBERG							
● BARTH						● JACOBSON							● OLIN						● SORUM							
● BERUBE						● JONES							● ORANGE						● STRAND							
● CHRISTENSEN						● KRAUTER							● PETERSON						● STRINDEN							
● CUSSONS						● LASHKOWITZ							● RAIT						● TALLACKSON							
● DOTZENROD						● LEE							● REDLIN						● TENNEFOS							
● ERDMAN						● LIPS							● REITEN						● THANE							
● FARRINGTON						● LODGEN							● ROEN						● VOSPER							
● FRITZELL						● MELLAND							● SANDNESS						● WALSH							
● GOODMAN						● MILLER							● SANDS						● WENSTROM							
● HANSON						● MUTCH							● SCHIRADD						● WRIGHT							
● HOFFNER						● NAADEN							● SHABLOW						● MR. PRESIDENT							
● HOLMBERG						● NELSON							● SMYKOWSKI													

House Concurrent Resolution No. 3009 was declared adopted.

House Concurrent Resolution No. 3011 — A concurrent resolution to repeal article 60 of the amendments to the Constitution of the State of North Dakota, relating to a one-mill levy on all taxable property within the State of North Dakota for the North Dakota state medical center at the University of North Dakota.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 31; nays, 3; absent and not voting, 16.

REGULAR SESSION									NORTH DAKOTA SENATE									1979 LEGISLATURE								
YEAS			N-V			NAYS			YEAS			N-V			NAYS			YEAS			N-V			NAYS		
● ALBERS						● ISZLER							● NOTHING						● SOLBERG							
● BARTH						● JACOBSON							● OLIN						● SORUM							
● BERUBE						● JONES							● ORANGE						● STRAND							
● CHRISTENSEN						● KRAUTER							● PETERSON						● STRINDEN							
● CUSSONS						● LASHKOWITZ							● RAIT						● TALLACKSON							
● DOTZENROD						● LEE							● REDLIN						● TENNEFOS							
● ERDMAN						● LIPS							● REITEN						● THANE							
● FARRINGTON						● LODGEN							● ROEN						● VOSPER							
● FRITZELL						● MELLAND							● SANDNESS						● WALSH							
● GOODMAN						● MILLER							● SANDS						● WENSTROM							
● HANSON						● MUTCH							● SCHIRADD						● WRIGHT							
● HOFFNER						● NAADEN							● SHABLOW						● MR. PRESIDENT							
● HOLMBERG						● NELSON							● SMYKOWSKI													

House Concurrent Resolution No. 3011 was declared adopted.

Senator Wenstrom moved that House Concurrent Resolution No. 3050 be placed at the bottom of the calendar, which motion prevailed.

Senator Wenstrom requested that he be excused so he may attend the Appropriation Committee hearings that are in session at this time, which request was granted.

House Concurrent Resolution No. 3057. — A concurrent resolution directing the Legislative Council to study the issuance of game and fish licenses, particularly with respect to the role of county auditors in such issuance.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3057 was adopted.

House Concurrent Resolution No. 3059. A concurrent resolution directing the Legislative Council to study alternative methods of providing equitable and effective means of financing eradication and control of leafy spurge, Canada thistle, and other noxious weeds.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 1336, House Concurrent Resolution No. 3059 was adopted.

House Concurrent Resolution No. 3061. — A concurrent resolution directing the Legislative Council to conduct a study of deinstitutionalization programs for residents of the State Hospital, Grafton State School, and San Haven State Hospital.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3061 was adopted.

House Concurrent Resolution No. 3062. — A concurrent resolution for the amendment of section 176 of the Constitution of the State of North Dakota, relating to the taxation of property.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 34; nays, 0; absent and not voting, 16.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN	●	● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN	●	● TENNEFOS
● ERDMAN	●		● LIPS			● RETEN		● THANE
● FARRINGTON			● LODGEN			● ROEN		● VOSPER
● FRITZELL	●		● MELLAN	●		● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON	●		● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN	●		● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON	●		● SMYKOWSKI		

House Concurrent Resolution No. 3062 was declared adopted.

House Concurrent Resolution No. 3066. — A concurrent resolution directing the Legislative Council to study the feasibility and desirability of the North Dakota State Legislature enacting legislation which would provide a limited adjustment to the taxable income of renters which represents that portion of a renter's rent which represents real property taxes paid by the owner of the property, if the renter does not otherwise receive benefits pursuant to the provisions of subsection 2 of section 57-02-08.1.

Was read the second time and has committee recommendation for Indefinite Postponement.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3066 was declared lost.

House Concurrent Resolution No. 3070. — A concurrent resolution directing the Legislative Council to conduct a study of the possibility of implementing a system whereby the sales, use, and motor vehicle excise taxes could be adjusted periodically.

Was read the second time and has committee report for Indefinite Postponement.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3070 was declared lost.

House Concurrent Resolution No. 3071. — A concurrent resolution directing the Legislative Council to conduct a study of the effects of energy development on state and local government.

Was read the second time.

Senator Barth moved that House Concurrent Resolution 3071 be amended as follows:

On page 1, after line 15, insert the following:

"WHEREAS, there is a need to establish funding to be withheld from the energy tax revenue for the purpose of developing and funding an energy resource curriculum in the state public schools; and"

On page 2, after line 8, insert the following:

"5. Funding for an energy resource curriculum in the state public schools."

And renumber the lines and pages accordingly

Senator Barth moved that the amendments be adopted, which motion prevailed.

Senator Barth moved that the rules be suspended, that House Concurrent Resolution 3071 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Concurrent Resolution No. 3071. — A concurrent resolution directing the Legislative Council to conduct a study of the effects of energy development on state and local government.

Was read the second time.

The question being on the final adoption of the resolution, as amended, House Concurrent Resolution No. 3071 was adopted.

House Concurrent Resolution No. 3072. — A concurrent resolution directing the Legislative Council to conduct a study of the compensation and fringe benefits currently made available to state employees and the personnel policies currently governing state employees.

Was read the second time.

The question being on the final adoption of the resolution, as amended, SJ page 1336, House Concurrent Resolution No. 3072 was declared adopted.

House Concurrent Resolution No. 3075. — A concurrent resolution directing a Legislative Council study of methods of providing assistance to private institutions of higher education in North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3075 was adopted.

House Concurrent Resolution No. 3076. — A concurrent resolution directing the Legislative Council to conduct a study of the problems related to persons driving while under the influence of alcohol or drugs.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3076 was adopted.

House Concurrent Resolution No. 3080. — A concurrent resolution directing the Legislative Council to study the feasibility and desirabil-

ity of the North Dakota Legislative Assembly enacting legislation which would provide renters on fixed or low income an income tax credit for that portion of a renter's rent which represents real property taxes paid by the owner of the property, if the renter does not otherwise qualify for the renter's refund as provided by subsection 2 of section 57-02-08.1 of the North Dakota Century Code.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3080 was adopted.

House Concurrent Resolution No. 3081. — A concurrent resolution directing the Legislative Council to conduct a study of the education and role of the teacher.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3081 was adopted.

House Concurrent Resolution No. 3083. — A concurrent resolution directing the Legislative Council to conduct a study of the Old West Regional Commission's activities which impact North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3083 was adopted.

House Concurrent Resolution No. 3085. — A concurrent resolution directing the Legislative Council to conduct a study of the four-year medical program of the University of North Dakota Medical School.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3085 was adopted.

House Concurrent Resolution No. 3087. — A concurrent resolution directing a Legislative Council study of the feasibility of eliminating the 21-mill county levy for schools and substituting either a state-collected tax or any other suitable alternative.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3087 was adopted.

House Concurrent Resolution No. 3050. — A concurrent resolution directing a Legislative Council study of the fire insurance premium tax.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3050 was adopted.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2006 as printed on page 1547 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2006:

Senator Hanson

Senator Olin

Senator Tallackson

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2031 as printed on page 1543 of the Senate Jour-

nal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2031:

Senator Strinden
Senator Naaden
Senator Walsh

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2033 as printed on pages 1545, 1546, of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2033:

Senator Thane
Senator Hanson
Senator Erdman

Senator Sandness moved that the Senate do not concur in the House amendments to Senate Bill No. 2084 as printed on page 1544 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2084:

Senator Peterson
Senator Sandness
Senator Dotzenrod

Senator Sandness moved that the Senate do not concur in the House amendments to Senate Bill No. 2131 as printed on page 1545 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2131:

Senator Nelson
Senator Strand
Senator Berube

Senator Solberg moved that the Senate do not concur in the House amendments to Senate Bill No. 2249 as printed on page 1545 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2249:

Senator Strand
Senator Solberg
Senator Lashkowitz

Senator Nething moved that the Senate recess until 1:30 P.M., which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

FIRST READING OF HOUSE BILLS

House Bill No. 1694. — A Bill for an Act to amend and reenact section 48-02-19 of the North Dakota Century Code, relating to making public buildings and facilities accessible and usable by the physically handicapped.

Which was read the first time and referred to the Committee on Political Subdivisions.

FIRST READING OF
HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3088. — A concurrent resolution for a constitutional amendment providing for the creation of a coal development impact trust fund; and providing an effective date.

Was read the first time and referred to the committee on Constitutional Revisions.

House Concurrent Resolution No. 3091. — A concurrent resolution setting forth legislative policy that the use of federal appropriations for purposes of fish and wildlife land acquisitions in connection with the Garrison Diversion Unit should be limited to purchases from only willing sellers, urging the Secretary of the Interior to establish a policy of crediting existing federal and state-owned land toward fish and wildlife mitigation and enhancement requirements, supporting the Governor's wetland policy, and urging development by the Fish and Wildlife Service of a plan for acquisition of Garrison wildlife areas for purposes of mitigation and enhancement consistent with the policies established by the statutory and contract agreements between the United States and the State of North Dakota.

Was read the first time and referred to the committee on Natural Resources.

House Concurrent Resolution No. 3092. — A concurrent resolution directing an interim study by the Legislative Council of the implementation of laws requiring public buildings and facilities to be accessible and usable by the physically handicapped.

Was read the first time and referred to the committee on Political Subdivisions.

House Concurrent Resolution No. 3093. — A concurrent resolution congratulating Robert G. Thompson on being named one of the nation's four outstanding young farmers for 1978-79 by the United States Jaycees.

Was read the first time.

Senator Nelson moved that the rules be suspended, that House Concurrent Resolution No. 3093 as printed on page 1831 of the House Journal not be printed, not be referred to a committee, but be read in its entirety and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF
HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3093. — A concurrent resolution congratulating Robert G. Thompson on being named one of the nation's four outstanding young farmers for 1978-79 by the United States Jaycees.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3093 was declared adopted.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to House Bill No. 1007 as recommended by the Committee on Appropriations as printed on page 1533 of the Senate Journal be adopted, which motion prevailed. House Bill No. 1007 is placed on the calendar without recommendation.

Senator Lips moved that the amendments to House Bill No. 1028 as

SECOND READING OF SENATE BILLS

Senate Bill No. 2035. Unsatisfied Judgment — A Bill for an Act making an appropriation for defraying the administrative expenses of the unsatisfied judgment fund of the State of North Dakota.

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, 0; absent and not voting, 7.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRANDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODOEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		● MR. PRESIDENT

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2035 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Lips moved that the Senate do concur in the House amendments to Senate Bill No. 2036, as printed on page 1543 of the Senate Journal, which motion prevailed.

Senator Lips moved that the rules be suspended, that Senate Bill No. 2036 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2036. Agricultural Councils and Commissions — A Bill for an Act making an appropriation for defraying the expenses of various agricultural councils and commissions of the state of North Dakota.

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, 44; nays, 0; absent and not voting, 6.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRANDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODOEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		● MR. PRESIDENT

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2036 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Lodoen moved that the Senate do concur in the House amend-

● HOFFNER	● NAADEN	● SHABLOW	●	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2160 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Lips moved that the Senate do concur in the House amendments to Senate Bill No. 2186, as printed on page 1545 of the Senate Journal, which motion prevailed.

Senator Lips moved that the rules be suspended, that Senate Bill No. 2186 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2186. — A Bill for an Act to create the political subdivision liability fund, to provide for limitations on payments from such fund, 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, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM	●	
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed, the title was agreed to, and the emergency clause carried.

Senator Nething moved that the vote by which Senate Bill No. 2186 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Miller Heinrich moved that the Senate do concur in the House amendments to Senate Bill No. 2206, as printed on page 1545 of the Senate Journal, which motion prevailed.

Senator Miller Heinrich moved that the rules be suspended, that Senate Bill No. 2206 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2206. — A Bill for an Act to provide for the licensure and regulation of those persons engaged in the business of finding lenders for persons or businesses desirous of obtaining funds and to provide a penalty.

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, 1; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM	●	

● BERUBE	● JONES	● ORANGE	● STRAND
● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEV	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2206 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Solberg moved that the Senate do concur in the House amendments to Senate Bill No. 2357, as printed on page 1546 of the Senate Journal, which motion prevailed.

Senator Solberg moved that the rules be suspended, that Senate Bill No. 2357 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2357. — A Bill for an Act to create and enact a new subsection to section 39-01-01 and a new section to chapter 39-10.1 of the North Dakota Century Code, relating to a definition of "motorized bicycle" and required age for operation of a motorized bicycle; and to amend and reenact subsections 2 and 32 of section 39-01-01 of the North Dakota Century Code, relating to the definition of "bicycle" and "motor vehicle".

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, 40; nays, 7; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLN			● SCRUM		●
● BERUBE		●	● KRAUTER		●	● ORANGE			● STRAND		
● CHRISTENSEN			● LASKOWITZ			● PETERSON			● STRINDEN		
● CUSSONS			● LEE			● RAIT			● TALLACKSON		
● DOTZENROD			● LIPS			● REDLN	●		● TENNEFOS		
● ERDMAN			● LODDEN			● REITEN			● THANE		
● FARRINGTON			● MELLAND			● ROEN			● VOSPER		
● FRITZELL			● MILLER		●	● SANDNESS			● WALSH		
● GOODMAN			● MUTCH			● SANDS			● WENSTROM		
● HANSON			● NAADEV			● SCHIRADO			● WRIGHT		●
● HOFFNER			● NELSON			● SHABLOW		●	MR. PRESIDENT		
● HOLMBERG						● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2357 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Bill No. 2486. — A Bill for an Act to amend and reenact sections 61-02-04, 61-02-07, and 61-02-13 of the North Dakota Century Code, relating to membership of the state water commission, what constitutes a quorum of the state water commission, employment of staff, and compensation and expenses of the commission and staff; and declaring an emergency.

Which has been read. /

Senator Jacobson moved that Senate Bill 2486 be

amended as follows:

- On page 1, line 2, delete the numerals "61-02-07,"
- On page 1, line 3, delete the word "what"
- On page 1, line 4, delete the words "constitutes a quorum of the state water commission,"
- On page 1, line 14, delete the strike-through on the last comma
- On page 1, line 15, delete the strike-through on the words "~~commissioner of agriculture, and five~~" and delete the words "and four"
- On page 1, line 17, delete the words ", but no more than two members shall be appointed from"
- On page 1, line 18, delete the words "any one political party"
- On page 1, line 19, delete the strike-through on the words "~~in his stead~~" and delete the strike-through on the word "~~such~~" and delete the word "~~the~~" and delete the strike-through on the words "~~as he~~"
- On page 1, line 20, delete the words "the governor" and delete the strike-through on the word "~~five~~" and delete the word "four"
- On page 2, line 5, delete the word "within"
- On page 2, delete all of line 6
- On page 2, line 7, delete the word "section"
- On page 2, line 17, delete the strike-through on the word "~~four~~" and delete the word "three"

And renumber the lines and pages accordingly.

Senator Jacobson moved that the amendments be adopted, which motion prevailed.

Senator Jacobson moved that the rules be suspended, that Senate Bill No. 2486 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2486. — A Bill for an Act to amend and reenact sections 61-02-04, and 61-02-13 of the North Dakota Century Code, relating to membership of the state water commission, employment of staff, and compensation and expenses of the commission and staff; 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, 46; nays, 0; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	●
●			●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON		●	STRINDEN	●
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	

● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed, the title was agreed to, and the emergency clause carried.

Senator Nething moved that the vote by which Senate Bill No. 2486 was passed, be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed.

SECOND READING OF
SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4085. — A concurrent resolution directing the Garrison Diversion Overview Committee to conduct a study of the Garrison Diversion Project and its present and potential effects on North Dakota, which study is to emphasize the problems concerning the acquisition of fish and wildlife mitigation and enhancement acreage and the feasibility of constructing a pipeline to deliver municipal and industrial water to users.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4085 was adopted.

Senator Nething moved that the vote by which Senate Concurrent Resolution No. 4085 was adopted, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Concurrent Resolution No. 4086. — A concurrent resolution providing for the completion of the legislative journals of the House and Senate.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were yeas, 46; nays, 0; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM	●	
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● KASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT	●	
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

Senate Concurrent Resolution No. 4086 was adopted.

Senator Nething moved that the vote by which Senate Concurrent Resolution No. 4086 was adopted, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1027. Combined Law Enforcement Council — A Bill for an Act making an appropriation for defraying the expenses of the combined law enforcement council of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1400, 1401, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON	●		● OLIN		●	● SORUM	●	
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN		●	● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT	●	
● HOFFNER			● NAADEN	●		● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1027 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Senator Melland moved that House Bill No. 1319 be placed at the head of the calendar, which motion prevailed.

House Bill No. 1319. — A Bill for an Act to establish a tuition assistance grant program for eligible resident students of accredited private institutions in North Dakota; and to provide an appropriation.

Which has been read and is placed on the calendar without recommendation.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 31; nays, 17; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON		●	● OLIN		●	● SORUM	●	
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS		●	● LASHKOWITZ		●	● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN		●	● TENNEFOS		
● ERDMAN		●	● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL		●	● MELLAND			● SANDNESS			● WALSH		
● GOODMAN		●	● MILLER			● SANDS		●	● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG		●	● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1319 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Nething moved that the Senate stand recessed for twenty minutes, which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

SECOND READING OF HOUSE BILLS

House Bill No. 1033. Industrial Commission — A Bill for an Act making an appropriation for defraying the expenses of the state industrial commission and the agencies under the management of the industrial commission of the state of North Dakota.

Which has been read.

Senator Tallackson moved that House Bill 1033 be amended as follows:

- 1 On page 2 of the engrossed bill, line 13, delete the numerals
- 2 "6,162,694" and insert in lieu thereof the numerals "6,347,973"
- 3 On page 2 of the engrossed bill, line 14, delete the numerals
- 4 "3,126,984" and insert in lieu thereof the numerals "3,536,848"
- 5 On page 2 of the engrossed bill, line 15, delete the numerals
- 6 "117,662" and insert in lieu thereof the numerals "114,712"
- 7 On page 2 of the engrossed bill, delete line 16
- 8 On page 2 of the engrossed bill, line 18, delete the numerals
- 9 "9,987,340" and insert in lieu thereof the numerals "10,399,533"
- 10 On page 2 of the engrossed bill, line 20, delete the numerals
- 11 "15,704,756" and insert in lieu thereof the numerals "16,116,949"
- 12 On page 2 of the engrossed bill, line 21, delete the numerals
- 13 "15,724,956" and insert in lieu thereof the numerals "16,137,149"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment increases the Mill and Elevator Association appropriation by \$592,193 for the second year of the biennium. This amendment provides for operating funds for the new Semolina unit approved by the Industrial Commission less the operating funds for the feed mill which has been discontinued. The amendment increases salaries and wages by \$185,279, increases fees and services by \$409,864, and decreases supplies and materials by \$2,950. It also deletes the special agricultural research fund line in the amount of \$180,000.

Senator Tallackson moved that the amendments be adopted, which motion prevailed.

Senator Tallackson moved that the rules be suspended, that House Bill 1033 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1033. Industrial Commission — A Bill for an Act making an appropriation for defraying the expenses of the state industrial commission and the agencies under the management of the industrial commission of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1445, the roll was called and there were ayes, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODDEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	
●			●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1033 was passed, be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed.

House Bill No. 1044 — A Bill for an Act to create and enact a new chapter to the North Dakota Century Code, relating to establishing jails, jail contracts, and regional corrections centers; definitions; grades of jail facilities; who may be confined in jail; confinement of state and federal inmates; housing of inmates; detained witnesses and pretrial detainees; commitment papers; jail registers; jail physical plants; safety and sanitation; jail administration; organization and management; supervision of inmates; inmate rights; meal payments; inmate personal property; searches; punishment of inmates; prohibited acts; removal of inmates in emergencies; inmate work programs; annoyance of inmates; inmate educational and counseling programs; jail standards and inspections; jail variances; and corrective action and enforcement; to amend and reenact section 19-03.1-23 of the North Dakota Century Code, relating to penalties for unlawful manufacture, delivery, or possession of controlled substances; and to repeal chapter 12-44, and sections 12-61-05, 58-03-04, and 58-03-05 of the North Dakota Century Code, relating to county jails and workhouses; the law enforcement council recommending jail rules; a township's power to establish a jail; and newspaper notice of a township jail.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1446, 1519, the roll was called and there were ayes, 21; nays, 26; absent and not voting, 3.

REGULAR SESSION									NORTH DAKOTA SENATE									1979 LEGISLATURE														
YEAS			N-V			NAYS			YEAS			N-V			NAYS			YEAS			N-V			NAYS								
ALBERS																																
BARTH	●								SZLER						NETHING						SOLBERG											
BERUBE		●							JACOBSON		●				OLIN						SORUM		●									
CHRISTENSEN		●							JONES		●				ORANGE						STRAND		●									
CUSSONS		●							KRAUTER		●				PETERSON						STRINDEN		●									
DOTZENROD		●							LASKOWITZ		●				RAIT						TALLACKSON		●									
ERDMAN		●							LEE		●				REDLIN						TENNEFOS		●									
FARRINGTON		●							LIPS		●				REITEN						THANE		●									
FRITZELL		●							LODOEN		●				ROEN						VOSPER		●									
GOODMAN		●							MELLAND		●				SANDNESS						WALSH		●									
HANSON		●							MILLER		●				SANDS						WENSTROM		●									
HOFFNER		●							MUTCH		●				SCHIRADO						WRIGHT		●									
HOLMBERG		●							NAADEN		●				SHABLOW						MR. PRESIDENT		●									
									NELSON		●				SMYKOWSKI		●															

House Bill No. 1044 was declared lost.

MOTION

Senator Nething moved that House Bill No. 1199 be placed at the head of the calendar, which motion prevailed.

House Bill No. 1199 — A Bill for an Act to create and enact a new section to chapter 15-39.2 of the North Dakota Century Code, relating to a post-retirement adjustment; and providing an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1501, the roll was called and there were ayes, 44; nays, 2; absent and not voting, 4.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING		● SOLBERG
● BARTH			● JACOBSON		●	● OLIN		● SORUM
● BERUBE			● JONES		●	● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ		●	● RAIT		● TALLACKSON
● DOTZENROD			● LEE		●	● REDLIN		● TENNEFOS
● ERDMAN			● LIPS		●	● REITEN		● THANE
● FARRINGTON			● LODOEN		●	● ROEN		● VOSPER
● FRITZELL			● MELLAND		●	● SANDNESS		● WALSH
● GOODMAN			● MILLER		●	● SANDS		● WENSTROM
● HANSON			● MUTCH		●	● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN		●	● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON		●	● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1199 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Senator Nething moved that House Bill No. 1639 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1639. -- A Bill for an Act to provide minimum raises for all state employees; and providing an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1377, the roll was called and there were ayes, 21; nays, 23; absent and not voting, 6.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NETHING		● SOLBERG
● BARTH			● JACOBSON		●	● OLIN		● SORUM
● BERUBE			● JONES		●	● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ		●	● RAIT		● TALLACKSON
● DOTZENROD			● LEE		●	● REDLIN		● TENNEFOS
● ERDMAN			● LIPS		●	● REITEN		● THANE
● FARRINGTON			● LODOEN		●	● ROEN		● VOSPER
● FRITZELL			● MELLAND		●	● SANDNESS		● WALSH
● GOODMAN			● MILLER		●	● SANDS		● WENSTROM
● HANSON			● MUTCH		●	● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN		●	● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON		●	● SMYKOWSKI		

House Bill No. 1639 was declared lost.

Report of Standing Committee

Mr. President Your Committee on Appropriations

to whom was referred Senate Bill No. 2487

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

[Signature]
 _____ Chairman
 Senator Lips

Senate Bill No. 2487 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Appropriations

to whom was referred House Bill No. 1004

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

- On page 1 of the reengrossed bill, line 17, delete the numerals "589,794" and insert in lieu thereof the numerals "665,516"
- On page 1 of the reengrossed bill, line 18, delete the numerals "117,668" and insert in lieu thereof the numerals "130,579"
- On page 1 of the reengrossed bill, after line 18, insert the following line:
- | | |
|------------------|---------|
| "Data processing | 13,388" |
|------------------|---------|
- On page 1 of the reengrossed bill, line 19, delete the numerals "3,125" and insert in lieu thereof the numerals "4,450"
- On page 1 of the reengrossed bill, after line 19, insert the following lines:
- | | |
|---|----------|
| "Land, structures, and major improvements | 543,300 |
| Grants, benefits, and claims | 910,000" |
- On page 1 of the reengrossed bill, after line 22, insert the following lines:
- | | |
|-----------------------|-----------------|
| "Total all funds | \$4,177,324 |
| Less estimated income | <u>969,300"</u> |
- On page 2 of the reengrossed bill, line 1, delete the numerals "2,620,678" and insert in lieu thereof the numerals "3,208,024"
- On page 2 of the reengrossed bill, delete lines 2 through 11
- On page 2 of the reengrossed bill, line 18, delete the numerals "2,389,200" and insert in lieu thereof the numerals "2,684,414"
- On page 2 of the reengrossed bill, line 19, delete the numerals "2,389,200" and insert in lieu thereof the numerals "2,684,414"
- On page 2 of the reengrossed bill, line 20, delete the numerals "6,447,224" and insert in lieu thereof the numerals "6,742,438"
- On page 2 of the reengrossed bill, line 21, delete the numerals "426,000" and insert in lieu thereof the numerals "969,300"
- On page 2 of the reengrossed bill, line 22, delete the numerals "6,873,224" and insert in lieu thereof the numerals "7,711,738"
- On page 2 of the reengrossed bill, after line 22, insert the following section:

"SECTION 2. VIETNAM BONUS FUND - TRANSFER.) The state treasurer and the director of the department of accounts and purchases upon the request of the board of higher education during the biennium beginning July 1, 1979, and ending June 30, 1981, shall transfer \$543,300.00 from the Vietnam bonus fund in the state treasury, or so much thereof as may be necessary, to the board of higher education for projects to make buildings and other structures more accessible to the handicapped at the institutions under its control. This \$543,300.00 is specifically appropriated in the land, structures, and major improvements line item."


And renumber the lines, subdivisions, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment adds \$543,300 to the Board of Higher Education appropriation in the land, structures, and major improvements line item for building improvements to provide for handicapped accessibility at the state colleges and universities. These funds were previously included in House Bill No. 1005 of which \$443,300 was in the UND appropriation and \$100,000 in the North Dakota State School of Science appropriation.

This amendment increases the reciprocal agreements line by \$295,214. It also incorporates the moneys appropriated for the student financial assistance agency within the line items of the Board of Higher Education appropriation.

And when so amended recommends the same ~~do pass~~

 Chairman
Senator Lips

House Bill No. 1004 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
to whom was referred House Bill No. 1005

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

- On page 1 of the engrossed bill, line 16, delete the numerals "38,035,773" and insert in lieu thereof the numerals "38,006,773"
- On page 1 of the engrossed bill, line 17, delete the numerals "10,089,042" and insert in lieu thereof the numerals "10,053,042"
- On page 1 of the engrossed bill, line 19, delete the numerals "49,207,472" and insert in lieu thereof the numerals "49,142,472"
- On page 1 of the engrossed bill, line 20, delete the numerals "11,053,499" and insert in lieu thereof the numerals "10,610,199"
- On page 1 of the engrossed bill, line 21, delete the numerals "38,153,973" and insert in lieu thereof the numerals "38,532,273"
- On page 1 of the engrossed bill, line 22, delete the numerals "2,726,800" and insert in lieu thereof the numerals "2,033,500"
- On page 2 of the engrossed bill, line 1, delete the numerals "40,880,773" and insert in lieu thereof the numerals "40,565,773"
- On page 2 of the engrossed bill, line 19, delete the numerals "1,388,837" and insert in lieu thereof the numerals "1,633,655"
- On page 2 of the engrossed bill, line 20, delete the numerals "36,228,723" and insert in lieu thereof the numerals "36,473,541"
- On page 2 of the engrossed bill, line 26, delete the numerals "3,692,193" and insert in lieu thereof the numerals "3,592,193"
- On page 2 of the engrossed bill, line 27, delete the numerals "13,806,000" and insert in lieu thereof the numerals "13,906,000"
- On page 2 of the engrossed bill, line 28, delete the numerals "1,178,955" and insert in lieu thereof the numerals "1,078,955"

- On page 3 of the engrossed bill, line 18, delete the numerals "3,355,179" and insert in lieu thereof the numerals "3,055,179"
- On page 3 of the engrossed bill, line 19, delete the numerals "9,197,892" and insert in lieu thereof the numerals "9,497,892"
- On page 3 of the engrossed bill, delete line 20
- On page 4 of the engrossed bill, line 28, delete the numerals "135,672,859" and insert in lieu thereof the numerals "135,602,677"
- On page 4 of the engrossed bill, line 29, delete the numerals "63,435,692" and insert in lieu thereof the numerals "62,592,392"
- On page 4 of the engrossed bill, line 30, delete the numerals "199,108,551" and insert in lieu thereof the numerals "198,195,069"
- On page 5 of the engrossed bill, delete lines 32 through 35
- On page 6 of the engrossed bill, delete lines 1 through 7
- On page 6 of the engrossed bill, delete line 10
- On page 6 of the engrossed bill, line 11, delete the words "Minot state college"
- On page 6 of the engrossed bill, line 13, after the word "the" insert the words "physical education activities"
- On page 6 of the engrossed bill, delete lines 15 through 28
- And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

University of North Dakota

This amendment deletes \$29,000 in salaries and wages and \$36,000 in fees and services relating to the central legal research program.

The amendment also decreases land, structures, and major improvements and estimated income moneys by \$443,300 for building improvement for handicapped accessibility. It also decreases land, structures and major improvements by \$100,000 in general fund moneys for restoration of the Oxford House and by \$150,000 in general fund moneys for land acquisitions. The moneys for handicapped accessibility projects have been added to the Board of Higher Education appropriation in House Bill No. 1004. Section 8 of the engrossed bill relating to the transfer of Vietnam bonus funds to the institutions of higher education for the handicapped accessibility projects is deleted by this amendment.

North Dakota State University

The land, structures, and major improvements line item is increased by \$244,818 as follows:

\$109,518	- Complete phase I of Morrill Hall remodeling
35,300	- Phase III of the old fieldhouse remodeling
100,000	- Central control system to monitor heating system
\$244,818	- Total

State School of Science

This amendment reduces land, structures, and major improvements and estimated income by \$100,000 for handicapped accessibility projects since amounts for handicapped accessibility projects is appropriated to the Board of Higher Education in House Bill No. 1004.

Minot State College

This amendment deletes the \$300,000 appropriation from the Vietnam bonus fund, decreasing the estimated income line by \$300,000, for seating in the physical education activities center. This amend-

ment deletes Section 6 of the engrossed bill relating to the \$300,000 appropriation from the Vietnam bonus fund.

And when so amended recommends the same do pass.

Alan C. Lips

 Senator Lips Chairman

House Bill No. 1005 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
 to whom was referred House Bill No. 1009

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
 without recommendation

be amended as follows:

- On page 1 of the engrossed bill, line 18, delete the numerals "10,734,594" and insert in lieu thereof the numerals "10,818,484"
- On page 1 of the engrossed bill, line 19, delete the numerals "2,172,164" and insert in lieu thereof the numerals "2,182,864"
- On page 1 of the engrossed bill, line 20, delete the numerals "328,389" and insert in lieu thereof the numerals "334,389"
- On page 1 of the engrossed bill, line 21, delete the numerals "13,235,147" and insert in lieu thereof the numerals "13,335,737"
- On page 2 of the engrossed bill, line 1, delete the numerals "4,942,687" and insert in lieu thereof the numerals "5,043,277"
- On page 2 of the engrossed bill, line 9, delete the numerals "14,942,838" and insert in lieu thereof the numerals "14,991,450"
- On page 2 of the engrossed bill, line 12, delete the numerals "19,695,467" and insert in lieu thereof the numerals "19,744,079"
- On page 2 of the engrossed bill, line 14, delete the numerals "11,595,554" and insert in lieu thereof the numerals "11,644,166"
- On page 2 of the engrossed bill, line 16, delete the numerals "12,520,554" and insert in lieu thereof the numerals "12,569,166"
- On page 3 of the engrossed bill, line 24, delete the numerals "378,762" and insert in lieu thereof the numerals "405,059"
- On page 3 of the engrossed bill, line 27, delete the numerals "687,385" and insert in lieu thereof the numerals "713,682"
- On page 3 of the engrossed bill, line 29, delete the numerals "467,385" and insert in lieu thereof the numerals "493,682"
- On page 4 of the engrossed bill, after line 1, insert the following line:
- "Equipment \$24,000"
- On page 4 of the engrossed bill, line 2, delete the dollar sign
- On page 4 of the engrossed bill, line 3, delete the numerals "937,033" and insert in lieu thereof the numerals "961,033"
- On page 4 of the engrossed bill, line 4, delete the numerals "20,534,831" and insert in lieu thereof the numerals "20,734,330"

- On page 4 of the engrossed bill, line 6, delete the numerals "38,767,564" and insert in lieu thereof the numerals "38,967,063"
- On page 5 of the engrossed bill, delete lines 33 through 35
- On page 6 of the engrossed bill, delete lines 1 through 4
- And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

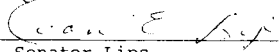
Increase salaries and wages of the Extension Division by \$83,890 from the general fund to provide funds for two additional positions in the home economic program: 1 FTE associate professor (\$51,560) and 1 FTE technician (\$32,330). Also increase operating expenses \$10,700 and equipment \$6,000 from the general fund to provide for expenses related to the new positions.

Increase salaries and wages of the Main Experiment Station by \$48,612 from the general fund to provide funds for one professor in the insect control program. This position was deleted by the House.

Increase salaries and wages of the Carrington Experiment Station by \$26,297 from the general fund to provide funds for one clerk position which was deleted by the House.

Increase the Central Grasslands appropriation by \$24,000 from the general fund by adding an equipment line item to provide for the purchase of equipment.

And when so amended recommends the same do pass.



Senator Lips Chairman

—House— Bill No. 1009 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
to whom was referred House Bill No. 1010

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

- On page 1 of the engrossed bill, before line 1, after the word "HEALTH" insert the words "AND HUMAN SERVICE CENTERS"
- On page 1 of the engrossed bill, line 2, after the word "health" insert the following: ", and the human service centers"
- On page 1 of the engrossed bill, line 3, after the word "Dakota" insert the following: "; and to repeal section 19-01-02.1 of the North Dakota Century Code, relating to the consumer affairs division of the state laboratories department"
- On page 1 of the engrossed bill, line 17, delete the numerals "9,022,672" and insert in lieu thereof the numerals "8,471,486"
- On page 1 of the engrossed bill, line 18, delete the numerals "2,418,143" and insert in lieu thereof the numerals "2,351,328"
- On page 1 of the engrossed bill, line 21, delete the numerals "3,660,089" and insert in lieu thereof the numerals "3,643,364"
- On page 1 of the engrossed bill, line 22, delete the numerals "310,076" and insert in lieu thereof the numerals "282,983"

- On page 2 of the engrossed bill, line 1, delete the numerals "5,908,044" and insert in lieu thereof the numerals "6,041,723"
- On page 2 of the engrossed bill, line 2, delete the numerals "21,910,784" and insert in lieu thereof the numerals "21,382,644"
- On page 2 of the engrossed bill, line 3, delete the numerals "16,696,966" and insert in lieu thereof the numerals "16,202,690"
- On page 2 of the engrossed bill, line 4, delete the numerals "5,213,818" and insert in lieu thereof the numerals "5,179,954"
- On page 2 of the engrossed bill, after line 4, insert the following subdivision:

"Subdivision 2.

STATE LABORATORIES DIVISION

Salaries and wages	\$1,261,819
(Includes salary of director not to exceed \$45,400 for the biennium)	
Fees and services	235,570
Data processing	52,812
Supplies and materials	61,780
Equipment	64,133
Total general fund appropriation	\$1,676,114

- On page 2 of the engrossed bill, line 9, delete the numerals "9,259,636" and insert in lieu thereof the numerals "10,901,886"
- On page 2 of the engrossed bill, line 10, after the numeral "2" insert the following: "and section 3"
- On page 2 of the engrossed bill, line 11, delete the numerals "24,968,969" and insert in lieu thereof the numerals "28,565,824"
- On page 2 of the engrossed bill, line 12, delete the numerals "34,228,605" and insert in lieu thereof the numerals "39,467,710"
- On page 2 of the engrossed bill, line 15, delete the numerals "3,520,818" and insert in lieu thereof the numerals "2,764,032"
- On page 2 of the engrossed bill, line 19, delete the words "and human"
- On page 2 of the engrossed bill, line 20, delete the words "service centers"
- On page 2 of the engrossed bill, line 21, insert a period after the numerals "1981", and delete the words and colon "as follows:"
- On page 2 of the engrossed bill, delete lines 22 through 26
- On page 2 of the engrossed bill, line 28, delete the words "and human service centers"
- On page 4 of the engrossed bill, delete line 5
- On page 4 of the engrossed bill, after line 5, insert the following sections:

"SECTION 3. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$756,786.00, or so much thereof as may be necessary, and \$3,908,131.00 in special funds which are deposited and maintained in such accounts as are approved by a human service center's board of directors, or so much thereof as may be necessary, to the human service centers of the state of North Dakota, for the biennium beginning July 1, 1979, and ending June 30, 1981, as follows:

BADLANDS HUMAN SERVICE CENTER, DICKINSON

Salaries and wages	\$1,625,440
Fees and services	361,278
Supplies and materials	30,740
Equipment	8,100
Total all funds	<u>2,025,558</u>
Less estimated income	<u>1,705,748</u>
Total general fund appropriation	\$ <u>319,810</u>

NORTHWEST HUMAN RESOURCE CENTER, WILLISTON

Salaries and wages	\$1,291,695
Fees and services	240,500
Supplies and materials	21,900
Equipment	4,400
Total all funds	<u>\$1,558,495</u>
Less estimated income	<u>1,307,840</u>
Total general fund appropriation	\$ <u>250,655</u>

LAKE REGION HUMAN SERVICE CENTER, DEVILS LAKE

Salaries and wages	\$ 841,006
Fees and services	224,543
Supplies and materials	5,115
Equipment	10,200
Total all funds	<u>\$1,080,864</u>
Less estimated income	<u>894,543</u>
Total general fund appropriation	\$ <u>186,321</u>

SECTION 4. APPROPRIATION.) There is hereby appropriated out of any funds collected through the issuance of permits or registration certificates for air contaminant sources, the sum of \$183,000.00, or so much as may be necessary, but not to exceed the total amount of funds collected for such permits and certificates, to the department of health of the state of North Dakota, for the purpose of defraying costs of the air pollution control program, for the biennium beginning July 1, 1979, and ending June 30, 1981.

SECTION 5. FUNDS FOR COLLOCATION.) Included in the general fund appropriations for mental health and retardation centers is \$114,061.00 for collocation of such centers with area social service centers during the biennium beginning July 1, 1979, and ending June 30, 1981, as follows:

South central mental health and retardation center, Jamestown	\$ 12,857
Southeast mental health and retardation center, Fargo	50,762
North central mental health and retardation center, Minot	32,197
Center for human development, Grand Forks	18,245
Total	<u>\$114,061"</u>

On page 5 of the engrossed bill, delete lines 6 through 20

On page 5 of the engrossed bill, after line 20, insert the following section:

"SECTION 9. EMERGENCY COMMISSION - AUTHORITY TO ACT ON SPECIAL PROJECTS.) The emergency commission shall have the authority to authorize the department of health to receive and spend federal funds for projects, including the construction grants program, and shall authorize the department of health to employ additional personnel for the special projects at as limited levels as possible."

On page 6 of the engrossed bill, after line 16, insert the following section:

"SECTION 14. REPEAL.) Section 19-01-02.1 of the 1977 Supplement to the North Dakota Century Code is hereby repealed."

And renumber the lines, subdivisions, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Salaries and Wages

The net change to the salary line item of the State Health Department is a decrease of \$551,186, which includes a decrease in federal funds of \$535,675 and a decrease in general fund moneys of \$15,511. The changes included in the amendments for salaries are as follows:

1. Includes an increase of \$63,753 in federal funds for two employees approved by the Emergency Commission for the child health improvement project.
2. Includes an increase in general fund moneys of \$87,397 to provide adequate fringe benefits for all employees of the State Health Department.
3. Includes a decrease in federal funds of \$175,469 and a decrease in general fund moneys of \$67,397 relating to new positions allowed in the Governor's budget but deleted by the Senate Appropriations Committee.
4. Includes a decrease in federal funds of \$397,051 and a decrease in general fund moneys of \$41,629 relating to Emergency Commission approved positions allowed in the Governor's budget but deleted by Senate Appropriations.

The new positions and the Emergency Commission positions approved by the Senate Appropriations Committee are as follows:

Emergency Commission Approved Positions

<u>Position</u>	<u>Amount</u>	<u>Program</u>
Lab Technician II	\$ 24,197	Dairy Testing
Secretary III	21,905	Robert Wood Johnson
Human Services Program Administrator V	58,979	Robert Wood Johnson
P.H. Nurse Consultant II	46,658	Robert Wood Johnson
Health Educator	57,865	Robert Wood Johnson
P.H. Nurse III and Human Service Program Specialist	63,753	Improved Child Health
Total	\$273,357	

<u>New Positions</u>	<u>Amount</u>	<u>Program</u>
Chief Environmental Control	\$ 61,738	Environmental Control
4 Environmental Engineers I	129,484	Construction Grant Program
Administrator Officer	<u>27,070</u>	Construction Grant Program
Total	\$ 88,808	

Positions included in engrossed House Bill No. 1010 but deleted by the Senate Appropriations Committee are as follows:

<u>Position</u>	<u>Amount Deleted</u>	<u>Program</u>
<u>Emergency Commission Approved Positions:</u>		
Health Planner III	\$ 54,562	Health Planning
Data Analyst	72,909	Health Planning
Environmental Quality Specialist II	35,996	Environmental Engineering
Environmental Quality Specialist II	35,996	Environmental Engineering

Environmental Engineer II	36,470	Environmental Engineering
Account Technician	28,945	Fiscal Office
Planner II	38,867	Land Pollution Control
Chemist I	37,029	Land Pollution Control
Secretary III	26,315	Land Pollution Control
Environmental Quality Specialist I	35,795	Water Supply & Pollution Control
Environmental Quality Specialist I	35,796	Water Supply & Pollution Control
Total	\$438,680	

New Positions

Engineer I	\$ 31,501	Environmental Engineering
Research Analyst I	28,578	Environmental Engineering
Environmental Engineer I	42,845	Water Supply & Pollution Control
Environmental Quality Specialist I	30,933	Water Supply & Pollution Control
Environmental Quality Specialist I	30,932	Water Supply & Pollution Control
Secretary II	17,539	Water Supply & Pollution Control
Account Technician II	23,511	Water Supply & Pollution Control
Clerk-Typist	16,704	Water Supply & Pollution Control
Account Technician	20,323	Laboratories
Total	\$242,866	

Fees and Services

This amendment incorporates the following changes to the fees and services line item of the Health Department:

1. It includes an increase of \$76,700 in federal funds for the child health improvement program.
2. It includes a decrease of \$88,379 in federal funds and \$5,002 in general fund moneys for Emergency Commission approved positions denied by Senate Appropriations.
3. It includes a decrease of \$42,242 in federal funds and a decrease of \$7,892 in general fund moneys for new positions allowed in the Governor's budget but denied by Senate Appropriations.

The net change to the fees and services line item in these amendments is a decrease of \$53,921 in federal funds and a decrease of \$12,894 in state general fund moneys.

Supplies and Materials

This amendment incorporates the following changes to the supplies and materials line item of the Health Department:

1. This amendment includes an increase in federal funds of \$2,400 for the child health improvement project.
2. It includes a decrease of \$5,625 in federal funds and a decrease of \$500 in general fund moneys for Emergency Commission approved positions denied by the Senate Appropriations Committee.
3. It includes a decrease in federal funds of \$13,000 relating to new positions allowed in the Governor's budget but denied by the Senate Appropriations Committee.

The total change to the supplies line item is a decrease in federal funds of \$16,225 and a decrease in general fund moneys of \$500.

Equipment

The changes incorporated by this amendment to the equipment line item of the Health Department are as follows:

1. It includes a decrease in federal funds of \$14,371 and a decrease in general fund moneys of \$1,277 relating to the Emergency Commission approved positions denied by the Senate Appropriations Committee.
2. It includes a decrease in federal funds of \$7,763 and a decrease in general fund moneys of \$3,682 for new positions allowed in the Governor's budget but denied by the Senate Appropriations Committee.

The net change to the equipment line item is a decrease in federal funds of \$22,134 and a decrease in state general fund moneys of \$4,959.

Grants, Benefits, and Claims

The grants, benefits, and claims line item is increased by \$133,679 in federal funds for the child health improvement project.

State Laboratories Division

The appropriation for the State Laboratories Division is included by this amendment as a subdivision of the State Health Department appropriation. The amounts included in the amendment for the State Laboratories Division are those in engrossed House Bill No. 1021 except that:

1. Salaries and wages are increased by \$37,250 to provide adequate fringe benefits and 6.5 percent salary increases per year for State Laboratories Division employees.
2. Line items are decreased to reflect the deletion of the Consumer Affairs Division, as provided in the Governor's budget, as follows:

Salaries and wages	\$51,824
Fees and services	6,711
Data processing	7,299
Supplies and materials	646
Equipment	<u>1,600</u>

Total \$68,080

Human Service Centers

This amendment includes the line item appropriations for the three human service centers. Included in the estimated income line item for each of the human service centers are the state general fund and federal moneys included in the State Social Service Board appropriation as follows:

	Estimated Income		
	General Fund Moneys In Social Service Board Approp- riation	Federal Funds in Social Service Board Appropriation	Total
Badlands Human Service Center	\$312,578	\$1,227,576	\$1,540,154
Northwest Human Resource Center	244,981	962,117	1,207,098
Lake Region Human Service Center	182,099	681,920	864,019
Total	\$739,658	\$2,871,613	\$3,611,271

Other Amendments

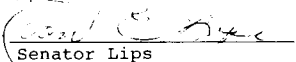
This amendment deletes Section 6 of engrossed House Bill No. 1010 relating to general fund moneys included for new positions. It also deletes Section 7 of engrossed House Bill No. 1010 since the earmarking of \$200,000 for the early childhood identification program would not be consistent with amendments to House Bill No. 1624 which delete the early childhood identification program.

The \$750,000 for the developmental disabilities program referred to in Section 7 remains in the grants line item of the Health Department appropriation.

The \$750,000 is to be available for matching up to \$1,000,000 of Title XX moneys if the additional allocation of \$2,100,000 currently proposed by the President becomes available to the Social Service Board of North Dakota.

This amendment also includes an appropriation of \$183,000 of funds to be collected by the Health Department through the issuance of permits for registration certificates for air contaminant sources to defray the costs of the air pollution control program. The amendment includes a section addressing the need for funds for the collocation of mental health and retardation centers and area social service centers during the 1979-81 biennium and includes a new section authorizing the Emergency Commission to approve special projects including the construction grants program to be administered by the Health Department.

And when so amended recommends the same do ~~pass~~.

 Chairman
Senator Lips

House Bill No. 1010 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1011

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 9, delete the following: "sum of \$213,640,079" and insert in lieu thereof the following: "sums hereinafter provided"

On page 3 of the engrossed bill, line 9, delete the numerals "60,460,366" and insert in lieu thereof the numerals "60,560,366"

On page 3 of the engrossed bill, line 11, delete the numerals "220,112,242" and insert in lieu thereof the numerals "220,212,242"

On page 4 of the engrossed bill, after line 9, insert the following section:

"SECTION 4. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$100,000.00, or so much thereof as may be necessary, for the biennium beginning July 1, 1979, and ending June 30, 1981, for the purpose of establishing a pilot program for home care and deinstitutionalization aid for the care, custody, and control of developmentally disabled persons who are retained in the home, deinstitutionalized, or may be deinstitutionalized. Under such program, the board shall, in the case of persons for whom the head of the institution has determined deinstitutionalization or continued noninstitutionalization to be appropriate, provide financial assistance to the natural parents, adoptive parents, or foster parents applying for aid under this section and qualifying under rules and regulations established by the board. Within the limits of legislative appropriation, qualifying applicants certified eligible shall receive an amount of fifty dollars, or so much thereof as may be necessary, for the basic care and training of

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such developmentally disabled persons for a seven-day or weekly period. Such program shall begin on January 1, 1980, after the board has developed guidelines and provided adequate time for the receipt of applications."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

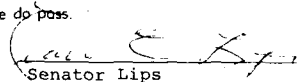
The special section appropriating \$100,000 in general fund moneys is to provide a parent deinstitutionalization aid program.

In regard to the grants, benefits, and claims line item of \$155,710,304, the committee recommends that the following programs be at the following levels:

	<u>Recommended</u>	<u>Executive Budget</u>
AFDC	\$ 29,866,400	\$ 31,003,001
Intermediate care	19,623,766	19,216,918
Nursing home care	35,227,940	34,498,187

These amounts reflect a reduction in the amount recommended by the Governor for AFDC and an increase in the amounts recommended by the Governor for intermediate care and nursing care. This change arises because of an update of estimates in these areas by the Social Service Board. The amount available for AFDC will make it possible for the Social Service Board to continue at rates recommended by the Governor; however, the caseloads at this time appear to be less than those anticipated. The amounts projected for intermediate care and nursing home care are set at 6.8 percent per year increases which are less than those recommended by the Governor. The Governor's budget included a 13 percent per year inflationary cost increase for both nursing care and intermediate care; however, because of cost increases since the Governor made his recommendation, the budget, even though it includes additional funds transferred from the AFDC program, is only adequate to provide for 6.8 percent per year increases for the next biennium.

And when so amended recommends the same do pass.

 Chairman
Senator Lips

House Bill No. 1011 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1024

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 1, after the word "the" insert the word "premium"

On page 1 of the engrossed bill, line 3, after the word "Dakota" insert the following: "; and to amend section 4-02.1-18 of the North Dakota Century Code, relating to audits of the state fair association"

On page 1 of the engrossed bill, line 8, delete the following: "and from special funds derived from"

On page 1 of the engrossed bill, line 9, delete the words and comma "federal funds and/or other income," and delete the numerals "1,893,900" and insert in lieu thereof the numerals "150,000"

On page 1 of the engrossed bill, line 11, after the third word "the" insert the word "premium"

On page 1 of the engrossed bill, line 13, after the numerals "1981" insert a period and delete the following: ", as follows:"

On page 1 of the engrossed bill, delete lines 14 through 21

On page 2 of the engrossed bill, delete lines 1 through 7

On page 2 of the engrossed bill, after line 15, insert the following section:

"SECTION 2. AMENDMENT.) Section 4-02.1-18 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

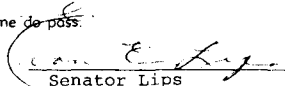
4-02.1-18. STATE AUDITOR TO EXAMINE RECORDS-AND-ACCOUNTS PREMIUMS - CERTIFIED AUDIT OF STATE FAIR ASSOCIATION.) It shall be the duty of the state auditor to ~~annually-examine-the-records-and-accounts of biennially audit the general fund moneys appropriated to the North Dakota State Fair Association and to report thereon to the governor and to the legislative audit and fiscal review committee. The State Fair Association shall submit annually to the governor and the legislative audit and fiscal review committee an audit report prepared by a certified public accountant based upon an audit of all records and accounts of the association.~~"

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment deletes the special fund moneys from the State Fair Association appropriation and appropriates only general fund moneys for premiums in the amount of \$150,000. It also amends the North Dakota Century Code relating to the audits required of the State Fair Association.

And when so amended recommends the same ~~to pass~~.

 Chairman
Senator Lips

House Bill No. 1024 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations to whom was referred House Bill No. 1048

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation be amended as follows:

Delete the Senate amendments to reengrossed House Bill No. 1048 as printed on page 1291 of the Senate Journal and amend the reengrossed bill as follows:

On page 1 of the reengrossed bill, line 7, after the word "fund" insert the words and semicolon "; and to provide an appropriation"

On page 3 of the reengrossed bill, after line 26, insert the following section:


"SECTION 5. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$600,000.00, or so much thereof as may be necessary, to the drug enforcement unit of the office of the attorney general for the purpose of enforcing the controlled substances laws of this state as specified in this Act, for the biennium beginning July 1, 1979, and ending June 30, 1981."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The new section appropriates funds to the drug enforcement unit of the office of the Attorney General for the purpose of enforcing the controlled substances laws of this state.

And when so amended recommends the same do pass.

 Chairman
Senator Lips

House Bill No. 1048 was placed on the 6th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on JUDICIARY

to whom was referred House Bill No. 1215

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:

on page 1 of the engrossed bill, line 4, after the word "jars," insert the word "and" and after the word "punchboards" delete the comma and the word "paddle wheel,"

on page 1 of the engrossed bill, line 5, delete the words "twenty-one, and sports pools"

on page 5 of the engrossed bill, line 29, after the word "organization" insert a semi-colon and the words "; however, none of the net proceeds may be used for capital improvements or the purchase of furnishings"

on page 5 of the engrossed bill, line 29, after the period, insert the following "For purposes of this section, a capital improvement is defined as the construction, renovation, remodeling or repair of a building which tends to enhance its value, beauty or utility or to adapt it for further purposes. For purposes of this section, a furnishing is defined as furniture, draperies, or equipment."

on page 7 of the engrossed bill, delete all of lines 27 through 34

on page 8 of the engrossed bill, delete all of lines 1 through 20

on page 9 of the engrossed bill, line 24, delete the words "one year" and insert in lieu thereof the words "three months"

on page 9 of the engrossed bill, line 26, delete the comma and the words ", other than"

- on page 9 of the engrossed bill, delete all of line 27
- on page 9 of the engrossed bill, line 28, delete the words "own use,"
- on page 9 of the engrossed bill, line 29, delete the words "one year" and insert in lieu thereof the words "three months"
- on page 10 of the engrossed bill, line 16, after the second comma, insert the word "and" and delete the comma and the words "paddle wheel, twenty-"
- on page 10 of the engrossed bill, line 17, delete the words "one, and sports pools for professional sports only"
- on page 10 of the engrossed bill, line 20, after the word "punchboards" delete the comma and the words "paddle wheel, and"
- on page 10 of the engrossed bill, line 21, delete the words "sport pools for professional sports only"
- on page 10 of the engrossed bill, delete all of lines 22 and 23
- on page 10 of the engrossed bill, delete all of lines 31 through 34
- on page 11 of the engrossed bill, delete all of lines 1 through 30
- on page 13 of the engrossed bill, line 15, delete the word "before" and insert in lieu thereof the words "on a quarterly basis"
- on page 13 of the engrossed bill, line 16, delete the words "April first of each year for the preceding calendar year"
- on page 14 of the engrossed bill, line 18, delete the words "or retailer"
- on page 15 of the engrossed bill, line 19, delete the word "may" and insert in lieu thereof the word "shall"
- on page 15 of the engrossed bill, line 20, after the word "to" insert the following words "but not limited to"
- on page 15 of the engrossed bill, line 32, after "Act;" insert the following "to define capital improvements and furnishings;"
- and renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass


 Senator Sands Chairman

House _____ Bill No. 1215 _____ was placed on the _____ sixth _____

order of business on the calendar for the succeeding legislative day.

Mr. President _____ Your Committee on Social Welfare & Veterans Affairs

to whom was referred _____ House _____ Bill No. 1695 _____

Has had the same under consideration and recommends that the same

- do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Hal Christensen Chairman
Senator Christensen

House _____ Bill No. 1695 _____ was placed on the 14th _____

order of business on the calendar for the succeeding legislative day.

Report of Conference Committees

Mr. President _____: Your Conference Committee to whom was referred _____ Senate _____ Bill No. 2110 _____ has had the same under consideration and recommends:

That the House recede from its amendments and SB 2110 be amended as follows:

On page 1, line 3, following the word "to", insert the following: "participate with subsidiary corporations, to"

On page 1, line 4, following the word "paper" insert the following: ", and to increase maximum loan value of farmland from one-half to sixty-five percent"

On page 1, line 10, delete the word "Centurty" and insert in lieu thereof the word "Century"

On page 1, line 22, after the first comma, insert the following: "subsidiary corporations of state banking associations approved by the state banking board pursuant to section 6-03-38,"

On page 2, line 25, delete the word "one-half" and insert in lieu thereof the words "sixty-five percent of"

And renumber the lines, pages and sections accordingly

For the Senate
Senator Mutch

Senator Lodoen
Senator Orange

For the House
Rep. *Vandervorst*

Rep. *Ward*

Rep. *Langley*

Senate Bill No. 2110 _____ was placed on the Seventh _____

order of business on the calendar for the succeeding legislative day.

Mr. President _____: Your Conference Committee to whom was referred _____ Senate _____ Bill No. 2113 _____ has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill 2113 be further amended as follows:

Mr. President: Your conference committee to whom was referred Senate Bill No. 2113 has had the same under consideration and

recommends that the House recede from its amendments and that Senate Bill No. 2113 be amended as follows:

On page 1 of the engrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide for responsibility of inpatient and outpatient care to persons afflicted or suspected of being afflicted with tuberculosis; to create and enact a new section to chapter 25-04 of the North Dakota Century Code, relating to biennial reports and assistant superintendent at the San Haven state hospital; to amend and reenact subsection 5 of section 25-01-01 and sections 25-04-01 and 25-04-03 of the North Dakota Century Code, concerning the Grafton state school, and the San Haven state hospital and the powers and duties of the assistant superintendent; to repeal subsection 6 of section 25-01-01 and chapter 25-05 of the North Dakota Century Code, relating to the state sanitorium and to the care of tubercular persons.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
STATE OF NORTH DAKOTA:

SECTION 1. DECLARATION OF LEGISLATIVE INTENT.) It is hereby declared that it is the intent of the legislative assembly, as follows: It is the policy of the state of North Dakota to treat persons having tuberculosis in a communicable and contagious stage as dangerous to the health and welfare of the citizens of the state. It is also the policy of the state to declare that all cases of tuberculosis in a communicable or contagious stage should be treated in a licensed hospital, or at home if such home treatment is approved by the state health officer under the guidelines of the state health council. To this end, it is declared that isolation provisions to achieve treatment of such communicable or contagious tuberculous persons should be accomplished to the fullest extent regardless of such person's ability to pay. It is further declared that such persons with communicable or contagious tuberculosis shall be given full opportunity to enter treatment voluntarily. In order to prevent effectively the spread of this disease it is necessary that the state:

1. Further the discovery, care, supervision and treatment of persons having tuberculosis in a communicable or contagious stage.
2. Encourage the use of all available public and private facilities to that end.
3. Regard this tuberculosis program as one of public health and one to be dealt with according to public health requirements rather than those of indigency.

SECTION 2. CARE AND TREATMENT OF TUBERCULOSIS PATIENTS OR SUSPECTS PROVIDED WITHOUT CHARGE BY STATE.) Care and treatment provided by the state of North Dakota for persons suffering from tuberculosis, including diagnosis, tests, studies, and analyses for the discovery of tuberculosis shall be available without cost or charge to anyone who is suffering from tuberculosis or is suspected of having tuberculosis. Any such person who volunteers to assume and pay for the cost of such care and treatment or for the cost of such diagnosis, test, studies or analyses shall be permitted to do so; but no state, county or other public official shall request or require such payment or make or cause to be made any inquiry or investigation for the purpose of determining the ability of such person or of his legally responsible relatives to pay therefor. This section shall in no way

bar freedom of the individual to seek treatment from a physician or in an institution of his choice at his own expense.

SECTION 3. STATE HAS PRIOR CLAIM ON PATIENT BENEFITS.) Notwithstanding any provision in this chapter contained, the state of North Dakota shall have prior claim on benefits accruing to patients for care and treatment of tuberculosis including diagnosis, tests, studies, and analyses under entitlement by the federal government, medical or hospital insurance contracts, workmen's compensation or the medical care and disability provisions of programs under the supervision of the social service board of North Dakota.

SECTION 4. STATE HEALTH OFFICER - DESIGNEE - RESPONSIBILITY.) The state health officer or his designee, under the guidelines of the state health council, is responsible for the inpatient and outpatient care of persons afflicted or suspected of being afflicted with tuberculosis. If the state health officer determines that suspected or actual tuberculous patients may be adequately cared for on an inpatient basis by contract basis with general hospitals, authority for contracting with such hospitals is granted to the state health officer. In addition, the state health officer is authorized to establish and maintain the necessary outpatient clinics for diagnostic workup and evaluation on all suspected or actual tuberculous patients in the state. The state health officer shall pay the contract fee to general hospitals and provide funds to the outpatient evaluation clinics from funds to be appropriated for this purpose by the legislative assembly. The state's claim on patient benefits as provided in section 3 shall apply insofar as applicable to tuberculous patients in general hospitals and for services rendered in outpatient clinics. The state health officer or his designee, under the guidelines of the state health council, shall have the power to:

1. Do any act necessary and proper in the performance of the functions imposed upon the state health officer by the provisions of this chapter.
2. Issue orders and compel obedience thereto.
3. Administer oaths.

SECTION 5. REPORT, CUSTODY, OF PERSONS.) Upon report to, or receipt of information by the state health officer or any physician in the state that any person is afflicted with tuberculosis and, as a source of infection endangers other persons, such report shall be made to the state health officer. Upon receipt of such information by the state health officer it shall be investigated and, if convinced that an active case of infectious tuberculosis endangering other persons exists, the state health officer shall request such person voluntarily to seek appropriate care and treatment. If such person refuses to accept voluntary care and treatment, the state health officer, under the guidelines of the state health council, is authorized to issue an order for care and treatment as is determined by the state health officer. If the state health officer's order is ignored, the state health officer, under the guidelines of the state health council, may issue an order to be served by the sheriff or any constable of the county where the alleged tubercular person resides to compel the attendance of the alleged tubercular person and may provide for suitable housing and care of such person until the alleged tubercular person is further investigated. The state health officer or his designee, under the guidelines of the state health council, shall hear all relevant

testimony for or against the order and the examination and hearing on the order shall be in the presence of the alleged tubercular person. Any citizen of this state and any relative of the alleged tubercular person may appeal and resist the order and the parties may be represented by counsel.

SECTION 6. PHYSICIAN'S EXAMINATION - FINDINGS - ORDER.) The state health officer, under the guidelines of the state health council, may appoint a practicing physician to make a personal examination of the alleged tubercular person and to make such thorough investigation of his condition as will enable the state health officer to determine whether or not such person has active, infectious tuberculosis and is dangerous to the public health. As soon as practical after the return of the physician's statement to the state health officer, the state health officer shall conclude his investigation and make his determination. If the state health officer finds that the alleged tubercular person does not have active, infectious tuberculosis and is not dangerous to public health he shall make an order dismissing the case. If the state health officer, under the guidelines of the state health council, finds that the person does have active, infectious tuberculosis and is dangerous to public health he shall issue his order which shall:

1. State his findings that such person does have active, infectious tuberculosis and is dangerous to public health; and shall
2. Authorize the medical facility specified in the order to receive and keep such person in its facility for necessary and appropriate care, treatment, quarantine, and isolation.

SECTION 7. SHERIFF'S EXECUTION OF STATE HEALTH OFFICER'S ORDER.) The order of the state health officer, in duplicate, together with the findings of the physician and the findings of the state health officer shall be delivered to the sheriff who shall execute the same by conveying the person named therein to the medical facility specified in the order and delivering him together with the findings of the physician and the state health officer's findings and the duplicate of the order to the person in charge of such medical facility. The person in charge, over his official signature, shall acknowledge the delivery on the original order and the sheriff shall return the order to the state health officer. Return to the state health officer may be by certified mail. The sheriff shall be allowed reasonable travel expenses, paid by the county, in the same manner and at the same rate as the expenses of other county officials are paid.

SECTION 8. APPEAL TO DISTRICT COURT - HABEAS CORPUS - HEARING.) An appeal from an order of the state health officer authorizing a specified medical facility to receive a person in his custody for care, treatment, quarantine and isolation may be taken to the district court of the county in the manner provided in chapter 28-32. In such a proceeding, the state's attorney of the county wherein the appeal is taken, without additional compensation, shall represent the state health officer. The clerk of court of the county in which the appeal is taken shall notify the state's attorney of the filing of such appeal. All persons placed in the custody of the state health officer under the provisions of this chapter for care, treatment, quarantine and isolation shall be entitled to the benefit of the writ of habeas corpus and a determination as to whether a person in such custody has active, infectious tuberculosis and is dangerous to public health shall be made at the hearing. If the court

shall decide that the person does have active, infectious tuberculosis and is dangerous to public health, such decision shall not preclude a subsequent application for a writ or the issuing of a writ upon a subsequent application, if it shall be alleged that such person shall have been restored to health.

SECTION 9. DISCHARGE - RELEASE.) All orders of the state health officer authorizing the reception and retention in custody for care, treatment, quarantine and isolation of persons having active and infectious tuberculosis endangering public health shall be effective only during the continuation of such condition and any person who is cured shall be discharged immediately from custody. Such discharge shall be made by the state health officer or his designee, under the guidelines of the state health council. The person in charge of a medical facility may also release any person admitted to the medical facility under the provisions of this chapter at such times and under such conditions as deemed advisable after consultation with the state health officer or his designee.

SECTION 10. LIABILITY OF OFFICERS.) The order of the state health officer authorizing the admission of any person to the custody of a medical facility and the reception and detention of such person at such medical facility as a patient, accompanied by the state health officer's findings as provided in this chapter shall protect the state health officer or his designee and the other personnel of the medical facility from all liability, civil or criminal, on account of the reception and detention of such person therein. Such detention, however, shall be in accordance with the laws and bylaws regulating the management of the medical facility.

SECTION 11. EXCEPTION - QUARANTINE.) Any person who shall observe quarantine regulations as established by the state health officer, under the guidelines of the state health council, shall not be subject to confinement under the provisions of this chapter.

SECTION 12. TUBERCULAR INDIAN JURISDICTION.) Nothing in this chapter shall require the admission of an enrolled Indian, resident on any reservation in this state, to any off-reservation institution except upon written request and authorization of the superintendent of the reservation on which said Indian is enrolled. However, in the public interest and with the objective of eradication of tuberculosis in the state of North Dakota, an Indian with active infectious tuberculosis off any reservation shall be subject to this chapter. It shall be the responsibility of the Indian Affairs Commission pursuant to the commission's powers and duties, stated in section 54-36-03, to work closely with the tribal councils and other reservation officials to adopt any agreements found necessary in assisting the state health officer in carrying out his responsibilities under this chapter so that all residents of this state will benefit, and eradication of tuberculosis in North Dakota can be achieved.

SECTION 13. CARE OF TUBERCULAR PATIENTS - ACCEPTANCE OF FEDERAL FUNDS - GENERAL HOSPITAL.) The state health officer, or his designee, under the guidelines of the state health council, is hereby authorized to contract with public or private agencies for the care of tubercular patients. The state health officer is hereby authorized to accept any federal funds or to enter into any federal programs on behalf of tubercular patients in North Dakota. The state health officer may, under the guidelines of the state health council, also utilize general hospitals in the placement of recalcitrant tuberculous patients.

SECTION 14.) A new section to chapter 25-04 of the North Dakota Century Code is hereby created and enacted to read as follows:

BIENNIAL REPORT - ASSISTANT SUPERINTENDENT.) The assistant superintendent of San Haven shall submit to the superintendent a biennial report including the number and type of resident being served and the conditions and needs of the institution and any other information which the director of institutions may require. The superintendent upon his review of the report will submit it to the director of institutions who shall include it in his required biennial report. The director may authorize the printing of copies of the separate report of such institution not exceeding one thousand in number. The charges for the printing of such separate copies shall be paid in the same manner as payment is made for printing reports of the various departments of the state.

SECTION 15. AMENDMENT.) Subsection 5 of section 25-01-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

5. "State school" shall mean the Grafton state school and ~~such portion of the state institution at San Haven that is designated for the care of the mentally deficient~~ San Haven.

SECTION 16. AMENDMENT.) Section 25-04-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

25-04-01. STATE SCHOOL - MAINTAINED - NAME.) An institution for the mentally deficient shall be maintained at or near the city of Grafton in the county of Walsh. Such institution shall be known and designated as Grafton state school. There shall be maintained near Dunseith, in the county of Rolette, a division of the Grafton state school which shall be known as San Haven.

SECTION 17. AMENDMENT.) Section 25-04-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

25-04-03. QUALIFICATIONS OF SUPERINTENDENT.) The superintendent of Grafton state school shall be a skilled administrator with professional training and experience relating to the needs of the mentally retarded. The superintendent shall designate a qualified and duly licensed physician as chief of medical staff and such chief of staff shall have the power, with advice and consent of the superintendent, to employ and discharge additional physicians, nurses, and professional assistants and shall be responsible for defining their qualifications and duties. All other employees shall be appointed and removed by the superintendent or a personnel director to be named by him. The salaries of all employees shall be fixed by the director within the limits of the legislative appropriations made for such purpose. The superintendent of the Grafton state school shall also serve as the superintendent of San Haven. The superintendent shall appoint an assistant superintendent who shall be the chief administrative officer of San Haven. The superintendent shall designate a qualified and duly licensed physician as chief of medical staff who will with the advice and consent of the superintendent employ the necessary physicians. All other employees shall be appointed by the assistant superintendent with the advice and consent of the superintendent. The assistant superintendent shall make certain that records on each resident be maintained as required by the director of institutions and the superintendent. The assistant superintendent, with the advice and consent of

the superintendent and the director of institutions, shall determine the salaries of all employees at San Haven within the limits of legislative appropriations.

SECTION 18. REPEAL.) Subsection 6 of section 25-01-01 and chapter 25-05 of the North Dakota Century Code are hereby repealed.

And renumber the lines and pages accordingly

For the Senate	For the House
<i>Roen</i> _____ Senator Roen	<i>Kermott</i> _____ Representative Kermott
<i>Albers</i> _____ Senator Albers	<i>Herman</i> _____ Representative Herman
<i>Hoffner</i> _____ Senator Hoffner	<i>Brokaw</i> _____ Representative Brokaw

Senate Bill No. 2113 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1042 has had the same under consideration and recommends:

That the Senate recede from its amendments and that House Bill 1042 be amended as follows:

- On page 1, line 1, of the engrossed bill delete the word "a" and insert in lieu thereof the word "two" and delete the word "section" and insert in lieu thereof the word "sections"
- On page 1, line 2, delete the second word "the"
- On page 1, line 3, delete the words "timing of" and after the first word "the" insert the words "classification and"
- On page 1, line 4, delete the words "providing for exceptions" and insert in lieu thereof the words "setting forth intent that employee complaints be resolved by basic agency grievance procedures and a statewide appeal mechanism"
- On page 1, line 10, after the word "TO" insert the words "CLASSIFICATION AND" and after the word "to" insert the words "classification and"
- On page 1, line 14, delete the words "Exceptions to the"
- On page 1, delete lines 15 through 17 and insert in lieu thereof the following section:
"SECTION 2.) A new section to chapter 54-44.3 of the North Dakota Century Code is hereby created and enacted to read as follows:
EMPLOYEE COMPLAINTS - COOPERATION IN DEVELOPMENT AND IMPLEMENTATION OF BASIC AGENCY GRIEVANCE PROCEDURES AND A STATEWIDE APPEAL MECHANISM.) It is the intent of the state of North Dakota to assure fair and equitable treatment and promote harmony between and among all classified employees. To ensure this the state desires to resolve bona fide employee complaints as quickly as possible. The central personnel division shall cooperate with and assist the various departments, agencies, and institutions of the state in the development and implementation of basic agency grievance procedures and a statewide appeal mechanism."

And renumber the lines and pages accordingly

For the Senate
Kent Jones
 Sen. Jones
James M. Cussons
 Sen. Cussons
Rait
 Sen. Rait

For the House
Olav Gunderson
 Rep. Gunderson
Wesley
 Rep. Scofield
Tom Hansen
 Rep. Hanson

House Bill No. 1042 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1278 has had the same under consideration and recommends:

That the House accede to the Senate amendments.

For the Senate
Kent Jones
 Sen. Jones
James M. Cussons
 Sen. Cussons
Rait
 Sen. Rait

For the House
Olav Gunderson
 Rep. Gunderson
Wesley
 Rep. Wesman
Pomeroy
 Rep. Pomeroy

Sen. Jones moved that the report be adopted, which motion

prevailed.

MESSAGE FROM THE HOUSE
 House Chamber

Mr. President: I have the honor to transmit herewith the following:
 House Bill No. 1008
 House Bill No. 1130
 House Bill No. 1241
 House Bill No. 1301
 House Bill No. 1634
 House Bill No. 1636
 House Bill No. 1671
 House Concurrent Resolution No. 3021
 House Concurrent Resolution No. 3048
 Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1008
 House Bill No. 1130
 House Bill No. 1241
 House Bill No. 1301
 House Bill No. 1634
 House Bill No. 1636
 House Bill No. 1671
 House Concurrent Resolution No. 3021
 House Concurrent Resolution No. 3048

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 herewith the following:

House Bill No. 1008
 House Bill No. 1130
 House Bill No. 1241
 House Bill No. 1301
 House Bill No. 1634
 House Bill No. 1636
 House Bill No. 1671
 House Concurrent Resolution No. 3021
 House Concurrent Resolution No. 3048
 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. 2047
 Senate Bill No. 2130
 Senate Bill No. 2196
 Senate Bill No. 2218
 Senate Bill No. 2285
 Senate Bill No. 2306
 Senate Bill No. 2327
 Senate Bill No. 2371
 Senate Bill No. 2446
 Senate Bill No. 2454
 Senate Bill No. 2465
 Senate Bill No. 2478
 Senate Concurrent Resolution No. 4010
 Senate Concurrent Resolution No. 4065
 Senate Concurrent Resolution No. 4068
 Senate Concurrent Resolution No. 4069

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 herewith the following:

Senate Bill No. 2047
 Senate Bill No. 2130
 Senate Bill No. 2196
 Senate Bill No. 2218
 Senate Bill No. 2285
 Senate Bill No. 2306
 Senate Bill No. 2327
 Senate Bill No. 2371
 Senate Bill No. 2446
 Senate Bill No. 2454
 Senate Bill No. 2465
 Senate Bill No. 2478
 Senate Concurrent Resolution No. 4010
 Senate Concurrent Resolution No. 4065
 Senate Concurrent Resolution No. 4068
 Senate Concurrent Resolution No. 4069

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 return herewith the following:

Senate Bill No. 2047	Senate Concurrent Resolution No. 4010
Senate Bill No. 2130	Senate Concurrent Resolution No. 4065
Senate Bill No. 2196	Senate Concurrent Resolution No. 4068
Senate Bill No. 2218	Senate Concurrent Resolution No. 4069
Senate Bill No. 2285	Which the Speaker has signed.
Senate Bill No. 2306	
Senate Bill No. 2327	
Senate Bill No. 2371	
Senate Bill No. 2446	
Senate Bill No. 2454	
Senate Bill No. 2465	
Senate Bill No. 2478	

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. 2286:

Rep. Black
Rep. Wald
Rep. Kelly

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bills Nos. 1257, 1302, 1402, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bills Nos. 1257, 1302, 1402.

House Bill No. 1257:

Rep. Gackle
Rep. Murphy
Rep. Backes

House Bill No. 1302:

Rep. A. Hausauer
Rep. Timm
Rep. Weber

House Bill No. 1402:

Rep. Gackle
Rep. Murphy
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. 2054:

Rep. Kretschmar
Rep. Berge
Rep. Lardy

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign the certification by which Senate Bill No. 2340 passed the Senate over the Governor's veto, 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. 2340 which the President has signed the certification over the Governor's veto, and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 2035, 2036, 2070, 2160, 2186, 2206, 2357, and subsequently passed the same, but refused to concur in the House amendment to Senate Bills Nos. 2006, 2031, 2033, 2084, 2131, 2249, and the President has appointed as a conference committee to act with a like committee from the House on Senate Bills Nos. 2006, 2031, 2033, 2084, 2131, 2249.

Senate Bill No. 2006:

Senator Hanson
Senator Olin
Senator Tallackson

Senate Bill No. 2031:

Senator Strinden
Senator Naaden
Senator Walsh

Senate Bill No. 2033:

Senator Thane
Senator Hanson
Senator Erdman

Senate Bill No. 2084:

Senator Peterson
Senator Sandness
Senator Dotzenrod

Senate Bill No. 2131:

Senator Nelson
Senator Strand
Senator Berube

Senate Bill No. 2249:

Senator Strand
Senator Solberg
Senator Lashkowitz

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended, but subsequently failed to pass:

House Bill No. 1203

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1002
House Bill No. 1030
House Bill No. 1198
House Bill No. 1493
House Bill No. 1550
House Bill No. 1624
House Bill No. 1628
House Bill No. 1645

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2483

Senate Concurrent Resolution No. 4070

Senate Concurrent Resolution No. 4072

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2001

Senate Bill No. 2008

Senate Bill No. 2009

Senate Bill No. 2011

Senate Bill No. 2013

Senate Bill No. 2023

Senate Bill No. 2043

Senate Bill No. 2046

Senate Bill No. 2227

Senate Bill No. 2237

Senate Bill No. 2313

Senate Bill No. 2316

Senate Bill No. 2350

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2001

On page 2 of the reengrossed bill, after line 12, insert the following subdivision:

"Subdivision 5.

WESTERN GOVERNORS POLICY OFFICE

Fees and services	<u>\$30,000</u>
Total general fund appropriation	\$30,000"

On page 2 of the reengrossed bill, line 22, delete the numerals "480,100" and insert in lieu thereof the numerals "489,658"

On page 2 of the reengrossed bill, line 28, delete the numerals "579,144" and insert in lieu thereof the numerals "588,702"

On page 3 of the reengrossed bill, line 12, delete the numerals "2,021,137" and insert in lieu thereof the numerals "2,163,887"

On page 3 of the reengrossed bill, line 13, delete the numerals "466,966" and insert in lieu thereof the numerals "520,366"

On page 3 of the reengrossed bill, line 16, delete the numerals "98,650" and insert in lieu thereof the numerals "104,650"

On page 3 of the reengrossed bill, line 17, delete the numerals "84,608" and insert in lieu thereof the numerals "89,758"

On page 3 of the reengrossed bill, line 20, delete the numerals "2,861,561" and insert in lieu thereof the numerals "3,068,861"

On page 3 of the reengrossed bill, line 22, delete the numerals "2,548,656" and insert in lieu thereof the numerals "2,755,956"

- On page 4 of the reengrossed bill, line 7, delete the numerals "4,003,979" and insert in lieu thereof the numerals "4,095,209"
- On page 4 of the reengrossed bill, line 8, delete the numerals "737,249" and insert in lieu thereof the numerals "777,749"
- On page 4 of the reengrossed bill, line 12, delete the numerals "17,070" and insert in lieu thereof the numerals "20,773"
- On page 4 of the reengrossed bill, line 13, delete the numerals "5,788,435" and insert in lieu thereof the numerals "5,923,868"
- On page 4 of the reengrossed bill, line 16, delete the numerals "544,624" and insert in lieu thereof the numerals "553,124"
- On page 4 of the reengrossed bill, line 18, delete the numerals "28,509" and insert in lieu thereof the numerals "38,509"
- On page 4 of the reengrossed bill, line 21, delete the numerals "654,785" and insert in lieu thereof the numerals "673,285"
- On page 5 of the reengrossed bill, line 2, underscore the numerals "50,000"
- On page 5 of the reengrossed bill, delete line 3
- On page 5 of the reengrossed bill, line 4, delete the numerals "5,663,771" and insert in lieu thereof the numerals "3,653,771"
- On page 5 of the reengrossed bill, line 5, delete the numerals "2,090,611" and insert in lieu thereof the numerals "380,611"
- On page 5 of the reengrossed bill, line 6, delete the numerals "3,573,160" and insert in lieu thereof the numerals "3,273,160"
- On page 5 of the reengrossed bill, line 9, delete the numerals "1,071,511" and insert in lieu thereof the numerals "1,100,950"
- On page 5 of the reengrossed bill, line 10, delete the numerals "481,350" and insert in lieu thereof the numerals "530,516"
- On page 5 of the reengrossed bill, line 13, delete the numerals "1,609,676" and insert in lieu thereof the numerals "1,688,281"
- On page 5 of the reengrossed bill, line 15, delete the numerals "1,478,657" and insert in lieu thereof the numerals "1,557,262"
- On page 6 of the reengrossed bill, line 13, delete the numerals "17" and insert in lieu thereof the numerals "18"
- On page 6 of the reengrossed bill, line 17, delete the numerals "19,070,398" and insert in lieu thereof the numerals "19,584,794"
- On page 6 of the reengrossed bill, line 19, delete the numerals "22,010,838" and insert in lieu thereof the numerals "22,525,234"
- On page 7 of the reengrossed bill, line 2, delete the word "and", and after the word "four" insert the comma and words ", and five"
- On page 7 of the reengrossed bill, delete lines 6 through 18 and insert in lieu thereof the following section:
- "SECTION 7. INSURANCE COMMISSIONER - PERFORMANCE AUDIT - APPROPRIATION.) There is hereby appropriated from moneys in the general fund in the state treasury not otherwise appropriated, the sum of \$35,000.00, or so much thereof as may be necessary, to the legislative council to contract with a qualified firm, person, or persons for a performance review of the state insurance commissioner's office during the biennium beginning July 1, 1979, and ending June 30, 1981."
- On page 8 of the reengrossed bill, after line 14, insert the following section:

"SECTION 10. APPROPRIATION - HIGHWAY DEPARTMENT.) There is hereby appropriated out of any moneys in the general fund of the state treasury, not otherwise appropriated, the sum of \$300,000.00, or so much thereof as may be necessary, and \$1,710,000.00 of federal funds, or so much thereof as may be necessary, to the state highway department for the purpose of providing financial assistance for the continuation of operations and maintenance of any railroad within the state as provided for in the Railroad Revitalization and Regulatory Reform Act of 1976, or other federal legislation, and in accordance with the provisions of House Bill No. 1103 passed by the forty-sixth legislative assembly. The highway department shall make grants of financial assistance pursuant to this appropriation only after such grants have been approved by the public service commission."

And renumber the lines, subdivisions, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Western Governors Policy Office

The \$30,000 general fund appropriation which was deleted by the Senate is restored.

Secretary of State

This amendment increases the salaries and wages of the Secretary of State by \$9,558 to provide funds to upgrade several employees in the Secretary of State's office.

Attorney General

The Attorney General's budget is increased by a total of \$207,300 in the following areas to implement the provisions of House Bill No. 1215 relating to the enforcement and licensing of gaming tables. Salaries and wages are increased by \$142,750 to allow for the additional positions of two FTE accountant-investigators, one FTE secretary, and a .5 FTE attorney; fees and services are increased \$53,400; supplies and materials are increased \$6,000; and equipment is increased \$5,150.

Tax Commissioner

Increases salaries and wages of the Tax Commissioner by \$91,230 to restore funding for three corporate tax auditors which were deleted by the Senate. The fees and services line item is increased \$40,500 and equipment is increased \$3,703 for costs related to the three positions.

Insurance Commissioner

Salaries and wages are increased \$8,500 to add \$2,500 because of expected reclassification of an employee; and to add \$6,000 to upgrade certain employees above the minimum of their classification. The data processing line item is increased \$10,000 for additional costs related to the provisions of Senate Bill No. 2099.

Public Service Commission

This amendment deletes the \$300,000 general fund appropriation and \$1,710,000 federal fund appropriation for railroad assistance from the Public Service Commission appropriation. Such funds are appropriated to the Highway Department in a separate section of this Act.

Agriculture Commissioner

This amendment increases salaries and wages by \$29,439 from the Senate version by adding \$23,118 for a final adjustment to provide adequate funds for 6.5 percent annual salary increases over current salaries based on recent revisions to the salary base and for adequate fringe benefits and by adding \$6,321 to correct the executive budget. Fees and services is increased by \$49,116 by adding \$39,116 for travel for dairy inspectors and \$10,000 for dairy inspection contract fees.

HOUSE AMENDMENTS TO SENATE BILL 2008

- On page 1 of the engrossed bill, line 18, delete the numerals "1,941,111" and insert in lieu thereof the numerals "1,943,461"
- On page 1 of the engrossed bill, line 19, delete the numerals "358,813" and insert in lieu thereof the numerals "343,105"
- On page 1 of the engrossed bill, line 21, delete the numerals "232,000" and insert in lieu thereof the numerals "577,000"
- On page 1 of the engrossed bill, line 22, delete the numerals "2,633,087" and insert in lieu thereof the numerals "2,964,729"
- On page 2 of the engrossed bill, line 2, delete the numerals "2,273,453" and insert in lieu thereof the numerals "2,605,095"
- On page 2 of the engrossed bill, line 5, delete the numerals "1,109,017" and insert in lieu thereof the numerals "1,111,287"
- On page 2 of the engrossed bill, line 6, delete the numerals "285,096" and insert in lieu thereof the numerals "273,509"
- On page 2 of the engrossed bill, line 9, delete the numerals "1,588,828" and insert in lieu thereof the numerals "1,579,511"
- On page 2 of the engrossed bill, line 11, delete the numerals "1,262,433" and insert in lieu thereof the numerals "1,253,116"
- On page 2 of the engrossed bill, line 12, delete the numerals "3,535,886" and insert in lieu thereof the numerals "3,858,211"
- On page 2 of the engrossed bill, line 14, delete the numerals "4,221,915" and insert in lieu thereof the numerals "4,544,240"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Increase salaries and wages at the School for the Deaf by \$2,350 and at the School for the Blind by \$2,270 to allow for the reclassification of institutional support workers. The reclassifications have been recommended by the Central Personnel Division.

The operating expenses line item at the School for the Deaf is decreased by \$15,708 and at the School for the Blind is decreased by \$11,587. These amounts were included in the respective budgets for transportation expenses for students; however, those expenses are now to be provided for in Senate Bill No. 2058.

The land, structures, and major improvements line item of the School for the Deaf is increased by \$345,000 to allow for the construction of three residential cottages for intermediate and older boys.

HOUSE AMENDMENTS TO SENATE BILL 2009

- On page 1 of the reengrossed bill, line 18, delete the numerals "15,736,576" and insert in lieu thereof the numerals "16,118,263"

- On page 1 of the reengrossed bill, line 19, delete the numerals "3,439,785" and insert in lieu thereof the numerals "3,339,785"
- On page 1 of the reengrossed bill, line 22, delete the numerals "20,380,117" and insert in lieu thereof the numerals "20,661,804"
- On page 2 of the reengrossed bill, line 2, delete the numerals "17,845,678" and insert in lieu thereof the numerals "18,127,365"
- On page 2 of the reengrossed bill, line 5, delete the numerals "5,774,919" and insert in lieu thereof the numerals "5,786,332"
- On page 2 of the reengrossed bill, line 6, delete the numerals "1,253,845" and insert in lieu thereof the numerals "1,251,040"
- On page 2 of the reengrossed bill, line 9, delete the numerals "7,685,225" and insert in lieu thereof the numerals "7,693,833"
- On page 2 of the reengrossed bill, line 11, delete the numerals "7,112,277" and insert in lieu thereof the numerals "7,120,885"
- On page 2 of the reengrossed bill, line 12, delete the numerals "24,957,955" and insert in lieu thereof the numerals "25,248,250"
- On page 2 of the reengrossed bill, line 14, delete the numerals "28,065,342" and insert in lieu thereof the numerals "28,355,637"
- On page 2 of the reengrossed bill, after line 29, insert the following section:

"SECTION 4. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that \$13,438 of the increase in Grafton state school salaries and wages and \$11,413 of the increase in the San Haven state hospital salaries and wages be for the purpose of increasing institutional support worker salaries because of contemplated reclassification of institutional support workers effective July 1, 1979. It is not the intent of the legislative assembly that everyone within each classification receive the same salary. It is the intent of the legislative assembly that the institutions work closely with representatives of the central personnel division so that any salary increases given to institutional support workers be compatible with the central personnel division pay grades for such classifications."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Grafton State School

This amendment restores \$368,249 for 13 positions which were recommended in the executive budget but deleted by the Senate. These positions are as follows:

Dentist	\$ 77,360
Hygienist	28,033
Lab technician	25,450
Food service worker	15,611
Ward attendant	20,940
Ward attendant	20,940
Ward attendant	20,940
Ward attendant	20,940
Ward attendant	20,940
Ward attendant	20,940
Ward attendant	20,940
Instructor	39,452
Physical therapist	<u>35,763</u>
Total	\$368,249

Also, \$13,438 is added to salaries and wages to upgrade institutional worker salaries based on proposed reclassification of these workers

effective July 1, 1979. Operating expenses are reduced \$100,000 for transportation costs to be paid from the state special education appropriation as provided in Senate Bill No. 2057.

San Haven State Hospital

Salaries and wages is increased \$11,413 to upgrade institutional worker salaries based on proposed reclassification of these workers effective July 1, 1979. Operating expenses are reduced \$2,805 for transportation costs to be paid from the state special education appropriation as provided in Senate Bill No. 2057.

HOUSE AMENDMENTS TO SENATE BILL 2011

- On page 1 of the engrossed bill, line 19, delete the numerals "3,916,012" and insert in lieu thereof the numerals "3,885,326"
- On page 2 of the engrossed bill, line 2, delete the numerals "6,226,656" and insert in lieu thereof the numerals "6,195,970"
- On page 2 of the engrossed bill, line 4, delete the numerals "5,736,436" and insert in lieu thereof the numerals "5,705,750"
- On page 2 of the engrossed bill, line 7, delete the numerals "441,490" and insert in lieu thereof the numerals "435,154"
- On page 2 of the engrossed bill, line 11, delete the numerals "3,641,188" and insert in lieu thereof the numerals "3,634,852"
- On page 2 of the engrossed bill, line 12, delete the numerals "5,736,436" and insert in lieu thereof the numerals "5,705,750"
- On page 2 of the engrossed bill, line 13, delete the numerals "4,131,408" and insert in lieu thereof the numerals "4,125,072"
- On page 2 of the engrossed bill, line 14, delete the numerals "9,867,844" and insert in lieu thereof the numerals "9,830,822"
- On page 2 of the engrossed bill, after line 35, insert the following section:

"SECTION 5. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that the roughrider industries employ a salesperson to promote and sell roughrider industry products and services. It is the intent of the legislative assembly that remuneration of the salesperson be based on a commission of the products and services sold by such person and that remuneration be paid from the operating expense line item in subdivision 2 of section 1 of this Act."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The Penitentiary salaries and wages are reduced by \$30,686 and the Roughrider Industry salaries and wages are reduced by \$6,336 for a final adjustment related to the amounts necessary for 6.5 percent annual salary increases and adequate fringe benefits including the alternate family medical insurance plan.

HOUSE AMENDMENTS TO SENATE BILL 2013

- On page 1 of the reengrossed bill, line 9, delete the numerals "27,879,523" and insert in lieu thereof the numerals "28,350,152"

On page 1 of the reengrossed bill, after line 14, insert the following line:

"July 1, 1979, salaries and wages 300,000"

On page 1 of the reengrossed bill, line 15, delete the numerals "4,227,223" and insert in lieu thereof the numerals "4,397,852"

On page 1 of the reengrossed bill, line 18, delete the numerals "27,879,523" and insert in lieu thereof the numerals "28,350,152"

On page 1 of the reengrossed bill, line 19, delete the numerals "6,920,000" and insert in lieu thereof the numerals "7,341,423"

On page 1 of the reengrossed bill, line 20, delete the numerals "20,959,523" and insert in lieu thereof the numerals "21,008,729"

On page 2 of the reengrossed bill, after line 5, insert the following section:

"SECTION 3.) The state hospital is authorized to use up to \$700,000.00 of federal funds appropriated in other acts passed by the forty-sixth legislative assembly, if such funds are available, towards the construction of the coal boiler at the hospital. If the \$700,000.00 of federal funds, or any portion thereof is available, the hospital is authorized to use up to \$250,000.00 of the \$1,450,000.00 general fund appropriation in the land, structures, and major improvements line item in section 1 of this Act for other maintenance projects at the hospital and thereafter the balance of the general fund appropriation of \$1,450,000.00 for the coal boiler in the land, structures, and major improvements line item shall be returned to the state general fund."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

A line item of \$300,000 is added for a portion of the July 1, 1979, payroll at the State Hospital. This amount will be paid from revenue relating to the 1977-79 biennium which is expected to be collected in July 1979. The operating expense line item is increased by \$170,629 to provide adequate funds necessary for continuing operations. The operating expense line item includes \$682,742 for natural gas and electricity and \$974,299 for food. Estimated income is increased by \$421,423 by adding \$300,000 for the estimated revenue to be received in July 1979 relating to the 1977-79 biennium; and by adding \$121,423 to include estimated funds from the State Land Department. The salaries and wages line item includes sufficient funds to continue two positions in the chemical dependency unit presently paid from federal funds.

HOUSE AMENDMENTS TO SENATE BILL 2023

On page 1 of the engrossed bill, line 8, delete the numerals "3,040,959" and insert in lieu thereof the numerals "3,077,558"

On page 1 of the engrossed bill, line 13, delete the numerals "589,170" and insert in lieu thereof the numerals "604,682"

On page 1 of the engrossed bill, line 21, delete the numerals "3,062,046" and insert in lieu thereof the numerals "3,077,558"

On page 2 of the engrossed bill, line 1, delete the numerals "1,911,046" and insert in lieu thereof the numerals "1,926,558"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Increase the salaries and wages line item of the Adjutant General by \$15,512 from the general fund to provide for 6.5 percent annual salary increases and adequate fringe benefits including health insurance under the alternate plan.

HOUSE AMENDMENTS TO SENATE BILL 2043

On page 1 of the reengrossed bill, line 6, after the word "governor" insert the words and semicolon "; and to provide an appropriation"

On page 2 of the reengrossed bill, after line 6, insert the following section

"SECTION 3. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$50,000.00, or so much thereof as may be necessary, and from special funds derived from federal funds or other income the sum of \$2,000,000.00 or so much thereof as may be necessary, to the weather modification board for the purposes of carrying out the research and development program under this Act for the biennium beginning July 1, 1979, and ending June 30, 1981."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2046

On page 1, line 3, delete the words "county equalization funds" and insert in lieu thereof the words "school districts"

On page 1, line 9, strike the word "COUNTY"

On page 1, line 10, strike the words "EQUALIZATION FUNDS" and immediately thereafter insert the words "SCHOOL DISTRICTS"

On page 1, line 13, strike the words "county equalization funds" and immediately thereafter insert the words "school districts"

On page 1, line 15, strike the words "equalization fund" and immediately thereafter insert the words "school district"

On page 1, line 17, strike the words "county equalization fund such" and immediately thereafter insert the words "school district the"

On page 2, line 2, strike the words "county equalization fund" and immediately thereafter insert the words "school district"

On page 2, line 4, strike the words "county equalization funds" and immediately thereafter insert the words "school districts"

On page 2, line 6, strike the words "such funds" and immediately thereafter insert the word "them"

On page 2, line 7, strike the words "county equalization"

On page 2, line 8, strike the word "fund" and immediately thereafter insert the words "school district"

On page 2, line 13, strike the words "equalization fund"

On page 2, line 14, before the semicolon insert the words "school district"

On page 2, line 16, delete the words "equalization fund" and insert in lieu thereof the words "school district"

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2227

On page 1 of the engrossed bill, line 16, delete the word "southeast" and insert in lieu thereof the word "northeast" and also on line 16 delete the following: "block eight, Andrus' and" and insert in lieu thereof the following: "the south one half ($\frac{1}{2}$) of northeast quarter ($\frac{1}{4}$) of section 28-140-58"

On page 1, line 17, delete the following: "Sifton's Addition"

On page 2, after line 14 insert the following language: "In negotiating the sale of this land, the board shall advertise for bids and shall designate a time and place for the opening of such bids. At that time the board shall allow the top five bidders to orally raise their bids."

On page 2, line 17, delete the word "Set" and insert in lieu thereof the word "The"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2237

On page 1, line 19 of the engrossed bill, after the word "company" delete the words "used primarily to provide" and insert in lieu thereof the following: "the only business of which is providing"

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2313

On page 1, line 16, of the engrossed bill delete the words "except during the time"

On page 1, delete all of the underlined language on lines 17 through 19

On page 2, line 11, delete the words "except during the time when an employee of a"

On page 2, delete all of line 12

On page 2, line 13, delete the words "probationary period of employment"

On page 2, delete all of the underlined language on lines 18 through 20

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2316

On page 1, line 1 delete the word "chapter" and insert in lieu thereof the following: "title 12.1"

On page 1, line 2 delete the numerals "19-03.1"

On page 1, line 8 delete "chapter 19-03.1" and insert in lieu thereof the following: "title 12.1"

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2350

On page 1, line 1 after the word "to" insert the following: "create and enact a new subsection to section 39-06.1-06 and a new section to chapter 39-09 of the North Dakota Century Code, relating to fines assessed for violation of speed limits, and limitations on the reduction of speed zone speed limits; and to"

On page 1, after line 6 insert the following sections:

"SECTION 1.) A new subsection to section 39-06.1-06 of the 1977 Supplement to the North Dakota Century Code is hereby created and enacted to read as follows:

For a violation of section 39-09-02, or an equivalent ordinance, which violation involves speed limits less than fifty-five miles per hour, the penalty shall be a fee as follows:

- a. From one to five miles per hour in excess of the lawful limit, a fee in the amount of five dollars.
- b. From six to ten miles per hour in excess of the lawful speed limit, a fee in the amount of ten dollars.
- c. From eleven to twenty-five miles per hour in excess of the lawful speed limit, a fee in the amount of ten dollars, plus an additional fee in the amount of one dollar for each mile per hour above ten miles per hour in excess of the lawful speed limit.
- d. Twenty-six or more miles per hour in excess of the lawful speed limit, a fee in the amount of thirty dollars, plus an additional fee in the amount of two dollars for each mile per hour above twenty-five miles per hour in excess of the lawful speed limit.

SECTION 2.) A new section to chapter 39-09 of the North Dakota Century Code is hereby created and enacted to read as follows:

SPEED ZONES - REDUCTION LIMITATION.) No street, road, or highway in the state highway system or any other township, county, or state road or highway shall be posted in a manner which reduces the maximum speed limit on the street, road, or highway by more than twenty miles per hour between any two signs so posted in a speed zone."

And renumber the lines, sections and pages accordingly

Senator Nething moved that the absent Senators be excused, which motion prevailed.

Senator Nething moved that at the conclusion of the 5th Order of Business and after the reading of Senate Bill No. 2487 and House Bill No. 1695, the Senate adjourn and convene at 9:00 A.M., Wednesday, March 21, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-FIFTH DAY

Bismarck, March 21, 1979

The Senate convened at 9:00 A.M., with President Sanstead presiding.

The prayer was offered by Rev. Chuck Hill, United Church of Christ, Bismarck.

Father, we stand now on the downward side of the task assigned and the time allowed for its completion. We ask the blessing of Thy Holy Spirit upon these so engaged. Grant to them a sense of having done Thy Will in the decisions made and the legislation enacted. Having completed the task at hand may we be able to turn our attention to preparation of the land for the approaching seed time. Hearing the voice of the meadow lark in our land may we rejoice in the constancy of Thy time and our place in it. May Thy protecting providence be about these Thy servants as they return home to their loved ones. In Christ name we pray. Amen.

The roll was called and all members were present except Senators Sorum and Strand.

A quorum was declared by the President.

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2486

and find the same correctly } Engrossed

 Chairman
Senator Peterson

Senator Dotzenrod moved that the report be adopted, which motion prevailed.

The committee on Enrollment and Engrossment respectfully reports that:

- Senate Bill No. 2047
- Senate Bill No. 2130
- Senate Bill No. 2196
- Senate Bill No. 2218
- Senate Bill No. 2285
- Senate Bill No. 2306
- Senate Bill No. 2327

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- Senate Bill No. 2371
- Senate Bill No. 2446
- Senate Bill No. 2454
- Senate Bill No. 2465
- Senate Bill No. 2478

were delivered to the } Governor for his approval

on March 21, 1979

Senator Peterson Chairman

The committee on Enrollment and Engrossment respectfully reports that:

- Senate Concurrent Resolution No. 4010
- Senate Concurrent Resolution No. 4065
- Senate Concurrent Resolution No. 4068
- Senate Concurrent Resolution No. 4069

were delivered to the } Secretary of State for his filing

on March 21, 1979

Senator Peterson Chairman

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to House Bill No. 1004 as recommended by the Committee on Appropriations as printed on pages 1575-1576 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1005 as recommended by the Committee on Appropriations as printed on pages 1576-1578 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1009 as recommended by the Committee on Appropriations as printed on pages 1578-1579 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1010 as recommended by the Committee on Appropriations as printed on pages 1579-1585 of the Senate Journal be adopted.

Senator Hoffner moved that the question be divided on the motion to adopt the amendments to House Bill No. 1010, which motion prevailed.

The following sections to be voted upon separately are:

Division 1.

On page 1 of the engrossed bill, line 3, after the word "Dakota" insert the following: "; and to repeal section 19-01-02.1 of the North Dakota Century Code, relating to the consumer affairs division of the state laboratories department"

Division 2 of the proposed amendments were adopted.

ROLL CALL

The question being on the motion to adopt Division 3 of the proposed amendments, the roll was called and there were ayes, 43; nays, 4; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM	●	
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON		●
● DOTZENROD		●	● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO		●	● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

Division 3 of the proposed amendments were adopted.

Senator Lips moved that the amendments to House Bill No. 1011 as recommended by the Committee on Appropriations as printed on pages 1585-1586 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1024 as recommended by the Committee on Appropriations as printed on pages 1586-1587 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1048 as recommended by the Committee on Appropriations as printed on pages 1587-1588 of the Senate Journal be adopted, which motion prevailed.

Senator Sands moved that the amendments to House Bill No. 1215 as recommended by the Committee on Judiciary as printed on pages 1588-1589 of the Senate Journal be adopted.

Senator Tallackson moved that the question be divided on the motion to adopt the amendments to House Bill No. 1215, that the amendments be voted upon separately by sections; Amendment A, with three sections to be voted upon separately also, Amendment A-1, Amendment A-2, Amendment A-3; Amendment B; and Amendment C., which motion prevailed.

Senator Tallackson requested a recorded roll call vote on each section, which request was granted.

The amendments to be voted upon are as follows:

Amendment A - relates to games of chance allowed

Amendment A-1 - relates to paddlewheel

Amendment A-2 - relates to sports pools

Amendment A-3 - relates to twenty-one.

Amendment B - relates to enforcement, bookkeeping and other clarifications.

Amendment C - relates to College Fraternities and Sororities being allowed to conduct bingo and raffles.

PROPOSED AMENDMENT A

Amendment A-1

on page 1 of the engrossed bill, line 4, after the word "jars," insert the word "and" and after the word "punchboards" delete the comma and the word "paddle wheel,"

on page 1 of the engrossed bill, line 5, delete the words "twenty-one, and sports pools"

Amendment A-2

- on page 10 of the engrossed bill, line 16, after the second comma, insert the word "and" and delete the comma and the words "paddle wheel, twenty--"
- on page 10 of the engrossed bill, line 17, delete the words "one, and sports pools for professional sports only"
- on page 10 of the engrossed bill, line 20, after the word "punchboards" delete the comma and the words "paddle wheel, and"
- on page 10 of the engrossed bill, line 21, delete the words "sport pools for professional sports only"

Amendment A-3

- on page 10 of the engrossed bill, delete all of lines 31 through 34
- on page 11 of the engrossed bill, delete all of lines 1 through 30

PROPOSED AMENDMENT B

Amendment B-1

- on page 5 of the engrossed bill, line 29, after the word "organization" insert a semi-colon and the words "; however, none of the net proceeds may be used for capital improvements or the purchase of furnishings"
- on page 5 of the engrossed bill, line 29, after the period, insert the following "For purposes of this section, a capital improvement is defined as the construction, renovation, remodeling or repair of a building which tends to enhance its value, beauty or utility or to adapt it for further purposes. For purposes of this section, a furnishing is defined as furniture, draperies, or equipment."
- on page 9 of the engrossed bill, line 26, delete the comma and the words ", other than"
- on page 9 of the engrossed bill, delete all of line 27
- on page 9 of the engrossed bill, line 28, delete the words "own use,"
- on page 15 of the engrossed bill, line 32, after "Act;" insert the following "to define capital improvements and furnishings;"

Amendments B-2 and B-4

- on page 9 of the engrossed bill, line 24, delete the words "one year" and insert in lieu thereof the words "three months"
- on page 9 of the engrossed bill, line 29, delete the words "one year" and insert in lieu thereof the words "three months"
- on page 13 of the engrossed bill, line 15, delete the word "before" and insert in lieu thereof the words "on a quarterly basis"
- on page 13 of the engrossed bill, line 16, delete the words "April first of each year for the preceding calendar year"

on page 15 of the engrossed bill, line 19, delete the word "may" and insert in lieu thereof the word "shall"

on page 15 of the engrossed bill, line 20, after the word "to" insert the following words "but not limited to"

Amendments B 3

on page 14 of the engrossed bill, line 18, delete the words "or retailer"

PROPOSED AMENDMENT C

on page 7 of the engrossed bill, delete all of lines 27 through 34

on page 8 of the engrossed bill, delete all of lines 1 through 20

on page 10 of the engrossed bill, delete all or lines 22 and 23

and renumber the lines, sections and pages accordingly

ROLL CALL

The question being on the motion to adopt the proposed amendments to House Bill No. 1215, Amendment A-1, relating to paddlewheel, the roll was called and there were ayes, 31; nays, 16; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER ●		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	●
	●		●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
	●			LASHKOWITZ		●	RAIT		●	TALLACKSON	●
	●		●	LEE		●	REDLIN		●	TENNEFOS	
●				LIPS		●	REITEN		●	THANE	
●			●	LOOGEN		●	ROEN		●	VOSPERS	●
	●		●	MELAND		●	SANDNESS		●	WALSH	●
●			●	MILLER		●	SANDS		●	WENSTROM	●
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	●
●				NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

The proposed Amendments A-1 to House Bill No. 1215 were adopted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to House Bill No. 1215, Amendment A-2, relating to sports pools, the roll was called and there were ayes, 26; nays, 22; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER ●		●	NETHING		●	SOLBERG	
	●		●	JACOBSON		●	OLIN		●	SORUM	●
	●		●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
	●			LASHKOWITZ		●	RAIT		●	TALLACKSON	●
	●		●	LEE		●	REDLIN		●	TENNEFOS	
●				LIPS		●	REITEN		●	THANE	
	●		●	LOOGEN		●	ROEN		●	VOSPERS	●
	●		●	MELAND		●	SANDNESS		●	WALSH	●
●			●	MILLER		●	SANDS		●	WENSTROM	●
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	●
●				NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

The proposed Amendments A-2 to House Bill No. 1215 were adopted.

Senator Holmberg moved that House Bill No. 1215 be further amended as follows:

On page 11, line 6 of the engrossed bill, delete the words "The maximum limit per wager"

On page 11, line 7 of the engrossed bill, delete the words "shall be five dollars."

And renumber the lines accordingly.

Senator Holmberg moved that the amendments be adopted, which motion prevailed.

ROLL CALL

The question being on the motion to adopt the proposed amendments to House Bill No. 1215, Amendment A-3, relating to deleting twenty-one, the roll was called and there were ayes, 31; nays, 18; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE	●		● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON	●		● STRINDEN		
● CUSSONS	●		● LASHKOWITZ			● RAIT	●		● TALLACKSON	●	
● DOTZENROD	●		● LEE	●		● REDLN	●		● TENNEFOS		
● ERDMAN			● LIPS		●	● REITEN		●	● THANE		
● FARRINGTON	●		● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND	●		● SANDNESS			● WALSH		
● GOODMAN	●		● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO	●		● WRIGHT		
● HOFFNER	●		● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON		●	● SMYKOWSKI	●				

The proposed Amendments A-3 to House Bill No. 1215 were adopted.

Senator Lashkowitz moved that the question be divided on Amendment B, to be voted as Amendment B-1; Amendment B-2 and B-4; and Amendment B-3, which request was granted.

The sections to be voted upon in Amendment B are as follows:

Amendment B-1:

Organizations licensed at the local level may not utilize the net proceeds for capital improvements to a building.

Amendment B-2 and B-4:

B-2. Reporting and disbursement of funds will be quarterly rather than annually.

B-4. The Attorney General shall write in rules in accordance with the bill.

Amendment B-3.

Retail liquor dealers will be allowed to be a distributor of gaming devices.

ROLL CALL

The question being on the motion to adopt the proposed Amendments B-1, the roll was called and there were ayes, 41; nays, 8; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE	●		● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON	●		● STRINDEN		
● CUSSONS	●		● LASHKOWITZ			● RAIT	●		● TALLACKSON	●	
● DOTZENROD	●		● LEE	●		● REDLN	●		● TENNEFOS		
● ERDMAN			● LIPS		●	● REITEN		●	● THANE		
● FARRINGTON	●		● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND	●		● SANDNESS			● WALSH		
● GOODMAN	●		● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO	●		● WRIGHT		
● HOFFNER	●		● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON		●	● SMYKOWSKI	●				

The proposed Amendments B-1 to House Bill No. 1215 were adopted.

ROLL CALL

The question being on the motion to adopt the proposed Amendments B-

2 and B-4, the roll was called and there were ayes, 40; nays, 8; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	ISZLER	•	•	NETHING		•	SOLBERG	•
•			•	JACOBSON		•	OLIN		•	SORUM	•
•			•	JONES	•	•	ORANGE	•	•	STRAND	•
•			•	KRAUTER		•	PETERSON		•	STRINDEN	•
•			•	LASHKOWITZ	•	•	RAIT		•	TALLACKSON	•
•			•	LEE	•	•	REDLIN		•	TENNEFOS	•
•			•	LIPS		•	REITEN		•	THANE	•
•			•	LODOEN		•	ROEN	•	•	VOSPER	•
•			•	MELLAND		•	SANDNESS		•	WALSH	•
•			•	MILLER		•	SANDS		•	WENSTROM	•
•			•	MUTCH	•	•	SCHIRADO		•	WRIGHT	•
•			•	NAADEN		•	SHABLOW		•	MR. PRESIDENT	•
•			•	NELSON		•	SMYKOWSKI				

The proposed amendments B-2 and B-4 were adopted.

ROLL CALL

The question being on the motion to adopt the proposed amendments B-3, the roll was called and there were ayes, 32; nays, 16; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	ISZLER	•	•	NETHING	•	•	SOLBERG	•
•			•	JACOBSON		•	OLIN		•	SORUM	•
•			•	JONES	•	•	ORANGE	•	•	STRAND	•
•			•	KRAUTER		•	PETERSON		•	STRINDEN	•
•			•	LASHKOWITZ	•	•	RAIT		•	TALLACKSON	•
•			•	LEE	•	•	REDLIN		•	TENNEFOS	•
•			•	LIPS		•	REITEN		•	THANE	•
•			•	LODOEN		•	ROEN	•	•	VOSPER	•
•			•	MELLAND		•	SANDNESS		•	WALSH	•
•			•	MILLER		•	SANDS		•	WENSTROM	•
•			•	MUTCH	•	•	SCHIRADO		•	WRIGHT	•
•			•	NAADEN		•	SHABLOW		•	MR. PRESIDENT	•
•			•	NELSON		•	SMYKOWSKI				

The proposed amendments B-3 were adopted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to House Bill No. 1215, Amendment C relating to College Fraternities and Sororities being allowed to conduct bingo and raffles, the roll was called and there were ayes, 33; nays, 15; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	ISZLER	•	•	NETHING		•	SOLBERG	•
•			•	JACOBSON		•	OLIN		•	SORUM	•
•			•	JONES	•	•	ORANGE	•	•	STRAND	•
•			•	KRAUTER		•	PETERSON		•	STRINDEN	•
•			•	LASHKOWITZ	•	•	RAIT		•	TALLACKSON	•
•			•	LEE	•	•	REDLIN		•	TENNEFOS	•
•			•	LIPS		•	REITEN		•	THANE	•
•			•	LODOEN		•	ROEN	•	•	VOSPER	•
•			•	MELLAND		•	SANDNESS		•	WALSH	•
•			•	MILLER		•	SANDS		•	WENSTROM	•
•			•	MUTCH	•	•	SCHIRADO		•	WRIGHT	•
•			•	NAADEN		•	SHABLOW		•	MR. PRESIDENT	•
•			•	NELSON		•	SMYKOWSKI				

The proposed Amendments C to House Bill No. 1215 were adopted.

MOTIONS

Senator Nothing moved that the rules be suspended, that House Bill No. 1215 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senator Nothing moved that the Senate stand in recess until 12:30 P.M., which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

MOTION

Senator Jones moved that the Senate request the return of House Bill No. 1046, 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. 1046.

LEO LEIDHOLM, Secretary
MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return House Bill No. 1046, which the Senate has requested.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1215. — A Bill for an Act to allow nonprofit veterans, charitable, educational, religious, and fraternal organizations, civic and service clubs, and public-spirited organizations to conduct bingo, raffles, pull tabs, jars, punchboards, paddle wheel, twenty-one, and sports pools; and to provide for definitions, licensure by the attorney general, city and county approval in certain instances, restrictions on the conduct of games, bookkeeping requirements, expense requirements, a tax based on adjusted gross proceeds, examination of books and records, licensure of distributors, form and display of licensure, and rules and regulations; to provide a criminal penalty for the violation of this Act; and to provide an expiration date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1588, 1589, the roll was called and there were ayes, 44; nays, 5; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN		●	● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE		●	● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS		●	● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MITCH			● SCHRAED			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON		●	● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

POINTS OF PERSONAL PRIVILEGE

Senator Smykowski: Mr. President, I rise on a point of personal privilege. I think the Senator from District 17 did an outstanding job of carrying that total amount of amendments and the bill on the floor. He did make a comment that he liked to play blackjack frequently and nearly all the time lost and I think it should be pointed out to the members of the Senate — "Thank Goodness he's a school teacher so he gets a monthly check so he can keep on playing and continue to lose."

Senator Holmberg: I gave up playing blackjack when the Attorney General cracked down a number of years ago and prior to that I always lost.

House Bill No. 1007. State Aid to Junior Colleges — A Bill for an Act

making an appropriation for providing assistance to the junior colleges of the state of North Dakota.

Which has been read and is placed on the calendar without recommendation.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1533, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON		●	STRANDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODDEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	
●			●	NAADEN		●	SHABLOW			MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senator Thane moved that the vote by which House Bill No. 1007 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1028. Highway Patrol — A Bill for an Act making an appropriation for defraying the expenses of the highway patrol and the various divisions thereof of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1534, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	SZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON		●	STRANDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODDEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	
●			●	NAADEN		●	SHABLOW			MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senator Thane moved that the vote by which House Bill No. 1028 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1438. — A Bill for an Act to create and enact a new section to chapter 39-03 of the North Dakota Century Code, and to amend and reenact sections 39-03-04, 39-03A-07, 39-03A-09 and 39-06-13 of the North Dakota Century Code, relating to the classification of truck regulatory employees, the appointment of highway patrolmen, the highway patrol retirement plans and driver testing.

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, 20; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			ISZLER	●		NETHING	●		● SOLBERG		
● BARTH			JACOBSON	●		OLIN	●		● SORUM		
● BERUBE			● JONES	●	● ORANGE	●			STRAND	●	
● CHRISTENSEN			● KRAUTER	●	PETERSON	●			STRINDEN	●	
● CUSSONS			● LASHKOWITZ	●	● RAIT	●			● TALLACKSON		
● DOTZENROD	●		● LIPS	●	● REDLIN	●			TENNEFOS	●	
● ERDMAN			● LEE	●	● REITEN	●			THANE	●	
● FARRINGTON	●		● LODGEN	●	● ROEN	●			● VOSPER	●	
● FRITZELL			● MELLAND	●	● SANDNESS	●			● WALSH	●	
● GOODMAN			● MILLER	●	● SANDS	●			● WENSTROM	●	
● HANSON	●		● MUTCH	●	● SCHIRADO	●			● WRIGHT	●	
● HOFFNER			● NAADEN	●	● SHABLOW	●			MR. PRESIDENT		
● HOLMBERG			● NELSON	●	● SMYKOWSKI	●					

So the bill passed and the title was agreed to.

House Bill No. 1029. Highway Department — A Bill for an Act making an appropriation for defraying the expenses of the highway department of the state of North Dakota.

Which has been read.

Senator Miller Heinrich moved that House Bill No. 1029 be amended as follows:

On page 2 of the engrossed bill after line 5 insert the following section:

Section 2. Transfer Truck Regulatory Personnel To Highway Patrol.) The state highway commissioner shall transfer, before June 30, 1981, twenty-three truck regulatory personnel to the North Dakota highway patrol. The salaries and wages and other expenses required for such personnel shall be paid from moneys appropriated for the truck regulatory division upon submission of vouchers prepared and approved by the highway patrol and upon approval of the highway commissioner.

Senator Miller Heinrich moved that the amendments be adopted.

Senator Miller Heinrich requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments, the roll was called and there were ayes, 22; nays, 25; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			ISZLER	●		NETHING	●		● SOLBERG		
● BARTH			JACOBSON	●		OLIN	●		● SORUM		
● BERUBE			● JONES	●	● ORANGE	●			STRAND	●	
● CHRISTENSEN	●		● KRAUTER	●	PETERSON	●			STRINDEN	●	
● CUSSONS			● LASHKOWITZ	●	● RAIT	●			● TALLACKSON		
● DOTZENROD	●		● LIPS	●	● REDLIN	●			TENNEFOS	●	
● ERDMAN			● LEE	●	● REITEN	●			THANE	●	
● FARRINGTON			● LODGEN	●	● ROEN	●			● VOSPER	●	
● FRITZELL			● MELLAND	●	● SANDNESS	●			● WALSH	●	
● GOODMAN			● MILLER	●	● SANDS	●			● WENSTROM	●	
● HANSON	●		● MUTCH	●	● SCHIRADO	●			● WRIGHT	●	
● HOFFNER			● NAADEN	●	● SHABLOW	●			MR. PRESIDENT		
● HOLMBERG			● NELSON	●	● SMYKOWSKI	●					

The proposed amendments lost.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1534, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAAOEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Thane moved that the vote by which House Bill No. 1029 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1056. — A Bill for an Act to set forth legislative intent covering any appropriation for school textbooks; to create and enact a new section for adjusting foundation aid payments; to provide that a portion of oil and gas bonus payments received by the board of university and school lands be apportioned and distributed to the public schools; to create and enact a new subsection to section 15-40.1-06 of the North Dakota Century Code, to provide that a portion of foundation program per-pupil payment increases be contingent on other fund distributions; to amend and reenact sections 15-20.1-10, 15-40.1-03, 15-40.1-04, 15-40.1-05, subsections 2 and 3 of section 15-40.1-06, sections 15-40.1-07, 15-40.1-08, 15-40.1-09, 15-40.1-10, 15-40.1-11, 15-40.1-16, 15-40.1-16.1, 15-40.1-18, 15-40.2-05, 15-40.2-10, 15-47-16, 15-59-06, and 15-59.1-05 of the North Dakota Century Code, relating to the payment of state foundation aid payments directly to school districts; to repeal subdivision b of subsection 3 of section 15-40.1-06 of the North Dakota Century Code, relating to the deduction for federal impact payments; to provide an appropriation; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1535-1537, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAAOEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed, the title was agreed to, and the emergency clause carried.

Senator Thane moved that the vote by which House Bill No. 1056 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Senator Sandness moved that Senator Solberg replace Senator Strand on the conference committee on Senate Bill No. 2131, which motion prevailed.

House Bill No. 1066. — A Bill for an Act to establish a unified judicial system, to abolish county courts, county justice courts, and county courts of increased jurisdiction; and to create and enact chapters 27-01.1, 27-02.1, 27-03.1, 27-04.1, 27-06.1, 27-07.1, and 27-24 of the North Dakota Century Code, relating to the general provisions of the unified judicial system, the supreme court, supreme court officials, the district courts, district court officials, probate matters and magistrates, and the municipal courts; and to repeal chapter 11-17, chapters 27-01 through 27-05, chapters 27-06 through 27-08, chapters 27-18 and 30-26, chapters 33-01 through 33-05, chapters 33-07 through 33-12, chapter 40-18, sections 11-09-22 and 11-09-23, subsection 8 of section 11-10-06, and section 11-11-12, 11-15-10, subsection 17 of section 12.1-01-04, and sections 24-07-25, 27-09.1-21, 27-20-04, 28-20-19, 28-26-03, 29-07-06, 31-09-05, 31-09-06, 31-09-07, 32-22-18, 47-18-28, and 47-19-37 of the North Dakota Century Code, relating to clerks of the district courts, the general provisions of the judicial branch of government, the supreme court and its personnel, the district courts, district court clerks and reporters, the county courts, the county courts with increased jurisdiction, probate appeals, the county justice courts, municipal judges, the duty of the boards of county commissioners to provide courts with supplies and attendants, the committal jurisdiction of juvenile courts, preliminary examinations before police magistrates, and the acknowledgment of record title instruments before county justices.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1494-1496, 1519, the roll was called and there were ayes, 22; nays, 27; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●	ISLER		●	●	NETHING		●	SOLBERG	
			JACOBSON		●		OLIN			SORUM	●
		●	JONES		●		ORANGE			STRAND	●
●			KRAUTER		●		PETERSON			STRINDEN	●
		●	LASHKOWITZ		●		RAIT			TALLACKSON	
●			LEE		●		REDLIN			TENNEFOS	●
		●	LIPS		●		REITEN			THANE	●
		●	LOODEN		●		ROEN			VOSPER	●
●		●	MELLAND		●		SANDNESS			WALSH	●
		●	MILLER		●		SANDS			WENSTROM	
●			WUTCH		●		SCHMIDT			WRIGHT	●
		●	NAEDEN		●		SHABLOW			MR. PRESIDENT	
●			NELSON		●		SMYKOWSKI				

House Bill No. 1066 was declared lost.

Senator Sands moved that the vote by which House Bill No. 1066 was lost be reconsidered and the motion to reconsider be laid on the table.

POINT OF PERSONAL PRIVILEGE

Senator Lashkowitz: Mr. President, I rise on a point of personal privilege. Well, Mr. President, members of the Senate, I rise against the clincher motion because I think we are legislating in the heat of passion, rather than on careful reflection. I realize that in the flush of victory you want to exult, but I think it's wise to reflect, perhaps overnight, as to whether you want to live with this decision because there's been misinformation disseminating in these chambers and I think it's well that we

each go home tonight, do our respective homework and legislate as responsibly as we can so that we can live with the final results. Thank you.

Senator Sands moved that the vote by which House Bill No. 1066 was lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed on a division vote.

Senator Nething moved that the Senate stand in recess for fifteen minutes, which motion prevailed.

The Senate reconvened with President Sanstead presiding.

SECOND READING OF HOUSE BILLS

House Bill No. 1071. — A Bill for an Act to amend and reenact sections 4-16-09, 4-30-54, 4-33-06, 6-05-19, subsection 5 of section 6-05.1-05, sections 11-03-08, 11-05-16, 11-07-04, 11-08-06, subsection 1 of section 11-08-08, sections 11-08-13, 11-08-14, 11-09-29, 11-10-02, 11-10-10, 11-10-11, 11-10-20, 11-11-10, 11-12-05, 11-19-08, 11-19-13, 11-19-14, 11-19-15, 11-19-25, 11-20-01, 11-20-03, 11-21-02, 11-21-03, 11-21-04, 11-21-12, 11-21-13, 11-21-14, 11-30-16, 12-45-01, 12-46-13, 12-51-07, 12-53-01, 12-53-05, 12-53-13, 12-60-13.1, subsection 5 of section 12.1-01-04, sections 14-03-09, 14-03-10, 14-03-11, 14-03-12, 14-03-13, 14-03-15, 14-03-17, 14-03-19, 14-03-20, 14-03-21, 14-03-22, 14-03-24, 15-22-06, 15-40.2-05, 16-13-09, 16-13-11, 16-14-06, 16-21-03, 16-21.1-09, 18-02-09, 19-01-12, subsection 1 of section 19-03.1-33, 23-04-08, 23-05-06, 24-06-05, 24-07-22, 24-07-24, 24-07-28, 25-03.1-02, 25-03.1-03, 25-03.1-08, subsection 1 of section 25-03.1-09, sections 25-03.1-29 and 25-03.1-38, subsection 3 of section 25-04-05.1, sections 25-05-13, 25-05-14, 25-05-21, 25-05-22, 25-09-02.2, 25-09-03, 25-11-05, 27-05.1-07, 27-08.1-01, 27-08.1-03, 27-08.1-08, 27-08.2-01, subsection 2 of section 27-09.1-09, sections 27-09.1-14, 27-11-03, 27-15-01, 27-15-02, 27-15-10, 27-19-08, subsection 2 of section 27-20-47, subsection 2 of section 27-23-01, sections 27-23-02, 28-18-09, 28-20-22, 28-26-19, 28-29-04, subsection 3 of section 29-01-01, subsection 4 of section 29-01-09, sections 29-01-14, 29-01-15, 29-02-13, 29-05-31, 29-08-02, 29-08-16, 29-10.1-38, subsection 1 of section 29-15-21, section 29-22-01, subsection 6 of section 30.1-01-06, sections 30.1-02-02, 30.1-02-07, subdivision c of subsection 2 of section 30.1-10-01, sections 32-09-03, 32-09-10, 32-15-14, 32-19-23, 32-19-24, 32-19-30, 32-24-01, 32-29-05, 33-06-01, 33-06-03, 33-06-04, 36-01-17, 36-01-18, 36-11-10, 36-11-11, 37-16-04, subsection 4 of section 38-10-01, sections 38-10-03, 38-10-05, 38-10-06, 38-10-08, 39-06-16, subsection 5 of section 39-06.1-03, sections 40-02-16, 40-09-16, 40-11-12, 40-13-02, 42-01-07, 42-03-01, 42-03-03, subsection 2 of section 43-23-07, sections 44-02-05, 44-03-02, 44-05-01, 44-08-04, 44-08-09, 44-09-01, 44-11-01, 44-11-12, 46-04-05, 47-03-06, 47-18-22, subsection 9 of section 47-19-02, sections 47-19-06, 47-19-14, subsection 4 of section 47-24-01, subsection 2 of section 50-01.1-04, sections 54-10-13, 57-26-02, 57-37.1-06, 57-37.1-12, and 58-02-23 of the North Dakota Century Code, removing references in the North Dakota Century Code to county judges with increased jurisdiction, county judges, county justices, justices of the peace, county courts, and county justice courts, and to require judicial expenses to be paid by the state.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1496-1500, the roll was called and there were ayes, 1; nays, 47; absent and not voting, 2.

NORTH DAKOTA SENATE												
REGULAR SESSION						1979 LEGISLATURE						
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
		●		ISZLEP	●		NETHING	●			SOLBERG	●

• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1221. — A Bill for an Act to appropriate money for the acquisition, operation, and maintenance of a new state park area, cross ranch state park.

Which has been read and has committee recommendation for Indefinite Postponement.

Senator Lips moved that House Bill No. 1221 be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert the following in lieu thereof: "for an Act to appropriate moneys to the North Dakota parks and recreation department for the acquisition of the cross ranch and other land for designation as the veterans memorial state park, describing the park and authorizing its purchase or lease, and providing a contract review committee.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. APPROPRIATION.) There is hereby appropriated out of any moneys in the Vietnam bonus fund, not otherwise appropriated, the sum of \$2,640,000.00, or so much thereof as may be necessary, to the North Dakota parks and recreation department for the acquisition of the cross ranch and the state land described in section 2, for designation as the veterans memorial state park for the biennium beginning July 1, 1979, and ending June 30, 1981.

SECTION 2.) The cross ranch and the land described as section thirty-six, township one hundred forty-four north, range eighty-two west, the land accreted to the state in section twenty-five, township one hundred forty-four north, range eighty-two west, the land accreted to the state in section thirty, township one hundred forty-four north, range eighty-one west, and the land accreted to the state in section thirty-one, township one hundred forty-four north, range eighty-one west shall be designated as the veterans memorial state park. Any lease of these lands shall terminate at the end of the lease term, and at that time the North Dakota parks and recreation department shall lease or purchase the land as a state park area, subject to legislative appropriation.

SECTION 3. CONTRACT REVIEW COMMITTEE.) The legislative council shall appoint a committee comprised of the chairman of the legislative council, the director of the state parks and recreation department, and such other members as the legislative council may determine, to review the contract for the purchase of the veterans memorial state park and make written findings concerning the interests of the state in the purchase of the land. The chairman of the legislative council shall serve as chairman of the contract review committee and the committee shall meet as necessary at the call of the chairman prior to the purchase of the veterans memorial state park. The committee shall review the purchase contract to determine if any covenants or restrictions would limit or otherwise affect the alienability of the land or the use to which the land may be put. If the committee determines the existence of covenants or restrictions on the land which would limit the alienability of the land or the use to which the land may be put, it shall not approve the contract, unless the covenant or restriction can be appropriately modified or negated. The appropriation in section 1 of this Act is contingent upon the approval of the contract by the committee. The committee shall report its findings to

the budget section of the legislative council. Upon certification of the contents of the purchase contract and approval by the budget section, the parks and recreation department may purchase the lands. The legislative assembly shall have full, exclusive, and continuing authority to determine the use of all the property included in the land purchase."

And number the lines and pages accordingly.

Senator Lips moved that the amendments be adopted.

Senator Orange requested a recorded roll call vote on the motion to adopt the proposed amendments, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments, the roll was called and there were ayes, 32; nays, 17; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN	●	●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON	●	●	STRINDEN	●
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	●
●			●	LIPS		●	REITEN		●	THANE	●
●			●	LODOEN		●	ROEN		●	VOSPER	●
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS	●	●	WENSTROM	●
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	●
●			●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI	●			

The proposed amendments were adopted.

Senator Lips moved that the rules be suspended, that House Bill No. 1221 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1221. — A Bill for an Act to appropriate money for the acquisition, operation, and maintenance of a new state park area, cross ranch state park.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1502, the roll was called and there were ayes, 28; nays, 21; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN	●	●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON	●	●	STRINDEN	●
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	●
●			●	LIPS		●	REITEN		●	THANE	●
●			●	LODOEN		●	ROEN		●	VOSPER	●
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS	●	●	WENSTROM	●
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	●
●			●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI	●			

So the bill passed and the title was agreed to.

Senator Thane moved that the vote by which House Bill No. 1221 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Senator Fritzell moved that the Senate reconsider the action by which House Bill No. 1044 lost, which motion prevailed on a division vote.

Senator Fritzell moved that House Bill No. 1044 be laid over one legislative day, which motion prevailed.

Senator Jones moved that Senator Cussons replace Senator Strand on the conference committee on Senate Bill No. 2297, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1228. — A Bill for an Act to create and enact a new section to chapter 16-10 of the North Dakota Century Code, relating to compensation for election officials; and to amend and reenact sections 15-28-05, 16-10-12, 16-10-12.1, 16-10-16 and 40-21-05 of the North Dakota Century Code, relating to compensation of election officials in school district and municipal elections, appointment and qualifications of poll clerks, hiring additional poll clerks in precincts having voting machines, and compensation for inspectors, judges, and clerks of elections.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1502, the roll was called and there were ayes, 44; nays, 0; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	●	NETHING	●	●	SOLBERG	●
●			●	JACOBSON	●	●	OLIN	●	●	SORUM	●
●			●	JONES	●	●	ORANGE	●	●	STRAND	●
●			●	KRAUTER	●	●	PETERSON	●	●	STRINDEN	●
●			●	LASHKOWITZ	●	●	RAIT	●	●	TALLACKSON	●
●			●	LEE	●	●	REDLIN	●	●	TENNEFOS	●
●			●	LIPS	●	●	REITEN	●	●	THANE	●
●			●	LODDEN	●	●	ROEN	●	●	VOSPER	●
●			●	MELLAND	●	●	SANDNESS	●	●	WALSH	●
●			●	MILLER	●	●	SANDS	●	●	WENSTROM	●
●			●	MUTCH	●	●	SCHRADO	●	●	WRIGHT	●
●			●	NAADEN	●	●	SHABLOW	●	●	MR. PRESIDENT	●
●			●	NELSON	●	●	SMYKOWSKI	●			

So the bill passed and the title was agreed to.

Senator Thane moved that the vote by which House Bill No. 1228 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1360. — A Bill for an Act to provide a Human Rights Act to prohibit discrimination against persons; to amend and reenact section 23-21.1-10 and subsection 11 of section 26-30-04 of the North Dakota Century Code, relating to penalties for unlawful acts by cemetery organizations, and unfair insurance practices.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1503, the roll was called and there were ayes, 26; nays, 22; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	●	NETHING	●	●	SOLBERG	●
●			●	JACOBSON	●	●	OLIN	●	●	SORUM	●
●			●	JONES	●	●	ORANGE	●	●	STRAND	●
●			●	KRAUTER	●	●	PETERSON	●	●	STRINDEN	●
●			●	LASHKOWITZ	●	●	RAIT	●	●	TALLACKSON	●
●			●	LEE	●	●	REDLIN	●	●	TENNEFOS	●
●			●	LIPS	●	●	REITEN	●	●	THANE	●
●			●	LODDEN	●	●	ROEN	●	●	VOSPER	●
●			●	MELLAND	●	●	SANDNESS	●	●	WALSH	●
●			●	MILLER	●	●	SANDS	●	●	WENSTROM	●
●			●	MUTCH	●	●	SCHRADO	●	●	WRIGHT	●

<input type="checkbox"/> HOFFNER	<input type="checkbox"/> NAADEN	<input type="checkbox"/> SHABLOW	<input type="checkbox"/> MR. PRESIDENT
<input type="checkbox"/> HOLMBERG	<input type="checkbox"/> NELSON	<input type="checkbox"/> SMYKOWSKI	

So the bill passed and the title was agreed to.

House Bill No. 1404. — A Bill for an Act to authorize the state board of higher education to deed property owned by the state of North Dakota for the use and benefit of the university of North Dakota to the United States; 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, 3.

NORTH DAKOTA SENATE								
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<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
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<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>

02.1-02, section 14-02.1-03, subsection 3 of section 14-02.1-04, section 14-02.1-05, section 14-02.1-07, and section 14-02.1-08 of the North Dakota Century Code, relating to definitions in the Abortion Control Act, consent to abortion, limitation on performance of abortion, preserving the life of a viable fetus, recording and reporting the abortion, and protection of infants born alive.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1504, the roll was called and there were ayes, 38; nays, 8; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NOTHING	●		● SOLBERG		
● BARTH			● JACOBSON		●	● OLIN			● SORUM		
● BERUBE		●	● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON		●	● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL		●	● MELLAND			● SANDNESS			● WALSH		
● GOODMAN		●	● MILLER			● SANDS			● WENSTROM		
● HANSON		●	● MUTCH			● SCHIRADO		●	● WRIGHT		●
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG		●	● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Thane moved that the vote by which House Bill No. 1581 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1588. — A Bill for an Act to provide for grants from the state library commission to eligible public libraries to supplement local tax efforts; and to amend and reenact section 57-36-32 of the North Dakota Century Code, providing an increase in the cigarette tax to fund the state library commission's activities under this Act; and to provide an appropriation.

Which has been read.

Senator Goodman moved that the question be divided on House Bill No. 1588, that Section 7 be voted upon separately, which motion prevailed.

ROLL CALL

The question being on the motion to pass Section 7 of House Bill No. 1588, the roll was called and there were ayes, 41; nays, 6; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NOTHING	●		● SOLBERG		
● BARTH			● JACOBSON		●	● OLIN			● SORUM		
● BERUBE		●	● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON		●	● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL		●	● MELLAND			● SANDNESS			● WALSH		
● GOODMAN		●	● MILLER			● SANDS			● WENSTROM		
● HANSON		●	● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG		●	● NELSON			● SMYKOWSKI					

Section 7 of House Bill No. 1588 passed.

ROLL CALL

The question being on final passage of the remainder of House Bill No.

1588, as amended, SJ page 1505, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN	●		● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRAED			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI	●				

So the bill passed and the title was agreed to.

Senator Thane moved that the vote by which House Bill No. 1588 was passed be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the FIFTY-FIFTH day and recommends that the same be corrected as follows:

On page 1560, line 14, after the word "motion" insert "prevailed."

On page 1562, line 41, delete "2449" and insert " 2249"

On page 1562, line 46, delete "2449" and insert "2249"

And when so corrected recommends that the same be approved.

SENATOR CUSSONS moved that the report be adopted, which motion prevailed.

Chairman
 SENATOR TENNEFOS

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2001 as printed on pages 1601-1603 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2001:

- Senator Melland
- Senator Strinden
- Senator Erdman

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2007 as printed on pages 1551, 1552 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2007:

- Senator Thane
- Senator Smykowski
- Senator Walsh

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2008 as printed on page 1604 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2008:

Senator Olin
 Senator Vosper
 Senator Tallackson

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2009 as printed on pages 1604-1606 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2009:

Senator Strinden
 Senator Naaden
 Senator Tallackson

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2011 as printed on page 1606 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2011:

Senator Thane
 Senator Fritzell
 Senator Tallackson

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2013 as printed on pages 1606, 1607 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2013:

Senator Melland
 Senator Strinden
 Senator Erdman

Senator Lips moved that the Senate do concur in the House amendments to Senate Bill No. 2023, as printed on pages 1607, 1608 of the Senate Journal, which motion prevailed.

Senator Lips moved that the rules be suspended, that Senate Bill No. 2023 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2023. Adjutant General — A Bill for an Act making an appropriation for defraying the expenses of the adjutant general of the state of North Dakota.

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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRAAD			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Thane moved that the vote by which Senate Bill No. 2023 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2043 as printed on page 1607 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2043:

- Senator Thane
- Senator Naaden
- Senator Walsh

Senator Melland moved that the Senate do concur in the House amendments to Senate Bill No. 2046, as printed on page 1608 of the Senate Journal, which motion prevailed.

Senator Melland moved that the rules be suspended, that Senate Bill No. 2046 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2046. — A Bill for an Act to amend and reenact section 15-40.1-05 of the North Dakota Century Code, relating to due dates of payments to school districts.

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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING	●		● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRAAD			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Thane moved that the vote by which Senate Bill No. 2046 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Solberg moved that the Senate do not concur in the House

amendments to Senate Bill No. 2125 as printed on pages 1552, 1553 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2125:

- Senator Tennefos
- Senator Solberg
- Senator Lashkowitz

Senator Jacobson moved that the Senate do not concur in the House amendments to Senate Bill No. 2233 as printed on pages 1553-1554 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2233:

- Senator Nelson
- Senator Lee
- Senator Redlin

Senator Goodman moved that the Senate do concur in the House amendments to Senate Bill No. 2237, as printed on page 1609 of the Senate Journal, which motion prevailed.

Senator Goodman moved that the rules be suspended, that Senate Bill No. 2237 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2237. — A Bill for an Act to amend and reenact section 57-06-01 of the North Dakota Century Code, relating to the exemption of one-way paging and communication systems from property taxation under chapter 57-06.

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, 44; nays, 1; absent and not voting, 5.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●		
ALBERS			ISZLER			NETHING	●	
BARTH	●		JACOBSON			OLIN		●
BERUBE			JONES			ORANGE		STRAND
CHRISTENSEN			KRAUTER			PETERSON		STRANDEN
CUSSENS			LASHKOWITZ	●		RAIT		TALLACKSON
DOTZENROD			LEE			REDLIN		TENNEFOS
ERDMAN			LIPS			REITEN		THANE
FARRINGTON			LODOEN			ROEN		VOSPER
FRITZELL			MELLAND			SANDNESS		WALSH
GOODMAN			MILLER			SANDS		WENSTROW
HANSON			MUTCH			SCHIRADO		WRIGHT
HOFFNER	●		NAADEN			SHABLOW		MR. PRESIDENT
HOLMBERG			NELSON			SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Thane moved that the vote by which Senate Bill No. 2237 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Jacobson moved that the Senate do concur in the House amendments to Senate Bill No. 2254, as printed on page 1554 of the Senate Journal, which motion prevailed.

Senator Jacobson moved that the rules be suspended, that Senate Bill No. 2254 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2254. — A Bill for an Act to create and enact Chapter 61-02.1 of the North Dakota Century Code, relating to the establishment of a special fund for water use fees.

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, 38; nays, 7; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	●	NETHING	●	●	SOLBERG	
●	BARTH	●	●	JACOBSON	●	●	OLIN	●	●	SORUM	
●	BERUBE		●	JONES	●	●	ORANGE	●	●	STRAND	●
●	CHRISTENSEN		●	KRAUTER	●	●	PETERSON	●	●	STRINDEN	
●	CUSSONS	●	●	LASHKOWITZ	●	●	RAIT	●	●	TALLACKSON	
●	DOTZENROD		●	LEE	●	●	REDLIN	●	●	TENNEFOS	●
●	ERDMAN		●	LIPS	●	●	REITEN	●	●	THANE	
●	FARRINGTON		●	LODDEN	●	●	ROEN	●	●	VOSPER	
●	FRITZELL		●	MELLAND	●	●	SANDNESS	●	●	WALSH	
●	GOODMAN		●	MILLER	●	●	SANDS	●	●	WENSTROM	
●	HANSON		●	MUTCH	●	●	SCHIRADO	●	●	WRIGHT	●
●	HOFFNER		●	NAADEN	●	●	SHABLOW	●	●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI	●			

So the bill passed and the title was agreed to.

Senator Thane moved that the vote by which Senate Bill No. 2254 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Jones moved that the Senate do concur in the House amendments to Senate Bill No. 2284, as printed on page 1554 of the Senate Journal, which motion prevailed.

Senator Jones moved that the rules be suspended, that Senate Bill No. 2284 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2284. — A Bill for an Act to provide an appropriation to the Grafton state school to indemnify Mrs. Ray Holt, Mrs. Myrtle McDonald, Mr. Tim Holt, Nygard's Auto, Inc., and Wally's Fairway Foods, all of Grafton, North Dakota, for property and other losses suffered due to the acts of residents of Grafton state school.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS		●	ISZLER		●	NETHING	●	●	SOLBERG	
●	BARTH	●	●	JACOBSON	●	●	OLIN	●	●	SORUM	
●	BERUBE		●	JONES	●	●	ORANGE	●	●	STRAND	●
●	CHRISTENSEN		●	KRAUTER	●	●	PETERSON	●	●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ	●	●	RAIT	●	●	TALLACKSON	
●	DOTZENROD		●	LEE	●	●	REDLIN	●	●	TENNEFOS	●
●	ERDMAN		●	LIPS	●	●	REITEN	●	●	THANE	
●	FARRINGTON		●	LODDEN	●	●	ROEN	●	●	VOSPER	
●	FRITZELL		●	MELLAND	●	●	SANDNESS	●	●	WALSH	
●	GOODMAN		●	MILLER	●	●	SANDS	●	●	WENSTROM	
●	HANSON		●	MUTCH	●	●	SCHIRADO	●	●	WRIGHT	●
●	HOFFNER		●	NAADEN	●	●	SHABLOW	●	●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI	●			

So the bill passed and the title was agreed to.

Senator Thane moved that the vote by which Senate Bill No. 2284 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Goodman moved that the Senate do not concur in the House amendments to Senate Bill No. 2309 as printed on pages 1555, 1556 of the

Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2309:

Senator Wright
Senator Goodman
Senator Redlin

Senator Solberg moved that the Senate do not concur in the House amendments to Senate Bill No. 2350 as printed on pages 1609, 1610 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2350:

Senator Tennesos
Senator Solberg
Senator Lashkowitz

Senator Solberg moved that the Senate do concur in the House amendments to Senate Bill No. 2391, as printed on page 1556 of the Senate Journal, which motion prevailed.

Senator Solberg moved that the rules be suspended, that Senate Bill No. 2391 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2391. — A Bill for an Act to create and enact a new section to chapter 39-24 of the North Dakota Century Code, relating to a snowmobile safety course for operators of snowmobiles between the ages of twelve and sixteen; to amend and reenact subsection 6 of section 39-24-09 of the North Dakota Century Code, relating to the possession of a valid driver's license or permit by operators of snowmobiles.

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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE												
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
•			•	ISZLER				•	NETHING		•	SOLBERG
•			•	JACOBSON			•	OLIN		•	SORUM	
•			•	JONES			•	ORANGE		•	STRAND	
•			•	KRAUTER			•	PETERSON		•	STRINDEN	
•			•	LASHKOWITZ			•	RAT		•	TALLACKSON	
•			•	LEE			•	REDLIN		•	TENNEFOS	
•			•	LIPS			•	REITEN		•	THANE	
•			•	LODDEN			•	ROEN		•	VOSPER	
•			•	MELLAND			•	SANDNESS		•	WALSH	
•			•	MILLER			•	SANDS		•	WENSTROM	
•			•	MUTCH			•	SCHIRADO		•	WRIGHT	
•			•	NAADEN			•	SHABLOW		•	MR. PRESIDENT	
•			•	NELSON			•	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senator Thane moved that the vote by which Senate Bill No. 2391 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bills Nos. 1002, 1030, 1198, 1493, 1550.

And the Speaker has appointed as a conference committee to act with a

like committee from the Senate, on House Bills Nos. 1002, 1030, 1198, 1493, 1550.

House Bill No. 1002:

Rep. R. Hausauer
Rep. F. Larson
Rep. Opendahl

House Bill No. 1030:

Rep. Eagles
Rep. Thorsgard
Rep. Fleming

House Bill No. 1198:

Rep. Murphy
Rep. Winkjer
Rep. Maixner

House Bill No. 1493:

Rep. Schindler
Rep. Kermott
Rep. Berg

House Bill No. 1550:

Rep. A. Hausauer
Rep. Timm
Rep. Weber

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bills Nos. 1628 and 1645.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bills Nos. 1628 and 1645.

House Bill No. 1628:

Rep. Rued
Rep. Gunderson
Rep. Richard

House Bill No. 1645:

Rep. Timm
Rep. Scofield
Rep. Koski

ROY GILBREATH, Chief Clerk

Senator Lips 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. 1002, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1002:

Senator Melland
Senator Lips
Senator Walsh

Senator Lips 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. 1030, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1030:

Senator Smykowski
Senator Hanson
Senator Walsh

MOTION

Senator Jacobson 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. 1198, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1198:

Senator Lee
 Senator Nelson
 Senator Redlin

Senator Goodman 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. 1257, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1257:

Senator Goodman
 Senator Farrington
 Senator Redlin

Senator Goodman 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. 1302, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1302:

Senator Goodman
 Senator Wright
 Senator Shablow

Senator Goodman 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. 1402, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1402:

Senator Goodman
 Senator Farrington
 Senator Redlin

Senator Jacobson 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. 1493, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1493:

Senator Jacobson
 Senator Roen
 Senator Krauter

Senator Goodman 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. 1550, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1550:

Senator Goodman
 Senator Wright
 Senator Shablow

Senator Iszler 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. 1628, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1628:

Senator Jones
 Senator Sorum
 Senator Dotzenrod

Senator Solberg 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. 1645, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1645:

- Senator Tennesos
- Senator Solberg
- Senator Lashkowitz

Report of Conference Committees

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2095 has had the same under consideration and recommends:

That the House recede from its amendments and Senate Bill 2095 be further amended as follows:

- 1 On page 1 of the engrossed bill, line 2, delete the words "and
- 2 the office of United States senator"
- 3 On page 1 of the engrossed bill, line 7, delete the word "Any"
- 4 and insert in lieu thereof the words and comma "Subject to
- 5 the provisions of subsections 2 and 3 of this section, any"
- 6 and delete the words "the office"
- 7 On page 1 of the engrossed bill, line 8, delete the words "of
- 8 United States senator or", and after the word "office" insert
- 9 the words and commas ", except that of justice of the
- 10 supreme court or judge of the district court,"
- 11 On page 1 of the engrossed bill, line 10, after the word "office"
- 12 insert the words and comma ", and shall not be eligible
- 13 to seek election to that office during the succeeding term
- 14 of that office"

And renumber the lines accordingly

For the Senate

Kent Jones

 Senator Jones
 (Refused)

 Senator Ralt

 Senator Cussons

For the House

[Signature]

 Representative Conny

 Representative Melers

 Representative Stenehjem

Senate Bill No. 2095 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2432 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 2432 be amended as follows:

- On page 1 of the engrossed bill, line 12, delete the word
- "twenty-four" and insert in lieu thereof the word "twenty-seven"

And renumber the lines and pages accordingly

For the Senate	For the House
_____ Senator Lee	_____ Rep. Matheny
_____ Senator Wright	_____ Rep. Kennell
_____ Senator Barth	_____ Rep. Richard
Senate	Bill No. 2432
was placed on the	
	seventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Conference Committee to whom was referred House Bill No. 1217 has had the same under

consideration and recommends:

That the House accede to the Senate amendments and that HB 1217 be further amended as follows:

In the Senate amendments to HB 1217, as printed on page 1149 of the Senate Journal, that line of amendment which reads "On page 1, delete lines 18-22" delete the numeral "18" and insert in lieu thereof the numeral "19"

And renumber the lines and pages accordingly

For the Senate	For the House
_____ Sen. Roen	_____ Rep. Harrinson
_____ Sen. Albers	_____ Rep. Herman
_____ Sen. Rait	_____ Rep. Pomeroy

House Bill No. 1217 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Conference Committee to whom was referred House Bill No. 1222 has had the same under

consideration and recommends:

That the Senate recede from its amendments and that HB 1222 be amended as follows:

On page 1, of the engrossed bill line 18 after the period insert the following: "Only land within or immediately adjacent to already existing state park land under the control of the director of state parks shall be subject to condemnation. Condemnation proceedings shall be instituted only upon express approval by the emergency commission."

And renumber the lines and pages accordingly

For the Senate	For the House
_____ Sen. Nelson	_____ Rep. Wessman
_____ Sen. Roen	_____ Rep. Crabtree
_____ Sen. Krauter	_____ Rep. Tidjum

House Bill No. 1222 was placed on the 7th order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1507 has had the same under consideration and recommends:

That the House accede to the Senate amendments and that House Bill 1507 be further amended as follows:

In the Senate amendments to House Bill 1507, as printed on page 1156 of the Senate Journal, before the words "unless the activities are held in a publicly owned facility" insert the following: "L"

And renumber the lines accordingly

For the Senate: Sen. Lee, Sen. Wright, Sen. Barth. For the House: Rep. Lipsiea, Rep. Martin, Rep. Berg. Includes handwritten signatures.

House Bill No. 1507 was placed on the 7th order of business on the calendar for the succeeding legislative day.

MOTION

Senator Melland moved that House Bill No. 1021 be placed behind House Bill No. 1010, and House Bill No. 1300 behind House Bill No. 1011, which motion prevailed.

Senator Solberg moved that Senator Mutch replace Senator Strand on the conference committee on Senate Bill No. 2249, which motion prevailed.


REPORT OF PROCEDURAL COMMITTEES

Mr. president: Your Procedural Committee on Delayed Bills has reviewed a resolution urging the President and the Congress of the United States to undertake the necessary actions to provide for the reimbursement of the states by the federal government for all costs incurred in implementing new or expanded federal programs.

The resolution was approved for introduction by a 3 to 1 vote.

The committee has also reviewed a resolution directing the Legislative Council to study the rights of children in custody and divorce proceedings.

The resolution was approved for introduction by a unanimous vote.



Senator Naaden

..... Senator Naaden moved that the report be adopted, which motion prevailed

**FIRST READING OF
SENATE CONCURRENT RESOLUTIONS**

Committee on Delayed Bills (at the request of Senator Thane) introduced:

Senate Concurrent Resolution No. 4087. — A concurrent resolution urging the President and the Congress of the United States to undertake the necessary actions to provide for the reimbursement of the states by the federal government for all costs incurred in implementing new or expanded federal programs.

Was read the first time and referred to the committee on State and Federal Government.

Committee on Delayed Bills (As the request of Senator Lashkowitz) introduced:

Senate Concurrent Resolution No. 4088. — A concurrent resolution directing the Legislative Council to study the rights of children in custody and divorce proceedings.

Was read the first time and referred to the committee on Social Welfare and Veterans Affairs.

Report of Standing Committee

Mr. President : Your Committee on Political Subdivisions
to whom was referred House Bill No. 1694

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:



Senator Lodoen Chairman

House Bill No. 1694 was placed on the 14th

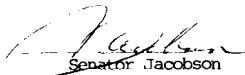
order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on NATURAL RESOURCES
House Concurrent Resolution
to whom was referred. No. 3091

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar
without recommendation

be amended as follows:



Chairman

House Concurrent Resolution No. 3091 was placed on the eleventh

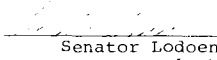
order of business on the calendar for the succeeding legislative day

Mr. President: Your Committee on Political Subdivisions

to whom was referred House Concurrent Resolution No. 3092

Has had the same under consideration and recommends that the same

- do pass, be indefinitely postponed, be placed on calendar without recommendation, be amended as follows:



Chairman

House Concurrent Resolution No. 3092 was placed on the 14th

order of business on the calendar for the succeeding legislative day.

MESSAGES TO THE HOUSE Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed Senator Solberg to replace Senator Strand on Senate conference committee on Senate Bill No. 2131.

LEO LEIDHOLM, Secretary Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

- Senate Concurrent Resolution No. 4085
Senate Concurrent Resolution No. 4086

LEO LEIDHOLM, Secretary Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

- House Bill No. 1319
House Bill No. 1326
House Bill No. 1362

LEO LEIDHOLM, Secretary Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

- House Bill No. 1027
House Bill No. 1033
House Bill No. 1199

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. 1278.

LEO LEIDHOLM, Secretary Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1226
 House Bill No. 1347
 House Bill No. 1370

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Concurrent Resolution No. 3002
 House Concurrent Resolution No. 3009
 House Concurrent Resolution No. 3011
 House Concurrent Resolution No. 3050
 House Concurrent Resolution No. 3057
 House Concurrent Resolution No. 3061
 House Concurrent Resolution No. 3062
 House Concurrent Resolution No. 3075
 House Concurrent Resolution No. 3076
 House Concurrent Resolution No. 3080
 House Concurrent Resolution No. 3081
 House Concurrent Resolution No. 3083
 House Concurrent Resolution No. 3085
 House Concurrent Resolution No. 3087
 House Concurrent Resolution No. 3093

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Concurrent Resolution No. 3066
 House Concurrent Resolution No. 3070

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Concurrent Resolution No. 3001
 House Concurrent Resolution No. 3059
 House Concurrent Resolution No. 3071
 House Concurrent Resolution No. 3072

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return Senate Bill No. 2340 with the certification signed by the Speaker certifying the bill was passed over the Governor's veto.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2197

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2137

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following,

which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3094

House Concurrent Resolution No. 3095

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. 2131:

Rep. Erickson

Rep. Schindler

Rep. Hoffner

Senate Bill No. 2249:

Rep. Rued

Rep. Gunderson

Rep. Richard

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:

Senate Bill No. 2044:

Rep. Kingsbury

Rep. Christensen

Rep. Opedahl

Senate Bill No. 2084:

Rep. Kermott

Rep. Melby

Rep. Pomeroy

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. 2006:

Rep. Marsden

Rep. Thorsgard

Rep. Fleming

Senate Bill No. 2012:

Rep. Christensen

Rep. Unhjem

Rep. Solberg

Senate Bill No. 2015:

Rep. Kingsbury

Rep. F. Larson

Rep. Fleming

Senate Bill No. 2016:

Rep. Unhjem

Rep. Kuchera

Rep. Fleming

Senate Bill No. 2031:

Rep. Kingsbury

Rep. Christensen

Rep. Opedahl

Senate Bill No. 2033:
 Rep. Marsden
 Rep. Thorsgard
 Rep. Solberg

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 Bills Nos. 1067, 1095, 1138, 1197, 1242, 1252, 1306, 1357, 1397, 1475, 1559, 1657, 1669, and subsequently passed the same.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to transmit House Bill No. 1075 which the House has passed over the Governor's veto.
 The vote on House Bill No. 1075 is; ayes, 68; nays, 31; absent and not voting, 1.

And your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return Senate Bill No. 2052 which the House has passed over the Governor's veto.

The vote on Senate Bill No. 2052 is; ayes, 71; nays, 27; absent and not voting, 2.

ROY GILBREATH, Chief Clerk
 MESSAGE FROM THE HOUSE
 House Chamber

Mr. President: I have the honor to transmit herewith the following:
 House Bill No. 1138

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk
 SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:
 House Bill No. 1138

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 herewith the following:
 House Bill No. 1138

Which the President has signed.

LEO LEIDHOLM, Secretary
 MESSAGE FROM THE HOUSE
 House Chamber

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed:

House Bill No. 1217

House Bill No. 1222

House Bill No. 1507

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Concurrent Resolution No. 3096

ROY GILBREATH, Chief Clerk

Senator Melland moved that the absent Senators be excused, which motion prevailed.

Senator Thane moved that at the conclusion of the 5th Order of Business, the 11th Order of Business and after the reading of House Bills 1004, 1005, 1009, 1010, 1011, 1024, 1044, 1048, 1215, 1694, HCR's 3091 and 3092, the Senate adjourn and convene at 9:00 A.M., Thursday, March 22, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-SIXTH DAY

Bismarck, March 22, 1979

The Senate convened at 9:00 A.M., with President Sanstead presiding.

The prayer was offered by Rev. George Neubert, Bismarck Baptist Church.

Our Heavenly Father, we come before You this day and thank You for the many blessings You have bestowed upon us as a state and as a nation. We acknowledge our dependence upon You and ask that You forgive our many failures and sins and grant unto us the power to do that which is pleasing in Your sight. We ask that You might grant to the legislative body the wisdom, ability and foresight to make the proper decisions that would be the best for us as Your people. You have told us in Your word if any man lack wisdom, "Let him ask of Me", and we are trusting You for that wisdom today. We ask these petitions in Jesus' name. Amen.

The roll was called and all members were present except Senator Strand.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. PRESIDENT Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the FIFTY-FIFTH day and recommends that the same be corrected as follows:

On page 1645, line 9, after the word "Rep." insert the initial "F."

And when so corrected recommends that the same be approved.

SENATOR SHABLOW prevailed.

Chairman SENATOR TENNEFOS moved that the report be adopted, which motion

PRESENTATION OF PETITIONS AND COMMUNICATIONS STATE OF NORTH DAKOTA EXECUTIVE OFFICE BISMARCK

The Honorable Wayne G. Sanstead President of the Senate Senate Chambers Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on March 21, 1979, I signed the following Senate Bills:

- Senate Bill No. 2019
Senate Bill No. 2024

Senate Bill No. 2047
 Senate Bill No. 2048
 Senate Bill No. 2059
 Senate Bill No. 2086
 Senate Bill No. 2122
 Senate Bill No. 2130
 Senate Bill No. 2135
 Senate Bill No. 2139
 Senate Bill No. 2142
 Senate Bill No. 2175
 Senate Bill No. 2218
 Senate Bill No. 2285
 Senate Bill No. 2306
 Senate Bill No. 2327
 Senate Bill No. 2339
 Senate Bill No. 2356
 Senate Bill No. 2454
 Senate Bill No. 2465
 Senate Bill No. 2478

On March 22, 1979, I signed the following Senate Bills:

Senate Bill No. 2214
 Senate Bill No. 2219
 Senate Bill No. 2235
 Senate Bill No. 2246

Sincerely yours,
 ARTHUR A. LINK
 Governor


Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2010
 SB NO. 2035
 SB NO. 2036
 SB NO. 2070
 SB NO. 2076
 SB NO. 2085
 SB NO. 2160
 SB NO. 2186
 SB NO. 2206
 SB NO. 2357
 SCR NO. 4058

and find the same correctly } Enrolled

 Chairman
 Senator Peterson

Senator Schirado moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2010
 Senate Bill No. 2035
 Senate Bill No. 2036

Senate Bill No. 2070
Senate Bill No. 2076
Senate Bill No. 2085
Senate Bill No. 2160
Senate Bill No. 2186
Senate Bill No. 2206
Senate Bill No. 2357

Senate Concurrent Resolution No. 4058

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 herewith the following:

Senate Bill No. 2010
Senate Bill No. 2035
Senate Bill No. 2036
Senate Bill No. 2070
Senate Bill No. 2076
Senate Bill No. 2085
Senate Bill No. 2160
Senate Bill No. 2186
Senate Bill No. 2206
Senate Bill No. 2357

Senate Concurrent Resolution No. 4058

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2010
Senate Bill No. 2035
Senate Bill No. 2036
Senate Bill No. 2070
Senate Bill No. 2076
Senate Bill No. 2085
Senate Bill No. 2160
Senate Bill No. 2186
Senate Bill No. 2206
Senate Bill No. 2357

Senate Concurrent Resolution No. 4058

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. 2010

Senate Bill No. 2035

Senate Bill No. 2036

Senate Bill No. 2070

Senate Bill No. 2076

Senate Bill No. 2085

JOURNAL OF THE SENATE

Senate Bill No. 2160

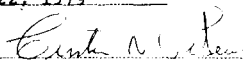
Senate Bill No. 2186

Senate Bill No. 2206

Senate Bill No. 2357

were delivered to the { Governor for his approval

On March 22, 1979


Senator Peterson

Chairman

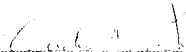
"BOY NORTH DAKOTA PRODUCTS"

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 4058

was delivered to the { Secretary of State for his filing

On March 22, 1979


Senator Peterson

Chairman

"BOY NORTH DAKOTA PRODUCTS"

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 Bills Nos. 2023, 2046, 2237, 2254, 2284, 2391, and subsequently passed the same, but refused to concur in the House amendment to Senate Bills Nos. 2001, 2007, 2008, 2009, 2011, 2013.

And the President has appointed as a conference committee to act with a like committee from the House on Senate Bills Nos. 2001, 2007, 2008, 2009, 2011, 2013.

Senate Bill No. 2001:

Senator Melland

Senator Strinden

Senator Erdman

Senate Bill No. 2007:

Senator Thane

Senator Smykowski

Senator Walsh

Senate Bill No. 2008:

Senator Olin

Senator Vosper

Senator Tallackson

Senate Bill No. 2009:

Senator Strinden

Senator Naaden

Senator Tallackson

Senate Bill No. 2011:

Senator Thane

Senator Fritzell

Senator Tallackson

Senate Bill No. 2013:

Senator Melland
Senator Strinden
Senator Erdman

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. 1002:

Senator Melland
Senator Lips
Senator Walsh

House Bill No. 1030:

Senator Smykowski
Senator Hanson
Senator Walsh

House Bill No. 1198:

Senator Lee
Senator Nelson
Senator Redlin

House Bill No. 1257:

Senator Goodman
Senator Farrington
Senator Redlin

House Bill No. 1302:

Senator Goodman
Senator Wright
Senator Shablow

House Bill No. 1402:

Senator Goodman
Senator Farrington
Senator Redlin

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 Bills Nos. 2043, 2125, 2233, 2309, 2350.

And the President has appointed as a conference committee to act with a like committee from the House on Senate Bills Nos. 2043, 2125, 2233, 2309, 2350.

Senate Bill No. 2043:

Senator Thane
Senator Naaden
Senator Walsh

Senate Bill No. 2125:

Senator Tennefos
Senator Solberg
Senator Lashkowitz

Senate Bill No. 2233:

Senator Nelson
Senator Lee
Senator Redlin

Senate Bill No. 2309:

Senator Wright
Senator Goodman
Senator Redlin

Senate Bill No. 2350:
 Senator Tennesfos
 Senator Solberg
 Senator Lashkowitz

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. 1493:
 Senator Jacobson
 Senator Roen
 Senator Krauter

House Bill No. 1550:
 Senator Goodman
 Senator Wright
 Senator Shablow

House Bill No. 1628:
 Senator Jones
 Senator Sorum
 Senator Dotzenrod

House Bill No. 1645:
 Senator Tennesfos
 Senator Solberg
 Senator Lashkowitz

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2486

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1066
 House Bill No. 1071

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1404

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1007
 House Bill No. 1028
 House Bill No. 1029
 House Bill No. 1056
 House Bill No. 1168
 House Bill No. 1221
 House Bill No. 1228
 House Bill No. 1405
 House Bill No. 1581

House Bill No. 1588

LEO LEIDHOLM, Secretary
MESSAGES FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2364
Senate Concurrent Resolution No. 4005
Senate Concurrent Resolution No. 4006
Senate Concurrent Resolution No. 4021
Senate Concurrent Resolution No. 4033
Senate Concurrent Resolution No. 4050
Senate Concurrent Resolution No. 4056
Senate Concurrent Resolution No. 4061
Senate Concurrent Resolution No. 4062
Senate Concurrent Resolution No. 4063
Senate Concurrent Resolution No. 4076
Senate Concurrent Resolution No. 4078
Senate Concurrent Resolution No. 4080

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. 1065, but subsequently failed to pass House Bill No. 1065.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2252
Senate Concurrent Resolution No. 4015
Senate Concurrent Resolution No. 4029

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2252

On page 2, line 3, delete the word "subsections" and insert in lieu thereof the following: "subsection 1 of section 15-59-01"

On page 2, line 4, delete the following: "1, 3 and 4 of section 15-29-08"

On page 2, line 7, delete the words "under twenty-one years of age"

On page 4, line 19, after the word "board" insert the words "within ten working days of receipt of the proper forms"

On page 7, line 3, after the word "To" insert the words "parents and"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE CONCURRENT RESOLUTION 4015

On page 1, line 1, delete the words "making application to" and insert in lieu thereof the word "requesting"

On page 1, line 2, delete the words "call a convention for the purpose of"

On page 1, line 3, delete the words and commas "considering,

drafting, and proposing" and insert in lieu thereof the word "propose"

On page 1, line 4, after the word "States" insert the words "for ratification by the states"

On page 2, line 2, delete the words "makes application to" and insert in lieu thereof the word "requests"

On page 2, line 3, delete the comma and words ", pursuant to Article V of the Constitution of the"

On page 2, delete line 4

On page 2, line 5, delete the words and commas "purpose of considering, drafting, and proposing" and insert in lieu thereof the words "to propose"

On page 2, line 6, after the word "States" insert the words "for ratification by the states"

On page 2, delete lines 12 through 19

On page 2, line 21, after the word "the" insert the words "North Dakota Congressional Delegation, the"

On page 2, line 23, delete the words "legislatures of" and insert in lieu thereof the words "President of the United States."

On page 2, delete line 24

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE CONCURRENT RESOLUTION 4029

On page 2, line 16 of the engrossed bill delete the word "is" and insert in lieu thereof the words "and the Secretary of Agriculture are"

On page 2, line 22 before the second word "President" insert the word "the"

On page 2, line 24 after the comma insert the following: "the Secretary of Agriculture, the"

And renumber the lines and pages accordingly

House Chamber

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed House Bill No. 1409.

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 Bills Nos. 1001, 1003, 1025, 1036, and subsequently passed the same, but refused to concur in the Senate amendment to House Bill No. 1199, House Concurrent Resolution No. 3071.

And the Speaker has appointed as a conferece committee to act with a like committee from the Senate on House Bill No. 1199, House Concurrent Resolution No. 3071.

House Bill No. 1199:

Rep. G. Larson

Rep. Olson

Rep. Berger

House Concurrent Resolution No. 3071:

Rep. Gackle
Rep. Murphy
Rep. Backes

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1004. Board of Higher Education — A Bill for an Act making an appropriation for defraying the expenses of the board of higher education and various divisions thereof of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1575-1576, the roll was called and there were ayes, 36; nays, 11; absent and not voting, 3.

REGULAR SESSION			NORTH DAKOTA SENATE			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS		●	● LASHKOWITZ		●	● RAIT		●	● TALLACKSON		
● DOTZENROD			● LEE		●	● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REYEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN		●	● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WIENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOPFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1004 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1005. Institutions of Higher Education — A Bill for an Act making an appropriation for defraying the expenses of the various institutions under the supervision of the board of higher education of the state of North Dakota.

Which has been read.

Senator Smykowski moved that House Bill No. 1005 be amended as follows:

Delete the Senate amendments to engrossed House Bill No. 1005 as printed on pages 1576 through 1578 of the Senate Journal and amend the engrossed bill as follows:

- 1 On page 1 of the engrossed bill, line 16, delete the numerals
- 2 "38,035,773" and insert in lieu thereof the numerals "37,751,115"
- 3 On page 1 of the engrossed bill, line 17, delete the numerals
- 4 "10,089,042" and insert in lieu thereof the numerals "10,053,042"
- 5 On page 1 of the engrossed bill, line 19, delete the numerals
- 6 "49,207,472" and insert in lieu thereof the numerals "48,886,814"
- 7 On page 1 of the engrossed bill, line 20, delete the numerals
- 8 "11,053,499" and insert in lieu thereof the numerals "10,610,199"
- 9 On page 1 of the engrossed bill, line 21, delete the numerals
- 10 "38,153,973" and insert in lieu thereof the numerals "38,276,615"
- 11 On page 1 of the engrossed bill, line 22, delete the numerals
- 12 "2,726,800" and insert in lieu thereof the numerals "2,033,500"
- 13 On page 2 of the engrossed bill, line 1, delete the numerals
- 14 "40,880,773" and insert in lieu thereof the numerals "40,310,115"

- 15 On page 2 of the engrossed bill, line 13, delete the numerals
16 "33,003,296" and insert in lieu thereof the numerals "32,643,681"
- 17 On page 2 of the engrossed bill, line 16, delete the numerals
18 "44,147,459" and insert in lieu thereof the numerals "43,787,844"
- 19 On page 2 of the engrossed bill, line 18, delete the numerals
20 "34,839,886" and insert in lieu thereof the numerals "34,480,271"
- 21 On page 2 of the engrossed bill, line 19, delete the numerals
22 "1,388,837" and insert in lieu thereof the numerals "1,633,655"
- 23 On page 2 of the engrossed bill, line 20, delete the numerals
24 "36,228,723" and insert in lieu thereof the numerals "36,113,926"
- 25 On page 2 of the engrossed bill, line 22, delete the numerals
26 "12,931,391" and insert in lieu thereof the numerals "12,629,187"
- 27 On page 2 of the engrossed bill, line 25, delete the numerals
28 "17,498,193" and insert in lieu thereof the numerals "17,195,989"
- 29 On page 2 of the engrossed bill, line 26, delete the numerals
30 "3,692,193" and insert in lieu thereof the numerals "3,592,193"
- 31 On page 2 of the engrossed bill, line 27, delete the numerals
32 "13,806,000" and insert in lieu thereof the numerals "13,603,796"
- 1 On page 2 of the engrossed bill, line 28, delete the numerals
2 "1,178,955" and insert in lieu thereof the numerals "1,078,955"
- 3 On page 2 of the engrossed bill, line 29, delete the numerals
4 "14,984,955" and insert in lieu thereof the numerals "14,682,751"
- 5 On page 2 of the engrossed bill, line 31, delete the numerals
6 "5,266,559" and insert in lieu thereof the numerals "5,218,383"
- 7 On page 2 of the engrossed bill, line 34, delete the numerals
8 "6,991,466" and insert in lieu thereof the numerals "6,943,290"
- 9 On page 3 of the engrossed bill, line 1, delete the numerals
10 "5,869,842" and insert in lieu thereof the numerals "5,821,666"
- 11 On page 3 of the engrossed bill, line 3, delete the numerals
12 "6,273,442" and insert in lieu thereof the numerals "6,225,266"
- 13 On page 3 of the engrossed bill, line 14, delete the numerals
14 "10,019,315" and insert in lieu thereof the numerals "9,837,553"
- 15 On page 3 of the engrossed bill, line 17, delete the numerals
16 "12,553,071" and insert in lieu thereof the numerals "12,371,309"
- 17 On page 3 of the engrossed bill, line 18, delete the numerals
18 "3,355,179" and insert in lieu thereof the numerals "2,918,857"
- 19 On page 3 of the engrossed bill, line 19, delete the numerals
20 "9,197,892" and insert in lieu thereof the numerals "9,452,452"
- 21 On page 3 of the engrossed bill, delete line 20
- 22 On page 3 of the engrossed bill, line 22, delete the numerals
23 "9,996,992" and insert in lieu thereof the numerals "9,951,552"
- 24 On page 3 of the engrossed bill, line 34, delete the numerals
25 "1,952,090" and insert in lieu thereof the numerals "1,908,415"
- 26 On page 4 of the engrossed bill, line 2, delete the numerals
27 "2,529,338" and insert in lieu thereof the numerals "2,485,663"
- 28 On page 4 of the engrossed bill, line 4, delete the numerals
29 "1,938,156" and insert in lieu thereof the numerals "1,894,481"
- 30 On page 4 of the engrossed bill, line 6, delete the numerals
31 "2,392,016" and insert in lieu thereof the numerals "2,348,341"

- 32 On page 4 of the engrossed bill, line 28, delete the numerals
33 "135,672,859" and insert in lieu thereof the numerals "134,547,909"
- 34 On page 4 of the engrossed bill, line 29, delete the numerals
35 "63,435,692" and insert in lieu thereof the numerals "62,456,070"
- 36 On page 4 of the engrossed bill, line 30, delete the numerals
37 "199,108,551" and insert in lieu thereof the numerals "197,003,979"
- 1 On page 5 of the engrossed bill, delete lines 32 through 35
- 2 On page 6 of the engrossed bill, delete lines 1 through 7
- 3 On page 6 of the engrossed bill, delete line 10
- 4 On page 6 of the engrossed bill, line 11, delete the words "Minot
5 state college"
- 6 On page 6 of the engrossed bill, line 13, after the word "the" insert
7 the words "physical education activities"
- 8 On page 6 of the engrossed bill, delete lines 15 through 28

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

University of North Dakota

This amendment deletes \$29,000 in salaries and wages and \$36,000 in fees and services relating to the central legal research program. It also decreases salaries and wages by \$255,658 for the deletion of five faculty positions.

The amendment also decreases land, structures, and major improvement and estimated income moneys by \$443,300 for building improvement for handicapped accessibility. It also decreases land, structures, and major improvements by \$100,000 in general fund moneys for restoration of the Oxford House and by \$150,000 in general fund moneys for land acquisitions. The moneys for handicapped accessibility projects have been added to the Board of Higher Education appropriation in House Bill No. 1004. Section 8 of the engrossed bill relating to the transfer of Vietnam bonus funds to the institutions of higher education for the handicapped accessibility projects is deleted by this amendment.

North Dakota State University

Salaries and wages are decreased by \$262,094 for the deletion of nine faculty positions and by \$97,521 for the deletion of three positions, one audiologist and two pathologists for the speech, pathology and audiology program.

The land, structures, and major improvements line item is increased by \$244,818 as follows:

- \$109,518 - Complete phase I of Morrill Hall remodeling
- 35,300 - Phase III of the old fieldhouse remodeling
- 100,000 - Central control system to monitor heating system
- \$244,818 - Total

State School of Science

Salaries and wages are decreased by \$302,204 for the deletion of six faculty positions.

This amendment reduces land, structures, and major improvements and estimated income by \$100,000 for handicapped accessibility projects since amounts for handicapped accessibility projects are appropriated to the Board of Higher Education in House Bill No. 1004.

House Bill No. 1009. Extension Division and Experiment Stations — A Bill for an Act making an appropriation for defraying the expenses of the extension division and the experiment stations of North Dakota state university of agriculture and applied science.

Which has been read.

Senator Iszler requested that he be excused from voting on House Bill No. 1009. Senator Nething moved that Senator Iszler be excused from voting, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1578, 1579, the roll was called and there were ayes, 46; nays, 0; absent and not voting, 3; excused, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM	●	
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1009 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1010. Department of Health — A Bill for an Act making an appropriation for defraying the expenses of the department of health of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1579-1586, the roll was called and there were ayes, 45; nays, 2; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM	●	
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN	●	
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1010 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1021. State Laboratories Department — A Bill for an Act making an appropriation for defraying the expenses of the state laboratories department of the state of North Dakota.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISZLER		●	● NETHING		●	● SOLBERG		●
● BARTH			● JACOBSON		●	● OLIN		●	● SORUM		●
● BERUBE			● JONES		●	● ORANGE		●	● STRAND		●
● CHRISTENSEN			● KRAUTER		●	● PETERSON		●	● STRINDEN		●
● CUSSONS		●	● LASHKOWITZ		●	● RAIT		●	● TALLACKSON		●
● DOTZENROD		●	● LEE		●	● REDLIN		●	● TENNEFOS		●
● ERDMAN		●	● LIPS		●	● REITEN		●	● THANE		●
● FARRINGTON		●	● LODOEN		●	● ROEN		●	● VOSPER		●
● FRITZELL		●	● MELLAND		●	● SANDNESS		●	● WALSH		●
● GOODMAN		●	● MILLER		●	● SANDS		●	● WENSTROM		●
● HANSON		●	● MUTCH		●	● SCHIRADO		●	● WRIGHT		●
● HOFFNER			● NAADEN		●	● SHABLOW		●	● MR. PRESIDENT		
● HOLMBERG			● NELSON		●	● SMYKOWSKI					

House Bill No. 1300 was declared lost.

Senator Nething moved that the vote by which House Bill No. 1300 was lost, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Senator Melland requested that Senators Hanson, Tallackson and himself be excused to meet with the House on a conference committee, which request was granted.

House Bill No. 1024. North Dakota State Fair Association — A Bill for an Act making an appropriation for defraying the expenses of the state fair association of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1586-1587, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1024 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1048. — A Bill for an Act to create a drug enforcement unit within the office of attorney general and to establish its jurisdiction and duties, and the powers of enforcement personnel; to amend and reenact subsection 1 of section 19-03.1-32 and section 54-12-14 of the North Dakota Century Code, relating to the powers of controlled substances enforcement personnel and the drug control cash fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 1587, 1588, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL				1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ALBERS			ISZLER			NETHING			SOLBERG		
BARTH			JACOBSON			OLIN			SORUM		
BERUBE			JONES			ORANGE			STRAND		
CHRISTENSEN			KRAUTER			PETERSON			STRINDEN		
CUSSONS			LASHKOWITZ			RAIT			TALLACKSON		
DOTZENROD			LEE			REDLIN			TENNEFOS		
ERDMAN			LIPS			REITEN			THANE		
FARRINGTON			LODOEN			ROEN			VOSPER		
FRITZELL			MELLAND			SANDNESS			WALSH		
GOODMAN			MILLER			SANDS			WENSTROM		
HANSON			MUTCH			SCHIRADO			WRIGHT		
HOFFNER			NAADEN			SHABLOW			MR. PRESIDENT		
HOLMBERG			NELSON			SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1048 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1621. — A Bill for an Act relating to adult abuse, protection orders, temporary protection orders, assistance of peace officers in service or execution of protection orders, the right to apply for relief, the exclusiveness of the remedy from other remedies, emergency relief; and providing a penalty for violation of a protection order.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1539, the roll was called and there were ayes, 46; nays, 1; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL				1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
ALBERS			ISZLER			NETHING			SOLBERG		
BARTH			JACOBSON			OLIN			SORUM		
BERUBE			JONES			ORANGE			STRAND		
CHRISTENSEN			KRAUTER			PETERSON			STRINDEN		
CUSSONS			LASHKOWITZ			RAIT			TALLACKSON		
DOTZENROD			LEE			REDLIN			TENNEFOS		
ERDMAN			LIPS			REITEN			THANE		
FARRINGTON			LODOEN			ROEN			VOSPER		
FRITZELL			MELLAND			SANDNESS			WALSH		
GOODMAN			MILLER			SANDS			WENSTROM		
HANSON			MUTCH			SCHIRADO			WRIGHT		
HOFFNER			NAADEN			SHABLOW			MR. PRESIDENT		
HOLMBERG			NELSON			SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1621 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Senator Nething moved that House Bill No. 1075 be placed at the head of the calendar for the purpose of reconsideration as a vetoed measure, which motion prevailed.

RECONSIDERATION OF A VETOED MEASURE

SECOND READING OF HOUSE BILLS

House Bill No. 1075. — A Bill for an Act to restrict and regulate products liability actions by establishing a statute of limitations, granting limited immunity to manufacturers or sellers of products against actions based on products liability, providing tests for determining whether or not a product shall be deemed to be defective or unreasonably dangerous, establishing rebuttable presumptions of freedom from defects, and precluding certain evidence from admission in products liability 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, 39; nays, 10; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE		●	● JONES			● ORANGE	●	● SORUM
● CHRISTENSEN			● KRAUTER	●		● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ	●		● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN	●		● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODDEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER	●		● SANDS		● WALSH
● HANSON			● MUTCH	●		● SCHRADO		● WENSTROM
● HOFFNER	●		● NAADEN			● SHABLOW	●	● WRIGHT
● HOLMBERG	●		● NELSON			● SMYKOWSKI		● MR. PRESIDENT

So the bill passed and the title was agreed to over the Governor's Veto.

MOTION

Senator Nething moved that Senate Bill No. 2151 be placed at the head of the calendar for the purpose of reconsideration as a vetoed measure, which motion prevailed.

RECONSIDERATION OF A VETOED MEASURE

SECOND READING OF SENATE BILLS

Senate Bill No. 2151. — A Bill for an Act to establish a legislative committee on administrative rules with authority to review proposed and existing administrative rules.

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, 15; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE		●	● JONES			● ORANGE	●	● SORUM
● CHRISTENSEN			● KRAUTER	●		● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ	●		● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN	●		● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODDEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER	●		● SANDS		● WALSH
● HANSON			● MUTCH	●		● SCHRADO		● WENSTROM
● HOFFNER	●		● NAADEN			● SHABLOW	●	● WRIGHT
● HOLMBERG	●		● NELSON			● SMYKOWSKI		● MR. PRESIDENT

So the bill passed and the title was agreed to, over the Governor's veto.

MOTIONS

Senator Nething moved that Senate Bill No. 2095 that is on the 7th Order of Business, be laid over one legislative day, which motion prevailed.

Senator Strinden moved that the Senate reconsider the action whereby House Bill No. 1360 passed, which motion prevailed on a division vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1360. — A Bill for an Act to provide a Human Rights Act to prohibit discrimination against persons; to amend and reenact section 23-21.1-10 and subsection 11 of section 26-30-04 of the North Dakota Century Code, relating to penalties for unlawful acts by cemetery organizations, and unfair insurance practices.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 1503, the roll was called and there were ayes, 26; nays, 23; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	ISZLER	●		● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES		●	● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS		●	● LASHKOWITZ		●	● RAIT		● TALLACKSON
● DOTZENROD			● LEE		●	● REDLIN		● TENNEFOS
● ERDMAN		●	● LIPS		●	● REITEN		● THANE
● FARRINGTON		●	● LODOEN		●	● ROEN		● VOSPER
● FRITZELL			● MELLAND		●	● SANDNESS		● WALSH
● GOODMAN		●	● MILLER		●	● SANDS		● WENSTROM
● HANSON			● MUTCH		●	● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN		●	● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON		●	● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Nething moved that the Senate stand in recess for fifteen minutes, which motion prevailed.

The Senate reconvened, pursuant to recess taken, with President Sanstead presiding.

7TH ORDER OF BUSINESS
CONSIDERATION OF
CONFERENCE COMMITTEE REPORTS

Senator Mutch moved that the Conference Committee Report on Senate Bill No. 2110 as printed on page 1590 of the Senate Journal be adopted, which motion prevailed.

Senator Mutch moved that the rules be suspended, that Senate Bill No. 2110 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2110. — A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota to participate with subsidiary corporations, to purchase short term commercial and finance company paper, and to increase maximum loan value of farmland from one-half to sixty-five percent.

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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES		●	● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ		●	● RAIT		● TALLACKSON
● DOTZENROD			● LEE		●	● REDLIN		● TENNEFOS
● ERDMAN			● LIPS		●	● REITEN		● THANE
● FARRINGTON			● LODOEN		●	● ROEN		● VOSPER
● FRITZELL			● MELLAND		●	● SANDNESS		● WALSH
● GOODMAN			● MILLER		●	● SANDS		● WENSTROM
● HANSON			● MUTCH		●	● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN		●	● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON		●	● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Roen moved that the Conference Committee Report on Senate

Bill No. 2113 as printed on pages 1590-1596 of the Senate Journal be adopted, which motion prevailed.

Senator Albers moved that the rules be suspended, that Senate Bill No. 2113 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2113. — A Bill for an Act to provide for responsibility of inpatient and outpatient care to persons afflicted or suspected of being afflicted with tuberculosis; to create and enact a new section to chapter 25-04 of the North Dakota Century Code, relating to biennial reports and assistant superintendent at the San Haven state hospital; to amend and reenact subsection 5 of section 25-01-01 and sections 25-04-01 and 25-04-03 of the North Dakota Century Code, concerning the Grafton state school, and the San Haven state hospital and the powers and duties of the assistant superintendent; to repeal subsection 6 of section 25-01-01 and chapter 25-05 of the North Dakota Century Code, relating to the state sanitorium and to the care of tubercular persons.

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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE													
REGULAR SESSION						1979 LEGISLATURE							
ROLL-CALL													
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS		
●			●	ISZLER		●			●			●	SOLBERG
●			●	JACOBSON		●			●			●	SORUM
●			●	JONES		●			●			●	STRAND
●			●	KRAUTER		●			●			●	STRINDEN
●			●	LASHKOWITZ		●			●			●	TALLACKSON
●			●	LEE		●			●			●	TENNEFOS
●			●	LIPS		●			●			●	THANE
●			●	LOOEN		●			●			●	VOSPER
●			●	MELLAN		●			●			●	WALSH
●			●	WILLER		●			●			●	WENSTROM
●			●	MUTCH		●			●			●	WRIGHT
●			●	NAEDEN		●			●			●	MR. PRESIDENT
●			●	NELSON		●			●			●	SMYKOWSKI

So the bill passed and the title was agreed to.

Senator Lee moved that the Conference Committee Report on Senate Bill No. 2432 as printed on page 1638 of the Senate Journal be adopted, which motion prevailed.

Senator Lee moved that the rules be suspended, that Senate Bill No. 2432 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2432. — A Bill for an Act to amend and reenact section 57-55-01 of the North Dakota Century Code, relating to the definition of mobile home for the purpose of taxation.

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, 44; nays, 3; absent and not voting, 3.

NORTH DAKOTA SENATE													
REGULAR SESSION						1979 LEGISLATURE							
ROLL-CALL													
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS		
●			●	ISZLER		●			●			●	SOLBERG
●			●	JACOBSON		●			●			●	SORUM
●			●	JONES		●			●			●	STRAND
●			●	KRAUTER		●			●			●	STRINDEN
●			●	LASHKOWITZ		●			●			●	TALLACKSON
●			●	LEE		●			●			●	TENNEFOS
●			●	LIPS		●			●			●	THANE
●			●	LOOEN		●			●			●	VOSPER
●			●	MELLAN		●			●			●	WALSH

● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Jones moved that the Conference Committee Report on House Bill No. 1042 as printed on page 1596 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the rules be suspended, that House Bill No. 1042 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1042. — A Bill for an Act to create and enact two new sections to chapter 54-44.3 of the North Dakota Century Code, relating to revisions to the classification and compensation plan established by the central personnel division, and setting forth intent that employee complaints be resolved by basic agency grievance procedures and a statewide appeal mechanism.

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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIF			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Jones moved that the Conference Committee Report on House Bill No. 1217 as printed on page 1639 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the rules be suspended, that House Bill No. 1217 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1217. — A Bill for an Act to amend and reenact section 54-44-11 of the 1977 Supplement to the North Dakota Century Code, relating to the purchasing department operating fund.

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, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIF			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		

● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Nelson moved that the Conference Committee Report on House Bill No. 1222 as printed on page 1640 of the Senate Journal be adopted, which motion prevailed.

Senator Nelson moved that the rules be suspended, that House Bill No. 1222 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1222. — A Bill for an Act to amend and reenact subsection 7 of section 55-08-03 of the North Dakota Century Code, relating to the powers, duties, and limitations of the director of the North Dakota parks and recreation department.

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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Lee moved that the Conference Committee Report on House Bill No. 1507 as printed on page 1640 of the Senate Journal be adopted, which motion prevailed.

Senator Lee moved that the rules be suspended, that House Bill No. 1507 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1507. — A Bill for an Act to amend and reenact subsection 5 of section 57-39.2-01 and subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to the circumstances under which the receipts from educational, religious, or charitable activities are exempt from the sales tax.

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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		

• HOFFNER	• NAADEN	• SHALBOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that House Bill No. 1044 be placed at the head of the calendar for reconsideration at this time, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1044 — A Bill for an Act to create and enact a new chapter to the North Dakota Century Code, relating to establishing jails, jail contracts, and regional corrections centers; definitions; grades of jail facilities; who may be confined in jail; confinement of state and federal inmates; housing of inmates; detained witnesses and pretrial detainees; commitment papers; jail registers; jail physical plants; safety and sanitation; jail administration; organization and management; supervision of inmates; inmate rights; meal payments; inmate personal property; searches; punishment of inmates; prohibited acts; removal of inmates in emergencies; inmate work programs; annoyance of inmates; inmate educational and counseling programs; jail standards and inspections; jail variances; and corrective action and enforcement; to amend and reenact section 19-03.1-23 of the North Dakota Century Code, relating to penalties for unlawful manufacture, delivery, or possession of controlled substances; and to repeal chapter 12-44, and sections 12-61-05, 58-03-04, and 58-03-05 of the North Dakota Century Code, relating to county jails and workhouses; the law enforcement council recommending jail rules; a township's power to establish a jail; and newspaper notice of a township jail.

Which has been read.

Senator Holmberg moved that House Bill No. 1044 be amended as follows:

- 1 On page 3 of the engrossed bill, line 10, delete the word "law"
- 2 On page 3 of the engrossed bill, line 11, delete "enforcement council" and
3 insert in lieu thereof the words "attorney general"
- 4 On page 6 of the engrossed bill, line 2, delete the words "law enforcement
5 council" and insert in lieu thereof the words "attorney general"
- 6 On page 6 of the engrossed bill, line 5, delete the words "director of
7 the law enforcement council" and insert in lieu thereof the words
8 "attorney general", and delete the word "law"
- 9 On page 6 of the engrossed bill, line 6, delete the words "enforcement
10 council" and insert in lieu thereof the words "attorney general"
- 11 On page 10 of the engrossed bill, line 27, delete the word "law"
- 12 On page 10 of the engrossed bill, line 28, delete the words "enforcement
13 council" and insert in lieu thereof the words "attorney general"
- 14 On page 11 of the engrossed bill, line 25, delete the words "law enforce-
15 ment council" and insert in lieu thereof the words "attorney general"
- 16 On page 12 of the engrossed bill, line 1, delete the words "law enforce-
17 ment"
- 18 On page 12 of the engrossed bill, line 2, delete the word "council
19 and insert in lieu thereof the words "attorney general"
- 20 On page 12 of the engrossed bill, line 5, delete the words "law enforce-
21 ment council" and insert in lieu thereof the words "attorney general"
- 22 On page 12 of the engrossed bill, line 9, delete the word "council" and
23 insert in lieu thereof the words "attorney general"

- 24 On page 12 of the engrossed bill, line 14, delete the words "law enforce-
25 ment council" and insert in lieu thereof the words "attorney
26 general"
- 27 On page 12 of the engrossed bill, line 17, delete the words "law enforce-
28 ment council" and insert in lieu thereof the words "attorney
29 general"
- 30 On page 12 of the engrossed bill, line 22, delete the words "law enforce-
31 ment council" and insert in lieu thereof the words "attorney
32 general"
- 33 On page 12 of the engrossed bill, line 23, delete the word "council"
34 and insert in lieu thereof the words "attorney general"
- 1 On page 12 of the engrossed bill, line 29, delete the words "law enforce-
2 ment council" and insert in lieu thereof the words "attorney
3 general"
- 4 On page 13 of the engrossed bill, line 5, delete the words "law enforce-
5 ment council" and insert in lieu thereof the words "attorney
6 general"
- 7 On page 13 of the engrossed bill, line 21, delete the words "law enforce-
8 ment"
- 9 On page 13 of the engrossed bill, line 22, delete the words "council's"
10 and insert in lieu thereof the words "attorney general's"
- 11 On page 13 of the engrossed bill, line 35, delete the words "law enforce-
12 ment council" and insert in lieu thereof the words "attorney
13 general"
- 14 On page 14 of the engrossed bill, line 11, delete the word "law"
- 15 On page 14 of the engrossed bill, line 12, delete the words "enforcement
16 council" and insert in lieu thereof the words "attorney general"
- 17 On page 14 of the engrossed bill, line 13, delete the word "law"
- 18 On page 14 of the engrossed bill, line 14, delete the words "enforcement
19 council" and insert in lieu thereof the words "attorney general"

And renumber the lines accordingly

Senator Holmberg moved that the amendments be adopted, which motion prevailed.

Senator Lashkowitz moved that the rules be suspended, that House Bill 1044 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1044 — A Bill for an Act to create and enact a new chapter to the North Dakota Century Code, relating to establishing jails, jail contracts, and regional corrections centers; definitions; grades of jail facilities; who may be confined in jail; confinement of state and federal inmates; housing of inmates; detained witnesses and pretrial detainees; commitment papers; jail registers; jail physical plants; safety and sanitation; jail administration; organization and management; supervision of inmates; inmate rights; meal payments; inmate personal property; searches; punishment of inmates; prohibited acts; removal of inmates in emergencies; inmate work programs; annoyance of inmates; inmate educational and counseling programs; jail standards and inspections; jail variances; and corrective action and enforcement; to amend and reenact section 19-03.1-23 of the North Dakota Century Code, relating to penalties for unlawful manufacture, delivery, or possession of controlled substances; and to repeal chapter

- 22 On page 3, line 2, after the word "for" insert the following: "the
- 23 funding of the program, or for"
- 24 On page 3, line 3, after the period insert the following: "A priori-
- 25 tized program shall not be commenced until a sufficient amount of
- 26 funds to complete such program has been transferred from the general
- 27 fund to the state capital construction and special program fund as
- 28 provided in this Act."
- 29 On page 3, line 7, delete the word "fund" and insert in lieu thereof
- 30 the following: "and special program fund (hereafter "capital
- 31 construction fund" or "fund")"
- 32 On page 3, line 22, after the word "any" insert the word and comma
- 33 "program,"

And renumber the lines accordingly

Senator Hoffner moved that the amendments be adopted.

Senator Strinden moved that the amendments were out of order and called for a ruling of the Chair, pursuant to Rule 49.

Senator Melland moved that the Senate body rule the amendment out of order.

Senator Hoffner requested a recorded roll call vote on the motion that the Senate body rule the proposed amendments out of order, which request was granted.

ROLL CALL

The question being on the motion to accept the proposed amendments, the roll was called and there were ayes, 22; nays, 27; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●			● NOTHING			● SOLBERG
● BARTH			● JACOBSON		●			● OLIN		●	● SORUM
● BERUBE			● JONES		●	●		● ORANGE			● STRAND
● CHRISTENSEN			● KRAUTER		●			● PETERSON			● STRANDEN
● CUSONS			● LASKOWITZ		●			● RAIT			● TENNEFOS
● DOTZENROD			● LEE		●			● REDLIN			● THANE
● ERDMAN			● LIPS		●			● REITEN			● THESPER
● FARRINGTON		●	● LODDEN		●			● ROEN			● VOSPER
● FRITZELL		●	● MELLAND		●			● SANDNESS			● WALSH
● GOODMAN		●	● MILLER		●			● SANDS			● WENSTROM
● HANSON		●	● MUTCH		●			● SCHIRADO			● WRIGHT
● HOFFNER			● NAADEN		●			● SHABLOW			● MR. PRESIDENT
● HOLMBERG		●	● NELSON		●			● SMYKOWSKI			

The proposed amendments were ruled out of order.

Senator Nelson moved that Senate Bill No. 2487 be amended as follows:

On page 1, line 12, delete the figure "\$64,500,000.00" and insert in lieu thereof the figure "\$85,000,000.00"

On page 1, line 16, delete the figure \$64,500,000.00" and insert in lieu thereof the figure "\$85,000,000.00"

On page 2, line 1, delete the figure of \$64,500,000.00 and insert in lieu thereof the figure \$85,000,000.00"

Senator Nelson moved that the proposed amendments be adopted.

Senator Hoffner requested a recorded roll call vote on the motion to adopt the proposed amendments, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to Senate Bill No. 2487, the roll was called and there were ayes, 26; nays, 23; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE		●	● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD		●	● LEE			● REDLN			● TENNEFOS		
● ERDMAN			● LIPS		●	● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL		●	● WELAND			● SANDNESS			● WALSH		
● GOODMAN		●	● MILLER			● SANDS			● WENSTROM		●
● HANSON		●	● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHARLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

The proposed amendments were adopted.

Senator Orange moved that Senate Bill No. 2487 be amended as follows:

- 1 On page 2, line 3, delete the numerals "10,730,000.00" and insert
- 2 in lieu thereof the numerals "10,880,000.00"
- 3 On page 2, line 11, delete the numerals "10,730,000.00" and insert
- 4 in lieu thereof the numerals "10,880,000.00"
- 5 On page 2, line 33, delete the underscore
- 6 On page 2, after line 33, insert the following line:
- 7 "School for the blind Garage and storage addition 150,000"
- 8 On page 2, line 34, delete the numerals "10,730,000" and insert
- 9 in lieu thereof the numerals "10,880,000"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment provides a \$150,000 appropriation for a garage and storage addition at the School for the Blind.

Senator Orange moved that the proposed amendments be adopted.

Senator Orange requested a recorded roll call vote on the motion to adopt the proposed amendments, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments, the roll was called and there were ayes, 20; nays, 29; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHARLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

The proposed amendments lost.

Senator Barth moved that Senate Bill No. 2487 be amended as follows:

On page 2 of the bill, after line 21, list the facilities as follows:

Industrial school	Vocational education	\$ 635,000
	and maintenance shop	

San Haven state	Food service, laundry,	1,320,000
hospital	and commissary building	
School for the deaf	Three residential cottages	345,000
North Dakota state	Music education	3,000,000
university	building	
University of	Library addition	4,500,000
North Dakota		
State school of	Maintenance storage	930,000
science	building and site	
		\$10,730,000

Senator Barth moved that the proposed amendments be adopted.

Senator Barth requested a recorded roll call vote on the motion to adopt the proposed amendments, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments, the roll was called and there were ayes, 14; nays, 35; absent and not voting, 1.

REGULAR SESSION									NORTH DAKOTA SENATE			1979 LEGISLATURE		
ROLL-CALL														
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
—			●	ISZLER		●	NETHING		●	SOLBERG				
●	BARTH			JACOBSON	●		OLIN	●		SORUM	●			
●	BERUBE			JONES	●		ORANGE	●		STRAND	●			
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN				
—	CUSSONS	●		LASHKOWITZ	●		RAIT		●	TALLACKSON				
—	DOTZENROD	●	●	LEE	●	●	REDLIN		●	TENNEFOS				
●	ERDMAN			LIPS	●		REITEN		●	THANE				
—	FARRINGTON	●		LOODEN	●		ROEN		●	VOSPER				
—	FRITZELL	●		MELLAND	●		SANDNESS		●	WALSH				
—	GOODMAN	●	●	MILLER		●	SANDS		●	WENSTROM				
—	HANSON	●		MUTCH	●	●	SCHIRADO		●	WRIGHT	●			
●	HOFFNER			NAADEN	●	●	SHABLOW		●	MR. PRESIDENT				
—	HOLMBERG	●		NELSON	●		SMYKOWSKI	●						

The proposed amendments lost.

Senator Nelson moved that the rules be suspended, that Senate Bill No. 2487 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2487. — Capital Construction Fund. A Bill for an Act for a conditional transfer of funds to a state capital construction fund, providing for budget section approval, and providing an appropriation for the construction, remodeling, and equipping of, or additions to, buildings of state agencies, departments, and institutions.

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, 32; nays, 16; absent and not voting, 2.

REGULAR SESSION									NORTH DAKOTA SENATE			1979 LEGISLATURE		
ROLL-CALL														
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
●	ALBERS		●	ISZLER		●	NETHING		●	SOLBERG				
—	BARTH	●		JACOBSON	●	●	OLIN		●	SORUM	●			
●	BERUBE			JONES	●	●	ORANGE		●	STRAND	●			
●	CHRISTENSEN			KRAUTER	●	●	PETERSON		●	STRINDEN				
—	CUSSONS	●	●	LASHKOWITZ			RAIT	●	●	TALLACKSON				
●	DOTZENROD			LEE	●	●	REDLIN		●	TENNEFOS				
—	ERDMAN	●		LIPS	●		REITEN		●	THANE				
—	FARRINGTON	●		LOODEN	●		ROEN		●	VOSPER				
●	FRITZELL		●	MELLAND	●		SANDNESS		●	WALSH	●			
●	GOODMAN			MILLER	●		SANDS		●	WENSTROM				

• HANSON	• MUTCH	• SCHIRADO	• WRIGHT
• HOFFNER	• NAADEN	• SHABLOW	MR. PRESIDENT
• HOLMBERG	• NELSON	• SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2487 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

EXPLANATION OF VOTE

Senator Wenstrom: Mr. President, I rise to explain my vote. On the proposed original amendments as offered by the Minority Leader, I voted "red" on them, and I doubt I've had a decision that was more difficult to make in the time I've been here than to vote "red" on that particular bill. I think you members of the Senate know that I was a sponsor of Senate Bill No. 2373 that provided matching funds for the mill levies. You will also recall that we tried to reconsider that measure and that was denied. Here today I had an opportunity to have this bill back on a live piece of legislation and because I deemed that this was against the rules of the Senate that this particular amendment was out of order, I had to go along with my conscience and vote "red".

Senator Cussons moved that the Senate reconsider the action by which House Bill No. 1438 passed, which motion prevailed.

Senator Cussons moved that House Bill No. 1438 be laid over one legislative day, which motion prevailed.

Report of Conference Committees

Mr. _____ President _____: Your Conference Committee to whom was referred _____ Senate _____ Bill No. _____ 2013 _____ has had the same under consideration and recommends:

that the Senate accede to the House amendments.

For the Senate

Mel Lind

Senator Mel Lind

Strindén

Senator Strindén

Erdman

Senator Erdman

For the House

Unhjen

Representative Unhjen

Eagles

Representative Eagles

Opedah

Representative Opedah

_____ Senate Bill No. _____ 2013 _____ was placed on the _____ 7th _____ order of business on the calendar for the succeeding legislative day.

MESSAGE FROM THE HOUSE House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

- Senate Bill No. 2450
- Senate Bill No. 2455
- Senate Bill No. 2460
- Senate Bill No. 2461
- Senate Bill No. 2463
- Senate Bill No. 2484.

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2450

On page 12, after line 6, of the engrossed bill insert the following new section:

"SECTION 16. APPROPRIATION.) There is hereby appropriated out of moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$15,000.00, or so much thereof as may be necessary, to the North Dakota racing commission for defraying the initial costs of administering this Act for the biennium beginning July 1, 1979, and ending June 30, 1981."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2455

On page 1, line 17 of the engrossed bill, delete the words "issued under chapter"

On page 1, line 18, delete the numerals "40-57", delete the word "defined" and insert in lieu thereof the words "provided for", delete the following: "section 40-57-02 that is" and insert in lieu thereof the following: "subsection 4 of section 40-57-03"

On page 1, line 19, delete the words "leased to a nonprofit corporation"

On page 2, line 23, delete the words "issued under"

On page 2, line 24, delete the following: "chapter 40-57", delete the word "defined" and insert in lieu thereof the words "provided for", delete the word "section" and insert in lieu thereof the following: "subsection 4 of section 40-57-03."

On page 2, delete lines 25 and 26

On page 3, line 4, delete the words "issued under"

On page 3, line 5, delete the following: "chapter 40-57", delete the word "defined" and insert in lieu thereof the words "provided for", delete the following: "section 40-57-02 that" and insert in lieu thereof the following: "subsection 4 of section 40-57-03"

On page 3, line 6, delete the words "is leased to a nonprofit corporation"

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2460
BY THE COMMITTEE ON APPROPRIATIONS

Delete the House amendments to reengrossed Senate Bill No. 2460 as printed on pages 1659 through 1660 of the House Journal and further amend the reengrossed bill as follows:

On page 1 of the reengrossed bill, line 1, delete everything after the word "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act making an appropriation for defraying the expenses of the office of energy management, office of economic opportunity, state planning division, natural resources council, and the special projects coordinator of the state of North Dakota."

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income,

the sums as hereinafter provided, or so much thereof as may be necessary, to the various agencies of the state of North Dakota for the purposes of defraying the expenses thereof, for the biennium beginning July 1, 1979, and ending June 30, 1981, as follows:

Subdivision 1.

OFFICE OF ENERGY MANAGEMENT

Salaries and wages	\$	456,231
Fees and services		439,446
Supplies and materials		153,147
Equipment		7,850
Data processing		500
Grants, benefits, and claims		<u>11,616,559</u>
Total all funds	\$	<u>12,673,733</u>
Less estimated income		<u>12,626,388</u>
Total general fund appropriation	\$	<u>47,345</u>

Subdivision 2.

OFFICE OF ECONOMIC OPPORTUNITY

Salaries and wages	\$	352,462
Fees and services		226,492
Supplies and materials		27,500
Equipment		4,685
Data processing		2,500
Grants, benefits, and claims		<u>4,576,502</u>
Total all funds	\$	<u>5,190,141</u>
Less estimated income		<u>5,086,263</u>
Total general fund appropriation	\$	<u>103,878</u>

Subdivision 3.

STATE PLANNING DIVISION

Salaries and wages	\$	360,095
Fees and services		339,089
Supplies and materials		54,659
Equipment		2,778
Data processing		71,022
Grants, benefits, and claims		<u>1,257,670</u>
Total all funds	\$	<u>2,085,313</u>
Less estimated income		<u>1,843,227</u>
Total general fund appropriation	\$	<u>242,086</u>

Subdivision 4.

NATURAL RESOURCES COUNCIL

Salaries and wages	\$	192,911
Fees and services		69,924
Supplies and materials		7,780
Equipment		1,100
Grants, benefits, and claims		<u>134,301</u>
Total all funds	\$	<u>406,016</u>
Less estimated income		<u>321,433</u>
Total general fund appropriation	\$	<u>84,583</u>

Subdivision 5.

SPECIAL PROJECTS COORDINATOR

Salaries and wages	\$	16,348
Fees and services		5,460
Supplies and materials		300
Total general fund appropriation	\$	<u>22,108</u>
Grand total general fund appropriation	\$	500,000
SB 2460		
Grand total special funds appropriation	\$	19,877,311
SB 2460		
Grand total all funds appropriated	\$	.20,377,311
SB 2460		

SECTION 2. COMMUNITY DEVELOPMENT BLOCK GRANTS.) If federal funds are made available to the state planning division related to the community development block grants program, and if such federal funds do not require additional state matching funds, the state planning division is authorized to accept and expend such funds upon approval by the emergency commission during the biennium beginning July 1, 1979, and ending June 30, 1981.

SECTION 3. APPROPRIATION.) The moneys herein appropriated in accordance with budget categories for salaries and wages pertaining to workload change, different services, or added facilities shall be made available only after certification to the executive office of the budget that such changes, services, or facilities have been added, or that newly anticipated employees are actually in the employ of the state.

SECTION 4. INTENT, REPEAL, PURPOSE, AND CONSTRUCTION.) All acts and parts of acts that may be in conflict herewith are hereby repealed and if for any reason or cause any specific appropriation for any item or set of items should be held by the court or courts to be unconstitutional or illegal or otherwise unavailable for any cause, such holding shall not affect or be construed to apply to the remaining items of appropriation herein or purposes provided for herein."

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment deletes the provisions for a federal aid coordinator. It provides for separate appropriations for the Office of Energy Management, Office of Economic Opportunity, State Planning Division, Natural Resources Council, and the Special Projects Coordinator. The total salaries and wages appropriations for all of these agencies is reduced \$232,000, of which \$118,908 is from the general fund and \$113,092 is from federal funds, from the amounts recommended in the executive budget to reduce the number of positions. Salaries and wages is reduced by 14.4 percent in each of the agency's appropriations from the amount recommended in the executive budget. Originally, this was anticipated to be a reduction of eight positions in total for all five agencies when they were consolidated in an office of federal aid coordinator. The amendment provides a total general fund appropriation for all these agencies of \$500,000.

HOUSE AMENDMENTS TO SENATE BILL 2460
BY THE COMMITTEE ON STATE & FEDERAL GOVERNMENT

On page 1, line 1 of the reengrossed bill delete everything after the word "Act" and delete the remainder of the bill and insert in lieu thereof the following: "making an appropriation for defraying the expenses of the division of economic opportunity, the state planning division, the office of energy management, the special projects coordinator, and the natural resources council of the state of North Dakota.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated and from special funds derived from federal funds and/or other income, the sum of \$5,249,480 or so much thereof as may be necessary, to the office of economic opportunity of the state of North Dakota, for the purpose of defraying the expenses thereof, for the biennium beginning July 1, 1979, and ending June 30, 1981, as follows:

Salaries and wages	\$ 352,460
Fees and services	226,492
Data processing	2,500
Supplies and materials	27,500
Equipment	4,685

Grants, benefits and claims	4,576,502
Total all funds	5,190,139
Less estimated income	5,115,480
Total general fund appropriation	\$ 74,659

SECTION 2. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and/or other income, the sum of \$2,145,936 or so much thereof as may be necessary, to the state planning division under the supervision of the director of accounts and purchases of the state of North Dakota, for the purpose of defraying the expenses thereof, for the biennium beginning July 1, 1979, and ending June 30, 1981, as follows:

Salaries and wages	\$ 360,093
Fees and services	339,089
Data processing	71,022
Supplies and materials	54,659
Equipment	2,778
Grants, benefits and claims	1,257,670
Total all funds	2,085,311
Less estimated income	1,873,458
Total general fund appropriation	\$ 211,853

SECTION 3. COMMUNITY DEVELOPMENT BLOCK GRANTS.) If federal funds are made available to the community development block grants programs, and if such federal funds do not require additional state matching funds, the state planning division is authorized to accept and expend such funds upon approval by the emergency commission during the biennium beginning July 1, 1979, and ending June 30, 1981.

SECTION 4. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and/or other income, the sum of \$12,750,542 or so much thereof as may be necessary, to the office of energy management of the state of North Dakota, for the purpose of defraying the expenses thereof, for the biennium beginning July 1, 1979, and ending June 30, 1981, as follows:

Salaries and wages	\$ 456,229
Fees and services	439,446
Data processing	500
Supplies and materials	153,147
Equipment	7,850
Grants, benefits and claims	11,616,559
Total all funds	12,673,731
Less estimated income	12,663,963
Total general fund appropriation	\$ 9,768

SECTION 5. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$24,860 or so much thereof as may be necessary, for the purpose of defraying the expenses of the special projects coordinator of the state of North Dakota, for the biennium beginning July 1, 1979, and ending June 30, 1981, as follows:

Salaries and wages	\$ 16,348
Fees and services	5,460
Supplies and materials	300
Total general fund appropriation	\$ 22,108

SECTION 6. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and/or other income, the sum of \$438,493 or so much thereof as may be necessary, to the natural resources council of the state of North Dakota, for the purpose of defraying the expenses thereof, for the biennium beginning July 1, 1979, and ending June 30, 1981, as follows:

Salaries and wages	\$ 192,910
Fees and services	69,924
Supplies and materials	7,780
Equipment	1,100

Grants, benefits and claims	134,301
Total all funds	406,015
Less estimated income	337,502
Total general fund appropriation \$	68,513

SECTION 7. INTENT, REPEAL, PURPOSE, AND CONSTRUCTION.) All Acts and parts of Acts that may be in conflict herewith are hereby repealed and if for any reason or cause any specific appropriation for any item or set of items should be held by the court or courts to be unconstitutional or illegal or otherwise unavailable for any cause, such holding shall not affect or be construed to apply to the remaining items of appropriation herein or purposes provided for herein."

And renumber lines, pages and sections accordingly.

HOUSE AMENDMENTS TO SENATE BILL 2461

On page 1, line 2, of the engrossed bill delete the word "federal" and also on line 2 delete the word "taxes" and insert in lieu thereof the word "benefits"

On page 1, line 6, delete the word "TAXES" and insert in lieu thereof the word "BENEFITS"

On page 1, line 10, delete the word "federal" and also on line 10 delete the word "taxes" and insert in lieu thereof the word "benefits"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2463

On page 1, line 16, after the word "program" insert a "." and delete the words "and has met" and insert in lieu thereof the following new sentence: "Standards will be established by mutual consent of the board of psychological examiners and the department of public instruction."

On page 1, delete all of lines 17 and 18

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2484

On page 1, line 1 of the engrossed bill, after the word "Act" insert the following: "to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to itemizing of deductions;"

On page 1, after line 7, insert the following new section:
"SECTION 1.) A new section to chapter 57-38 of the North Dakota Century Code is hereby created and enacted to read as follows:

Any individual taxpayer filing a North Dakota income tax return pursuant to the provisions of this chapter may itemize deductions in lieu of taking a standard deduction even though a standard deduction was used in determining federal taxable income; provided that married persons filing separately for state income tax purposes must both either itemize or take the standard deduction. This provision of law is effective for taxable years beginning on or after January 1, 1979."

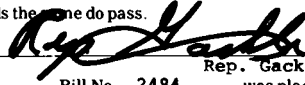
On page 1, line 20, after the comma, insert the following:
"deductions for capital gains,"

On page 2, line 15, after the word "Act" and before the comma insert the following: "for the carryover basis rules for property acquired from decedents dying after December 31, 1976"

On page 2, line 18, delete the word "This" and insert in lieu thereof the words "The provisions of this" and after the word "Act" insert the following: "relating to the carryover basis rules for property acquired from decedents dying after December 31, 1976,"

And renumber the lines, sections and pages accordingly

And when so amended, recommends the same do pass.



Rep. Gackle

Chairman

Senate Bill No. 2484 was placed on the 6th order of business on the calendar for the succeeding legislative day.

MOTIONS

Senator Goodman moved that the Senate do not concur in the House amendments to Senate Bill No. 2455 as printed on page 1677 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2455:

Senator Farrington
Senator Goodman
Senator Redlin

Senator Goodman moved that the Senate do not concur in the House amendments to Senate Bill No. 2484, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2484:

Senator Farrington
Senator Goodman
Senator Redlin

Senator Goodman 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. 3071, which motion prevailed.

The President appointed as a Conference Committee on House Concurrent Resolution No. 3071:

Senator Goodman
Senator Farrington
Senator Redlin

Senator Sandness 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. 1199, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1199:

Senator Peterson
Senator Nelson
Senator Dotzenrod

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1021
House Bill No. 1300.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

- House Bill No. 1004
- House Bill No. 1005
- House Bill No. 1009
- House Bill No. 1010
- House Bill No. 1011
- House Bill No. 1024
- House Bill No. 1048
- House Bill No. 1621

LEO LEIDHOLM, Secretary

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. 2109

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. 2233:

- Rep. Kloubec
 - Rep. Crabtree
 - Rep. Maixner
- Senate Bill No. 2309:
- Rep. Timm
 - Rep. Martin
 - Rep. Kelly

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

- Senate Bill No. 2002
- Senate Bill No. 2026
- Senate Bill No. 2038
- Senate Bill No. 2040
- Senate Bill No. 2410
- Senate Bill No. 2411
- Senate Bill No. 2415
- Senate Bill No. 2418
- Senate Bill No. 2430
- Senate Bill No. 2438

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2002

- On page 1 of the engrossed bill, line 9, delete the words and numerals "sum of \$251,742,898" and insert in lieu thereof the words "sums hereinafter provided,"
- On page 1 of the engrossed bill, line 15, delete the numerals "3,258,254" and insert in lieu thereof the numerals "3,476,689"
- On page 1 of the engrossed bill, line 16, delete the numerals "1,363,103" and insert in lieu thereof the numerals "1,370,448"
- On page 1 of the engrossed bill, line 19, delete the numerals "325,567" and insert in lieu thereof the numerals "327,294"

- On page 1 of the engrossed bill, line 20, delete the numerals "69,637" and insert in lieu thereof the numerals "71,137"
- On page 1 of the engrossed bill, line 21, delete the numerals "11,825,000" and insert in lieu thereof the numerals "12,739,351"
- On page 1 of the engrossed bill, line 22, delete the numerals "199,230,000" and insert in lieu thereof the numerals "208,462,000"
- On page 2 of the engrossed bill, line 2, delete the numerals "34,130,986" and insert in lieu thereof the numerals "35,030,986"
- On page 2 of the engrossed bill, line 3, delete the numerals "251,742,898" and insert in lieu thereof the numerals "263,018,256"
- On page 2 of the engrossed bill, line 4, delete the numerals "50,280,383" and insert in lieu thereof the numerals "55,708,232"
- On page 2 of the engrossed bill, line 5, delete the numerals "201,462,515" and insert in lieu thereof the numerals "207,310,024"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Salaries and wages is increased \$155,019, of which \$101,158 is from the general fund and \$53,861 is from federal funds, to provide adequate funds for 6.5 percent salary increases and necessary fringe benefits including family medical insurance for 84.5 full-time positions and temporary help in the Department of Public Instruction.

Salaries and wages is increased by \$63,416 for two additional positions, fees and services by \$7,345, supplies and materials by \$1,727, equipment by \$1,500, and the federal grant line item by \$900,900 for amounts related to House Bill No. 1063 which provides that the adult basic education program now administered at the university of North Dakota will be administered by the Department of Public Instruction. All funds related to this program are federal funds.

The special education line item is increased \$914,351 from the general fund by adding \$534,251 related to the change in the formula for sending students out of the district as provided in Senate Bill No. 2056; and by adding \$250,000 related to out-of-state tuition and increased maximum reimbursement of special education student transportation costs as provided in Senate Bill No. 2056, and by adding \$130,100 for costs to be reimbursed by the Department of Public Instruction for transportation costs for students at the School for the Deaf, School for the Blind, Grafton State School, and San Haven State Hospital as provided in Senate Bill Nos. 2057 and 2058.

The total foundation aid grant line item is \$208,462,000 and reflects the following factors:

	Reflecting Proposed Amendments to SB 2439
Per-pupil payments	\$256,352,000
Transportation payments	<u>22,073,500</u>
Total	<u>\$278,425,500</u>
Less:	
21-mill county levy	\$ 32,683,400
20-mill local levy	30,880,100
State tuition fund	5,300,000
874 reduction	<u>1,100,000</u>
Total deductions	<u>\$ 69,963,500</u>

Total grant line item for foundation aid in SB 2002 before federal revenue sharing funds and Vietnam bonus sinking funds	\$208,462,000

Less:	
Federal revenue sharing	\$ 12,400,000
Vietnam bonus sinking fund	<u>4,400,000</u>
Total	<u>\$ 16,800,000</u>
Net general fund for foundation program in SB 2002	<u>\$191,662,000</u>

(The kindergarten appropriation is being included in Senate Bill No. 2439)

Per-pupil payments:

First year	\$	910
Second year		960

The estimated income line item is increased \$5,427,849 by adding the \$4,400,000 Vietnam bonus sinking funds which are also included in the foundation aid grant line item, adding \$53,861 related to the necessary adjustment in the salaries and wages line item, and by adding \$973,988 for the adult basic education program.

HOUSE AMENDMENTS TO SENATE BILL 2026

On page 1 of the engrossed bill, line 7, delete the numerals

"1,495,000" and insert in lieu thereof the numerals "3,400,000"

On page 1 of the engrossed bill, line 9, after the word "to" insert the word "city"

On page 1 of the engrossed bill, line 10, after the word "departments," insert the word "rural fire departments and rural fire districts"

On page 1 of the engrossed bill, line 12, delete the numerals

"1,495,000" and insert in lieu thereof the numerals "3,400,000"

On page 1 of the engrossed bill, line 13, delete the numerals

"1,495,000" and insert in lieu thereof the numerals "3,400,000"

And renumber the lines accordingly

And when so amended, recommends the same do pass.

Statement of the Purpose of the Amendment:

This amendment would allow the Insurance Commissioner sufficient monies to pay the city fire departments, rural fire departments and rural fire districts monies from the insurance premium tax.

HOUSE AMENDMENTS TO SENATE BILL 2038

On page 1 of the engrossed bill, line 17, delete the numerals "1,826,916" and insert in lieu thereof the numerals "1,882,010"

On page 1 of the engrossed bill, line 20, delete the numerals "133,201" and insert in lieu thereof the numerals "150,000"

On page 1 of the engrossed bill, line 22, delete the numerals "2,427,533" and insert in lieu thereof the numerals "2,499,426"

On page 2 of the engrossed bill, line 1, delete the numerals "227,532" and insert in lieu thereof the numerals "272,854"

On page 2 of the engrossed bill, line 2, delete the numerals "2,200,001" and insert in lieu thereof the numerals "2,226,572"

On page 2 of the engrossed bill, line 4, delete the words "JUDGES OF DISTRICT COURT" and insert in lieu thereof the words "UNIFIED JUDICIAL SYSTEM"

On page 2 of the engrossed bill, line 5, delete the numerals "2,370,658" and insert in lieu thereof the numerals "3,282,423"

On page 2 of the engrossed bill, line 7, delete the numerals "133,724" and insert in lieu thereof the numerals "382,500"

On page 2 of the engrossed bill, line 9, delete the numerals "2,909,339" and insert in lieu thereof the numerals "4,069,880"

On page 2 of the engrossed bill, line 11, delete the numerals "2,758,339" and insert in lieu thereof the numerals "3,918,880"

On page 2 of the engrossed bill, line 29, delete the numerals "5,023,097" and insert in lieu thereof the numerals "6,210,209"

On page 2 of the engrossed bill, line 30, delete the numerals "441,532" and insert in lieu thereof the numerals "486,854"

On page 2 of the engrossed bill, line 31, delete the numerals "5,464,629" and insert in lieu thereof the numerals "6,697,063"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Supreme Court

The Supreme Court salaries and wages line item is increased \$55,094, of which \$9,772 is from the general fund and \$45,322 is Law Enforcement Council funds for the position of juvenile court coordinator. The Supreme Court supplies and materials line item is increased \$16,799 to permit maintenance acquisitions for the law library.

Unified Judicial System

This amendment restores funding for the Unified Judicial System. The recommended appropriation for the Unified Judicial System is an increase of \$1,160,541 over the Senate version of the appropriation for the district courts. It is an increase of \$897,140 over the amount included in the executive budget for the district courts. The recommended appropriation for the Unified Judicial System includes funding for 19 district court judges for 24 months, 29 associate district judges for six months, and 13 juvenile referees for 24 months. This appropriation includes travel funds for both district court judges and associate district judges and funds for transition office expenses for 12 associate district judges.

HOUSE AMENDMENTS TO SENATE BILL 2040

On page 1 of the engrossed bill, line 3, after the semicolon insert the following: "providing for a performance review;"

On page 1 of the engrossed bill, line 9, delete the words "sum of" and insert in lieu thereof the words and comma "sums hereinafter provided,"

On page 1 of the engrossed bill, line 10, delete the numerals "\$8,929,609"

On page 1 of the engrossed bill, after line 15, insert the following: "(Including salary of commissioner not to exceed \$66,080 for the biennium)"

On page 1 of the engrossed bill, line 20, delete the numerals "601,100" and insert in lieu thereof the numerals "660,800"

On page 1 of the engrossed bill, line 21, delete the numerals "1,100,000" and insert in lieu thereof the numerals "1,060,000"

On page 2 of the engrossed bill, after line 3, insert the following line:
 "Noxious weed control 100,000"

On page 2 of the engrossed bill, line 5, delete the numerals "8,929,609" and insert in lieu thereof the numerals "9,049,309"

On page 2 of the engrossed bill, after line 12, insert the following section:

"SECTION 3. FUND BALANCE - LIMITATION ON SALARIES - PRIVATE LAND HABITAT IMPROVEMENT AND DEPREDATION FUND.) Of the moneys appropriated in section 1 of this Act for the private land habitat improvement and deer depredation fund, moneys spent for salaries from the fund shall not exceed ten percent of the line item amount. The balance of the private land habitat improvement and deer depredation fund is to be maintained at a minimum of \$100,000.00, except when such funds are used for depredation programs during the months of November through April. If the balance of the fund goes below \$100,000.00 due to expenditures for depredations during the months of November through April, the moneys derived from interest earned on the game and fish fund shall be first used to restore the balance of the private land habitat improvement fund to \$100,000.00."

On page 3 of the engrossed bill, after line 3, insert the following sections:

"SECTION 7. PERFORMANCE REVIEW - APPROPRIATION.) There is hereby appropriated out of any moneys in the game and fish fund in the state treasury, not otherwise appropriated, the sum of \$50,000.00, or so much thereof as may be necessary, to the legislative council for a performance review of the game and fish department during the biennium beginning July 1, 1979, and ending June 30, 1981. Funds made available to the legislative council pursuant to this appropriation shall be used to contract for services from a firm experienced in management reviews of governmental operations. The legislative council shall make its report on the performance review to the forty-seventh legislative assembly accompanied with any legislation which may be necessary to implement the report recommendations.

SECTION 8. NOXIOUS WEED CONTROL.) Upon failure of the game and fish department to adequately destroy noxious weeds, or control and prevent spreading and dissemination of noxious weeds, on any parcel of land under its control, the county control authority for the county in which all or a portion of the land owned and leased by the game and fish department is located may, upon approval of the commissioner, enter upon the land owned and leased by the game and fish department for the purposes of destruction, control, or prevention of noxious weeds. All expenditures by county control authorities for destruction, control, or prevention of noxious weeds on game and fish lands pursuant to this section shall be reimbursed by the state game and fish department to the county control authority upon adequate certification by the county control authority."

On page 3 of the engrossed bill, line 4, delete the numeral "5" and insert in lieu thereof the numeral "6".

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment reduces the land, structures, and major improvements line item of the Game and Fish Department by \$40,000, moneys which were included for noxious weed control, and adds a separate line item for noxious weed control of \$100,000. A new section is also added to the bill providing that if the Game and Fish Department does not adequately destroy noxious weeds, the county control authority for the county in which all or a portion of the land owned and leased by the Game and Fish Department is located may upon approval of the commissioner destroy the noxious weeds and be reimbursed for such expenditures by the Game and Fish Department.

This amendment also increases the equipment line item by \$29,700 for a reservoir research and rescue boat and by \$30,000 for additional snowmobiles and trailers.

This amendment also provides that no more than 10 percent of the private

land habitat improvement and deer depredation fund line item may be used for salaries. This section also provides that the balance of the fund be maintained at a minimum of \$100,000 for depredation programs during the months of November through April.

There is also appropriated \$50,000 from the game and fish fund to the Legislative Council for a performance review of the Game and Fish Department.

HOUSE AMENDMENTS TO SENATE BILL 2410

On page 1 of the engrossed bill, line 3, after the last comma insert the numerals and comma "4-30-36,"

On page 1 of the engrossed bill, line 4, after the second comma insert the numerals and comma "4-30-55,"

On page 12 of the engrossed bill, after line 2, insert the following section:

"SECTION 12. AMENDMENT.) Section 4-30-36 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

4-30-36. STANDARDS FOR GRADE A MILK AND MILK PRODUCTS - ADOPTION OF AMENDMENTS.) Only grade A milk may be sold as fluid beverage for human consumption. The minimum standards for milk and milk products designated as grade A shall be the same as the minimum requirements of the "Grade A Pasteurized Milk Ordinance, 1965 Recommendations of the United States Public Health Service" and all supplements added thereto. The dairy commissioner may adopt as dairy department regulations any amendments, supplements to, or new editions of said milk ordinance which are in the interest of public safety, wholesomeness of product, consumer interest, sanitation, good supply, salability and promotion of grade "A" milk and milk products."

On page 13 of the engrossed bill, after line 14, insert the following section:

"SECTION 16. AMENDMENT.) Section 4-30-55 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

4-30-55. SALE OF RAW MILK OR RAW MILK PRODUCTS ~~RESTRICTED--After the effective date of this chapter, no person may begin selling or offering for sale at wholesale any milk or milk products which are not pasteurized unless specific approval is granted by the dairy commissioner or the local health officer.~~ FOR DIRECT CONSUMER CONSUMPTION.) Milk sold in the raw or unpasteurized condition is restricted to direct sales between the producer and consumer, and the sales are restricted to the premises where produced. Only dairy farms approved by the dairy department may retail raw milk. The dairy department shall regulate the conditions pertaining to the production and retail sale of raw milk. This section shall not apply to the sale of raw milk for processing."

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2411

On page 1, line 2 of the reengrossed bill, delete "and subsection 14 of section 25-03.1-40"

On page 1, line 10 delete "subsection 13 of section 25-03.1-40,"

On page 3, line 6 after the period insert the words and period "The warden may appoint an evaluation committee whenever the warden has reason to believe a person confined in the penitentiary requires treatment beyond what is available at the penitentiary."

- On page 6, line 10 after the period insert the words and period "Only the county justice courts wherein a licensed attorney presides may exercise jurisdiction under this chapter."
- On page 13, after line 29 insert the words and period "For the limited purpose of proceedings under this chapter the supreme court shall designate the county justice courts as courts of record."
- On page 20, line 3 after the word "respondent" insert the words "or unless extended by the magistrate for good cause shown"
- On page 20, line 15 strike the words "twenty-four" and insert in lieu thereof the words "seventy-two"
- On page 29, line 1 delete the word "or"
- On page 29, line 2 after the word "continuance" insert the following: ", or unless extended by the magistrate for good cause shown"
- On page 34, delete lines 7 through 20

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2415

- On page 1, line 1, delete the word "section" and insert in lieu thereof the following: "sections 7-02-04 and"
- On page 1, line 2, after the word "installment" insert the words "savings and loan association and"
- On page 1, after line 5, insert the following section:

"SECTION 1. AMENDMENT.) Section 7-02-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

7-02-04. INTEREST, DUES, ASSESSMENTS LIMITED - USURY.) ~~interest~~ Except as provided by this section, interest collected by such associations in-re-event shall may not exceed twelve percent per annum on the amount of the loan. An association may charge interest not to exceed one and one-fourth percent simple interest per month upon the unpaid balance of a loan not secured by real estate. Interest not exceeding one percent per month also may be charged on delinquent payments or installments from the time such delinquent payments or installments are due. No association shall charge or collect from any shareholder, member, or borrower any fines, premiums, or penalties of any kind whatsoever except as herein provided for delinquent payments or installments. Such dues, interest, or advancements collected from members or others, within the limits of this section, shall not be deemed usury although in excess of the legal rate of interest."

- On page 1, line 6, delete the numeral "1" and insert in lieu thereof the numeral "2"

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2418

- On page 2, line 17 of the engrossed bill, delete the word "twenty-five" and insert in lieu thereof the word "thirty-five"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2430

On page 1, line 1, of the engrossed bill delete everything after the words "A BILL" and the remainder of the bill and insert in lieu thereof the following: "for an Act to create and enact a new subsection to section 40-02-01 of the North Dakota Century Code, relating to the requisites for incorporation as a city; to provide an expiration date; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) A new subsection to section 40-02-01 of the North Dakota Century Code is hereby created and enacted to read as follows:

3. Notwithstanding subsections 1 and 2 of this section, if such territory shall be within eight miles of an incorporated city exceeding ten thousand in population, it shall not become incorporated as a city unless it has residing therein at least one hundred or more electors. The form of government adopted shall be in accordance with subsections 1 and 2 of this section. The provisions of this subsection 3 shall expire on June 30, 1981.

SECTION 2. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2438

Delete the House amendments to engrossed Senate Bill No. 2438 as printed on pages 1573 through 1575 of the House Journal and further amend the engrossed bill as follows:

On page 1, delete lines 2 and 3 and insert in lieu thereof the words "safety education"

On page 1, line 4, delete the word "sixteen"

On page 1, line 7, after the first semicolon insert the following: "and to amend and reenact subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to motorcycle education requirements for motorcycle operators' permits and licenses for applicants under sixteen years of age;"

On page 1, underscore lines 11 through 14

On page 1, line 13, after the word "a" insert the words "motorcycle safety education", and delete the word "ten" and insert in lieu thereof the word "five"

On page 1, line 14 delete the word "for" and insert in lieu thereof the word "at", and after the word "the" insert the words "time of"

On page 1, delete lines 15 through 32

On page 2, delete lines 1 through 4

On page 2, underscore lines 5 through 33

On page 2, line 31 delete the words "ten dollar"

On page 2, line 34 delete the words "state highway" and insert in lieu thereof the word "general", and underscore the following: "fund in the state treasury."

On page 2, after line 34 insert the following section:

SECTION 6. AMENDMENT.) Subsection 3 of section 39-06-14 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

3. All applicants holding a valid North Dakota driver's license making application for a renewal of such license, shall be issued a class 3 license without being subjected to an examination as herein provided. All applicants, except those holding a valid North Dakota driver's license who will be issued a class 3 license, applying for issuance of driver licenses shall be issued a classified license after having been required to submit to an examination in the type of motor vehicle or combination of vehicles for which license is desired and which license shall authorize the holder to drive the vehicles set forth in such class as follows:

Class 1. Any vehicle or combination of vehicles except vehicles under class 4.

Class 2. Any vehicle or combination of vehicles except:

- a. Vehicles towing a trailer when the trailer being towed has a gross weight in excess of six thousand pounds.
- b. Vehicles under class 4.

Class 3. Any two-axle or tandem-axle vehicle except:

- a. A truck tractor combination as defined in subsection 70 of section 39-01-01.
- b. A bus more than 80 inches in width and designed to carry more than ten persons and used for carrying passengers.
- c. A two-axle or tandem-axle vehicle or combination of vehicles when towing a trailer when the trailer being towed has a gross weight in excess of six thousand pounds.
- d. Vehicles under class 4.

Provided, however, an operator with a class 3 license may operate a farm tractor towing another vehicle having a gross weight in excess of six thousand pounds, and may operate a truck towing a farm trailer.

Class 4. Any motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding tractors and vehicles on which the operator or passengers, or both, ride within an enclosed cab.

The holder of a class 1, 2, or 3 license may receive a class 4 endorsement upon successful completion of an examination. An applicant sixteen years of age and older, who does not hold a current valid driver's license may be issued a class 4 learner's permit after

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successful completion of a written examination. The class 4 license will be issued after the applicant has successfully completed a driver's examination.

~~Applicants of the age of fourteen or fifteen years may receive a class 4 learner's permit to operate a motorcycle with an engine displacement of two hundred cubic centimeters or less only after successful completion of a written examination as required by the commissioner. A class 4 license or endorsement shall be issued to a fourteen or fifteen year old applicant only after he has successfully completed a driving examination, and has produced evidence satisfactory to the commissioner of either of the following:~~ No person under the age of sixteen shall be issued a motorcycle learner's permit unless the applicant is enrolled in or has completed an approved motorcycle safety course. Applicants for a motorcycle operator's license who are under sixteen shall hold an initial learner's permit for at least two months prior to applying for a class 4 operators license, shall have completed an approved motorcycle safety course, and shall hold a valid motorcycle learner's permit at the time of application. Any person under sixteen years of age who holds a permit or license shall be restricted to the operation of a motorcycle powered with an engine of two hundred cubic centimeters, or less, displacement. Evidence that the applicant has met one of the following standards shall accompany the application for a class 4 license:

- a. Satisfactory completion of a motorcycle course which included at least six hours of classroom instruction and six hours of actual motorcycle operation.
- b. Successful completion of a motorcycle course at an approved commercial driver training school which included at least six hours of classroom instruction and six hours of actual motorcycle operation.

On page 3, line 2, delete the words "state highway" and insert in lieu thereof the word "general"

On page 3, line 8, delete the words "state highway" and insert in lieu thereof the word "general"

On page 3, line 14, delete the words "state highway" and insert in lieu thereof the word "general"

On page 3, line 15, delete the numerals "210,000.00" and insert in lieu thereof the numerals "92,500.00"

On page 3, line 22, delete the words "state highway" and insert in lieu thereof the word "general"

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

These amendments include the House Transportation Committee amendment to Senate Bill No. 2438. Also, the bill is amended to provide a \$5 registration fee instead of a \$10 registration fee. The bill appropriates the following amounts from the general fund:

Motor Vehicle Registrar for collection of fee	\$ 2,000
Superintendent of Public Instruction for administration of this Act	25,000
Superintendent of Public Instruction for reimbursement to schools and approved organizations	92,500
State Highway Department for advertising and promoting safety in use and operation of motorcycles	35,000
Total general fund appropriation	<u>\$154,500</u>

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2027
Senate Bill No. 2039
Senate Bill No. 2056
Senate Bill No. 2057
Senate Bill No. 2058
Senate Bill No. 2099
Senate Bill No. 2367
Senate Bill No. 2379
Senate Bill No. 2404

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2027

On page 2 of the engrossed bill, after line 9, insert the following lines:

"Office building	\$100,000
Completion of water treatment system	88,000"

On page 2 of the engrossed bill, line 10, delete the dollar sign

On page 2 of the engrossed bill, after line 10, insert the following lines:

"Total all funds	\$408,000
Less estimated income	<u>61,000"</u>

On page 2 of the engrossed bill, line 11, delete the numerals "220,000" and insert in lieu thereof the numerals "347,000"

On page 2 of the engrossed bill, line 18, delete the numerals "2,037,773" and insert in lieu thereof the numerals "2,164,773"

On page 2 of the engrossed bill, line 19, delete the numerals "1,054,648" and insert in lieu thereof the numerals "1,115,648"

On page 2 of the engrossed bill, line 20, delete the numerals "3,092,421" and insert in lieu thereof the numerals "3,280,421"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The International Peace Garden appropriation is increased by \$100,000 from the general fund for construction of an office building, and by \$88,000, of which \$61,000 is federal funds and \$27,000 is from the general fund, for completion of the water treatment system at the Peace Garden.

HOUSE AMENDMENTS TO SENATE BILL 2039

On page 1 of the engrossed bill, line 3, delete the words "and setting forth legislative intent and"

On page 1 of the engrossed bill, line 4, delete the word and semicolon "guidelines;"

On page 1 of the engrossed bill, line 9, delete the words "sum of" and insert in lieu thereof the words and comma "sums hereinafter provided,"

On page 1 of the engrossed bill, line 10, delete the numerals "\$8,341,562"

On page 1 of the engrossed bill, line 15, delete the numerals "89,360" and insert in lieu thereof the numerals "108,986"

On page 1 of the engrossed bill, line 16, delete the numerals "20,428" and insert in lieu thereof the numerals "7,450"

On page 1 of the engrossed bill, line 17, delete the numerals "465" and insert in lieu thereof the numerals "1,200"

On page 1 of the engrossed bill, line 18, delete the numerals "1,800" and insert in lieu thereof the numerals "700"

On page 1 of the engrossed bill, line 19, delete the numerals "8,229,509" and insert in lieu thereof the numerals "9,000,000"

On page 1 of the engrossed bill, line 21, delete the numerals "8,341,562" and insert in lieu thereof the numerals "9,118,336"

On page 2 of the engrossed bill, delete lines 16 through 33

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The Coal Development Impact Office salaries and wages is increased \$19,626, fees and services is reduced \$12,978, supplies and materials is increased \$735, equipment is reduced \$1,100, and the grants line item is increased \$770,491.

HOUSE AMENDMENTS TO SENATE BILL 2056

On page 1 of the engrossed bill, line 17, after the word "plan" insert the following: "for implementation by July 1, 1980"

On page 2, line 7, after the period insert the following new sentence: "Appeals may be made to the state board of public education."

On page 2, line 15, after the period insert the following new sentence. "Representatives on the multidistrict board shall be appointed by the school boards of the participating districts."

On page 3, line 30, after the word "fund" insert "and from state funds"

On page 4, line 6, after the word "miles" insert "(kilometers)"

On page 6, line 6, after the second comma insert the following words: "the state industrial school"

On page 6, line 8, after the word "aid" insert "." and delete the words "in conformance with federal and state laws"

On page 6, delete all of lines 9 through 13

On page 6, line 22, after the word "fund" insert "and state foundation aid program"

On page 8, line 17, after the period insert the following new sentence: "The district of residence shall be entitled to the per pupil foundation payment."

On page 8, line 21, strike the words "If the attendance"

On page 8, strike all of lines 22 and 23

On page 8, line 24, strike the following: "on a monthly basis."

On page 9, line 13, after the period delete the strike throughs over the following: "~~if-the-school-district-is-located-in-a-county which~~"

On page 9, line 14, delete the strike throughs over the following: "~~is-not-levying-a-county-tax-for-special-education,-the~~" and also delete the word "~~The~~"

On page 10, line 18, after the word "repealed" insert the following: "effective July 1, 1980"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2057

On page 1, line 1, delete the words "to chapter"

On page 1, line 2, delete the numerals "25-05"

On page 1, line 15, delete the word "Persons" and insert in lieu thereof the words "Residents not more than"

On page 1, line 16, delete the words "and under"

On page 1, line 17, delete the words "not more than six"

On page 1, delete all of line 18

On page 1, line 19, delete the words "The state school shall provide either"

On page 1, delete all of line 20 and insert in lieu thereof the following: "as provided by rules and regulations of the department of public instruction. The rules and regulations of the department of public instruction shall have the force and effect of law on other state agencies and public school districts. The school district of which the applicant is a resident shall, if it provides transportation, be reimbursed by the state special education fund for at least eighty percent of the costs incurred by it in providing transportation for the applicant."

On page 1, line 21, delete the words "state officials."

On page 2, line 5, delete the following: "to chapter 25-05"

On page 2, line 8, delete the word "patients" and insert in lieu thereof the words "residents not more than"

On page 2, line 9, delete the words "and under" and delete the word "the" and after the word "Haven" insert a comma

On page 2, line 10, delete the words "state hospital" and delete the words "not more than six round"

On page 2, delete all of line 11

On page 2, line 12, delete the words "Haven state hospital shall provide either" and delete the word "or" and insert in lieu thereof "as provided by rules and regulations of the department of public instruction. The rules and regulations of the department of public instruction shall have the force and effect of law on other state agencies and public school districts. The school district of which the applicant is a resident shall, if it provides transportation, be reimbursed by the state special education fund for at least eighty percent of the costs incurred by it in providing transportation for the applicant."

On page 2, delete all of line 13

On page 2, line 14, delete the word "officials."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2058

On page 2 of the engrossed bill, line 7, delete the words "not more than six round trips home per year at the"

On page 2, delete all of line 8

On page 2, line 9, delete the words "or reimbursement for mileage at the rate allowed"

On page 2, line 10, delete the words "for state officials" and insert in lieu thereof the following: "as provided by rules and regulations of the department of public instruction" and after the period insert the following: "The rules and regulations of the department of public instruction shall have the force and effect of law on other state agencies and public school districts. The school district of which the applicant is a resident, shall if it provides transportation, be reimbursed by the state special education fund for at least eighty percent of the costs incurred by it in providing transportation for the applicant."

On page 2, line 33, delete the words "not more"

On page 2, delete all of line 34

On page 2, line 35, delete the words "The school shall provide either" and also delete "or reimbursement" and insert in lieu thereof the following: "as provided by rules and regulations of the department of public instruction. The rules and regulations of the department of public instruction shall have the force and effect of law on other agencies and public school districts. The school district of which the applicant is a resident shall, if it provides transportation, be reimbursed by the state special education fund for at least eighty percent of the costs incurred by it in providing transportation for the applicant"

On page 3, line 1, delete the words "for mileage at the rate allowed for state officials"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2099

On page 1 of the engrossed bill, line 3, after the word "cities" insert ", rural fire departments"

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL 2367

On page 1, line 2, of the engrossed bill delete the words "or trade one tract" and insert in lieu thereof the words "three tracts"

On page 1, line 8, delete the words "or trade"

On page 1, after line 19, insert the following subsections:

"2. That portion of the east half of section six, township one hundred thirty-nine north, range sixty-three west, which runs in a north-south direction lying east of the midland-continenta! railroad right of way and subject to the conveyed acreage for both county and state highways. This tract comprises approximately thirty-four acres.

3. That portion of section five, township one hundred thirty-nine north, range sixty-three west, which runs in a northwest-southeast direction, being bound by

that certain township road on the north and east and by the burlington northern railroad right of way on the west and south. This tract of land comprises approximately eighty-six acres."

On page 2, line 3, delete "Factors to be considered by"

On page 2, delete all of lines 4 through 10

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2379

On page 1, line 1, of the engrossed bill, delete the word "two" and insert in lieu thereof the word "three"

On page 1, line 10, delete the word "Section" and insert in lieu thereof the following: "Subsections 1 and 2 of section"

On page 1, line 11, delete the word "is" and insert in lieu thereof the word "are"

On page 2, line 17, delete the word "Two" and insert in lieu thereof the word "Three"

On page 2, line 31, delete the word "written" and insert in lieu thereof the word "prescribed"

On page 3, after line 16, insert the following new subsection:

"In the case of a prescription for which a maximum allowable cost program for purposes of reimbursement has been established under title XIX of the Federal Social Security Act, the following shall also apply:

- a. If the practitioner has signed the appropriate line of a prescription instructing the pharmacist to dispense as written, the words "brand necessary" must also be written on the prescription in the practitioner's own handwriting. The pharmacist may dispense a therapeutically equivalent generic name drug product if this handwritten instruction does not appear on the prescription.
- b. If the pharmacist is instructed orally to dispense a brand name drug as prescribed, the pharmacist shall reduce the prescription to writing and shall note the instructions on the file copy of the prescription. The prescription shall then be signed by the practitioner on the appropriate line and the words "brand necessary" must also be written on the prescription in the practitioner's own handwriting."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2404

On page 14 of the engrossed bill, delete line 4 and insert in lieu thereof the words "eighteen percent simple interest per annum upon the unpaid balance of the contract."

On page 14 of the engrossed bill, delete lines 22 through 32

On page 15, line 6 of the engrossed bill, after the period insert the following: "This finance charge may be precomputed on the amount financed calculated on the assumption that all scheduled payments will be paid when due and the effect of prepayment is governed by the provisions on rebate upon prepayment."

On page 17, line 13 of the engrossed bill, delete the word
 "twenty-five" and insert in lieu thereof the word
"thirty-five"

And renumber the lines and pages accordingly

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2382

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2018

Senate Bill No. 2037

Senate Concurrent Resolution No. 4030

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2413

Senate Bill No. 2439

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. 2001:

Rep. Marsden

Rep. Tweten

Rep. Solberg

Senate Bill No. 2007

Rep. Kingsbury

Rep. R. Jacobsen

Rep. Opedahl

Senate Bill No. 2008:

Rep. Christensen

Rep. R. Jacobsen

Rep. Mertens

Senate Bill No. 2009:

Rep. Kingsbury

Rep. Thorsgard

Rep. Fleming

Senate Bill No. 2011:

Rep. R. Hausauer

Rep. Gunsch

Rep. Solberg

Senate Bill No. 2013:

Rep. Unhjem

Rep. Eagles

Rep. Opedahl

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit House Bill No. 1352 which the House has passed over the Governor's veto.

The vote on House Bill No. 1352 is:

72 Ayes
25 Nays
3 Absent, not voting

And your favorable consideration is requested.

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. 2125:

Rep. Erickson
Rep. Timm
Rep. Hanson

Senate Bill No. 2350:

Rep. Erickson
Rep. Timm
Rep. Hanson

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1197
House Bill No. 1278
House Bill No. 1319
House Bill No. 1326
House Bill No. 1357
House Bill No. 1362
House Bill No. 1397
House Concurrent Resolution No. 3002
House Concurrent Resolution No. 3009
House Concurrent Resolution No. 3011
House Concurrent Resolution No. 3050
House Concurrent Resolution No. 3057
House Concurrent Resolution No. 3061
House Concurrent Resolution No. 3062
House Concurrent Resolution No. 3075
House Concurrent Resolution No. 3076
House Concurrent Resolution No. 3080
House Concurrent Resolution No. 3081
House Concurrent Resolution No. 3083
House Concurrent Resolution No. 3085
House Concurrent Resolution No. 3087

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1197
House Bill No. 1278
House Bill No. 1319
House Bill No. 1326
House Bill No. 1357
House Bill No. 1362
House Bill No. 1397
House Concurrent Resolution No. 3002
House Concurrent Resolution No. 3009
House Concurrent Resolution No. 3011

House Concurrent Resolution No. 3050
 House Concurrent Resolution No. 3057
 House Concurrent Resolution No. 3061
 House Concurrent Resolution No. 3062
 House Concurrent Resolution No. 3075
 House Concurrent Resolution No. 3076
 House Concurrent Resolution No. 3080
 House Concurrent Resolution No. 3081
 House Concurrent Resolution No. 3083
 House Concurrent Resolution No. 3085
 House Concurrent Resolution No. 3087

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 herewith the following:

House Bill No. 1197
 House Bill No. 1278
 House Bill No. 1319
 House Bill No. 1326
 House Bill No. 1357
 House Bill No. 1362
 House Bill No. 1397
 House Concurrent Resolution No. 3002
 House Concurrent Resolution No. 3009
 House Concurrent Resolution No. 3011
 House Concurrent Resolution No. 3050
 House Concurrent Resolution No. 3057
 House Concurrent Resolution No. 3061
 House Concurrent Resolution No. 3062
 House Concurrent Resolution No. 3075
 House Concurrent Resolution No. 3076
 House Concurrent Resolution No. 3080
 House Concurrent Resolution No. 3081
 House Concurrent Resolution No. 3083
 House Concurrent Resolution No. 3085
 House Concurrent Resolution No. 3087
 Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2483

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: It is an honor to return to you Senate Bill No. 2385, on which the House divided the question as shown by the attached motion, with the Divisions B, C, and D passing the House and Division A failing to pass, and thereafter the House voted on Senate Bill No. 2385 excluding Division A but including Divisions B, C and D, and was passed.

DIVISION A: Page 2, line 23 through 35, and page 3, line 1 through 27, which reads as follows:

SECTION 5. REGULATING PAYMENT IN CERTAIN INSTANCES FOR

THE MEDICAL PROCEDURE KNOWN AS DILATATION AND CURETTAGE BY STATE AND FEDERAL FUNDS AND BY INSURANCE CONTRACTS, PLANS, OR POLICIES DELIVERED OR ISSUED FOR DELIVERY WITHIN NORTH DAKOTA.)

1. No funds of this state, or any agency, county, municipality, or any other subdivision thereof and no federal funds passing through the state treasury or a state agency shall be used to pay any person or entity for a dilatation and curettage procedure in which the pathological examination of the surgical specimen indicates the presence of trophoblastic or chorionic tissue unless the request for payment is accompanied by a statement signed by the attending physician indicating that the procedure does not represent an induced abortion or the termination of an uncomplicated pregnancy. The reason for the dilatation and curettage will be clearly stated and will be accompanied by a copy of the report on the pathological examination done on the dilatation and curettage surgical specimen.
2. No health insurance contract, plan, or policy delivered in this state shall provide payment for a dilatation and curettage procedure in which the pathological examination of the surgical specimen indicates the presence of trophoblastic or chorionic tissue unless:
 - a. The health insurance contract, plan, or policy meets the criteria set forth in section 3 or unless the request for payment is accompanied by a statement signed by the attending physician indicating that the procedure does not represent an induced abortion or the termination of an uncomplicated pregnancy. The reason for the dilatation and curettage will be clearly stated and will be accompanied by a copy of the report on the pathological examination done on the dilatation and curettage surgical specimen.

SECTION 6. FORMS.) The North Dakota state department of health shall make the forms required by this Act available to the physicians and hospitals of this state.

DIVISION B: Page 2, lines 1 through 7, which reads as follows:

SECTION 2. USE OF PUBLIC FUNDS FOR FAMILY PLANNING DENYING USE FOR THE PERFORMANCE, REFERRAL, AND ENCOURAGEMENT OF ABORTION.) No funds of this state or any agency, county, municipality, or any other subdivision thereof and no federal funds passing through the state treasury or a state agency shall be used as family planning funds by any person, public or private agency which performs, refers, or encourages abortion.

DIVISION C: Page 2, lines 8 through 15, which reads as follows:

SECTION 3. PAYMENT FOR ABORTIONS BY HEALTH INSURANCE POLICIES DELIVERED OR ISSUED IN NORTH DAKOTA.) No health insurance contracts, plans, or policies delivered or issued for delivery in this state shall provide coverage for abortions except by an optional rider for which there must be paid an additional premium. Provided, however, that this section shall not apply to the performance of an abortion necessary to prevent the death of the woman.

DIVISION D: Page 1, lines 1 through 22; page 2, lines 16 through 22; page 3, lines 28 through 35; page 4, lines 1 through 8, which reads as follows:

A BILL for an Act to establish a state policy statement in the areas of abortion and childbirth, family planning, payment for abortions by health insurance contracts, limiting abortions in government hospitals in North Dakota, regulating payment for dilatation and curettage under insurance contracts, and directing the state health department to provide forms required by this Act; providing a penalty; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
STATE OF NORTH DAKOTA:

SECTION 1. A STATE POLICY ON ABORTION AND CHILDBIRTH AND THE MEDICAL ASSISTANCE THEREOF.) Between normal childbirth and abortion, it shall be the policy of the state of North Dakota that normal childbirth is to be given preference, encouragement, and support by law and by state action, it being in the best interests of the well-being and common good of North Dakota citizens.

No funds of this state or any agency, county, municipality, or any other subdivision thereof and no federal funds passing through the state treasury or a state agency shall be used to pay for the performance, or for promoting the performance, of an abortion unless the abortion is necessary to prevent the death of the woman.

SECTION 4. LIMITATION OF ABORTION IN GOVERNMENT HOSPITALS OPERATED WITHIN NORTH DAKOTA.) No person shall authorize or perform an abortion in a hospital owned, maintained, or operated within the state by the state or any of its agencies or by any political subdivision of the state, unless the abortion is necessary to prevent the death of the woman.

SECTION 7. PENALTY.) Any person found guilty of violating this Act shall be guilty of a class B misdemeanor.

SECTION 8. SEVERABILITY.) Should any provision, section, clause, or word of this Act be construed by any court of law to be invalid, illegal, unconstitutional, or otherwise unenforcible, such invalidity, illegality, unconstitutionality, or unenforcibility shall not extend to any other provision or provisions of this Act.

It is the express intent of this legislature to enact legislation that is constitutional. A reviewing court, therefore, is requested to set forth clearly the grounds upon

which any provisions of this Act is declared invalid so that appropriate remedial legislation may be enacted.

SECTION 9. EMERGENCY.) This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval.



ROY GILBREATH, Chief Clerk

Senator Thane moved that the absent Senators be excused, which motion prevailed.

Senator Nething moved that the Senate adjourn and convene at 9:00 A.M., Friday, March 23, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-SEVENTH DAY

Bismarck, March 23, 1979

The Senate convened at 9:00 A.M., with President Sanstead presiding.

The prayer was offered by Rev. Dennis Tippett, St. George's Episcopal Church, Bismarck.

Let us pray. O God, the fountain of wisdom, whose statutes are good and gracious and whose law is truth; We beseech Thee so to guide and bless the Senate of this State, that it may ordain for our governance only such things as please Thee, to the glory of Thy Name and the welfare of the people; through Jesus Christ, Thy Son, our Lord. Amen.

The roll was called and all members were present except Senators Christensen, Melland, Rait, Roen, Schirado, Sorum and Strand.

A quorum was declared by the President.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-sixth day and recommends that the same be corrected as follows:

On page 1698, line 33, delete the name "Jacobson" and insert in lieu thereof the name "R. Jacobsen", also on line 1698, line 37, delete the name "Jacobson" and insert in lieu thereof the name "R. Jacobsen"

Your Committee has examined the Journal of the Fifty-first day and recommends that the same be corrected as follows:

On page 1446, line 29, after the word "SECTION," delete the numeral "30" and insert in lieu thereof the numeral "31"

On page 1446, line 30, after the word "July" insert the numeral "1"

Your Committee has examined the Journal of the Fifty-third day and recommends that the same be corrected as follows:

On page 1519, line 31, after the word "the" insert the word "amended"

On page 1519, line 31, delete the words "forty-eight" and insert the words "ninety-six"

And when so corrected recommends that the same be approved.

SENATOR CUSSONS moved that the report be adopted, which motion prevailed.

John Tennefos Chairman
SENATOR TENNEFOS

PRESENTATIONS OF PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on March 22, 1979, I signed the following Senate Bills:

- Senate Bill No. 2196
- Senate Bill No. 2240
- Senate Bill No. 2245

On March 23, 1979, I signed the following Senate Bills:

- Senate Bill No. 2267
- Senate Bill No. 2272
- Senate Bill No. 2305
- Senate Bill No. 2344
- Senate Bill No. 2377
- Senate Bill No. 2380
- Senate Bill No. 2398
- Senate Bill No. 2406
- Senate Bill No. 2433
- Senate Bill No. 2451
- Senate Bill No. 2469
- Senate Bill No. 2475

Senate Bill No. 2229 was forwarded without signature on March 23, 1979.

Sincerely yours,
ARTHUR A. LINK
Governor

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2487

and find the same correctly } Engrossed

 Chairman
Senator Peterson


Senator Olin 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:

- SB NO. 2023
- SB NO. 2137
- SB NO. 2237
- SB NO. 2391

and find the same correctly } Enrolled

 Chairman
Senator Peterson

Senator Schirado moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2023

Senate Bill No. 2137

Senate Bill No. 2237

Senate Bill No. 2391

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 herewith the following:

Senate Bill No. 2023

Senate Bill No. 2137

Senate Bill No. 2237

Senate Bill No. 2391

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 herewith the following:

Senate Bill No. 2023

Senate Bill No. 2137

Senate Bill No. 2237

Senate Bill No. 2391

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

- Senate Bill 2023
- Senate Bill 2137
- Senate Bill 2237
- Senate Bill 2391

..... were delivered to the } Governor for his approval

..... on March 23, 1979

Earl W. Peterson
.....
Senator Peterson Chairman.
SEE NORTH DAKOTA PRODUCTS

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1306

House Bill No. 1475

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1306

House Bill No. 1475

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 herewith the following:

House Bill No. 1306

House Bill No. 1475

Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1025

House Bill No. 1095

House Bill No. 1242

House Bill No. 1252

House Bill No. 1559

House Bill No. 1657

House Bill No. 1669

House Concurrent Resolution No. 3093

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1025

House Bill No. 1095

House Bill No. 1242

House Bill No. 1252

House Bill No. 1559

House Bill No. 1657

House Bill No. 1669

House Concurrent Resolution No. 3093

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 return herewith the following:

House Bill No. 1025

House Bill No. 1095

House Bill No. 1242

House Bill No. 1252

House Bill No. 1559

House Bill No. 1657

House Bill No. 1669

House Concurrent Resolution No. 3093

Which the President has signed.

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. 1199:

Senator Peterson

Senator Nelson

Senator Dotzenrod
House Concurrent Resolution No. 3071:
Senator Goodman
Senator Farrington
Senator Redlin

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 Bills Nos. 2455, 2484.

And the President has appointed as a conference committee to act with a like committee from the House on Senate Bills Nos. 2455, 2484.

Senate Bill No. 2455:
Senator Farrington
Senator Goodman
Senator Redlin

Senate Bill No. 2484:
Senator Farrington
Senator Goodman
Senator Redlin

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following on which the Senate has adopted the conference committee report and subsequently passed:

Senate Bill No. 2110
Senate Bill No. 2113
Senate Bill No. 2432

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following on which the Senate has adopted the conference committee report and subsequently passed:

House Bill No. 1042
House Bill No. 1217
House Bill No. 1222
House Bill No. 1507

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1360

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1044

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2487

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1215
House Bill No. 1639

LEO LEIDHOLM, Secretary
MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to inform you that the House respectfully requests the return of Senate Bill No. 2385.

ROY GILBREATH, Chief Clerk

MOTION

Senator Nething moved that the Senate accede to the request of the House and return Senate Bill No. 2385, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:
Senate Bill No. 2385 as requested.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return to you Senate Bill No. 2385 which the House has amended by dividing the question as shown by the attached motion, with the Divisions B, C, and D passing the House and Division A failing to pass, and thereafter the House voted on Senate Bill No. 2385 excluding Division A but including Divisions B, C, and D, and was passed.

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. 1624, House Concurrent Resolutions Nos. 3001, 3059, 3072, and subsequently passed the same, but refused to concur in the Senate amendment to House Bill No. 1056.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bill No. 1056.

House Bill No. 1056:

Rep. Knudson
Rep. Schindler
Rep. Tinjum

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to House Bills Nos. 1004, 1005, 1010, 1024, 1027, 1033.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bills Nos. 1004, 1005, 1010, 1024, 1027, 1033.

House Bill No. 1004:

Rep. R. Hausauer
Rep. Peterson
Rep. Opedahl

House Bill No. 1005:

Rep. R. Hausauer
Rep. Peterson
Rep. Opedahl

House Bill No. 1010:

Rep. Marsden
Rep. Christensen

Rep. Fleming
 House Bill No. 1024:
 Rep. Peterson
 Rep. R. Hausauer
 Rep. Opedahl
 House Bill No. 1027:
 Rep. F. Larson
 Rep. R. Jacobsen
 Rep. Fleming
 House Bill No. 1033:
 Rep. R. Hausauer
 Rep. Thorsgard
 Rep. Mertens

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. 1360.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bill No. 1360.

House Bill No. 1360:
 Rep. Martinson
 Rep. Stenhjem
 Rep. Meiers

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. 1489.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1384. — A Bill for an Act to provide for the creation of an agriculturally derived alcohol motor vehicle fuel tax fund, for its administration by the agricultural products utilization commission to further the production and marketing of agriculturally derived alcohol-blended motor vehicle fuels; to amend and reenact sections 57-50-01, 57-50-03.1, 57-50-05, and 57-54-08 of the North Dakota Century Code, relating to refunding the motor vehicle fuel tax and to the amount of the motor vehicle fuel tax on fuel with an agriculturally derived alcohol blend; and to provide 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 yeas, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT	●	● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODGEN			● ROEN	●	● VOSPER
● FRITZELL			● MELLAND	●		● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MITCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SHYKOWSKI		

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 1384 was passed, be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed.

MOTION

Senator Hoffner moved that the Senate reconsider the action whereby Senate Bill No. 2373 failed to pass, which motion prevailed.

Senator Wenstrom requested a recorded roll call vote on the motion to reconsider Senate Bill No. 2373, which request was granted.

ROLL CALL

The motion being on the motion to reconsider Senate Bill No. 2373, the roll was called and there were ayes, 29; nays, 18; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			ISZLER		●	NETHING		●	●		SOLBERG
●			JACOBSON		●	DLIN		●	●		SORUM
●			JONES		●	ORANGE		●	●		STRAND
●			KRAUTER		●	PETERSON		●	●		STRINDEN
●			LASHKOWITZ		●	RAIT		●	●		TALLACKSON
●			LEE		●	REDLN		●	●		TENNEFOS
●			LIPS		●	REITEN		●	●		THANE
●			LODOEN		●	ROEN		●	●		VOSPER
●			MELLAND		●	SANDNESS		●	●		WALSH
●			MILLER		●	SANDS		●	●		WENSTROM
●			MUTCH		●	SCHIRADO		●	●		WRIGHT
●			NAADEN		●	SHABLOW		●	●		MR. PRESIDENT
●			NELSON		●	SMYKOWSKI		●			

The motion to reconsider Senate Bill No. 2373 lost for lack of a two thirds majority.

SECOND READING OF HOUSE BILLS

House Bill No. 1385. — A Bill for an Act to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to property tax credits for persons sixty-five years of age or older with limited income; and providing for an effective date.

Which has been read.

Senator Hoffner moved that House Bill No. 1385 be amended as follows:

- 1 On page 1 of the engrossed bill, line 1, after the word "to" insert
- 2 the following: "provide a state matching program for
- 3 county and city senior citizen programs and activities; to"
- 4 On page 1 of the engrossed bill, line 4, after the semicolon insert
- 5 the following: "providing an appropriation;"
- 6 On page 1 of the engrossed bill, after line 6, insert the
- 7 following section:
- 8 "SECTION 1. STATE MATCHING PROGRAM FOR SENIOR CITIZEN
- 9 PROGRAMS AND ACTIVITIES.) The social service board shall match
- 10 funds levied by counties and cities for senior citizen programs
- 11 and activities operated pursuant to the provisions of section
- 12 57-15-56. The grants shall be made on or before March first of each
- 13 year and shall be equal to the amount levied for the previous
- 14 taxable year by each county or city within the limitations of
- 15 legislative appropriations."
- 16 On page 5 of the engrossed bill, after line 4, insert the following
- 17 section:
- 18 "SECTION 3. APPROPRIATION.) There is hereby appropriated
- 19 out of any moneys in the general fund in the state treasury, not
- 20 otherwise appropriated, the sum of \$1,000,000.00, or so much there-
- 21 of as may be necessary, to the social service board for the purpose
- 22 of making matching grants to counties and cities for senior
- 23 citizen programs and activities as provided in section 1 of this
- 24 Act for the biennium beginning July 1, 1979, and ending June 30,
- 25 1981. If the moneys appropriated in this Act are not sufficient
- 26 to make grants as provided in section 1, the available funds

27 shall be prorated in the same proportion as such funds would
 28 have been had the appropriation been sufficient."
 29 On page 5 of the engrossed bill, line 5, after the word "of" insert
 30 the words "section 2 of"

And renumber the lines, sections, and pages accordingly

Senator Hoffner moved that the amendments be adopted.

Senator Hoffner requested a recorded roll call vote on the motion to adopt the proposed amendments which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments, the roll was called and there were ayes, 25; nays, 22; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			ISZLER	•		NETHING	•		•	SOLBERG	
•	•		JACOBSON	•		OLIN	•		•	SORUM	
•			JONES	•	•	ORANGE	•			STRAND	•
•		•	KRAUTER	•		PETERSON	•			STRINDEN	•
	•		LASHKOWITZ	•		RAIT	•		•	TALLACKSON	•
•			LEE	•		REDLIN	•		•	TENNEFOS	•
•			LIPS	•		REITEN	•			THANE	•
	•		LODOEN	•		ROEN	•		•	VOSPER	•
•		•	MELLAN	•		SANDNESS	•		•	WALSH	•
	•		MILLER	•		SANDS	•		•	WENSTROM	•
	•		MUTCH	•		SCHIRADO	•		•	WRIGHT	•
•			NAADEN	•	•	SHABLOW	•			MR. PRESIDENT	
•			NELSON	•		SMYKOWSKI	•				

The proposed amendments were adopted.

Senator Strinden moved that House Bill No. 1385 be amended as follows:

Delete all the amendments that were adopted, except SECTION 3.

In Section 3 of the amendments, line 22, delete the word "matching"

And renumber the lines, and pages accordingly.

Senator Strinden moved that the amendments be adopted.

Senator Lashkowitz requested a recorded roll call vote on the motion to adopt the proposed amendments, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments, the roll was called and there were ayes, 23; nays, 25; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			ISZLER	•		•	NETHING		•	SOLBERG	
•		•	JACOBSON	•		•	OLIN		•	SORUM	
•			JONES	•		•	ORANGE	•		STRAND	•
•		•	KRAUTER	•		•	PETERSON	•		STRINDEN	•
	•		LASHKOWITZ	•		•	RAIT		•	TALLACKSON	•
•			LEE	•		•	REDLIN	•	•	TENNEFOS	•
•			LIPS	•		•	REITEN			THANE	•
	•		LODOEN	•		•	ROEN		•	VOSPER	•
•		•	MELLAN	•		•	SANDNESS		•	WALSH	•
	•		MILLER	•		•	SANDS		•	WENSTROM	•
	•		MUTCH	•		•	SCHIRADO		•	WRIGHT	•
•			NAADEN	•	•	•	SHABLOW	•		MR. PRESIDENT	
•			NELSON	•		•	SMYKOWSKI				

The proposed amendments lost.

Senator Naaden moved that House Bill No. 1385 be further amended as follows:

Insert a new section as follows:

SECTION 4.) An additional tax of 1 cent on each package of cigarettes sold in North Dakota shall be set.

Senator Naaden moved that the amendment be adopted.

Senator Naaden requested a recorded roll call vote on the motion to adopt the amendment, which request was granted.

Senator Jones moved the previous question and requested a recorded roll call vote, which request was granted.

ROLL CALL

The question being on the previous question, the roll was called and there were ayes, 38; nays, 10; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			ISZLER		●	● NOTHING			● SOLBERG		
● BARTH			JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

The previous question prevailed.

ROLL CALL

The question being on the motion to adopt the proposed amendment offered by Senator Naaden, the roll was called and there were ayes, 14; nays, 34; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS		●	● ISZLER			● NOTHING		●	● SOLBERG		
● BARTH			JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		●
● ERDMAN			● LIPS			● REITEN			● THANE		●
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER			● SANDS			● WENSTROM		●
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		●
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

The proposed amendment lost.

EXPLANATION OF VOTE

Senator Tennefos: I rise to explain my vote on Senator Naaden's amendment on the cigarette tax. Mr. President, members of the Assembly, I, as one of the members of this body don't smoke, so it wouldn't affect me so I could vote either way. However, number 2, is that I think that would have been a very important amendment in my mind, as we would have been providing funds to develop programs with. I think one of the things that we do out here constantly is to work with unknowns, and one of those unknowns is that estimate that we are always getting, that is why I asked a question early today, do we really know we have 11,000,000 dollars. Do we really know that, is it an estimate? When you work with estimates, you can really get into a lot of trouble. Senator Naaden's was not an estimate, it was a matter of what the cigarette tax has developed and I thought it was a good idea and that is why I voted in favor of that amendment, it would have provided that money and it wouldn't have been a guessing game, it would have been what we were actually going to have.

Senator Lips moved that House Bill No. 1385 be amended as follows:

In SECTION 3, line 10 of the engrossed bill, after the word "cities", insert "on a 50 per cent basis for senior citizens program"

Senator Lips moved that the amendment be adopted, which motion lost on a voice vote.

Senator Hoffner moved that the rules be suspended, that House Bill No. 1385 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1385. — A Bill for an Act to provide a state matching program for county and city senior citizen programs and activities; to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to property tax credits for persons sixty-five years of age or older with limited income; providing an appropriation; and providing for an effective date.

Which has been read.

The question being on the final passage of the bill as amended.

Senator Goodman moved that the question be divided on the final passage of the bill, that Sections 2 and 4 of the engrossed bill be voted upon first, and Sections 1 and 3 of the engrossed bill be voted upon second, which motion prevailed.

ROLL CALL

The question being on the final passage of Sections 2 and 4 of the engrossed bill, the roll was called and there were ayes, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NOTHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND	•	
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODDEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

Sections 2 and 4 of House Bill No. 1385 passed.

ROLL CALL

The question being on the final passage of Sections 1 and 3 of the engrossed bill, the roll was called and there were ayes, 30; nays, 18; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NOTHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND	•	
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODDEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHRADO			• WRIGHT		
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

Sections 1 and 3 of House Bill No. 1385 passed.

Senator Nothing moved that the vote by which House Bill No. 1385 was passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1399. — 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, the roll was called and there were ayes, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1399 was passed, be reconsidered and the motion to reconsider be laid on the table. Which motion prevailed.

House Bill No. 1413. — A Bill for an Act directing the office of the budget to control appropriations for salaries and wages.

Which has been read and has committee report for Indefinite Postponement.

Senator Lee moved that House Bill No. 1413 be amended as follows:

On page 1, line 16 of the engrossed bill, delete the word "thirty" and insert in lieu thereof the word "sixty"

Senator Lee moved that the amendment be adopted.

Senator Lee requested a recorded roll call vote on the motion to adopt the proposed amendment, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendment, the roll was called and there were ayes, 21; nays, 25; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAAEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

The proposed amendment lost.

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, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH		●	● JACOBSON			● OLIN		● SOLBERG
● BERUBE		●	● JONES		●	● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD		●	● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS		●	● RETTEN		● TENNEFOS
● FARRINGTON		●	● LODDEN			● ROEN		● THANE
● FRITZELL		●	● MELLAN			● SANDNESS		● VOSPER
● GOODMAN		●	● MILLER		●	● SANDS		● WALSH
● HANSON		●	● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER		●	● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON		●	● SMYKOWSKI		MR. PRESIDENT

House Bill No. 1413 was declared lost.

MOTIONS

Senator Nething moved that House Bills Nos. 1424 and 1438 be laid over one legislative day, which motion prevailed.

Senator Lips moved that Senator Thane be replaced by Senator Smykowski on the conference committee on Senate Bill No. 2011, which motion prevailed.

House Bill No. 1447. — A Bill for an Act to repeal sections 6-09-16 and 6-09-17 of the North Dakota Century Code, relating to funds transferred to state departments, how credited by state treasurer, and to department of accounts and purchases issuance of warrants against transferred 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, 0; absent and not voting, 5.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● RETTEN		● TENNEFOS
● FARRINGTON			● LODDEN			● ROEN		● THANE
● FRITZELL			● MELLAN			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1447 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1465. — A Bill for an Act to create and enact a new section to chapter 57-02 of the North Dakota Century Code, relating to the determination of true and full value for agricultural property.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 2; nays, 41; absent and not voting, 7.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
— ALBERS			● ISZLER			● NETHING		
— BARTH			● JACOBSON			● OLIN		● SOLBERG
— BERUBE			● JONES			● ORANGE		● SORUM

CHRISTENSEN	KRAUTER	PETERSON	STRIDEN
CUSONS	LASHKOWITZ	RAIT	TALLACKSON
DOTZENROD	LEE	REDLIN	TENNIFOS
ERDMAN	LIPS	REYEN	THANE
FARRINGTON	LODOEN	ROEN	VOSPER
FRITZELL	MELLAND	SANDNESS	WALSH
GOODMAN	MILLER	SANDS	WENSTRON
HANSON	MUTCH	SCHIRADO	WRIGHT
HOFFNER	NAADEN	SHABLOW	MR. PRESIDENT
HOLMBERG	NELSON	SMYKOWSKI	

House Bill No. 1465 was declared lost.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2002 as printed on pages 1683-1685 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2002:

Senator Lips
 Senator Melland
 Senator Tallackson

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2026 as printed on page 1685 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2026:

Senator Thane
 Senator Naaden
 Senator Walsh

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2027 as printed on page 1693 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2027:

Senator Naaden
 Senator Vosper
 Senator Erdman

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2038 as printed on pages 1685, 1686 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2038:

Senator Lips
 Senator Olin
 Senator Tallackson

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2039 as printed on pages 1693, 1694 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2039:

Senator Strinden
 Senator Thane
 Senator Erdman

Senator Lodoen moved that the Senate do not concur in the House amendments to Senate Bill No. 2430 as printed on page 1690 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2430:

Senator Holmberg
 Senator Reiten
 Senator Shablow

Senator Solberg moved that the Senate do not concur in the House amendments to Senate Bill No. 2438 as printed on pages 1690-1693 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2438:

Senator Tennefos
 Senator Solberg
 Senator Lashkowitz

Senator Lips moved that the Senate do concur in the House amendments to Senate Bill No. 2040, as printed on pages 1686-1688 of the Senate Journal, which motion prevailed.

Senator Lips moved that the rules be suspended, that Senate Bill No. 2040 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2040. Game and Fish Department — A Bill for an Act making an appropriation for defraying the expenses of the game and fish department of the state of North Dakota; providing for a performance review; 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, 42; nays, 4; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIF			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLANDER			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM	●	
● HANSON		●	● WUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAASEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to, and the emergency clause carried.

Senator Nothing moved that the vote by which Senate Bill No. 2040 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Lodoen moved that the Senate do concur in the House amendments to Senate Bill No. 2099, as printed on page 1696 of the Senate Journal, which motion prevailed.

Senator Lodoen moved that the rules be suspended, that Senate Bill No. 2099 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2099. — A Bill for an Act to amend and reenact section 18-04-04 and section 18-04-05 of the North Dakota Century Code, relating to distribution of insurance premium tax to cities, rural fire departments and rural fire protection districts.

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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND ●
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLN		● TALLACKSON
● ERDMAN			● LIPS			● RETEN		● TENNEFOS
● FARRINGTON			● LODOEN			● ROEN		● THANE
● FRITZELL			● MELLAN ●			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH ●			● SCHIRADO		● WENSTROM
● HOFFNER			● NAAEDN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

So the bill passed and the title was agreed to.

Senator Nothing moved that the vote by which Senate Bill No. 2099 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Sandness moved that the Senate do concur in the House amendments to Senate Bill No. 2227, as printed on page 1609 of the Senate Journal, which motion prevailed.

Senator Sandness moved that the rules be suspended, that Senate Bill No. 2227 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2227. — A Bill for an Act to authorize the state board of higher education to sell and convey certain land owned by the state of North Dakota, proceeds to go to the general fund.

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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND ●
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLN		● TALLACKSON
● ERDMAN			● LIPS			● RETEN		● TENNEFOS
● FARRINGTON			● LODOEN			● ROEN		● THANE
● FRITZELL			● MELLAN ●			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH ●			● SCHIRADO		● WENSTROM
● HOFFNER			● NAAEDN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

So the bill passed and the title was agreed to.

Senator Nothing moved that the vote by which Senate Bill No. 2227 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Sandness moved that the Senate do concur in the House amendments to Senate Bill No. 2269, as printed on page 1554 of the Senate Journal, which motion prevailed.

Senator Sandness moved that the rules be suspended, that Senate Bill No. 2269 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2269. — A Bill for an Act to create and enact a new section to chapter 15-21 of the North Dakota Century Code, relating to accreditation standards; and to amend and reenact subsection 1 of section 15-34.1-03, and sections 15-38-07, 15-41-24 and 15-41-25 of the North Dakota Century Code, relating to the requirements for the minimum curriculum of all schools and the approval of private schools.

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, 38; nays, 8; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER		●	● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND ●		
● CHRISTENSEN		●	● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON		●	● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLANBY			● SANDNESS			● WALSH		
● GOODMAN		●	● MILLER			● SANDS ●			● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON		●	● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senator Nothing moved that the vote by which Senate Bill No. 2269 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Jones moved that the Senate do concur in the House amendments to Senate Bill No. 2313, as printed on page 1609 of the Senate Journal, which motion prevailed.

Senator Jones moved that the rules be suspended, that Senate Bill No. 2313 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2313. — A Bill for an Act to amend and reenact subsection 8 of section 54-52-01 and section 54-52-05 of the North Dakota Century Code, relating to definition of terms and membership and assessments for the public employees retirement system.

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, 42; nays, 3; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND ●		

● CHRISTENSEN	● KRAUTER	● PETERSON	STRINDEN ●
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDEN	● ROEN	● VOSPER
● FRITZELL	● MELLAN	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2313 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Sands moved that the Senate do concur in the House amendments to Senate Bill No. 2316, as printed on page 1609 of the Senate Journal, which motion prevailed.

Senator Sands moved that the rules be suspended, that Senate Bill No. 2316 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2316. — A Bill for an Act to create and enact a new section to title 12.1 of the North Dakota Century Code, relating to the manufacture, sale, or delivery of marijuana, hashish, and cocaine paraphernalia; to the definition of paraphernalia and other terms; and providing a penalty.

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, 44; nays, 2; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
● ALBERS			● ISZLER		●	● NETHING			● SOLBERG		
● BARTH			● JACOBSON		●	● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAN			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2316 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Christensen moved that the Senate do concur in the House amendments to Senate Bill No. 2379, as printed on page 1698 of the Senate Journal, which motion prevailed.

Senator Christensen moved that the rules be suspended, that Senate Bill No. 2379 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2379. — A Bill for an Act to create and enact three new subsections to section 19-02.1-14.1 of the North Dakota Century Code, relating to the selecting and dispensing of generic name drug products, the liability of pharmacists, manufacturing standards and practices; and to amend and reenact subsections 1 and 2 of section 19-02.1-14.1 of the North Dakota Century Code, relating to definitions and the labeling of prescription drugs.

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, 4; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODOEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAAEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		● MR. PRESIDENT

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2379 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Mutch moved that the Senate do concur in the House amendments to Senate Bill No. 2404, as printed on pages 1697-1698 of the Senate Journal.

Senator Orange requested a recorded roll call vote on the motion to concur in the amendments, which request was granted.

ROLL CALL

The question being on the motion to concur in the House amendments to Senate Bill No. 2404, the roll was called and there were ayes, 30; nays, 16; absent and not voting, 4.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODOEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAAEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		● MR. PRESIDENT

The motion to concur prevailed.

Senator Mutch moved that the rules be suspended, that Senate Bill No. 2404 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2404. — A Bill for an Act to create and enact five new sections to chapter 51-13 of the North Dakota Century Code, relating to retail installment contract prohibited provisions, payments to last known contract holders, statements of unpaid balance, authority to purchase contracts, and applicability; and to amend and reenact sections 51-13-01, 51-13-02, 51-13-03, and 51-13-06 of the North Dakota Century Code, relating to retail installment contract definitions, contents, finance charges, and refinancing.

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, 34; nays, 12; absent and not voting, 4.

REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
— BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE		●	● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE	●		● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LOODEN			● ROEN		● VOSPER
● FRITZELL			● MELLAN	●		● SANDNESS		● WALSH
● GOODMAN			● MILLER		●	● SANDS		● WENSTROM
● HANSON			● MUTCH		●	● SCHIRADO		● WRIGHT
— HOFFNER		●	● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2404 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Iszler moved that the Senate do concur in the House amendments to Senate Bill No. 2410, as printed on page 1688 of the Senate Journal, which motion prevailed.

Senator Iszler moved that the rules be suspended, that Senate Bill No. 2410 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2410. — A Bill for an Act to create and enact section 4-30-38.1; and to amend and reenact sections 4-30-02, 4-30-12, 4-30-13, 4-30-14, 4-30-16, 4-30-17, 4-30-18, 4-30-19, 4-30-20, 4-30-27, 4-30-33, 4-30-36, 4-30-38, 4-30-39, 4-30-55, and 4-30-56; and to repeal chapter 19-06 and section 4-30-36.1 of the North Dakota Century Code, all relating to dairy products production and regulation.

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, 40; nays, 4; absent and not voting, 6.

REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE		●	● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE	●		● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON		●	● LOODEN			● ROEN		● VOSPER
● FRITZELL			● MELLAN	●		● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH		●	● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2410 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Nething moved that the Senate recess for lunch, which motion prevailed.

The Senate reconvened, pursuant to recess taken, with President Sanstead presiding.

PRESENTATION OF PETITIONS AND COMMUNICATIONS
 State of North Dakota
 EXECUTIVE OFFICE
 BISMARCK

The Honorable Wayne G. Sanstead
 President of the Senate
 Senate Chambers
 Bismarck, North Dakota 58505

Dear Mr. President:

Senate Bill 2092 allows creditors to collect a late payment service charge in the amount of 1½% per month (18% per year) on overdue accounts. This is not legal under present law. Current law only permits creditors to collect interest or service charges if they are agreed to in a written contract by the debtor.

At the outset, it should be made clear that this legislation will have no effect on retail sales installment contracts. Whenever a consumer purchases goods or services on an installment basis, he or she must sign a contract for the interest and service charges that are added to the price of the goods or services. This would remain in the case under Senate Bill 2092.

Senate Bill 2092 would affect debts for goods or services where the consumer has not agreed to pay for interest or service charges. Generally, these debts are for necessities and are involuntarily rather than voluntarily incurred. The most common types of debts that this bill applies to are medical, hospital, and fuel bills.

This bill permits creditors to charge interest at the rate of 18% per year by calling it a "service charge" or "late payment" charge. I submit there is no relationship between the creditor's actual cost of carrying an overdue account and the 18% carrying charge contained in this bill. For example, a hospital bill of \$5,000 is not at all unusual today. If a person fell behind in making payments on a hospital bill, the creditor could, from the thirty-first day after the obligation became due, begin charging monthly "service charges" of \$75 (\$900 in a year). Many families would be hard-pressed to pay that service charge alone and would be literally unable to reduce the principal of the debt. This legislation would have the undesirable result of forcing many families who are struggling to pay large medical bills into bankruptcy.

It is apparent that the people who will be hardest hit by this legislation are those who can ill-afford the cost of additional interest on their involuntary debts. It is those who are on fixed or low incomes who are least able to afford the kind of medical insurance that would protect them from large medical and hospital bills.

Because I cannot support legislation that treads most heavily on those with limited resources, I veto Senate Bill 2092.

Sincerely yours,
 ARTHUR A. LINK
 Governor

MOTION

Senator Nething moved that Senate Bill No. 2092 be placed at the bottom of the calendar for the purpose of its reconsideration as a vetoed measure pursuant to Section 79 of the Constitution of the State of North Dakota, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Christensen moved that the Senate do concur in the House amendments to Senate Bill No. 2411, as printed on pages 1688, 1689 of the Senate Journal, which motion prevailed.

Senator Christensen moved that the rules be suspended, that Senate Bill No. 2411 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2411. — A Bill for an Act to create and enact a new subsection to section 25-03.1-30 of the North Dakota Century Code, relating to modification of treatment orders and to the rights of patients; to amend and reenact sections 12-47-27, 12-47-28, 12-47-29, 25-03.1-04, 25-03.1-05, 25-03.1-06, 25-03.1-08, 25-03.1-09, 25-03.1-10, 25-03.1-11, 25-03.1-13, 25-03.1-14, 25-03.1-16, 25-03.1-19, 25-03.1-21, 25-03.1-22, 25-03.1-23, 25-03.1-24, 25-03.1-25, 25-03.1-26, 25-03.1-27, and 25-03.1-31, subsection 3 of section 25-03.1-34, section 25-03.1-41, and subsection 2 of section 25-03.1-42 of the North Dakota Century Code, and to amend and reenact in the alternative sections 25-03.1-02, 25-03.1-03, and 25-03.1-29 of the North Dakota Century Code, all sections relating to the transfer of penitentiary inmates to the state hospital or other treatment facility, delivery of the written order by the warden, recovery of the person transferred, definitions, jurisdiction, voluntary admission, discharge of voluntary patients, right to release on application, petition for involuntary treatment, review of petition for involuntary treatment, involuntary treatment, examination and report on involuntary treatment, right to counsel, duty of state's attorney, medication pending treatment order, involuntary treatment hearing, alternatives to hospitalization, involuntary treatment orders, petition for continuing treatment orders, right to treat, emergency detention or hospitalization, emergency procedure, notice and statement of rights, appeal, review of the current status of continuing treatment, transfer of patients, rights of patients, limitations and restrictions of patient's rights, and limitation of liability; and to repeal section 25-03.1-32 of the North Dakota Century Code, relating to a periodic hearing and petition for discharge.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER	●	●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPERS	
●			●	WELLYAN		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	
●			●	NAADEN		●	SHARLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2411 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Tennefos moved that the Senate do concur in the House amendments to Senate Bill No. 2415, as printed on page 1689 of the Senate Journal, which motion prevailed.

passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senator Sandness moved that the Senate do concur in the House amendments to Senate Bill No. 2461, as printed on page 1681 of the Senate Journal, which motion prevailed.

Senator Sandness moved that the rules be suspended, that Senate Bill No. 2461 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2461. — A Bill for an Act to authorize a school district mill levy for unemployment compensation benefits.

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, 3; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN		●	● ROEN			● VOSPER		
● FRITZELL			● MELLAND	●		● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRAED			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which Senate Bill No. 2461 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTIONS

Senator Lips 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. 1004, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1004:

- Senator Lips
- Senator Olin
- Senator Erdman

Senator Lips 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. 1005, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1005:

- Senator Lips
- Senator Thane
- Senator Erdman

Senator Lips 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. 1010, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1010:

Senator Melland
 Senator Fritzell
 Senator Walsh

Senator Lips 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. 1024, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1024:

Senator Thane
 Senator Naaden
 Senator Walsh

Senator Lips 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. 1027, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1027:

Senator Smykowski
 Senator Vosper
 Senator Walsh

Senator Lips 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. 1033, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1033:

Senator Strinden
 Senator Naaden
 Senator Tallackson

Senator Sandness 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. 1056, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1056:

Senator Nelson
 Senator Sandness
 Senator Dotzenrod

Senator Christensen 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. 1360, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1360:

Senator Christensen
 Senator Cussions
 Senator Miller Heinrich

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to inform you that the House respectfully requests the return of Senate Bill No. 2439.

ROY GILBREATH, Chief Clerk

Senator Nothing moved that the Senate accede to the request of the House and return Senate Bill No. 2439, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:
 Senate Bill No. 2439 as requested.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2439

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2439

- On page 1 of the reengrossed bill, line 5, delete the words "to provide that a portion of foundation"
- On page 1 of the reengrossed bill, delete line 6
- On page 1 of the reengrossed bill, line 7, delete the words and comma "distributions, and"
- On page 1 of the reengrossed bill, line 8, after the word "program" insert the following: ", and to provide for adjusting foundation aid payments"
- On page 1 of the reengrossed bill, line 12, after the first comma insert the following: "15-40.1-07, 15-40.1-08,"
- On page 1 of the reengrossed bill, line 14, after the comma insert the following: "enrollment periods used in determining per-pupil foundation program payments for school districts,"
- On page 1 of the reengrossed bill, line 15, after the semicolon insert the following: "to repeal subdivision b of subsection 3 of section 15-40.1-06 of the North Dakota Century Code, relating to the deduction for federal impact payments; to provide an appropriation for kindergarten aid and to appropriate moneys in the state tuition fund;"
- On page 2 of the reengrossed bill, delete lines 19 through 30
- On page 3 of the reengrossed bill, after line 11, insert the following section:
- "SECTION 5. ADJUSTMENT OF FOUNDATION AID PAYMENT.)
Whenever the taxable valuation of property is diminished because of the reclassification of real property as personal property which results from either legislative or judicial action, the state foundation aid payment to the affected school district shall be based on the diminished valuation in the year in which it is paid to the school district."
- On page 4 of the reengrossed bill, line 24, delete the words "fifty-seven" and insert in lieu thereof the word "ten"
- On page 4 of the reengrossed bill, line 26, delete the words "one thousand" and insert in lieu thereof the words "nine hundred sixty"
- On page 4 of the reengrossed bill, line 27, delete the words "twenty-seven", and delete the words "and fifty cents"
- On page 5 of the reengrossed bill, line 20, delete the words "by the board of" and insert in lieu thereof the words "of oil and gas bonus payments received for the most recent quarter pursuant to section 2 of this Act"
- On page 5 of the reengrossed bill, delete line 21
- On page 5 of the reengrossed bill, line 22, delete the words "public schools"
- On page 5 of the reengrossed bill, after line 22, insert the following sections:

"SECTION 8. AMENDMENT.) Section 15-40.1-07 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-40.1-07. HIGH SCHOOL PER-PUPIL PAYMENTS - AMOUNT - PROPORTIONATE PAYMENTS.) There shall be paid each year from the county equalization fund to all school districts operating high schools, to school districts contracting to educate high school pupils in a federal school, subject to adjustment as provided in section 15-40.1-09, payments as follows:

1. For high schools having under seventy-five pupils in average daily membership, the amount of money resulting from multiplying the factor 1.70 times the educational support per pupil as provided in section 15-40.1-06 for each high school pupil registered in the schools each year.
2. For high schools having seventy-five or more, but less than one hundred fifty pupils in average daily membership, the amount of money resulting from multiplying the factor 1.40 times the educational support per pupil as provided in section 15-40.1-06 for each high school pupil registered in the schools each year.
3. For high schools having one hundred fifty or more, but less than five hundred fifty pupils in average daily membership, the amount of money resulting from multiplying the factor 1.32 times the educational support per pupil as provided in section 15-40.1-06 for each high school pupil registered in the schools each year.
4. For high schools having a total high school enrollment of five hundred fifty or more pupils in average daily membership, the amount of money resulting from multiplying the factor 1.20 times the educational support per pupil as provided in section 15-40.1-06 for each high school pupil registered in the schools each year.

Every high school district shall receive at least as much in total payments as it would have received if it had the highest number of pupils in the next lower category. No school district shall receive less in foundation program per-pupil payments for any year than such district would have received in such payments based upon the average enrollment in such district ~~in~~ for the previous three school year years. However, no payment shall be made for those pupils for whom federal agencies provide education. Such payments shall not be made unless four or more units of standard high school work approved by the superintendent of public instruction are offered during the current year, only certificated teachers have been employed, and the other standards prescribed by this chapter have been met. Payments shall be made to the high school district in which the student is enrolled for graduation and units of approved vocational education in accordance with the provisions of chapter 15-20.1, and other courses approved by the superintendent of public instruction, earned in another high school district shall be included to meet the minimum four required units. In the case of students enrolled in nonpublic schools for graduation, proportionate payments shall be made to the public school district in which such student is enrolled for specific courses. School districts offering high

school summer school programs shall be eligible for proportionate payments provided each course offered in such programs satisfies requirements for graduation and comprises at least as many clock hours as courses offered during the regular school term.

Districts that did not maintain high schools during the year of 1964-1965 shall not be eligible for payments unless they have a minimum enrollment of twenty-five pupils if four years of high school work are offered, a minimum enrollment of twenty pupils if three years of high school work are offered, a minimum enrollment of fifteen pupils if two years of high school work are offered, and a minimum enrollment of ten pupils if one year of high school work is offered. Payments from the county equalization fund to school districts in bordering states shall be made after subtracting the amount realized from a twenty-mill levy in the sending school district divided by the total number of resident pupils enrolled in the school district plus the number of resident pupils from the district attending school in another state.

SECTION 9. AMENDMENT.) Section 15-40.1-08 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-40.1-08. ELEMENTARY PER-PUPIL PAYMENTS - AMOUNT.) There shall be paid out of the county equalization fund to school districts of the county operating elementary schools and to school districts contracting to educate elementary pupils in a federal school, employing teachers holding valid certificates or permits, payments based on the number of registered students at the beginning of each school year, adjusted as provided in section 15-40.1-09, as follows:

1. For one-room rural schools there shall be paid that amount of money resulting from multiplying the factor 1.30 times the educational support per pupil as provided in section 15-40.1-06 for each of the first sixteen pupils in grades one through eight in average daily membership, and for each additional pupil in grades one through eight in daily membership there shall be paid .9 times the educational support per pupil as provided in section 15-40.1-06, except that no payment shall be made for more than twenty pupils in average daily membership.
2. For elementary schools having under one hundred pupils in average daily membership there shall be paid that amount of money resulting from multiplying the factor 1.0 times the educational support per pupil as provided in section 15-40.1-06 for each of the first twenty pupils in grades one through six in average daily membership in each classroom or for each teacher and for each additional pupil in grades one through six in average daily membership in each classroom or for each teacher there shall be paid .9 times the educational support per pupil as provided in section 15-40.1-06, except that no payment shall be made for more than twenty-five pupils in average daily membership in each classroom or for each teacher.
3. For elementary schools having one hundred or more pupils in average daily membership, and provided the districts in which such schools are located have an average daily membership of less than one thousand elementary pupils, there

shall be paid that amount of money resulting from multiplying the factor .9 times the educational support per pupil as provided in section 15-40.1-06 for each of the first thirty pupils in grades one through six in average daily membership in each classroom or for each teacher, except that no payment shall be made for more than thirty pupils in average daily membership in each classroom or for each teacher.

4. For elementary schools in school districts having an average daily membership of one thousand or more elementary pupils, there shall be paid that amount of money resulting from multiplying the factor .95 times the educational support per pupil as provided in section 15-40.1-06 for each of the first thirty pupils in grades one through six in average daily membership in each classroom or for each teacher, except that no payment shall be made for more than thirty pupils in average daily membership in each classroom or for each teacher.
5. For each of the above classes of elementary schools, except for one-room rural schools, there shall be paid that amount of money resulting from multiplying the factor 1.0 times the educational support per pupil as provided in section 15-40.1-06 for each of the first thirty pupils in grades seven and eight in average daily membership in each classroom or for each teacher, except that no payment shall be made for more than thirty pupils in average daily membership in each classroom or for each teacher.
6. For elementary schools having pupils under the compulsory age for school attendance, but not less than three years of age, in a special education program approved by the director of special education, there shall be paid that amount of money resulting from multiplying the factor .49 times the educational support per pupil as provided in section 15-40.1-06 for each special education pupil under the compulsory age for school attendance in average daily membership in each classroom or for each teacher.

No school district shall receive less in foundation program per-pupil payments for any year than such district would have received in such payments based upon the average enrollment in such district ~~in~~ for the previous ~~three~~ school year years. Payments from the county equalization fund to school districts in bordering states shall be made after subtracting the amount realized from a twenty-mill levy in the sending school district divided by the total number of resident pupils enrolled in the school district plus the number of resident pupils from the district attending school in another state."

On page 6 of the reengrossed bill, after line 25, insert the following sections:

"SECTION 12. REPEAL.) Subdivision b of subsection 3 of section 15-40.1-06 of the 1977 Supplement to the North Dakota Century Code is hereby repealed effective July 1, 1980.

SECTION 13. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$1,000,000.00, or so much thereof as may be necessary, to the superintendent of public instruction for the purpose of providing aid to school districts which provide kindergartens during the 1980-81 school year and which are established pursuant to the provisions of chapter 15-45. Payments made pursuant to this section shall be made on a per-pupil basis prorated under guidelines established by the superintendent of public instruction based upon the average daily memberships for eligible kindergartens as certified by the school districts. Such certifications shall be made to the superintendent of public instruction on or before June 1, 1981, and the superintendent of public instruction shall certify to the department of accounts and purchases the amounts to be paid to the school districts on or before June 30, 1981.

SECTION 14. APPROPRIATION.) There is hereby appropriated out of any moneys in the state tuition fund in the state treasury, not otherwise appropriated, the sum of \$16,500,000.00, or so much thereof as is or may become available, to the public schools of this state as provided in section 154 of the Constitution of the state of North Dakota and chapter 15-44, for the Biennium beginning July 1, 1979, and ending June 30, 1981."

And renumber the lines, sections, and pages accordingly

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2003

Senate Bill No. 2253

Senate Bill No. 2310

Senate Bill No. 2405

Senate Bill No. 2452

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2003

On page 2 of the engrossed bill, line 5, delete the numerals "3,020,666" and insert in lieu thereof the numerals "3,060,388"

On page 2 of the engrossed bill, line 10, delete the numerals "7,961,837" and insert in lieu thereof the numerals "8,001,559"

On page 2 of the engrossed bill, line 23, delete the numerals "8,423,745" and insert in lieu thereof the numerals "8,463,467"

On page 2 of the engrossed bill, line 24, delete the numerals "10,545,646" and insert in lieu thereof the numerals "10,585,368"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Increase salaries and wages of Central Data Processing by \$39,722 to provide for 6.5 percent average annual salary increases and to provide for adequate fringe benefits including full family medical coverage.

HOUSE AMENDMENTS TO SENATE BILL 2253

On page 9, line 13, after the word "also" delete the word "proved" and insert in lieu thereof the word "approved", which motion prevailed.

HOUSE AMENDMENTS TO SENATE BILL 2310

On page 1, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to create the west river water supply district in order to coordinate and facilitate the development and implementation of a plan for the supplementation of the water resources of Dickinson and other North Dakota counties and governmental entities with water from the Missouri River; and providing an appropriation.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. FINDINGS AND DECLARATION OF POLICY.)

It is hereby found and declared by the legislative assembly that many areas and localities do not enjoy safe drinking water, and that in many such areas and localities the water contains iron, sulfates, alkali, salt, nitrates, and other hazardous and discoloring substances, and that other areas and localities do not have sufficient quantities of water to ensure a dependable, long-term supply. It is further found and declared that supplementation of the water resources of the city of Dickinson and other governmental entities with water supplies from the Missouri River, utilizing a pipeline transmission and delivery system, is a potentially feasible approach to provide the city of Dickinson and other governmental entities with a safe and dependable source of water. It is therefore declared to be in the best interest of the people of the city of Dickinson and other governmental entities to exercise the sovereign power of the state by providing a means for the establishment of the west river water supply district to further investigate and develop a pipeline transmission and delivery system for purposes including, but not limited to, domestic, rural water districts, municipal, livestock, irrigation, light industrial, mining, recreational, fish and wildlife, and pollution abatement uses which will result in the best use of such waters and related land resources, with primary emphasis on domestic, rural water district, and municipal uses.

SECTION 2. DEFINITIONS.) In this chapter, unless the context or subject matter requires otherwise:

1. "Board" means the board of directors of the west river water supply district.
2. "District" means the west river water supply district.
3. "Works" shall include:
 - a. All property rights, easements, and franchises relating thereto and deemed necessary or convenient for their operation.
 - b. All water rights acquired and exercised by the district in connection with such works.
 - c. All means of delivering and distributing water through the utilization of a pipeline transmission and delivery system.
4. "Person" includes any state agency, natural person, municipality, political subdivision, public or private corporation, partnership, or association.

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5. "Governmental entity" means any city, county, portion of any county, organized township, or other political subdivision.

SECTION 3. CREATION OF DISTRICT BY ELECTION - SECRETARY OF STATE TO CERTIFY RESULT - DISTRICT TO BE CORPORATE AGENCY OF STATE.) A vote upon the question of the creation of the district and authorization of a mill levy may be held in the first election in the city of Dickinson and any other governmental entity, following the effective date of this Act. The election results shall be determined in the manner provided by section 40-21-12, and shall also be certified to the secretary of state. The secretary of state shall receive, record, and maintain the certification of the result of the election in the manner provided by section 16-13-26. The district shall be established by a sixty percent majority of the votes cast in each governmental entity in favor of the creation of the district. Upon the determination of the secretary of state that the district has been created in accordance with law, he shall certify that fact to the governmental entities within the district. If so created, the district shall be a corporate agency of this state, a body politic and corporate with the authority to exercise the powers specified in this Act, including the power to certify a mill levy as provided by section 8 of this Act, and an administrative agency within the meaning of chapter 28-32.

Laws applicable to elections generally and not inconsistent with this section shall govern the elections required by this section.

SECTION 4. BOARD OF DIRECTORS - OFFICERS - MEETINGS - COMPENSATION.) The district shall be governed by a board of directors who shall be chosen in accordance with the provisions of this Act. The board shall elect annually from its membership a chairman, vice chairman, and secretary. A majority of the members shall constitute a quorum for the purpose of conducting the business of the board. The board shall meet at the time and place designated by the secretary. Board members shall receive compensation in the amount provided for by subsection 1 of section 54-35-10, and shall be reimbursed for their mileage and expenses in the amount provided for by sections 44-08-04 and 54-06-09.

SECTION 5. APPOINTMENT OF DIRECTORS - TERM OF OFFICE.) Within thirty days of the creation of the district, the governing bodies of the governmental entities within the district shall each appoint a director who shall be a resident and elector of the governmental entity from which he is appointed. Each governmental entity shall be represented by one director, provided that in no case shall any county within the district have more than one representative on the board of directors of the district, except for Stark County whose representation shall include two directors from the city of Dickinson and one director representing Stark County, provided that Dickinson and Stark County are members of the district. An appointee from the state water commission shall serve as a board member temporarily until the time that the board shall be comprised of no less than three directors as defined in section 5 of this Act. The first governmental entity of any county within the district electing to be a part of the district shall be entitled to a representative on the board of directors until such time as the county elects to become a part of the district. If a county elects to become a part of the district, the other governmental entity representative of that county shall serve until the end of that term as director, at which time the county shall be entitled to elect a single member on the

board of directors to represent that county and all governmental entities within that county which are members of the district, except that Stark County shall be represented as set out above. Directors so appointed shall serve in the manner provided by section 3 of this Act and shall hold office until a successor has been duly elected and qualified.

SECTION 6. ELECTION OF DIRECTORS - TERM OF OFFICE - VACANCY.) In 1980, and thereafter, a director of the district shall be nominated and elected in each governmental entity within the district in the same manner as city or county officers are nominated and elected.

One-half of the members of the board of directors elected in 1980 shall hold office for a term of two years, and one-half of the members of the board of directors elected in 1980 shall hold office for a term of four years.

Directors elected after 1980 shall each serve for a term of four years. In the event the office of any district director shall become vacant by reason of removal from a governmental entity, death, resignation, or otherwise, the vacancy shall be filled by appointment of the governing body of the governmental entity in which the vacancy occurs. A director so appointed shall be an elector and a resident of the governmental entity from which he is appointed and shall serve only for the unexpired term.

SECTION 7. POWERS AND DUTIES OF THE BOARD.) The district board of directors may exercise the following powers and shall have the following duties:

1. To sue and be sued in the name of the district.
2. To accept funds, property, and services or other assistance, financial or otherwise, from federal, state, and other public or private sources for the purpose of aiding and promoting the construction, maintenance, and operation of the west river water supply district, or any part thereof.
3. To cooperate and contract with the state of North Dakota, its agencies and political subdivisions, and any agency of the United States, in investigation and the establishment, construction, development, of operation of the west river water supply district, or any part thereof.
4. To construct either separately or in cooperation with agencies of the United States, the state of North Dakota or any agency thereof, and equip, maintain, and operate an office and principal place of business for the district and other buildings and facilities necessary to carry out activities authorized by this Act, and to acquire and dispose of any interest in real and personal property.
5. To appoint and, within the limits of legislative appropriations, fix the compensation of, such employees as the board shall deem necessary to conduct the business and affairs of the district.
6. To contract for supplies of water from the United States, any department or agency thereof, the state of North Dakota, any

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department or agency thereof, or any rural water association; and to sell, lease, and otherwise to furnish any such water for beneficial use.

7. To levy a tax, in 1980 and thereafter, of not to exceed one mill annually on each dollar of taxable property in those governmental entities creating a district pursuant to section 3 of this Act, for the payment of the expenses of the district, including but not limited to per diem, mileage, and other expenses of directors; technical, administrative, clerical, operating, and other expenses of the district office, and for the cumulation of a continuing fund through such levy for the performance of obligations entered into with the United States of America, the state of North Dakota, or any political subdivision or other person. All moneys collected pursuant to such levy shall be deposited in the Bank of North Dakota to the credit of the district and shall be disbursed only as provided herein.
8. To exercise all powers for, or incidental to, the achievement of the purposes and objectives of this Act.

SECTION 8. DISTRICT BUDGET - CERTIFICATION OF MILL LEVY - LIMITATIONS.) The board of directors of the district shall, upon the organization of the board in 1980, and in July of each year thereafter, estimate the expenses and obligations of the district, including, but not limited to, expenses of the directors, expenses of operating and maintaining the offices of the district, and other administrative expenses. The board of directors may include in the budget estimates of funds deemed necessary to create a reserve fund to meet future payments of obligations incurred by the district. Upon the completion and adoption of the budget, the board shall determine a mill levy for each governmental entity within the district in an amount sufficient to meet the expenses of the budget. The mill levy may be in differing amounts for each governmental entity and shall be based upon the benefit to be gained by such governmental entities from the project for which the assessment is made, but in no event shall the mill levy for any governmental entity exceed one mill. The determination of the mill levy shall be in the form of a resolution adopted by a majority vote of the members of the board.

SECTION 9. BOARD TO CERTIFY MILL LEVY TO CITY AUDITORS, COUNTY AUDITORS, AND STATE TAX COMMISSIONER.) Upon the adoption of the annual mill levy by the board of directors, but no later than October first, the secretary of the board shall send one certified copy of the appropriate mill levy to the city auditor of every member city within the district, and shall send to the county auditor one copy of the mill levy for each governmental entity within the county which is a member of the district. Copies of all such documents shall be sent to the state tax commissioner.

SECTION 10. CITY AUDITORS AND COUNTY AUDITORS TO EXTEND TAX LEVY.) The city auditor of each member city and county auditor of each county within the district, to whom a mill levy is certified in accordance with this chapter, shall extend the levy upon the tax lists for the current year against each description of real property and all personal property within the governmental entities, as defined for the purposes of this Act, in the same manner and with the same effect as other taxes are extended.

SECTION 11. COUNTY OR CITY TREASURER TO COLLECT AND REMIT DISTRICT TAXES - DISTRICT FUND ESTABLISHED - NONREVERTER - DISBURSEMENTS.) The treasurer of each city or county within the district to which a mill levy has been certified shall collect the district taxes, together with interest and penalty thereon, if any, in the same manner as the general taxes are collected, and shall pay over to the treasurer of the district, on demand, all taxes, interest, and penalties so collected, and shall forthwith notify the secretary of the district of such payment. Expenditures shall be made by the board of directors upon vouchers signed by the chairman of the board.

SECTION 12. PROCEEDINGS TO CONFIRM CONTRACT.) The board of directors of the district, after entering into a contract with the United States government, the state of North Dakota, or with any public corporation of the state of North Dakota, may commence a special proceeding in and by which the proceedings of the board and the making of such contract, or contracts, shall be judicially examined, approved, and confirmed, or disapproved and disaffirmed. Such proceeding shall comply as nearly as possible with the procedure required in the case of irrigation districts under the laws of North Dakota.

SECTION 13. TERMINATION OF DISTRICT.) Upon the vote of a majority of the directors of the board, the district shall cease to exist from and after the thirty-first day of December following the vote, subject to the payment of any obligations entered into prior to such vote. After all obligations of the district have been paid, the board of directors shall certify such fact to the city or county auditor of each of the cities or counties within the district and shall proceed to liquidate the assets of the district in such a manner as the board shall deem in the best interests of the district. Following liquidation, the board shall return to each governmental entity its pro rata share of any moneys remaining in the district treasury. The pro rata share shall be equal to the proportion that such governmental entity's total contribution to the district bears to the total contribution of all governmental entities to the district.

SECTION 14. ADDITION OF OTHER GOVERNMENTAL ENTITY TO DISTRICT.) Upon filing with the county commission a petition containing the signatures of ten percent of the eligible electors residing in the governmental entity, voters within that governmental entity may join the district upon a favorable vote of sixty percent majority of the eligible electors residing therein, exclusive of any cities within the entity, provided that the governing body's application for membership be approved by the board of directors of the district. The county auditor of each county shall certify the results of the election to the secretary of state in the manner provided by section 16-13-24. The board of directors, as a condition of approval of such application, may require the levy of such taxes within said governmental entity as may be equitable to equalize the burden of such governmental entity with the obligations paid or assumed by the other governmental entities in the district. Such governmental entity is hereby authorized to levy such taxes as may be necessary to carry out its part of the agreement for becoming a part of the district, which levy shall be in addition to the amount which may otherwise be legally levied by that governmental entity.

SECTION 15. LIMITATIONS.) The provisions of this Act shall not be construed to limit the rights, powers, or duties of any state department or agency, or of any political subdivision. Nor shall any of the provisions

of this Act be construed as limiting or in any way affecting the laws of this state relating to organization and maintenance of water management districts, park districts, or irrigation districts, or any other legal entity found wholly or partly within the boundaries of the west river water supply district.

SECTION 16. APPROPRIATION.) There is hereby appropriated out of any moneys in the lands and mineral trust fund in the state treasury, not otherwise appropriated, the sum of \$40,000.00, or so much thereof as may be necessary, to the state water commission for the purpose of assisting the west river water supply district in carrying out the provisions of the Act for the biennium beginning July 1, 1979, and ending June 30, 1981. Such moneys shall be available only in the event that the district is created."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2405

On page 1, line 4 delete the word "and" and also on line 4 after the word "sheep" insert the following: ", and horses"

On page 2, line 15 delete the word "and"

On page 2, line 16 after the word "sheep" insert the following: ", and horses"

On page 2, line 17 delete the word "and" also on line 17 after the word "sheep" insert the following: ", and horses" also on line 17 after the word "from" insert the words "sickness or" and after the word "disease" insert the following: "at the time the sale is consummated, conditioned upon reasonable showing by the seller that all state and federal regulations pertaining to animal health were complied with"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL 2452

On page 1, line 18, strike the word "four" and insert in lieu thereof the word "eight"

And renumber the lines and pages accordingly

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. 1215, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bill No. 1215.

House Bill No. 1215:

Rep. Kretschmar
Rep. Stenehjem
Rep. Dotzenrod

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. 2455:

Rep. Crabtree
Rep. Bjornson
Rep. Kelly

Senate Bill No. 2484:

Rep. A. Hausauer

Rep. Gackle
Rep. Riehl

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. 1004:

Senator Lips
Senator Olin
Senator Erdman

House Bill No. 1005:

Senator Lips
Senator Thane
Senator Erdman

House Bill No. 1010:

Senator Melland
Senator Fritzell
Senator Walsh

House Bill No. 1024:

Senator Thane
Senator Naaden
Senator Walsh

House Bill No. 1027:

Senator Smykowski
Senator Vosper
Senator Walsh

House Bill No. 1033:

Senator Strinden
Senator Naaden
Senator Tallackson

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. 1056:

Senator Nelson
Senator Sandness
Senator Dotzenrod

House Bill No. 1360:

Senator Christensen
Senator Cussons
Senator Miller

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bills Nos. 2040, 2099, 2227, 2269, 2313, 2316, 2379, 2404, 2410, 2411, 2415, 2418, 2461, and subsequently passed the same, but refused to concur in the House amendment to Senate Bills Nos. 2002, 2026, 2027, 2038, 2039, 2430, 2438, and the President has appointed as a conference committee to act with a like committee from the House on Senate Bills Nos. 2002, 2026, 2027, 2038, 2039, 2430, 2438.

Senate Bill No. 2002:

Senator Lips
Senator Melland

Senator Tallackson
 Senate Bill No. 2026:
 Senator Thane
 Senator Naaden
 Senator Walsh
 Senate Bill No. 2027:
 Senator Naaden
 Senator Vosper
 Senator Erdman
 Senate Bill No. 2038:
 Senator Lips
 Senator Olin
 Senator Tallackson
 Senate Bill No. 2039:
 Senator Strinden
 Senator Thane
 Senator Erdman
 Senate Bill No. 2430:
 Senator Holmberg
 Senator Reiten
 Senator Shablow
 Senate Bill No. 2438
 Senator Tennesfos
 Senator Solberg
 Senator Lashkowitz

LEO LEIDHOLM, Secretary

MOTIONS

Senator Jones moved that the Senate do not concur in the House amendments to Senate Bill No. 2367 as printed on pages 1696, 1697 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2367:

Senator Albers
 Senator Cussons
 Senator Rait

Senator Jones moved that the Senate do not concur in the House amendments to Senate Bill No. 2450 as printed on page 1677 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2450:

Senator Cussons
 Senator Roen
 Senator Rait

Senator Sands 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. 1215, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1215:

Senator Sands
 Senator Holmberg
 Senator Lashkowitz

REPORT OF PROCEDURAL COMMITTEES

Mr. President: Your Procedural Committee on Delayed Bills has a resolution relating to the Legislative Council to study the state's judicial system.

The resolution was approved for introduction by a unanimous vote.



Senator Naaden, Chairman

Senator Naaden

moved that the report be adopted, which motion

prevailed

**FIRST READING OF SENATE
CONCURRENT RESOLUTIONS**

Committee on Delayed Bills (at the request of Senator Sands and Senator Holmberg) introduced:

Senate Concurrent Resolution No. 4089. — A concurrent resolution directing the Legislative Council to study the state's judicial system.

Was read the first time and referred to the committee on Judiciary.

SECOND READING OF HOUSE BILLS

House Bill No. 1496. — A Bill for an Act to create and enact a new subsection to section 54-52.1-01 of the North Dakota Century Code, relating to the definition of long-term medical disability benefits coverage; to amend and reenact sections 54-52.1-02 and 54-52.1-07 of the North Dakota Century Code, relating to the addition of an optional long-term medical benefits program to the state uniform group insurance program; and providing an appropriation.

Which has been read and has committee report for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 4; nays, 42; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS			ISZLER			NETHING			SOLBERG		
BARTH		•	JACOBSON		•	OLIN	•		SORUM		•
BERUBE		•	JONES		•	ORANGE			STRAND		•
CHRISTENSEN		•	KRAUTER		•	PETERSON			STRANDEN		•
CUSSONS		•	LASHKOWITZ		•	RAIT			TALLACKSON		•
DOTZENROD		•	LEE		•	REDLIN			TENNEFOS		•
ERDMAN		•	LIPS		•	REITEN			THANE		•
FARRINGTON		•	LOOGEN		•	ROEN			VOSPER		•
FRITZELL		•	MELLAND		•	SANDNESS			WALSH		•
GOODMAN		•	MILLER		•	SANDS			WENSTROM		•
HANSON		•	MUTCH		•	SCHIRADO			WRIGHT		•
HOFFNER		•	NAADEN		•	SHABLOW			MR. PRESIDENT		•
HOLMBERG		•	NELSON		•	SMYKOWSKI					

House Bill No. 1496 was declared lost.

Senator Nething moved that the vote by which House Bill No. 1496 was lost be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1565. — A Bill for an Act to create and enact three new sections to chapter 15-39.2 of the North Dakota Century Code,

relating to college teachers under the teachers' fund for retirement, alternative benefits, and methods of paying assessments; to amend and reenact section 15-39.1-25 of the North Dakota Century Code, relating to fixed rights and obligations for college teachers; and providing an appropriation.

Which has been read and is placed on the calendar without recommendation.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL				1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			ISZLER			●			●		SOLBERG
●			●	JACOBSON		●	OLIN		●		SORUM
●			●	JONES		●	ORANGE		●		STRAND
●			●	KRAUTER		●	PETERSON				STRINDEN
●			●	LASHKOWITZ		●	RAIT		●		TALLACKSON
●			●	LEE		●	REDLIN		●		TENNEFOS
●			●	LIPS		●	REITEN		●		THANE
●			●	LODOEN		●	ROEN		●		VOSPER
●			●	MELLAND		●	SANDNESS		●		WALSH
●			●	MILLER		●	SANDS		●		WENSTROM
●			●	MUTCH		●	SCHIRADO		●		WRIGHT
●			●	NAADEN		●	SHABLOW		●		MR. PRESIDENT
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1565 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1569. — A Bill for an Act to create and enact section 16.1-13-08 of the North Dakota Century Code, relating to the filling of a vacancy in the office of United States senator; and to repeal section 16-07-07 of the North Dakota Century Code, relating to the filling of a vacancy in the office of United States senator; and providing an effective date.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 6; nays, 41; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL				1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			ISZLER			●			●		SOLBERG
●			●	JACOBSON		●	OLIN		●		SORUM
●			●	JONES		●	ORANGE		●		STRAND
●			●	KRAUTER		●	PETERSON		●		STRINDEN
●			●	LASHKOWITZ		●	RAIT		●		TALLACKSON
●			●	LEE		●	REDLIN		●		TENNEFOS
●			●	LIPS		●	REITEN		●		THANE
●			●	LODOEN		●	ROEN		●		VOSPER
●			●	MELLAND		●	SANDNESS		●		WALSH
●			●	MILLER		●	SANDS		●		WENSTROM
●			●	MUTCH		●	SCHIRADO		●		WRIGHT
●			●	NAADEN		●	SHABLOW		●		MR. PRESIDENT
●			●	NELSON		●	SMYKOWSKI				

House Bill No. 1569 was declared lost.

House Bill No. 1605. — A Bill for an Act to authorize service of process by mail by federal marshals; 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, 2; absent and not voting, 6.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODGEN			● ROEN		● VOSPER
● FRITZELL			● MELLAN			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed, the title was agreed to, and the emergency clause carried.

Senator Nething moved that the vote by which House Bill No. 1605 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1611. — A Bill for an Act providing for appropriations to study the state accounting and financial reporting system; and declaring an emergency.

Which has been read and is placed on the calendar without recommendation.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 17; nays, 30; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODGEN			● ROEN		● VOSPER
● FRITZELL			● MELLAN			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

House Bill No. 1611 was declared lost.

House Bill No. 1614. — A Bill for an Act to amend and reenact sections 15-39.2-01 and 15-39.2-05 of the North Dakota Century Code, relating to the method for calculating retirement annuity of teachers retired under the teachers' insurance and annuity association of America-college retirement equities 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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODGEN			● ROEN		● VOSPER
● FRITZELL			● MELLAN			● SANDNESS		● WALSH

● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1614 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1622. — A Bill for an Act to create and enact chapter 50-06.2 of the North Dakota Century Code, providing counseling, training, jobs, services, and health care for displaced homemakers; and providing a termination 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, 24; nays, 20; absent and not voting, 6.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
	●			●			●			●	
● BARTH			● ISZLER			● NETHING			● SOLBERG		
● BERUBE			● JACOBSON		●	● OLIN			● SORUM		●
● CHRISTENSEN			● JONES			● ORANGE			● STRAND		●
● CUSSONS			● KRAUTER			● PETERSON			● STRINDEN		
● DOTZENROD			● LASHKOWITZ			● RAIF			● TALLACKSON		●
● ERDMAN			● LEE			● REDLIN			● TENEFOS		
● FARRINGTON			● LIPS			● REITEN			● THANE		
● FRITZELL			● LODGEN			● ROEN			● VOSPER		
● GOODMAN			● MELLAND			● SANDNESS			● WALSH		
● HANSON			● MILLER			● SANDS			● WENSTROM		
● HOFFNER			● MUTCH			● SCHIRADO			● WRIGHT		
● HOLMBERG			● NAADEN			● SHABLOW			MR. PRESIDENT		
			● NELSON			● SMYKOWSKI					

Senator Redlin changed his vote "aye" to "nay" for the purpose of reconsideration.

House Bill No. 1622 was declared lost.

House Bill No. 1631. — A Bill for an Act to create and enact a new chapter of the North Dakota Century Code, relating to criminal extradition; to repeal chapter 29-30 of the North Dakota Century Code relating to fugitives from justice; and providing a penalty for the violation of the rights of an accused person.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		●
● BERUBE			● JONES			● ORANGE			● STRAND		●
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIF			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN			● TENEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1631 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1694. — A Bill for an Act to amend and reenact section 48-02-19 of the North Dakota Century Code, relating to making public buildings and facilities accessible and usable by the physically handicapped.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH	●		● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND ●		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER		●	● SANDS ●			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1694 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1695. — A Bill for an Act to repeal chapter 50-24 of the North Dakota Century Code, relating to aid to aged, blind, or disabled program, but continuing certain provisions in effect.

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, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH ●			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND ●		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1695 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Senator Lashkowitz: Mr. President, I rise on a point of personal privilege.

The proposed Federal Constitutional Convention has been before this legislature several times earlier in the session. Each time it was brought up in connection with one issue as its sole basis for being called. In each instance, the issue was one in response to an accumulation of understandable frustrations. However, I felt that it was my duty to oppose the call-

ing of a federal constitutional convention no matter how worthy the issues giving rise to such a request, in view of the high risks involved in such a procedure.

It is gratifying to note that there is a growing awareness that the mechanism of a federal constitutional convention might well be a political time bomb capable of detonating in all directions with unparalleled political chaos, confusion and uncertainty in its wake.

I am pleased to commend for the attention of each member of this legislature, a thoughtful and well reasoned editorial in the Fargo Forum on Saturday, March 17, 1979 entitled "Constitutional Convention for Nation Would Unleash Rough, Tough Politics."

The Forum editorial states the case very well and I urge that each member of this Assembly read the Forum editorial which I have placed on your desks.

POINT OF PERSONAL PRIVILEGE

Senator Naaden: Mr. President, I rise on a point of personal privilege. I would like to urge the members of the Senate to read the chapter of the constitution that refers specifically to the states calling a constitutional convention. I realize that this has never been done since the first one was called but if you read the editorials and see the activity that has been generated over North Dakota and other states asking for a constitutional convention, you can realize this is a planned effort by some people to discourage the states from calling a constitutional revision. I would say that the Congress never will adopt the rules and regulations for a constitutional convention until they have to. When they have to, they will adopt those rules. If the good Senator from the 21st district would read the report of the American Bar Association he would find that Congress has the duty and the right to adopt those rules and regulations that would regulate a constitutional convention. That constitution was written for all of us. That is a provision of the constitution, to call a constitutional convention and it is not our duty to set up those rules and regulations, that is the duty of Congress to do that. Someday, and it might be sooner than everybody thinks, they are going to be forced to write those rules and regulations and the sooner we can get at that, the better off we all will be.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3090. — A concurrent resolution authorizing the retention of certain employees of the House and Senate and providing supervisory authority, to allow for the completion of legislative work after the close of the Session.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	
●			●	MELLAN		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROW	
●			●	MUTCH		●	SCHRADO		●	WRIGHT	
●			●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

House Concurrent Resolution No. 3090 was declared adopted.

Senator Nething moved that the vote by which House Concurrent Resolution No. 3090 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed. MOTION

Senator Fritzell moved that House Concurrent Resolution No. 3091 be laid over one legislative day, which motion prevailed.

House Concurrent Resolution No. 3092. -- A concurrent resolution directing an interim study by the Legislative Council of the implementation of laws requiring public buildings and facilities to be accessible and usable by the physically handicapped.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3092 was adopted.

Senator Nething moved that the vote by which House Concurrent Resolution No. 3092 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed. MOTION

Senator Nething moved that the Education Committee be excused to attend conference committees, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Solberg moved that the Senate do concur in the House amendments to Senate Concurrent Resolution No. 4029, as printed on page 1656 of the Senate Journal, which motion prevailed.

Senator Solberg moved that the rules be suspended, that Senate Concurrent Resolution No. 4029 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4029. -- A concurrent resolution urging the Congress of the United States and the trustee in bankruptcy of the Milwaukee Road railroad to maintain Lines West as a viable and operating railroad line.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4029 was declared adopted.

Senator Sands moved that the Senate do concur in the House Amendments to Senate Concurrent Resolution No. 4076 as printed on Page 1656 of the Senate Journal, which motion prevailed.

Senator Sands moved that the rules be suspended that Senate Concurrent Resolution 4076 be deemed properly reengrossed and placed on the calendar as amended for second reading and final passage, which motion prevailed.

Senate Concurrent Resolution No. 4076. -- A concurrent resolution directing the Legislative Council to study the procedures involved in family law and other related domestic relations matters.

Was read the second time.

The question being on the final adoption of the resolution. Senate Concurrent Resolution No. 4076 was declared adopted.

Senator Sandness moved that the Senate do not concur in the House amendments to Senate Bill No. 2056 as printed on pages 1694, 1695 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2056:

Senator Sandness

Senator Nelson

Senator Berube

Senator Sandness moved that the Senate do not concur in the House amendments to Senate Bill No. 2057 as printed on page 1695 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2057:

Senator Sands moved that the rules be suspended, that Senate Concurrent Resolution No. 4076 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Concurrent Resolution No. 4076 and subsequently passed the same. LEO LEIDHOLM, Secretary

Senator Sandness Senator Nelson Senator Berube

Senator Sandness moved that the Senate do not concur in the House amendments to Senate Bill No. 2058 as printed on page 1696 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2058:

Senator Sandness Senator Nelson Senator Berube

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2310, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2310:

Senator Olin Senator Hanson Senator Tallackson

Senator Iszler moved that the Senate do not concur in the House amendments to Senate Bill No. 2405, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2405:

Senator Albers Senator Iszler Senator Barth

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2460 as printed on pages 1677, 1681 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2460:

Senator Melland Senator Hanson Senator Erdman

Senator Sandness moved that the Senate do not concur in the House amendments to Senate Bill No. 2463 as printed on page 1681 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2463:

Senator Solberg Senator Peterson Senator Dotzenrod

Report of Conference Committees

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2007 has had the same under consideration and recommends:

Mr. President: Your Conference Committee to which was referred engrossed Senate Bill No. 2007 has had the same under consideration and recommends that the House recede from its amendments, and that engrossed Senate Bill No. 2007 be amended as follows:

- On page 1 of the engrossed bill, line 3, after the word "Dakota" insert the words and semicolon "; and declaring an emergency"
On page 1 of the engrossed bill, line 9, delete the numerals "3,503,844" and insert in lieu thereof the numerals "3,547,659"
On page 1 of the engrossed bill, line 18, delete the numerals "201,991" and insert in lieu thereof the numerals "245,806"
On page 1 of the engrossed bill, line 19, delete the numerals "3,503,844" and insert in lieu thereof the numerals "3,547,659"
On page 1 of the engrossed bill, line 21, delete the numerals "2,759,456" and insert in lieu thereof the numerals "2,803,271"
On page 2 of the engrossed bill, after line 7, insert the following section:

"SECTION 3. EMERGENCY.) The line item entitled "land, structures, and major improvements" in section 1 of this Act is hereby declared to be an emergency measure and shall be in effect from and after passage and approval."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The Industrial School's land, structures, and major improvements line item is increased by \$43,815 for sewer and water special assessments.

For the Senate

For the House

Senator Thang
Senator Smykowski
Senator Walsh
Senator Walsh

Representative Kingstrey
Representative Opedah
Representative Jacobsen

prevailed.

Senate Bill No. 2007 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2021 has had the same under consideration and recommends:

that the Senate accede to the House amendments.

For the Senate

For the House

Senator Strinden

Representative Marsden

JOURNAL OF THE SENATE

~~Senator Hanson~~
~~Senator Tallackson~~

~~Representative Christensen~~
~~Representative Opedahl~~

Senate Bill No. 2021 was placed on the 7th order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2028 has had the same under consideration and recommends:

that the House recede from their amendments and that the bill be further amended.

On page 1, line 9 of the engrossed bill delete the amount "\$1,695,950" and insert in lieu thereof the amount "\$1,680,950"

On page 1, line 18 of the engrossed bill delete the amount "\$1,529,762" and insert in lieu thereof the amount "\$1,514,762"

On page 1, line 19 of the engrossed bill delete the amount "\$1,695,950" and insert in lieu thereof the amount "\$1,680,950"

On page 2, line 1 of the engrossed bill insert the following section

APPROPRIATION.) The sum of \$35,000 included in section 1 of this Act within the line item for grants, benefits, and claims is to be utilized to establish an endowment fund from which the income is hereby appropriated for the furthering of the cultural arts in the state of North Dakota. The principal sum in said endowment shall not be available for any other purpose except by a specific Act of the legislative assembly.

And renumber lines, sections and pages accordingly.

For the Senate

~~Senator Thane~~
~~Senator Olin~~
~~Senator Erdman~~

For the House

~~Representative Eagles~~
~~Representative Gishjen~~
~~Representative Mushik~~

Senate Bill No. 2028 was placed on the 7th order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2044 has had the same under consideration and recommends:

that the Senate accede to the House amendments and that the bill be further amended as follows:

On page 1, line 10, delete everything after the word "REQUIRED.)"

and delete the remainder of the bill and insert in lieu thereof the following:

"No state agency, board, commission, department, institution, or other unit of state government which receives any funds appropriated by the legislative assembly may employ any participant in any Public Service Employment programs under the Federal Comprehensive Employment and Training Act of 1973 [Pub. L. 93-203; 87 Stat. 839; 29 U.S.C. 831 et. seq.], as amended, without obtaining the prior approval of the budget section of the Legislative Council. Further, any positions funded as Public Service Employment positions shall remain in effect only for such period of time as may be approved by the budget section.

And renumber the lines accordingly.

For the Senate

For the House

Senator Melland
Senator Strinden
Senator Tallackson

Representative Kingsbury
Representative Christensen
Representative Opedah

Senate Bill No. 2044 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was refer-

red Senate Bill No. 2084 has had the same under

consideration and recommends:

That the House recede from its amendments

For the Senate

For the House

Senator Peterson
Senator Sandness
Senator Dottenrod
Senator Peterson

Rep. Kennott
Rep. Melby
(Refused to sign)
Rep. Pomeroy

moved that the report be adopted, which motion

prevailed.

Mr. President: Your Conference Committee to whom was refer-

red Senate Bill No. 2131 has had the same under

consideration and recommends:

The Senate accede to the House amendments and further amend Senate Bill 2131 as follows:

On page 1, line 17, after the comma, insert the following: "the committee may approve or disapprove the application."

On page 1, line 17, strike-through the word "it" and immediately thereafter insert the following: "Upon approval, the committee"

On page 2, line 7, after the comma, insert the following: "the committee may approve or disapprove the application."

On page 2, line 7, strike-through the word "it" and immediately thereafter insert the following: "Upon approval, the committee"

For the Senate
Senator Nelson
Senator Berube
Senator Solberg

For the House
Rep. Erickson
Rep. Schindler
Rep. Hoffner

Senate Bill No. 2131 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2153 has had the same under

consideration and recommends:

That the House recede from its amendments and that SB 2153 be amended as follows:

On page 1 of the engrossed bill, line 14, delete the strike-through over the words "citizen-of-the-United-States" and immediately thereafter insert the following: "and a"

And renumber the lines accordingly

For the Senate
Senator Lodoen
Senator Tepefos
Senator Orange

For the House
Rep. Wald
Rep. Redstrom
Rep. Koski

Senate Bill No. 2153 was placed on the Seventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Conference Committee to whom was referred SENATE Bill No. 2249 has had the same under

consideration and recommends:

That the House recedes from its amendments

For the Senate Senator Solberg Senator Mutch Senator Lashkowitz Senator Solberg	For the House Representative Rued Representative Gunderson Representative Richard
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_____ moved that the report be adopted, which motion prevailed.

Mr. PRESIDENT: Your Conference Committee to whom was referred SENATE Bill No. 2286 has had the same under

consideration and recommends: that the House recede from its amendments and that Senate Bill 2286 be amended as follows:

On page 3 of the engrossed bill, line 14, after the comma insert the following: "four dollars; and for renewal of such permit or license,"

And renumber the lines and pages accordingly

For the Senate Senator Iszler Senator Sorum Senator Schirado	For the House Representative Black Representative Wald Representative Kelly
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Senate Bill No. 2286 was placed on the seventh order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2383 has had the same under

consideration and recommends:

That the Senate accede to the House amendments and that engrossed Senate Bill 2383 be further amended as follows:

On page 4, line 1, of the engrossed bill, delete the words "The other" and insert in lieu thereof the words "At least", and on the same line delete the strike-through over the word "four" and delete the word "three"

And renumber the lines and pages accordingly

For the Senate Senator Peterson Senator Cussons Senator Orange	For the House Representative Stanehjem Representative Hubbard Representative Meiers
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Senate Bill No. 2383 was placed on the seventh order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1019 has had the same under consideration and recommends:

The Senate recede from their amendments.

For the Senate	For the House
<i>Stella Metzger</i>	<i>Rep. Tweten</i>
Sen. Fritzerl	Rep. Tweten
(Refused to sign)	<i>Rep. Jacobson</i>
Sen. Olin	Rep. Jacobson
<i>Sen. Erdman</i>	<i>Charles Mertens</i>
Sen. Erdman	Rep. Mertens

House Bill No. 1409 was placed on the 7th order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1409 has had the same under consideration and recommends:

That the Senate recede from its amendments and that HB 1409 be amended as follows:

Conference Committee Report on House Bill No. 1409

That the Senate recede from its amendments and that HB 1409 be amended as follows:

- On page 1, line 1, delete the word "section" and insert in lieu thereof the word "sections" and on the same line after the numerals "40-55-06" insert the following: "and 40-55-07"
- On page 1, line 16, delete the strike-through on the words "~~in such municipality~~" and after the word "municipality" insert the following: ", school district or park district,"
- On page 1, line 19, after the period insert the following: "The members of the recreation board or commission shall be appointed by the mayor or presiding officer of the municipality, park district or school district involved, whichever of said political subdivisions establishes the recreation system."
- On page 2, line 1, after the comma insert the following: "park district or school district,"
- On page 2, line 4, strike through the word "municipality" and following that word insert the following: "area involved, one shall be chosen from the membership of the governing body of the municipality,"
- On page 2, line 6, after the word "~~municipality~~" insert the word "involved" and after the period insert the following: "The remaining members shall be chosen at large from the largest geographic area represented by the municipality, park district or school district involved."

On page 2, delete lines 7 through 12

On page 2, line 13 delete the word and period "system."

On page 2, line 19, after the word "officer" insert the following: "of the municipality, school district or park district involved"

On page 2, line 22, delete the words "Appointments made after"

On page 2, delete lines 23 through 25

On page 2, after line 25 insert the following new section:

"SECTION 2. AMENDMENT.) Section 40-55-07 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

40-55-07. GOVERNING BODY, BOARD, OR COMMISSION MAY ACCEPT GRANTS OF REAL ESTATE AND MONEY - CONDITIONS.) The governing body of a municipality, school district or park district, recreation board or commission or other authority in which is vested the power to provide, establish, maintain and conduct such supervised recreation system may accept any grant or devise of real estate or any gift or bequest of money or other personal property or any donation to be applied, principal or income, for either temporary or permanent use for playgrounds or recreation purposes, but if the acceptance thereof for such purposes will subject such municipality, school district or park district to additional expense for improvement, maintenance or removal, the acceptance of any grant or devise of real estate shall always be subject to the approval of the governing body of such municipality, school district or park district. Money received for such purpose, unless otherwise provided by the terms of the gift or bequest shall be deposited with the treasurer of ~~such municipality~~ the governing body to the account of the recreation board or commission or other body having charge of such work, and the same may be withdrawn and paid out by such body in the same manner as money appropriated for recreation purposes."

And renumber the lines and pages accordingly

For the Senate

For the House

Sen. Farrington
Sen. Reiten
Sen. Shablow

Rep. Borum
Rep. G. Larson
Rep. Gerl

House Bill No. 1409 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred

House Bill No. 1489 has had the same under

consideration and recommends:

That the Senate recede from its amendments.

For the Senate

For the House

Sen. Reiten
Sen. Holmberg
Sen. Berube

Rep. G. Larson
Rep. Wald
Rep. Riehl

House Bill No. 1489 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

State of North Dakota
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on March 23, 1979, I signed Senate Bill 2446.

Sincerely yours,
ARTHUR A. LINK
Governor

STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

Senate Bill 2371 amends section 52-06-36 of the North Dakota Century Code by establishing additional criteria for determining "suitable work" for purposes of eligibility for unemployment compensation benefits.

Under the provisions of the present North Dakota Unemployment Compensation Law, an individual is disqualified from benefits for failing to accept or to apply for suitable employment without good cause. Present law provides a number of factors which are to be considered in determining suitability of work. These factors include the degree of risk involved to an individual's health, safety, and morals, the physical fitness and prior training of the individual, the experience and prior earnings of the individual, the length of unemployment of the individual, the individual's prospects of obtaining work in his customary occupation, and the distance of available work from the residence of the individual.

The existing provisions of the North Dakota Unemployment Compensation Law allow for a fair and reasonable determination to be made as to whether work is suitable based upon an examination of the facts and circumstances of each case. Senate Bill 2371 provides that work is to be deemed suitable if net earnings available after payroll tax deductions are at least equal to 75% of the individual's average weekly wage in the individual's last base period quarter and in no event less than minimum wage. The definition of "suitable work", as set forth in Senate Bill 2371, is inflexible and does not allow for the application of pertinent factors necessary to make a fair and reasonable determination as to whether or not work is suitable.

There are two types of problems which are created by Senate Bill 2371, administrative and conceptual. The administrative problems created by Senate Bill 2371 arise from the language which refers to the individual's average weekly wage in the individual's last base period quarter. Senate

Bill 2371 does not specify how the individual's weekly wage is to be determined, nor does it specify what is to be done in the event that an individual does not have any earnings during the last quarter of the individual's base period. Even if an individual does have earnings during the last quarter of the base period, these earnings may not be representative of the individual's earnings during his base period. Additionally, on each claim the employer who paid the wages in the last base period quarter would have to be contacted to verify average weekly wages. This would be an administratively cumbersome process.

The conceptual problems created by Senate Bill 2371 concern two areas. First, in some instances, Senate Bill 2371 would make the law more liberal than it is in its present form. A good example would be the situation where an individual moved to North Dakota from a highly industrialized state where wages are generally higher than they are in North Dakota. Under present law, this individual would be required to accept the prevailing wage for similar employment in North Dakota in order to be eligible for unemployment compensation benefits. Senate Bill 2371 would allow this type of individual to hold out for a higher wage than the prevailing wage in North Dakota.

Another conceptual problem in the bill is that it would promote extensive inconsistency in the administration of the Unemployment Compensation Program. This inconsistency would be caused by the reference to net earnings after payroll tax deductions, in determining suitability of work. Since an individual has flexibility in determining the number of exemptions he claims for payroll tax deductions, situations would arise in which two individuals had the same number of dependents but each individual claimed a different number of exemptions for purposes of payroll tax deductions. In these situations, work which would be considered suitable for one individual might not be considered suitable for another individual even though both individuals have the same number of dependents. This type of inconsistency is totally unacceptable, and would not promote a fair and proper administration of the Unemployment Compensation Program.

In the operation of the Unemployment Compensation Program, the issue of suitability of work has been administered without difficulty over the years. In fiscal year 1978, 262 claimants were disqualified for refusal to accept or to apply for suitable work. The issue of what is suitable work is a very complex question which should have a great deal of study before undergoing legislative change.

Consequently, I will direct the North Dakota Employment Security Bureau, through its staff and advisory council, to study the issue of suitability of work to determine if there are any problems in this area and to develop proposed solutions in the event that any problems are discovered.

The changes in the Unemployment Compensation Law provided in Senate Bill 2371 are unworkable and not justified. Therefore, I veto Senate Bill 2371.

Sincerely yours,
ARTHUR A. LINK
Governor

MOTION

Senator Nething moved that Senate Bill No. 2371 be placed at the bottom of the calendar for the purpose of reconsideration as a vetoed measure pursuant to Section 79 of the Constitution of the State of North Dakota, which motion prevailed.

Report of Procedural Committee

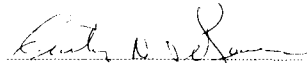
MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2018
 SB NO. 2037
 SB NO. 2046
 SB NO. 2109
 SB NO. 2254
 SB NO. 2284
 SB NO. 2364
 SB NO. 2413
 SB NO. 2483
 SCR NO. 4005
 SCR NO. 4006
 SCR NO. 4021
 SCR NO. 4030
 SCR NO. 4033
 SCR NO. 4050
 SCR NO. 4056
 SCR NO. 4061
 SCR NO. 4062
 SCR NO. 4063
 SCR NO. 4076
 SCR NO. 4078
 SCR NO. 4080

and find the same correctly

Enrolled



Chairman

Senator Peterson

Senator Olin moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2018
 Senate Bill No. 2037
 Senate Bill No. 2046
 Senate Bill No. 2109
 Senate Bill No. 2254
 Senate Bill No. 2284
 Senate Bill No. 2364
 Senate Bill No. 2413
 Senate Bill No. 2483
 Senate Concurrent Resolution No. 4005
 Senate Concurrent Resolution No. 4006
 Senate Concurrent Resolution No. 4021
 Senate Concurrent Resolution No. 4030
 Senate Concurrent Resolution No. 4033
 Senate Concurrent Resolution No. 4050
 Senate Concurrent Resolution No. 4056
 Senate Concurrent Resolution No. 4061
 Senate Concurrent Resolution No. 4062

Senate Concurrent Resolution No. 4063
 Senate Concurrent Resolution No. 4076
 Senate Concurrent Resolution No. 4078
 Senate Concurrent Resolution No. 4080

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 herewith the following:

Senate Bill No. 2018
 Senate Bill No. 2037
 Senate Bill No. 2046
 Senate Bill No. 2109
 Senate Bill No. 2254
 Senate Bill No. 2284
 Senate Bill No. 2364
 Senate Bill No. 2413
 Senate Bill No. 2483
 Senate Concurrent Resolution No. 4005
 Senate Concurrent Resolution No. 4006
 Senate Concurrent Resolution No. 4021
 Senate Concurrent Resolution No. 4030
 Senate Concurrent Resolution No. 4033
 Senate Concurrent Resolution No. 4050
 Senate Concurrent Resolution No. 4056
 Senate Concurrent Resolution No. 4061
 Senate Concurrent Resolution No. 4062
 Senate Concurrent Resolution No. 4063
 Senate Concurrent Resolution No. 4076
 Senate Concurrent Resolution No. 4078
 Senate Concurrent Resolution No. 4080

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 transmit herewith the following:

House Bill No. 1001
 House Bill No. 1003
 House Bill No. 1036
 House Bill No. 1404

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1001
 House Bill No. 1003
 House Bill No. 1036
 House Bill No. 1404

And the President signed the same in the presence of the Senate.

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has refused to concur in the House amendment to Senate Bills Nos. 2367, 2450.

And the President has appointed as a conference committee to act with a like committee from the House on Senate Bills Nos. 2367, 2450.

Senate Bill No. 2367:

Senator Albers
 Senator Cussons
 Senator Rait
 Senate Bill No. 2450:
 Senator Cussons
 Senator Roen
 Senator Rait

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. 1215:
 Senator Sands
 Senator Holmberg
 Senator Lashkowitz

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on Senate Bill No. 2113.

And the Speaker has appointed as a new conference committee on:

Senate Bill No. 2113:
 Rep. Kermott
 Rep. Herman
 Rep. Brokow

ROY GILBREATH, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1001
 House Bill No. 1003
 House Bill No. 1036
 House Bill No. 1404

Which the President has signed.

LEO LEIDHOLM, Secretary

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2280
 Senate Bill No. 2485

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2423
 Senate Bill No. 2443
 Senate Bill No. 2480

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. 1019.

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. 2367:

Rep. Melby
Rep. Gordner
Rep. Hanson

Senate Bill No. 2438:

Rep. Erickson
Rep. Timm
Rep. Koski

Senate Bill No. 2450:

Rep. Hanson
Rep. Peterson
Rep. Fleming

ROY GILBREATH, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed Senator Smykowski to replace Senator Thane on Senate Conference Committee on Senate Bill No. 2011.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed Senator Mutch to replace Senator Strand on Senate Conference Committee on Senate Bill No. 2249; Senator Cussons to replace Senator Strand on Senate Conference Committee on Senate Bill No. 2297.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1385

LEO LEIDHOLM, Secretary

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. 2043:

Rep. Richie
Rep. Leibhan
Rep. Meyer

Senate Bill No. 2430:

Rep. Kretschmar
Rep. Conmy
Rep. Kelly

ROY GILBREATH, Chief Clerk

Senator Thane moved that the absent Senators be excused, which motion prevailed.

Senator Nothing moved that the Senate adjourn and convene at 9:00 A.M., Monday, March 26, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-EIGHTH DAY

Bismarck, March 26, 1979

The Senate convened at 9:00 A.M., with President Sanstead presiding.

The prayer was offered by Rev. Paul Krohn, Shepherd of the Valley Church, Bismarck.

Dear Heavenly Father, You are the Creator of all things. You have given us all the things that are necessary for our lives here on earth. Particularly, have You given us a land which is rich beyond measure. You have blessed us with the fruits of the field, with educational systems which have no equal, with industrial power, with religious freedom, with other countless blessings.

These things you have entrusted to us to use for our good and to Your honor. Help us always to be good stewards of what You have bestowed upon us. Keep us from seeking our own interests; show us the blessedness of sharing with others.

As leaders of our great state keep us honest and sincere in our deliberations. Help us to keep our goals of serving our people uppermost in mind. Give us the wisdom that we need to see the solutions to our difficulties. Above all instill in us the love which You require of us in loving our neighbor as ourself. Be with us today and grant us success. In Jesus, our Savior's Name, Amen.

Senator Nothing requested a call of the Senate, which request was granted.

Senator Nothing moved that the call of the Senate be dissolved, which motion prevailed.

The roll was called and all members were present except Senators Reiten and Strand.

A quorum was declared by the President.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3094. — A concurrent resolution congratulating the UND-Williston women's basketball team and their coach, Ms. Penny Johnson, for placing third in the National Junior College women's basketball tournament.

Was read the first time.

Senator Wenstrom moved that the rules be suspended, that House Concurrent Resolution No. 3094 as printed on page 1944 of the House Journal, not be printed, not be referred to a committee, but be read in its entirety and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3094. — A concurrent resolution congratulating the UND-Williston women's basketball team and their coach, Ms. Penny Johnson, for placing third in the National Junior College women's basketball tournament.

Was read the second time.

The question being on the final adoption of the resolution.

House Concurrent Resolution No. 3094 was declared adopted on a voice vote.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3095. — A concurrent resolution urging the United States Congress to designate Fort Totten as a national historic site.

Was read the first time.

Senator Jones moved that the rules be suspended, that House Concurrent Resolution No. 3095 as printed on page 1945 of the House Journal, not be printed, not be referred to a committee, but be read in its entirety and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3095. — A concurrent resolution urging the United States Congress to designate Fort Totten as a national historic site.

Was read the second time.

The question being on the final adoption of the resolution. House Concurrent Resolution No. 3095 was declared adopted on a voice vote.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3096. — A concurrent resolution congratulating the Barcome rink of Grand Forks on winning the World Junior Curling Championship.

Was read the first time.

Senator Goodman moved that the rules be suspended, that House Concurrent Resolution No. 3096 as printed on pages 1979, 1980 of the House Journal, not be printed, not be referred to a committee, but be read in its entirety and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3096. — A concurrent resolution congratulating the Barcome rink of Grand Forks on winning the World Junior Curling Championship.

Was read the second time.

The question being on the final adoption of the resolution. House Concurrent Resolution No. 3096 was declared adopted on a voice vote.

MOTIONS

Senator Redlin moved that the Senate reconsider the action by which House Bill No. 1622 was defeated, which motion prevailed.

Senator Nething moved that House Bill No. 1622 be placed at the foot of the calendar, which motion prevailed.

Senator Rait moved that House Bill No. 1046 be re-referred to the Committee on State and Federal Government, which motion prevailed.

Senator Jones moved that a new conference committee be appointed to meet with a like committee from the House on Senate Bill No. 2113, which motion prevailed.

The President appointed as a new conference committee on Senate Bill No. 2113:

Senator Roen

Senator Albers

Senator Hoffner

Senator Lips moved that Senator Thane replace Senator Olin on the

conference committee on House Bill No. 1004, 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. 2084
- Senate Bill No. 2249

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

- House Bill No. 1565

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 Bills Nos. 2310, 2405, and the President has appointed as a conference committee to act with a like committee from the House on Senate Bills Nos. 2310, 2405:

- | | |
|-----------------------|-----------------------|
| Senate Bill No. 2310: | Senate Bill No. 2405: |
| Senator Olin | Senator Albers |
| Senator Hanson | Senator Iszler |
| Senator Tallackson | Senator Barth |

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Concurrent Resolution No. 4029, and subsequently passed the same, but refused to concur in the House amendment to Senate Bills Nos. 2056, 2057, 2058, 2460, 2463, and the President has appointed as a conference committee to act with a like committee from the House on Senate Bills Nos. 2056, 2057, 2058, 2460, 2463:

- | | |
|-----------------------|-----------------------|
| Senate Bill No. 2056: | Senate Bill No. 2460: |
| Senator Sandness | Senator Melland |
| Senator Nelson | Senator Hanson |
| Senator Berube | Senator Erdman |
| Senate Bill No. 2057: | Senate Bill No. 2463: |
| Senator Sandness | Senator Solberg |
| Senator Nelson | Senator Peterson |
| Senator Berube | Senator Dotzenrod |
| Senate Bill No. 2058: | |
| Senator Sandness | |
| Senator Nelson | |
| Senator Berube | |

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed Senator Thane to replace Senator Olin on the Senate Conference Committee on House Bill No. 1004, and the President has appointed as a new conference committee on:

- Senate Bill No. 2113:
- Senator Roen
- Senator Albers
- Senator Hoffner

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1384
 House Bill No. 1399
 House Bill No. 1447
 House Bill No. 1605
 House Bill No. 1614
 House Bill No. 1631
 House Bill No. 1694
 House Bill No. 1695
 House Concurrent Resolution No. 3090
 House Concurrent Resolution No. 3092
 House Concurrent Resolution No. 3094
 House Concurrent Resolution No. 3095
 House Concurrent Resolution No. 3096

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1413
 House Bill No. 1465
 House Bill No. 1496

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 new conference committee to act with a like committee from the Senate, on Senate Bill No. 2002:

Rep. Marsden
 Rep. Freborg
 Rep. Mushik
 Senate Bill No. 2026:
 Rep. R. Hausauer
 Rep. Tweten
 Rep. Mertens
 Senate Bill No. 2027:
 Rep. Peterson
 Rep. R. Jacobsen
 Rep. Solberg
 Senate Bill No. 2038:
 Rep. Unhjem
 Rep. Kuchera
 Rep. Mushik
 Senate Bill No. 2039:
 Rep. Freborg
 Rep. Gunsch
 Rep. Fleming

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. 1009, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bill No. 1009:

House Bill No. 1009:

Senate Bill No. 2252. — A Bill for an Act to create and enact a new subsection to section 15-29-08 of the North Dakota Century Code, relating to the powers and duties of the school board; and to create and enact eleven new sections to the North Dakota Century Code, relating to the regulation of boarding home care for special education students; and providing a penalty.

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, 41; nays, 3; absent and not voting, 6.

NORTH DAKOTA SENATE														
REGULAR SESSION						ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
● ALBERS			● ISZLER			● NETHING			● SOLBERG					
● BARTH			● JACOBSON			● OLIN			● SORUM					
● BERUBE			● JONES			● ORANGE			● STRAND		●			
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●			
● CUSSONS		●	● LASHKOWITZ			● RAIT	●		● TALLACKSON					
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS					
● ERDMAN			● LIPS			● REITEN			● THANE					
● FARRINGTON			● LODDEN			● ROEN			● VOSPER					
● FRITZELL			● MELLAND			● SANDNESS			● WALSH					
● GOODMAN			● MILLER			● SANDS			● WENSTROM					
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT					
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT					
● HOLMBERG			● NELSON		●	● SMYKOWSKI		●						

So the bill passed and the title was agreed to.

Senator Christensen moved that the Senate do concur in the House amendments to Senate Bill No. 2253, as printed on page 1734 of the Senate Journal, which motion prevailed.

Senator Christensen moved that the rules be suspended, that Senate Bill No. 2253 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2253. — A Bill for an Act to create and enact five new sections to chapter 14-09 of the North Dakota Century Code, relating to wage assignment and orders for withholding and transmitting earnings for child support enforcement purposes; procedures for dissolving, revoking or modifying such assignments or orders; duties and liabilities of employers under such assignments and orders; and the creation of a lien on property to aid in the enforcement of child support obligations.

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, 11; absent and not voting, 4.

NORTH DAKOTA SENATE														
REGULAR SESSION						ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
● ALBERS			● ISZLER			● NETHING			● SOLBERG					
● BARTH			● JACOBSON			● OLIN			● SORUM					
● BERUBE			● JONES			● ORANGE			● STRAND		●			
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●			
● CUSSONS		●	● LASHKOWITZ		●	● RAIT	●		● TALLACKSON					
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS					
● ERDMAN			● LIPS			● REITEN			● THANE					
● FARRINGTON		●	● LODDEN			● ROEN			● VOSPER					
● FRITZELL			● MELLAND			● SANDNESS			● WALSH					
● GOODMAN			● MILLER			● SANDS		●	● WENSTROM					
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT					
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT					
● HOLMBERG			● NELSON		●	● SMYKOWSKI		●						

So the bill passed and the title was agreed to.

Senator Christensen moved that the Senate do concur in the House

amendments to Senate Bill No. 2385, as printed on pages 1700-1704 of the Senate Journal, which motion prevailed.

Senator Christensen moved that the rules be suspended, that Senate Bill No. 2385 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2385. — A Bill for an Act to establish a state policy statement in the areas of abortion and childbirth, family planning, payment for abortions by health insurance contracts, and limiting abortions in government hospitals in North Dakota; providing a penalty; 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, 40; nays, 7; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND ●		
● CHRISTENSEN			● KRAUTER			● PETERSON	●		● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT ●			● TALLACKSON		
● DOTZENROD			● LEE ●			● REDLIN ●			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL	●		● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER ●			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG	●		● NELSON			● SMYKOWSKI					

So the bill passed, the title was agreed to, and the emergency clause carried.

Senator Sandness moved that the Senate do concur in the House amendments to Senate Bill No. 2452, as printed on page 1740 of the Senate Journal, which motion prevailed.

Senator Sandness moved that the rules be suspended, that Senate Bill No. 2452 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2452. — A Bill for an Act to amend and reenact section 15-18-07 of the North Dakota Century Code, relating to state aid for junior colleges or educational centers.

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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND ●		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT ●			● TALLACKSON		
● DOTZENROD			● LEE ●			● REDLIN ●			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL	●		● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER ●			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG	●		● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODGEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed, the title was agreed to, and the emergency clause carried.

Senator Strinden moved that the Conference Committee Report on Senate Bill No. 2021 as printed on page 1751 of the Senate Journal be adopted, which motion prevailed.

Senator Strinden moved that the rules be suspended, that Senate Bill No. 2021 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2021. Pardon Board and Parole Office — A Bill for an Act making an appropriation for defraying the expenses of the pardon board and the parole and probation office of the state of North Dakota.

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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODGEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		MR PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Senator Thane moved that the Conference Committee Report on Senate Bill No. 2028 as printed on page 1752 of the Senate Journal be adopted, which motion prevailed.

Senator Thane moved that the rules be suspended, that Senate Bill No. 2028 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2028. Council on Arts and Humanities — A Bill for an Act making an appropriation for defraying the expenses of the council on arts and humanities of the State of North Dakota.

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, 4; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE		●	● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LOOOEN			● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senator Melland moved that the Conference Committee Report on Senate Bill No. 2044 as printed on page 1753 of the Senate Journal be adopted, which motion prevailed.

Senator Melland moved that the rules be suspended, that Senate Bill No. 2044 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2044. — A Bill for an Act to require state agencies, departments, and institutions to obtain the approval of the budget section of the legislative council prior to employing persons through programs provided under the Federal Comprehensive Employment and Training Act of 1973.

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, 11; absent and not voting, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS	●		● ISZLER			● NOTHING			● SOLBERG		
● BARTH		●	● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE		●	● STRAND	●	
● CHRISTENSEN			● KRAUTER		●	● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ		●	● RAIT	●		● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN		●	● TENNEFOS		
● ERDMAN		●	● LIPS			● REITEN			● THANE		
● FARRINGTON			● LOOOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER		●	● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO		●	● WRIGHT		
● HOFFNER		●	● NAADEN			● SHABLOW		●	● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Jones moved that the Conference Committee Report on Senate Bill No. 2095 as printed on page 1638 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the rules be suspended, that Senate Bill No. 2095 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2095. — A Bill for an Act relating to appointments to vacant state offices.

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, 14; nays, 35; absent and not voting, 1.

NORTH DAKOTA SENATE									
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
● ALBERS			ISZLER	●		NETHING	●	SOLBERG	●
BARTH	●		JACOBSON			OLIN	●	SORUM	●
BERUBE	●	●	JONES			ORANGE	●	STRAND	●
CHRISTENSEN	●		KRAUTER	●	●	PETERSON		STRINDEN	●
● CUSSONS			LASHKOWITZ	●		RAIT	●	TALLACKSON	●
DOTZENROD	●	●	LEE			REDLIN	●	TENNEFOS	●
ERDMAN	●		LIPS	●		REITEN	●	THANE	●
● FARRINGTON			LOOEN	●		ROEN	●	● VOSPER	
FRITZELL	●		WELLAND	●		SANDNESS	●	WALSH	●
GOODMAN	●		MILLER	●		SANDS	●	● WENSTROM	
● HANSON		●	MUTCH			SCHRADD	●	WRIGHT	●
HOFFNER	●	●	NAADEN			SHABLOW	●	MR. PRESIDENT	
HOLMBERG	●	●	NELSON			SMYKOWSKI	●		

Senate Bill No. 2095 was declared lost.

MOTION

Senator Lips 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. 1009, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1009:

- Senator Naaden
- Senator Hanson
- Senator Erdman

Senator Nething moved that the Senate recess for lunch until 1:00 P.M., which motion prevailed.

The Senate reconvened, pursuant to recess taken, with President Sanstead presiding.

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return herewith the following:

- Senate Bill No. 2018
 - Senate Bill No. 2037
 - Senate Bill No. 2046
 - Senate Bill No. 2109
 - Senate Bill No. 2254
 - Senate Bill No. 2284
 - Senate Bill No. 2364
 - Senate Bill No. 2413
 - Senate Bill No. 2483
 - Senate Concurrent Resolution No. 4005
 - Senate Concurrent Resolution No. 4006
 - Senate Concurrent Resolution No. 4021
 - Senate Concurrent Resolution No. 4030
 - Senate Concurrent Resolution No. 4033
 - Senate Concurrent Resolution No. 4050
 - Senate Concurrent Resolution No. 4056
 - Senate Concurrent Resolution No. 4061
 - Senate Concurrent Resolution No. 4062
 - Senate Concurrent Resolution No. 4063
 - Senate Concurrent Resolution No. 4076
 - Senate Concurrent Resolution No. 4078
 - Senate Concurrent Resolution No. 4080
- Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

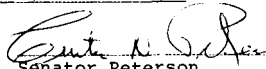
The committee on Enrollment and Engrossment respectfully reports that:

JOURNAL OF THE SENATE

- Senate Bill No. 2018
- Senate Bill No. 2037
- Senate Bill No. 2046
- Senate Bill No. 2109
- Senate Bill No. 2254
- Senate Bill No. 2284
- Senate Bill No. 2364
- Senate Bill No. 2413
- Senate Bill No. 2483

were delivered to the } Governor for his approval

on March 26, 1979


 Senator Peterson Chairman
"BUY NORTH DAKOTA PRODUCTS"

The committee on Enrollment and Engrossment respectfully reports that:

- Senate Concurrent Resolution No. 4005
- Senate Concurrent Resolution No. 4006
- Senate Concurrent Resolution No. 4021
- Senate Concurrent Resolution No. 4030
- Senate Concurrent Resolution No. 4033
- Senate Concurrent Resolution No. 4050
- Senate Concurrent Resolution No. 4056
- Senate Concurrent Resolution No. 4061
- Senate Concurrent Resolution No. 4062
- Senate Concurrent Resolution No. 4063
- Senate Concurrent Resolution No. 4076
- Senate Concurrent Resolution No. 4078
- Senate Concurrent Resolution No. 4080

were delivered to the } Secretary of State for his filing

On March 26, 1979


 Senator Peterson Chairman
"BUY NORTH DAKOTA PRODUCTS"

MONDAY, MARCH 26, 1979

1777

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following:

- House Bill No. 1042
- House Bill No. 1217
- House Bill No. 1222
- House Bill No. 1507
- House Bill No. 1624
- House Concurrent Resolution No. 3001
- House Concurrent Resolution No. 3059
- House Concurrent Resolution No. 3072

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

Report of Standing Committee

Mr. President: Your Committee on State and Federal Government

to whom was referred Senate Concurrent Resolution No. 4087

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:



Senator Jones Chairman

Senate Concurrent Resolution No. 4087 was placed on the 11th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Social Welfare & Veterans Affairs

to whom was referred Senate Concurrent Resolution 4088

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:



Senator Christensen Chairman

Senate Concurrent Resolution 4088 was placed on the eleventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on JUDICIARY

to whom was referred Senate Concurrent Resolution No. 4089

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Sands

Senate Concurrent Resolution 4089 was placed on the _____ eleventh _____
Bill No. _____

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on State and Federal Government
to whom was referred House Bill No. 1046

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide for annual fire inspection of all state institutions and buildings.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. ANNUAL FIRE INSPECTION OF STATE BUILDINGS AND INSTITUTIONS.) An annual fire inspection shall be performed at each state institution and building. The state fire marshal shall annually inspect the state penitentiary, the state farm, the state industrial school, the state hospital, and the San Haven state hospital. The annual inspection of all other state institutions and buildings shall be made by the fire department of the city or fire protection district in which the institution or building is located, at the direction of the officer in charge of the institution or building, who shall prepare a report based upon the findings of the fire inspection. The report, which shall contain specifications of any violations, shall be submitted to the responsible board, agency, or commission and a copy of the report shall be submitted to the state fire marshal.

If the report indicates that any violations can be corrected within the current budget of the responsible board, agency, or commission, action to correct the violations, unless good cause can be demonstrated to the attorney general, shall be initiated within thirty days of receipt of the report by the responsible board, agency, or commission.

For purposes of this section, a "fire inspection" is a procedure performed in accordance with standards set forth in the uniform building code, the code of the building officials and code administrators (BOCA), or the code of the national fire protection association (NFPA)."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Jones

House Bill No. 1046 was placed on the _____ 6th _____

order of business on the calendar for the succeeding legislative day.

Report of Conference Committees

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2006 has had the same under consideration and recommends:

Mr. President: Your Conference Committee to which was referred engrossed Senate Bill No. 2006 has had the same under consideration and recommends that the House recede from its amendments and that engrossed Senate Bill No. 2006 be amended as follows:

On page 1 of the engrossed bill, line 19, delete the numerals "891,181" and insert in lieu thereof the numerals "907,381"

On page 2 of the engrossed bill, line 1, delete the numerals "1,500,000" and insert in lieu thereof the numerals "1,650,000"

On page 2 of the engrossed bill, line 2, delete the numerals "4,793,567" and insert in lieu thereof the numerals "4,959,767"

On page 2 of the engrossed bill, line 13, delete the numerals "7,529,883" and insert in lieu thereof the numerals "7,696,083"

On page 2 of the engrossed bill, line 15, delete the numerals "8,944,367" and insert in lieu thereof the numerals "9,110,567"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The Director of Institutions' fees and services is increased \$16,200 for rent for necessary office space for additional positions in the Geological Survey. The land, structures, and major improvements line item is increased \$150,000 to restore a portion of the \$337,985 deleted by the Senate. The total land, structures, and major improvements line item is \$1,650,000 which is \$187,985 less than the executive budget.

For the Senate: Senator Hanson, Senator Blin, Senator Tallackson

For the House: Representative Marsden, Representative Thorsgard, Representative Fleming

Senate Bill No. 2006 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2012 has had the same under consideration and recommends:

that the Senate accede to the House amendments.

For the Senate: Senator Mansstrom, Senator Blin, Senator Tallackson

For the House: Representative Christensen, Representative Unhjem, Representative Solberg

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Senate Bill No. 2012 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2015 has had the same under consideration and recommends:

That the Senate accede to the House amendments.

For the Senate: James Smykowski, Sen. Smykowski, Thane, Walsh. For the House: Harley Kingsbury, Rep. Kingsbury, Fleming, Rep. F. Larson.

Senate Bill No. 2015 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2026 has had the same under consideration and recommends:

that the House recede from their amendments and the engrossed bill be further amended.

On page 1, line 7 of the engrossed bill delete the amount "\$3,400,000" and insert in lieu thereof the amount "\$2,000,000"

On page 1, line 12 of the engrossed bill delete the amount "\$3,400,000" and insert in lieu thereof the amount "\$2,000,000"

On page 1, line 13 of the engrossed bill delete the amount "\$3,400,000" and insert in lieu thereof the amount "\$2,000,000"

And renumber the lines and pages accordingly.

For the Senate: Senator Thane, Senator Naaden, Senator Walsh. For the House: Representative Hausauer, Representative Westley, Representative Mertens.

Senate Bill No. 2026 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2038 has had the same under

consideration and recommends:

the House recede from their amendments and the engrossed bill be further amended.

On page 1, line 17, delete the numeral "1,826,916" and insert in lieu thereof the numeral "1,957,226"

On page 1, line 20, delete the numeral "133,201" and insert in lieu thereof the numeral "150,000"

On page 1, line 22, delete the numeral "2,427,533" and insert in lieu thereof the numeral "2,574,642"

Page 2, line 1, delete the numeral "227,532" and insert in lieu thereof the numeral "272,854"

Page 2, line 2, delete the numeral "2,200,001" and insert in lieu thereof the numeral "2,301,788"

Page 2, line 7, delete the numeral "133,724" and insert in lieu thereof the numeral "183,724"

On page 2, line 9, delete the numeral "2,909,339" and insert in lieu thereof the numeral "2,959,339"

On page 2, line 11, delete the numeral "2,758,339" and insert in lieu thereof the numeral "2,808,339"

On page 2, line 29, delete the numeral "5,023,097" and insert in lieu thereof the numeral "5,174,884"

On page 2, line 30, delete the numeral "441,532" and insert in lieu thereof the numeral "486,854"

On page 2, line 31, delete the numeral "5,464,629" and insert in lieu thereof the numeral "5,661,738"

On page 3, after line 3, add the following section:

"SECTION 4. DISTRICT JUDGES.) The appropriation provided within subdivision 2 of Section 1 provides for five additional district court judges to be assigned pursuant to constitution - section 93 order 1-1978 and any future amendments thereof of the supreme court with two additional judges in the east central judicial district, one additional judge in the northeast judicial district, one additional judge in the south central judicial district, and one additional judge in the northwest judicial district and to be assigned to chambers by the supreme court.

Within thirty days after the effective date of this

section, the governor shall, pursuant to Chapter 27-25 if House Bill 1067 is approved give written notice of the five district court judgeship vacancies created by this section.

If House Bill 1067 is not approved, within ninety days after the effective date of this section, the governor shall, pursuant to law, fill the five district court judgeship vacancies created by this section."

And renumber the lines and pages accordingly

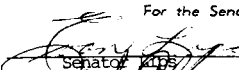
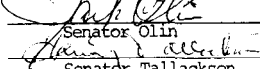
PURPOSE OF AMENDMENT

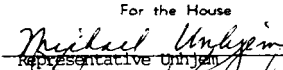
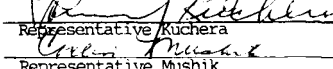
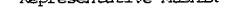
Supreme Court

The Supreme Court salaries and wages line item is increased \$55,094, of which \$9,772 is from the general fund and \$45,322 is Law Enforcement Council funds for the position of juvenile court coordinator. Also salaries and wages is increased \$75,216 for a staff counsel position. The Supreme Court supplies and materials line item is increased \$16,799 to permit maintenance acquisitions for the law library.

District Court

Fees and services increased \$50,000 for travel expense of five additional district court judges. Section 4 provides judges for assignment of five additional district court judges.

For the Senate

 Senator Olin

 Senator Tallackson

For the House

 Representative Olin

 Representative Kuchera

 Representative Mishik

Senate Bill No. 2038 was placed on the 7th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Conference Committee to whom was referred Senate Bill No. 2043 has had the same under consideration and recommends:

That the House recede from its amendments, and that Senate Bill No. 2043 be amended as follows:

- On page 1 of the reengrossed bill, line 6, after the word "governor" insert the words and semicolon "; and to provide an appropriation"
- On page 2 of the reengrossed bill, after line 6, insert the following section:

"SECTION 3. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$50,000.00, or so much thereof as may be necessary, and from special funds derived from federal funds or other income the sum of \$2,000,000.00 or so much thereof as may be necessary, to the weather modification board for the

purposes of carrying out the research and development program under this Act for the biennium beginning July 1, 1979, and ending June 30, 1981. Such moneys shall not be expended until the budget section of the legislative council shall determine that adequate federal funds are available pursuant to this appropriation."

And renumber the lines and pages accordingly

For the Senate

For the House

Russell Lane
Senator Thane
Wanda
Senator Naaden
James Walsh
Senator Walsh

Ralph Christensen
Representative Christensen
R. Hausner
Representative Hausner
Charles F. Mertens
Representative Mertens

Senate Bill No. 2043 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2054 has had the same under

consideration and recommends: that the House recede from its amendments and that Senate Bill 2054 be amended as follows:

on page 2 of the engrossed bill, line 27, delete the word "shall" and in lieu thereof insert the word "may" and delete the word "the"

on page 2 of the engrossed bill, delete all of lines 28, 29 and 30

on page 2 of the engrossed bill, line 34, delete the word "twenty" and in lieu thereof insert the word "thirty" and after the word "years" insert a comma and the words ",less sentence reduction earned for good conduct,"

and renumber the lines and pages accordingly

Jac Christensen
Senator Christensen
Walter Sorum
Senator Sorum
Sen Schrader
Senator Schrader

William E. Kretschmar
Representative Kretschmar
Wm Berge
Representative Berge
(refused to sign)
Representative Lardy

Senate Bill No. 2054 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Conference Committee to whom was referred SENATE Bill No. 2125 has had the same under

consideration and recommends:

That the Senate accede to the House Amendments

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For the Senate	For the House
<u>SENATOR TENNEFOS</u>	<u>REPRESENTATIVE TIMM</u>
<u>SENATOR SOLBERG</u>	<u>REPRESENTATIVE BRADKSON</u>
<u>SENATOR LASHOWITZ</u>	<u>REPRESENTATIVE HANSON</u>

SENATE Bill No. 2125 was placed on the Seventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2159 has had the same under

consideration and recommends: that the House recede from its amendments to Senate Bill 2159, and that it be further amended as attached:

on page 1 of the reengrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to amend and reenact subsection 1 of section 27-20-13, subsection 2 of section 27-20-37, and section 50-25.1-08 of the North Dakota Century Code, relating to informal adjustment of minors, to taking minors into custody, to the modification or vacation of orders of the juvenile court, and to the appointment of guardians ad litem.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. AMENDMENT.) Subsection 1 of section 27-20-13 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. A child may be taken into custody:
 - a. Pursuant to an order of the court under this chapter;
 - b. Pursuant to the laws of arrest;
 - c. By a law enforcement officer or a juvenile supervisor, or by order of the juvenile supervisor made pursuant to subsection 1 (h) of section 27-20-06, if there are reasonable grounds to believe (1) that the child is suffering from illness or injury or is in immediate danger from his surroundings, and that his removal is necessary, or (2) that the child has run away from his parents, guardian, or other custodian.

An order of the juvenile supervisor made pursuant to this subsection shall be reduced to writing within twenty-four hours of its issuance.

SECTION 2. AMENDMENT.) Subsection 2 of section 27-20-37 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

2. Except an order committing a delinquent or unruly child to the state industrial school, an order terminating parental rights, or an order of dismissal, an order of the court may also be changed, modified, or vacated on the ground that changed circumstances so require in the

best interest of the child. An order terminating parental rights and the parent and child relationship may be vacated by the court upon motion of the parent if the child is not on placement for adoption and the person having custody of the child consents in writing to the vacation of the decree. An order granting probation to a child found to be delinquent or unruly may be revoked on the ground that the conditions of probation have not been observed.

SECTION 3. AMENDMENT.) Section 50-25.1-08 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

50-25.1-08. GUARDIAN AD LITEM.) The court, in every case involving an abused or neglected child which results in a judicial proceeding ~~or proceedings for informal adjustment under 27-20-10~~, shall appoint a guardian ad litem for the child in those proceedings."

and renumber the lines and pages accordingly

For the Senate
Joe Christensen

Senator Christensen
Walter Sorum

Senator Sorum
Senator Lashkowitz

Senator Lashkowitz

For the House
Rep. Thompson

Representative Thompson
Rep. Lardy

Representative Lardy

Senate Bill No. 2159 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2233 has had the same under consideration and recommends:

That the Senate accede to the House amendments

For the Senate
Senator Nelson

Senator Nelson
Senator Redlin

Senator Redlin

For the House
Rep. Kloubec

Rep. Kloubec
Rep. Crabtree

Rep. Crabtree
Rep. Malxner

Rep. Malxner

Senate Bill No. 2233 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2263 has had the same under consideration and recommends:

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That the Senate accede to the House amendments

For the Senate
Lee Christensen

 Senator Christensen
Chas. Sandness

 Senator Sandness
Bonnie Miller

 Senator Miller

For the House
Wayne Stark

 Representative Stener-Jen
Chas. Hedstrom

 Representative Hedstrom
James Hoffner

 Representative Hoffner

Senate Bill No. 2263 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2309 has had the same under consideration and recommends:

That the Senate accede to the House amendments

For the Senate
Wright

 Senator Wright
Goodman

 Senator Goodman
Redlin

 Senator Redlin

For the House
Timm

 Representative Timm
Martin

 Representative Martin
Kelly

 Representative Kelly

Senate Bill No. 2309 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Conference Committee to whom was referred SENATE Bill No. 2350 has had the same under consideration and recommends:

That the Senate accede to the House amendments and that Senate Bill No. 2350 be further amended as follows:

- 1 On page 1, line 1, delete everything after the words "A BILL"
- 2 and delete the remainder of the bill and insert in lieu
- 3 thereof the following: "for an Act to create and enact a
- 4 new section to chapter 39-09 of the North Dakota Century
- 5 Code, relating to limitations on the reduction of speed
- 6 zone speed limits; and to amend and reenact sections
- 7 39-06.1-06 and 39-06.1-09 of the North Dakota Century
- 8 Code, as contained in sections 1 and 2 of House Bill No.
- 9 1449, as approved by the forty-sixth legislative
- 10 assembly, relating to fines and points assessed against
- 11 driver's licenses for violation of speed limits, and to
- 12 the definition of moving violation, and removing certain
- 13 violations related to motorcycles from that legislation;
- 14 and to amend and reenact paragraph 11 of subdivision a of
- 15 subsection 3 of section 39-06.1-10 of the North Dakota
- 16 Century Code, relating to points assessed against driving
- 17 records for speeding violations.

18 BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
19 STATE OF NORTH DAKOTA:

20 SECTION 1. AMENDMENT.) Section 39-06.1-06 of the
21 North Dakota Century Code as amended by section 1 of
22 House Bill No. 1449, as approved by the forty-sixth
23 legislative assembly, is hereby amended and reenacted to
24 read as follows:

25 39-06.1-06. AMOUNT OF STATUTORY FEES.) The fees
26 required for a noncriminal disposition pursuant to either
27 section 39-06.1-02 or section 39-06.1-03 shall be as
28 follows:

- 29 1. For a nonmoving violation as defined in section
30 39-06.1-08, a fee in the amount of ten dollars.
- 31 2. For a moving violation as defined in section
32 39-06.1-09, a fee in the amount of twenty
33 dollars.
- 1 3. For a violation of section 39-09-02, or an
2 equivalent ordinance, involving a speed in
3 excess of fifty-five miles per hour, the
4 penalty shall be a fee and a point assessment
5 against the driver's license as follows:

Speed (mph)	Fee (\$)	Points
56 - 60	\$ 5	0
61 - 65	\$ 5 plus \$1/each mph over 60	1
66 - 70	\$10 plus \$1/each mph over 65	2
71 - 75	\$15 plus \$2/each mph over 70	3
76 - 80	\$25 plus \$3/each mph over 75	4
81 - 90	\$40 plus \$3/each mph over 80	6
91 - 100	\$70 plus \$3/each mph over 90	8
101 +	\$100 plus \$5/each mph over 100	12

15 The provisions of paragraph (11) of subdivision
16 a of subsection 3 of section 39-06.1-10 shall
17 only apply to violations involving speed limits
18 less than fifty-five miles per hour.

- 19 4. For a violation of section 39-09-01, or an
20 ordinance defining careless driving, a fee in
21 the amount of thirty dollars.
- 22 5. For a violation of section 39-09-02, or an
23 equivalent ordinance, which violation is not
24 provided for in subsection 3 of this section,
25 the penalty shall be a fee as follows:
- 26 a. From one to five miles per hour in excess
27 of the lawful limit, a fee in the amount of
28 five dollars.
- 29 b. From six to ten miles per hour in excess
30 of the lawful speed limit, a fee in the
31 amount of ten dollars.
- 32 c. From eleven to twenty-five miles per hour
33 in excess of the lawful speed limit, a fee
34 in the amount of ten dollars, plus an
35 additional fee in the amount of one dollar
36 for each mile per hour above ten miles per
37 hour in excess of the lawful speed limit.
- 38 d. Twenty-six or more miles per hour in excess
39 of the lawful speed limit, a fee in the
40 amount of thirty dollars, plus an
41 additional fee in the amount of two dollars
42 for each mile per hour above twenty-five
43 miles per hour in excess of the lawful
44 speed limit.

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1 SECTION 2. AMENDMENT.) Section 39-06.1-09 of the
2 1977 Supplement to the North Dakota Century Code as
3 contained in section 2 of House Bill No. 1449, as
4 approved by the forty-sixth legislative assembly, is
5 hereby amended and reenacted to read as follows:

6 39-06.1-09. "MOVING VIOLATION" DEFINED.) For the
7 purposes of section 39-06.1-06 and section 39-06.1-13, a
8 "moving violation" means a ~~violation of section 39-09-02,~~
9 ~~ex-an-equivalent-ordinance,~~ or a violation of section
10 39-04-22; subsection 1 of section 39-04-37; sections
11 39-05-12; 39-06-01; 39-06-14; 39-06-16; 39-08-09;
12 39-08-18; 39-09-05; 39-09-09; 39-12-04; 39-12-05;
13 39-12-06; 39-12-09; 39-24-02; or 39-24-09, except
14 subdivisions b and c of subsection 5, or equivalent
15 ordinances; or a violation of the provisions of chapters
16 39-10 ("general rules of the road") or 39-21 ("equipment
17 of vehicles"), or equivalent ordinances, except those
18 sections within those chapters which are specifically
19 listed in subsection 1 of section 39-06.1-08.

20 SECTION 3. A new section to chapter 39-09 of the
21 North Dakota Century Code is hereby created and enacted
22 to read as follows:

23 SPEED ZONES - REDUCTION LIMITATION.) No street,
24 road, or highway in the state highway system or any other
25 township, county, or state road or highway shall be
26 posted in a manner which reduces the maximum speed limit
27 on the street, road, or highway by more than twenty miles
28 per hour between any two signs so posted in a speed zone.

29 SECTION 4. AMENDMENT.) Paragraph 11 of
30 subdivision a of subsection 3 of section 39-06.1-10 of
31 the 1977 Supplement to the North Dakota Century Code is
32 hereby amended and reenacted to read as follows:

33 (11) A violation of
34 section 39-09-02,
35 or equivalent
36 ordinance, where
37 charge is speeding
38 in violation of speed
39 limits set at less
40 than fifty-five miles
41 per hour:
42 (a) From nine to 2 ~~points~~ 1 point
43 fifteen miles
44 per hour in
45 excess of the
46 lawful limit
47 (b) From sixteen to 4 ~~points~~ 3 points
48 twenty-five miles
49 per hour in
50 excess of the
51 lawful limit
52 (c) Twenty-six or 6 points
53 more miles
54 per hour in excess
55 of the lawful limit"

And renumber the lines, sections, and pages accordingly

For the Senate
SENATOR TENNEFOS *J. Tennefos*
SENATOR SOLBERG *R. Solberg*
SENATOR LASHKOWITZ *A. Lashkowitz*

For the House
REPRESENTATIVE BERGERON *R. Bergeron*
REPRESENTATIVE *[Signature]*
REPRESENTATIVE HANSON *J. Hanson*

SENATE Bill No. 2350 was placed on the Seventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2354 has had the same under consideration and recommends:

AMENDMENTS TO SENATE BILL NO. 2354

That the House recede from its amendments to Senate Bill No. 2354, as printed on page 1474 of the House Journal, and that Senate Bill No. 2354 be further amended as follows:

- 1 On page 1, line 15, delete the words and comma ", and shall not"
2 On page 1, delete line 16
3 On page 1, delete "ten years"
4 On page 1, line 17, after the period, insert the following:
5 "Each candidate for the office of sheriff shall file
6 a notarized affidavit with the certificate of nomination
7 certifying under oath that the candidate has not been
8 convicted of a felony within the last ten years."
9 On page 1, line 18, after the word "process" insert the words
10 "for one week"
11 On page 1, line 20, after the word "course" insert the words
12 "for two weeks"
13 On page 1, line 21, after the word "state" delete the underscore
14 under the comma

And renumber the lines and pages accordingly

For the Senate
Sen. Iszler
Senator Holzberg
Senator Schirado

For the House
Representative Boyum
Representative Thompson
Representative Dotzenrod

Senate Bill No. 2354 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Conference Committee to whom was referred SENATE Bill No. 2405 has had the same under consideration and recommends: that the Senate accede to the House amendments.

For the Senate
Senator Albers
Senator Iszler
Senator Barth

For the House
Representative Nicholas
Representative Vander Vorst
Representative Meyer

Senate Bill No. 2405 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2412 has had the same under

consideration and recommends: that the House recede from its amendments and that Senate Bill 2412 be amended as follows:

on page 1, line 2 of the engrossed bill, delete the word "criminal" and insert in lieu thereof the word "judicial"

on page 1, line 20 of the engrossed bill, after the word "party" delete the words "or a person"

on page 1, delete all of lines 21 and 22 of the engrossed bill

on page 2, line 10 of the engrossed bill, delete the word "judicial" and after the word "proceeding" insert the words "before any court, department, board, commission, agency, or licensing authority of the state, or any department, board, commission, agency, or licensing authority of a political subdivision"

on page 2 of the engrossed bill, line 12, delete the word "shall" and insert in lieu thereof the words "may at the request of the deaf person if substantial justice is served thereby"

on page 2 of the engrossed bill, after line 24 insert the following new subsections:

- "3. Whenever any deaf person is a party to or receiving services from any health, welfare, or educational agency under the authority of the state or political subdivision of the state, the appointing authority may at the request of the deaf person if substantial justice is served thereby appoint a qualified interpreter for the deaf to interpret or translate the actions of any personnel providing such service and to assist the deaf person in communicating with each person.
4. Whenever a deaf person is interested in any administrative or judicial proceeding in which an interpreter would be required for a principal party in interest, the person may at the request of the deaf person if substantial justice is served thereby be entitled to utilize an interpreter to translate the proceeding and to assist in the presentation or testimony.
5. The ruling of the presiding officer of the administrative proceedings relative to authorization of an interpreter shall be an appealable order."

on page 3 of the engrossed bill, line 4, after the word "compensated" insert the words "from the funds of the appointing authority"

For the Senate

Harold Christensen
 Senator Christensen
Walter Sorum
 Senator Sorum
Samuel Lashkowitz
 Senator Lashkowitz

For the House

Refused to sign
 Representative Wentz
Charles Benedict
 Representative Benedict
Richard Reed
 Representative Reed

Senate Bill No. 2412 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

Mr. President : Your Conference Committee to whom was referred Senate Bill No. 2430 has had the same under consideration and recommends:

That the Senate accede to the House Amendments

For the Senate
Ray Holmb
Senator Holmberg
Richard Reichen
Senator Reichen
Shablow
Senator Shablow

For the House
William E. Kretschmar
Representative Kretschmar
Conny Kelly
Representative Kelly

Senate Bill No. 2430 was placed on the seventh order of business on the calendar for the succeeding legislative day.

Mr. President : Your Conference Committee to whom was referred Senate Bill No. 2455 has had the same under consideration and recommends:

That the Senate accede to the House amendments

For the Senate
Farrington
Senator Farrington
Goodman
Senator Goodman
Redlin
Senator Redlin

For the House
Crabtree
Representative Crabtree
Kelly
Representative Kelly
Bjornson
Representative Bjornson

Senate Bill No. 2455 was placed on the seventh order of business on the calendar for the succeeding legislative day.

Report of Conference Committees

Mr. President : Your Conference Committee to whom was referred Senate Bill No. 2463 has had the same under consideration and recommends:

That the Senate accede to the House amendments

For the Senate
Senator Solberg
Senator Solberg
Senator Peterson
Senator Peterson
Senator Dotzenfod
Senator Dotzenfod

For the House
Rep. Erickson
Rep. Erickson
Rep. Olson
Rep. Olson
Rep. Meyer
Rep. Meyer

Senate Bill No. 2463 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

MOTIONS

Senator Melland moved that the Senate reconsider the action whereby House Bill No. 1569 failed to pass, which motion prevailed.

Senator Melland moved that House Bill No. 1569 be placed at the foot of the calendar, which motion prevailed.

Senator Melland moved that the Senate reconsider the action whereby House Bill No. 1611 failed to pass, which motion prevailed.

Senator Melland moved that House Bill No. 1611 be placed at the foot of the calendar, which motion prevailed.

7TH ORDER OF BUSINESS

CONSIDERATION OF

CONFERENCE COMMITTEE REPORTS

Senator Nelson moved that the Conference Committee Report on Senate Bill No. 2131 as printed on page 1754 of the Senate Journal be adopted, which motion prevailed.

Senator Nelson moved that the rules be suspended, that Senate Bill No. 2131 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2131. — A Bill for an Act to amend and reenact subsections 1 and 2 of section 15-40.2-05 of the North Dakota Century Code, relating to payment of tuition by school district.

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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● SZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SOPRUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Lodoen moved that the Conference Committee Report on Senate Bill No. 2153 as printed on page 1754 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the rules be suspended, that Senate Bill No. 2153 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2153. — A Bill for an Act to amend and reenact subsection 2 of section 43-23-08 and subsection 1 of section 43-23-11.1 of the North Dakota Century Code, relating to license standards and grounds for suspension or revocation of licenses of real estate brokers and salesmen.

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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LOOGEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Nething moved that the Senate stand in recess until 2:30 P.M., which motion prevailed.

The Senate reconvened, pursuant to recess taken, with President Sanstead presiding.

MESSAGES FROM THE HOUSE
House Chamber

Mr. President: I have the honor to inform you that the House has reconsidered its action whereby it passed House Bill No. 1067 and concurring in the Senate amendments thereto, and subsequently did not concur in the Senate amendments, and appointed as a conference committee to act with a like committee from the Senate:

- Rep. Winkjer
- Rep. Richie
- Rep. Lardy

And, Mr. President, the following have been substituted for the Conference Committee previously appointed on Senate Bill No. 2043:

- Rep. Christensen
- Rep. R. Hausauer
- Rep. Mertens

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 Bills Nos. 1007, 1011, 1221, and subsequently passed the same.

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. 2056:
 - Rep. G. Larson
 - Rep. Olson
 - Rep. Hoffner
- Senate Bill No. 2057:
 - Rep. G. Larson
 - Rep. Olson
 - Rep. Hoffner
- Senate Bill No. 2058:
 - Rep. G. Larson

Rep. Olson
 Rep. Hoffner
 Senate Bill No. 2463:
 Rep. Erickson
 Rep. Olson
 Rep. Meyer

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 Bills Nos. 2003, 2252, 2253, 2385, 2452, and subsequently passed the same, but refused to concur in the House amendment to Senate Concurrent Resolution No. 4015.

And the President has appointed as a conference committee to act with a like committee from the House on Senate Concurrent Resolution No. 4015:

Senator Holmberg
 Senator Iszler
 Senator Lashkowitz

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. 2007
 Senate Bill No. 2013
 Senate Bill No. 2021
 Senate Bill No. 2028
 Senate Bill No. 2044

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. 1009:

Senator Naaden
 Senator Hanson
 Senator Erdman

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1042
 House Bill No. 1217
 House Bill No. 1222
 House Bill No. 1507
 House Bill No. 1624
 House Concurrent Resolution No. 3001
 House Concurrent Resolution No. 3059
 House Concurrent Resolution No. 3072

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 return herewith the following:

House Bill No. 1042
 House Bill No. 1217
 House Bill No. 1222
 House Bill No. 1507

House Bill No. 1624
House Concurrent Resolution No. 3001
House Concurrent Resolution No. 3059
House Concurrent Resolution No. 3072
Which the President has signed.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has adopted the conference committee report and subsequently failed to pass Senate Bill No. 2095.

LEO LEIDHOLM, Secretary

MOTION

Senator Nething moved that the Senate request the return of House Concurrent Resolution No. 3005 from the House, 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. 3005.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return House Concurrent Resolution No. 3005, which the Senate has requested.

ROY GILBREATH, Chief Clerk

MOTIONS

Senator Nething moved that House Concurrent Resolution No. 3005 be placed at the bottom of the calendar, which motion prevailed.

Senator Thane moved that the Senate request the return of Senate Bill No. 2028 from the House, 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 Senate Bill No. 2028.

LEO LEIDHOLM, Secretary

PRESENTATION OF
PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

Senate Bill 2070 restricts the issuance of bonds under the Municipal Industrial Development Act (chapter 40-57, N.D.C.C.) for financing retail enterprises in municipalities having a population over 7,500. The bill also repeals the section of existing law which permits MIDA bond financing for "any other industry or business not prohibited by the Constitution or laws of the state of North Dakota." (Section 40-57-02(6), N.D.C.C.)

Under current law, the governing body of the municipality is permitted to authorize the issuance of MIDA bonds for whatever projects are deemed necessary or desirable for the community.

I recently signed into law Senate Bills 2068 and 2069, which are intended to address some of the problems surrounding the issuance of bonds under the Municipal Industrial Development Act.

Elected officials in the communities of North Dakota should have the responsibility and the right to make independent decisions on the industries and enterprises which would be beneficial or detrimental to their communities. Senate Bill 2070 deprives these officials of that part of our governmental process.

Therefore, I veto Senate Bill 2070.

Sincerely yours,
ARTHUR A. LINK
Governor

STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

Senate Bill 2160 would tax an unemployed worker's insurance benefits when his or her gross income reaches \$12,000 a year.

This bill would place an undue financial burden on seasonally unemployed workers in North Dakota. The formula for determining the weekly benefits awards approximately one-half of the worker's former wage. This benefit amount is barely sufficient to maintain the worker until he or she can return to work. To tax these minimum benefits when a worker is living on an income that is meant to substitute his or her normal wage is unjustified.

Unemployment insurance benefits have always been regarded as insurance benefits and are not awarded on the basis of means. This bill violates that concept. The taxing of unemployment insurance benefits will create more pressure for higher benefit payments and wages on the part of workers, and to pay higher benefits will accomplish nothing more than transferring payments from one tax fund into another.

The Congress of the United States, after intensive study, set the gross income requirements at \$20,000 for a single taxpayer, and \$25,000 for a couple filing a joint tax return before taxing unemployment insurance benefits. The National Commission on Unemployment Insurance, after a year of study and hearings throughout the United States, has strongly recommended to the Congress of the United States that the Federal Tax Act be repealed.

Senate Bill 2484 would provide conformance of North Dakota's tax law to Public Law 95-600, which includes the taxation of unemployment insurance benefits after the worker's wages reach \$20,000 and \$25,000 respectively. This conformity will further reduce the confusion the taxpayer faces when preparing his or her federal and state income tax returns.

Senate Bill 2484 carries an emergency clause making it effective January 1, 1979, while Senate Bill 2160 would go into effect on July 1, 1979. Accordingly, the taxpayer would pay taxes on \$20,000 or \$25,000 from January 1, 1979 to June 30, 1979, and from July 1, 1979 to December 31, 1979 the taxpayer would be required to pay state income taxes on the unemployment insurance benefits in excess of \$12,000 gross income.

Senate Bill 2160 does not provide any administrative costs to administer this tax by the North Dakota Employment Security Bureau. Additional costs will be incurred to maintain additional records of payments to workers, notifying all recipients of insurance benefits, maintaining cur-

MONDAY, MARCH 26, 1979

1801

Senate Bill No. 2357

On March 24, 1979, I signed Senate Bill 2206.

Sincerely yours,
ARTHUR A. LINK
Governor

MESSAGES TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to transmit House Bill No. 1075 which the Senate has passed over the Governor's veto.

The vote on House Bill No. 1075 is:

39 Ayes
10 Nays
1 Absent, not voting.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to transmit Senate Bill No. 2151 which the Senate has passed over the Governor's veto.

The vote on Senate Bill No. 2151 is:

34 Ayes
15 Nays
1 Absent, not voting.

And your favorable consideration is requested.

LEO LEIDHOLM, Secretary

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-Seventh day and recommends that the same be corrected as follows:

On page 1725, line 47, correct the spelling of "ARTHUR"

On page 1743, line 49, delete the word "passed" and insert

in lieu thereof the word "lost"

On page 1750, line 51, delete the numerals "1682" and insert


in lieu thereof the numbers "2463"

On page 1711, line 42, after the word "bill" insert "as amended"

On page 1744, line 10, after the word "bill" insert "as amended"

And when so corrected recommends that the same be approved.

Senator Spablow


Chairman
Senator Tennessee

..... moved that the report be adopted, which motion prevailed.

Report of Procedural Committee

MR. PRESIDENT:

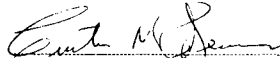
Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2099
SB NO. 2227
SB NO. 2280
SB NO. 2313

SB NO. 2316
 SB NO. 2379
 SB NO. 2415
 SB NO. 2418
 SB NO. 2452
 SB NO. 2485
 SCR NO. 4029

and find the same correctly

} Enrolled


 Senator Peterson

Chairman

Senator Fritzell 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 amendments to House Bills Nos. 1028, 1029, 1044, 1048, 1168, 1405, 1581, 1588, 1621, and subsequently passed the same, but refused to concur in the Senate amendment to House Bill No. 1639, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bill No. 1639:

House Bill No. 1639:
 Rep. R. Hausauer
 Rep. R. Jacobsen
 Rep. Mertens

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 Concurrent Resolution No. 3071:
 Senate Bill No. 2013
 Senate Bill No. 2021

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. 2460:

Rep. Marsden
 Rep. Eagles
 Rep. Mushik

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2417

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 Concurrent Resolution No. 4015:

Rep. Swiontek
 Rep. Stenehjem
 Rep. Lardy

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2150

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2150

On page 1, line 16, of the engrossed bill delete the words "Coal used by a person who"

On page 1, delete all of lines 17 and 18

And renumber the lines and pages accordingly

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. 2131

Senate Bill No. 2153

Senate Bill No. 2286

Senate Bill No. 2383

Senate Bill No. 2450

House Bill No. 1019

House Bill No. 1409

House Bill No. 1489

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1046

LEO LEIDHOLM, Secretary

MOTION

Senator Jones 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. 1639, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1639:

Senator Cussons

Senator Albers

Senator Rait

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. 1639:

Senator Cussons

Senator Albers

Senator Rait

LEO LEIDHOLM, Secretary

POINT OF PERSONAL PRIVILEGE

Senator Orange:

Mr. President, I rise on a point of personal privilege.

Mr. President, members of the Senate, it is my sincere hope that Monday, March 26, 1979, is a date which will be recorded in the textbooks as one of the most significant dates in this period of history.

We started today's session with the usual prayer, but Mr. President, I would like for us to reflect for a moment on world peace.

The treaty signed today does not represent immediate peace; it does not guarantee a continual flow of oil from the Mid-East; it does not insure Israel safety from attack from its Arab neighbors. The treaty does end 30 years of hostilities between two nations. The treaty does represent a legitimate link between opposite sides of the most volatile area in the world, the area which continually threatens the entire globe with immediate and total world war.

We must never underestimate the value of peace. We must never forget the value of human lives; of our young men and women who I hope will never have to see war on a world-wide scale.

We in North Dakota will see the effects this summer of instability in Iran. I am told unleaded gasoline will hit \$1/gallon by mid-summer. This will also be reflected in increased prices of diesel fuel, fertilizer, plastics, and other petrochemicals as well.

Mr. President, members of the Senate, the world, the United States, and North Dakota cannot afford war, cannot afford economic conflict, cannot afford oil embargos. We, as rational men and women, leaders in the state of North Dakota, might reflect on today as one-more-step for the success of peace in the world.

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return Senate Bill No. 2028, which the Senate has requested.

ROY GILBREATH, Chief Clerk

MOTIONS

Senator Thane moved that the Senate reconsider the action by which it passed Senate Bill No. 2028, which motion prevailed.

Senator Thane moved that the Senate reconsider the action by which the conference committee report was adopted on Senate Bill No. 2028, which motion prevailed.

Senator Thane moved that Senate Bill No. 2028 be re-referred to the Conference Committee, which motion prevailed.

Senator Thane moved that the absent Senators be excused, which motion prevailed.

Senator Nething moved that the Senate stand adjourned until 9:00 A.M., Tuesday, March 27, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

FIFTY-NINTH DAY

Bismarck, March 27, 1979

The Senate convened at 9:00 A.M., with President Sanstead presiding.

The prayer was offered by Rev. Charles Ostlie, Bismarck Alliance Church, Bismarck.

Dear Heavenly Father,

This morning as we gather again for the purpose of legislative decisions that affect our state, we thank You for the guidance that You desire to give us. We thank You for Your interest in us as a people, that You care for every life here, even as in Your Word that says You know about every sparrow that falls to the ground and the hairs on our head are numbered.

Lord, we ask for a special touch on each Senator as they wrap up the final details of this legislative year. May Your Word prevail. May the principles that had their way in the beginning of our great country, prevail. May each of us even after the legislation is over be willing to stand up for high morales and principles wherever we are, that we might be truly not only decision-makers but also examples to the people of our nation and state of North Dakota.

Give us the courage to fight against the liberal elements that creep into our nation. Lord help us to remember the scripture, "If my people, which are called by my name, shall humble themselves, and pray, and seek my face, and turn from their wicked ways; then will I hear from heaven, and will forgive their sin, and will heal their land." Lord we pray this because we live in a great country, a country where we enjoy freedom and we don't want to allow such a great country to decline in power and in freedom.

Now I pray for every Senator here that in the years ahead You will guide them in their personal and public decisions, that You will bless their families, that they will read Your abiding word the Bible. May You do mighty things through them even as You did in the days of old with those who followed You.

Thank You for this privilege to speak to You this morning and most of all for listening. In Jesus' name we pray, Amen.

The roll was called and all members were present except Senator Strand.

A quorum was declared by the President.

MOTION

Senator Sandness moved that the Senate do not concur in the House amendments to Senate Bill No. 2439 as printed on pages 1730-1734 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2439:

Senator Nelson
Senator Peterson

Senator Dotzenrod

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. 2439, and the President has appointed as a conference committee to act with a like committee from the House on Senate Bill No. 2439:

- Senate Bill No. 2439:
- Senator Nelson
- Senator Peterson
- Senator Dotzenrod

LEO LEIDHOLM, Secretary

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. 2439:

- Rep. G. Larson
- Rep. Black
- Rep. I. Jacobson

ROY GILBREATH, Chief Clerk

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

Senator Hanson moved that the Conference Committee Report on Senate Bill No. 2006 as printed on page 1779 of the Senate Journal be adopted, which motion prevailed.

Senator Hanson moved that the rules be suspended, that Senate Bill No. 2006 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2006. — A Bill for an Act making an appropriation for defraying the expenses of various divisions under the supervision of the director of institutions of the state of North Dakota; 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● SZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SCRUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● YOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed, the title was agreed to, and the emergency clause carried.

MESSAGES FROM THE HOUSE
House Chamber

Mr. President: I have the honor to inform you that the House has reconsidered its action whereby it did not concur in the Senate amendments to House Bills Nos. 1199 and 1360, and did concur in the Senate amendments,

and subsequently passed House Bills Nos. 1199 and 1360.

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 Bills Nos. 1199, 1565, and subsequently passed the same.

ROY GILBREATH, Chief Clerk

Senator Nething moved that the Senate stand in recess until 10:30 A.M., which motion prevailed.

The Senate reconvened, pursuant to recess taken, with President Sanstead presiding.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

State of North Dakota
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on March 26, 1979, I signed the following Senate Bills:

Senate Bill No. 2023
Senate Bill No. 2137
Senate Bill No. 2237
Senate Bill No. 2391

Sincerely yours,
ARTHUR A. LINK
Governor

SECOND READING OF SENATE
CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4087. — A concurrent resolution urging the President and the Congress of the United States to undertake the necessary actions to provide for the reimbursement of the states by the federal government for all costs incurred in implementing new or expanded federal programs.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4087 was declared adopted on a voice vote.

Senator Nething moved that the vote by which Senate Concurrent Resolution No. 4087 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Concurrent Resolution No. 4088. — A concurrent resolution directing the Legislative Council to study the rights of children in custody and divorce proceedings.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4088 was declared adopted on a voice vote.

Senator Nething moved that the vote by which Senate Concurrent Resolution No. 4088 was adopted be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Senate Concurrent Resolution No. 4089. — A concurrent resolution directing the Legislative Council to study the state's judicial system.

● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● WUTCH	● SCHRADO	● WRIGHT
● HOFFNER	● NAAOEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Thane moved that the Conference Committee Report on Senate Bill No. 2026 as printed on page 1780 of the Senate Journal be adopted, which motion prevailed.

Senator Thane moved that the rules be suspended, that Senate Bill No. 2026 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2026. Insurance Tax to Fire Departments — A Bill for an Act making an appropriation for the payment of insurance premium taxes to fire departments.

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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	WUTCH		●	SCHRADO		●	WRIGHT	
●			●	NAAOEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senator Lips moved that the Conference Committee Report on Senate Bill No. 2038 as printed on pages 1781, 1782 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended, that Senate Bill No. 2038 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2038. Judicial Branch — A Bill for an Act making an appropriation for defraying the expenses of the judicial branch of the government of the State of North Dakota.

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, 6; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON		●	STRINDEN	●
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	●
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	WUTCH		●	SCHRADO		●	WRIGHT	
●			●	NAAOEN		●	SHABLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senator Nething moved that the Senate stand recessed until 1:00 P.M., which motion prevailed.

The Senate reconvened, pursuant to recess taken, with President Sanstead presiding.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2099

Senate Bill No. 2227

Senate Bill No. 2280

Senate Bill No. 2313

Senate Bill No. 2316

Senate Bill No. 2379

Senate Bill No. 2415

Senate Bill No. 2418

Senate Bill No. 2452

Senate Bill No. 2485

Senate Concurrent Resolution No. 4029

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 herewith the following:

Senate Bill No. 2099

Senate Bill No. 2227

Senate Bill No. 2280

Senate Bill No. 2313

Senate Bill No. 2316

Senate Bill No. 2379

Senate Bill No. 2415

Senate Bill No. 2418

Senate Bill No. 2452

Senate Bill No. 2485

Senate Concurrent Resolution No. 4029

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Concurrent Resolution No. 4087

Senate Concurrent Resolution No. 4088

Senate Concurrent Resolution No. 4089

LEO LEIDHOLM, Secretary

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to inform you that the House has adopted the conference committee report on:

House Bill No. 1006

House Bill No. 1302

House Bill No. 1493

ROY GILBREATH, Chief Clerk

MOTIONS

Senator Lips moved that the Senate reconsider the action by which Senate Bill No. 2026 passed, which motion prevailed.

House Bill No. 1438. — A Bill for an Act to create and enact a new section to chapter 39-03 of the North Dakota Century Code, and to amend and reenact sections 39-03-04, 39-03A-07, 39-03A-09 and 39-06-13 of the North Dakota Century Code, relating to the classification of truck regulatory employees, the appointment of highway patrolmen, the highway patrol retirement plans and driver testing.

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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERODMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

Senator Thane moved that the Conference Committee Report on Senate Bill No. 2043 as printed on pages 1782-1783 of the Senate Journal be adopted, which motion prevailed.

Senator Thane moved that the rules be suspended, that Senate Bill No. 2043 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2043. — A Bill for an Act to create and enact two new sections to chapter 2-07 of the North Dakota Century Code, relating to the establishment of a program of weather modification research and development under the coordination and supervision of the weather modification board, and reports by the weather modification board to the governor; and to provide an appropriation.

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, 39; nays, 10; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRANDEN		
● CUSSONS		●	● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERODMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN		●	● ROEN			● VOSPER		●
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN		●	● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senator Christensen moved that the Conference Committee Report on Senate Bill No. 2054 as printed on page 1783 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the rules be suspended, that Senate Bill No. 2054 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2054. — A Bill for an Act to amend and reenact sections 12.1-16-01 and 12.1-32-01 of the North Dakota Century Code, relating to murder and the classification of criminal offenses, and making murder a class AA felony with a maximum penalty of life imprisonment.

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, 45; nays, 0; absent and not voting, 5.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING ●		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND ●
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE ●			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● RETEN		● TENNEFOS
● FARRINGTON			● LODGEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER ●			● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

So the bill passed and the title was agreed to.

Senator Solberg moved that the Conference Committee Report on Senate Bill No. 2125 as printed on page 1783 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the rules be suspended, that Senate Bill No. 2125 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2125. — A Bill for an Act to create and enact a new subsection to section 39-16-01 of the North Dakota Century Code, relating to the definition of consumer reporting agency; and to amend and reenact sections 39-16-03 and 39-16-03.1 of the North Dakota Century Code, relating to the highway commissioner releasing abstracts of operating records on court order only and the confidentiality of driver record abstracts more than three years old.

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, 31; nays, 17; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND ●
● CUSSONS			● LASHKOWITZ			● RAIT		● STRINDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● RETEN		● TENNEFOS
● FARRINGTON			● LODGEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

So the bill passed and the title was agreed to.

Senator Nething moved that the Senate stand recessed until 2:30 P.M., which motion prevailed.

The Senate reconvened, pursuant to recess taken, with President Sanstead 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. 2006
Senate Bill No. 2012
Senate Bill No. 2015
Senate Bill No. 2038

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1438

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following on which the Senate has adopted the conference committee report and subsequently passed:

Senate Bill No. 2043
Senate Bill No. 2054
Senate Bill No. 2125

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently passed:

Senate Bill No. 2012
Senate Bill No. 2015

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed House Bill No. 1628.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2099
Senate Bill No. 2227
Senate Bill No. 2280
Senate Bill No. 2313
Senate Bill No. 2316
Senate Bill No. 2379
Senate Bill No. 2415
Senate Bill No. 2418
Senate Bill No. 2452
Senate Bill No. 2485
Senate Concurrent Resolution No. 4029
Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

Senator Christensen moved that the Conference Committee Report on

Senate Bill No. 2159 as printed on pages 1784, 1785 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the rules be suspended, that Senate Bill No. 2159 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2159. — A Bill for an Act to amend and reenact subsection 1 of section 27-20-13, subsection 2 of section 27-20-37, and section 50-25.1-08 of the North Dakota Century Code, relating to informal adjustment of minors, to taking minors into custody, to the modification or vacation of orders of the juvenile court, and to the appointment of guardians ad litem.

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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL				1979 LEGISLATURE				
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS		●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH		●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	●
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENROD		●	LEE		●	RECLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODDEN		●	ROEN		●	VOSPER	
●	FRITZELL		●	WELLAND		●	SANDNESS		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS		●	WENSTROM	
●	HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT	
●	HOFFNER		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Senator Nelson moved that the Conference Committee Report on Senate Bill No. 2233 as printed on page 1785 of the Senate Journal be adopted, which motion prevailed.

Senator Nelson moved that the rules be suspended, that Senate Bill No. 2233 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2233. — A Bill for an Act to create and enact section 49-22-08.1 of the North Dakota Century Code, relating to applications for route permits and the designation of transmission facility routes; to amend and reenact section 49-22-02, subsections 1, 5, 10, 11, and 12 of section 49-22-03, sections 49-22-05.1, 49-22-07, 49-22-07.2, 49-22-08, 49-22-09, 49-22-13, 49-22-14.1, 49-22-16, and 49-22-18, subsections 3 and 4 of section 49-22-21, and section 49-22-22 of the North Dakota Century Code, relating to the statement of policy; definitions; the inventory of exclusion and avoidance areas; criteria; certificates of site compatibility and route permits; the waiver of procedures and time schedules; applications for certificates; the designation of sites and corridors; factors to be considered in evaluating applications and the designation of sites, corridors, and routes; public hearings; cooperation with state and federal agencies; the effect of issuance of certificates or permits; local land-use, zoning, or building rules, regulations, or ordinances; state agency rules; rules and regulations; penalties; and application fees; to repeal sections 49-22-10, 49-22-11, 49-22-12.1, and 49-22-15 of the North Dakota Century Code, relating to the designation of sites and corridors, the approval of specific routes, emergency certification, and public participation.

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, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES		●	● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ		●	● RAIT			● TALLACKSON		●
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO		●	● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senator Christensen moved that the Conference Committee Report on Senate Bill No. 2263 as printed on page 1786 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the rules be suspended, that Senate Bill No. 2263 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2263. — A Bill for an Act to create and enact a new subdivision to subsection 1 of section 14-15-09 of the North Dakota Century Code, relating to the social service board or a county social service board being named as a respondent in an adoption proceeding; and to amend and reenact subsections 2, 5, and 6 of section 14-15-11 and subsection 3 of section 14-15-13 of the North Dakota Century Code, relating to investigations for adoptions, and disposition of adoption petition.

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, 40; nays, 8; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES		●	● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ		●	● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN		●	● LIPS			● REITEN			● THANE		
● FARRINGTON		●	● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO		●	● WRIGHT		
● HOFFNER			● NAADEN		●	● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI		●			

So the bill passed and the title was agreed to.

Senator Redlin moved that the Conference Committee Report on Senate Bill No. 2309 as printed on page 1786 of the Senate Journal be adopted, which motion prevailed.

Senator Redlin moved that the rules be suspended, that Senate Bill No. 2309 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2309. — A Bill for an Act to amend and reenact

section 57-38-01.7 of the North Dakota Century Code, relating to a credit for contributions to nonprofit private institutions of secondary and postsecondary education; and providing an effective date.

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, 45; nays, 4; absent and not voting, 1.

REGULAR SESSION									ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
● ALBERS			● ISLER			● NETHING			● SOLBERG					
● BARTH			● JACOBSON			● OLIN			● SORUM		●			
● BERUBE			● JONES			● ORANGE			● STRAND		●			
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN					
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		●			
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS					
● EROMAN			● LIPS			● REITEN			● THANE					
● FARRINGTON			● LODDEN			● ROEN			● VOSPER					
● FRITZELL		●	● MELLAND			● SANDNESS			● WALSH					
● GOODMAN		●	● MILLER			● SANDS			● WENSTROM					
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT					
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT					
● HOLMBERG			● NELSON			● SMYKOWSKI								

So the bill passed and the title was agreed to.

Senator Tennefos moved that the Conference Committee Report on Senate Bill No. 2350 as printed on pages 1786-1788 of the Senate Journal be adopted, which motion prevailed.

Senator Tennefos moved that the rules be suspended, that Senate Bill No. 2350 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2350. — A Bill for an Act to create and enact a new section to chapter 39-09 of the North Dakota Century Code, relating to limitations on the reduction of speed zone speed limits; and to amend and reenact sections 39-06.1-06 and 39-06.1-09 of the North Dakota Century Code, as contained in sections 1 and 2 of House Bill No. 1449, as approved by the forty-sixth legislative assembly, relating to fines and points assessed against driver's licenses for violation of speed limits, and to the definition of moving violation, and removing certain violations related to motorcycles from that legislation; and to amend and reenact paragraph 11 of subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to points assessed against driving records for speeding violations.

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, 45; nays, 4; absent and not voting, 1.

REGULAR SESSION									ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
● ALBERS			● ISLER			● NETHING			● SOLBERG					
● BARTH			● JACOBSON			● OLIN			● SORUM		●			
● BERUBE			● JONES			● ORANGE			● STRAND		●			
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN					
● CUSSONS			● LASHKOWITZ			● RAIT		●	● TALLACKSON		●			
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS					
● EROMAN			● LIPS			● REITEN			● THANE					
● FARRINGTON			● LODDEN		●	● ROEN			● VOSPER					
● FRITZELL			● MELLAND			● SANDNESS			● WALSH					
● GOODMAN			● MILLER		●	● SANDS			● WENSTROM					
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT					
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT					
● HOLMBERG			● NELSON		●	● SMYKOWSKI								

So the bill passed and the title was agreed to.

Senator Iszler moved that the Conference Committee Report on Senate Bill No. 2354 as printed on page 1789 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the rules be suspended, that Senate Bill No. 2354 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2354. — A Bill for an Act to amend and reenact section 11-15-01.1 of the North Dakota Century Code, relating to qualifications of sheriffs.

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, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	
●			●	WELLAND		●	SANDNESS		●	WALSH	
●			●	WILLER		●	SANDS		●	WENSTROM	
●			●	WUTCH		●	SCHIRADO		●	WRIGHT	●
●			●	NAADEN		●	SHARLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI	●			

So the bill passed and the title was agreed to.

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 2099

Senate Bill No. 2227

Senate Bill No. 2280

Senate Bill No. 2313

Senate Bill No. 2316

Senate Bill No. 2379

Senate Bill No. 2415

Senate Bill No. 2418

Senate Bill No. 2452

Senate Bill No. 2485

were delivered to the } Governor for his approval

on March 27, 1979

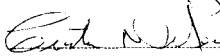
Carl Peterson
 Senator Peterson Chairman

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 4029

was delivered to the } Secretary of State for his filing

on March 27, 1979



Senator Peterson

Chairman

"BUY NORTH DAKOTA PRODUCTS"

MOTION

Senator Sands 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. 1067, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1067:

Senator Iszler
Senator Sands
Senator Schirado

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. 1067:

Senator Iszler
Senator Sands
Senator Schirado

LEO LEIDHOLM, Secretary

MOTION

Senator Peterson moved that the Senate request the return of Senate Bill No. 2383 from the House, 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 Senate Bill No. 2383.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE House Chamber

Mr. President: I have the honor to return Senate Bill No. 2383, which the Senate has requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently passed:

Senate Bill No. 2110
Senate Bill No. 2432

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. 1438.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bill No. 1438.

House Bill No. 1438:
Rep. Martinson

Rep. Scofield
Rep. Pomeroy

ROY GILBREATH, Chief Clerk

Senator Nething moved that the Senate stand in recess until 4:00 P.M., which motion prevailed.

The Senate reconvened, pursuant to recess taken, with President Sanstead presiding.

Correction and Revision of The Journal


Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-eighth day and recommends that the same be corrected as follows:

On page 1781, line 19, delete the number "1" and insert in lieu thereof the number "2"

On page 1781, line 34, correct the spelling of "south"

And when so corrected recommends that the same be approved.

SENATOR CUSSONS moved that the report be adopted, which motion prevailed.

 Chairman
SENATOR TENNESSEE

Report of Procedural Committee

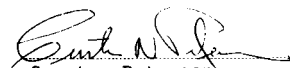
MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2003
SB NO. 2040
SB NO. 2252
SB NO. 2253
SB NO. 2269
SB NO. 2385
SB NO. 2404
SB NO. 2410
SB NO. 2411
SB NO 2461

and find the same correctly { Enrolled

Senator Dotzenrod moved that the report be adopted, which motion prevailed.

 Chairman
Senator Peterson

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following on which the Senate has adopted the conference committee report and subsequently passed:

Senate Bill No. 2159
Senate Bill No. 2233
Senate Bill No. 2263
Senate Bill No. 2309
Senate Bill No. 2350
Senate Bill No. 2354

LEO LEIDHOLM, Secretary

CONFIRMATION SESSION

Senator Nething moved that the Senate resolve itself into a confirmation session, which motion prevailed.

**REPORT OF STANDING COMMITTEES
CONCERNING GOVERNOR'S APPOINTMENTS**

Mr. President: Your Committee on Social Welfare & Veterans Affairs recommends that the Senate do advise and consent to the following Governor's appointments:

Social Service Board of North Dakota

Reverend Darald Church
Alice K. Olson
John A. Gefroh

SENATOR CHRISTENSEN, Chairman

Senator Christensen moved that the report be adopted, which motion prevailed.

Senator Nething moved that the Senate dissolve itself from the confirmation session, which motion prevailed.

MOTIONS

Senator Peterson moved that the Senate reconsider the action whereby Senate Bill No. 2383 passed, which motion prevailed.

Senator Peterson moved that the Senate reconsider the action whereby the conference committee report on Senate Bill No. 2383 was adopted, which motion prevailed.

Senator Peterson moved that Senate Bill No. 2383 be re-referred to the conference committee, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Goodman moved that the Senate do concur in the House amendments to Senate Bill No. 2150, as printed on page 1803 of the Senate Journal, which motion prevailed.

Senator Goodman moved that the rules be suspended, that Senate Bill No. 2150 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2150. — A Bill for an Act to create and enact a new section to any legislation enacted by the forty-sixth legislative assembly providing for a severance tax on coal, to provide an exemption for coal used for space heating purposes.

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, 30; nays, 19; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
ROLL CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND		
• CHRISTENSEN			• KRAUTER			• PETERSON			• STINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODDEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		
• HOPFNER			• NAADEN			• SHABLOW			• MR PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

Senator Albers moved that the Conference Committee Report on Senate Bill No. 2405 as printed on page 1789 of the Senate Journal be adopted, which motion prevailed.

Senator Albers moved that the rules be suspended, that Senate Bill No. 2405 be deemed properly engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2405. — A Bill for an Act to amend and reenact subsection 3 of section 41-02-33 of the North Dakota Century Code, relating to the applicability of implied warranties in the sale of cattle, hogs, sheep, and horses.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND ●		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER ●		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN ●			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON ●			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Christensen moved that the Conference Committee Report on Senate Bill No. 2412 as printed on page 1790 of the Senate Journal be adopted, which motion prevailed.

Senator Christensen moved that the rules be suspended, that Senate Bill No. 2412 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2412. — A Bill for an Act to provide for the appointment of interpreters to assist deaf persons in judicial and administrative proceedings.

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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND ●		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTIONS

● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1569. — A Bill for an Act to create and enact section 16.1-13-08 of the North Dakota Century Code, relating to the filling of a vacancy in the office of United States senator; and to repeal section 16-07-07 of the North Dakota Century Code, relating to the filling of a vacancy in the office of United States senator; and providing an effective date.

Which has been read and is being reconsidered.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 15; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH		●	● JACOBSON			● OLIN			● SORUM		
● BERUBE		●	● JONES			● ORANGE		●	● STRAND	●	
● CHRISTENSEN			● KRAUTER		●	● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT		●	● TALLACKSON		●
● DOTZENROD		●	● LEE			● REGLIN		●	● TENNEFOS		
● ERDMAN		●	● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER		●	● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO		●	● WRIGHT		
● HOFFNER		●	● NAADEN			● SHABLOW		●	MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

House Bill No. 1611. — A Bill for an Act providing for appropriations to study the state accounting and financial reporting system; and declaring an emergency.

Which has been read and is being reconsidered.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 34; nays, 15; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH		●	● JACOBSON			● OLIN			● SORUM		
● BERUBE		●	● JONES			● ORANGE		●	● STRAND		
● CHRISTENSEN			● KRAUTER		●	● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT		●	● TALLACKSON		●
● DOTZENROD		●	● LEE			● REGLIN		●	● TENNEFOS		
● ERDMAN		●	● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		●
● GOODMAN			● MILLER		●	● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO		●	● WRIGHT		
● HOFFNER		●	● NAADEN			● SHABLOW		●	MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed, the title was agreed to, and the emergency clause carried.

House Bill No. 1622. — A Bill for an Act to create and enact chapter 50-06.2 of the North Dakota Century Code, providing counseling, training, jobs, services, and health care for displaced homemakers; and providing a termination date.

Which has been read and is being reconsidered.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 30; nays, 19; absent and not voting, 1.

3 SECTION 2.) A new section to any legislation
4 enacted by the forty-sixth legislative assembly providing
5 for a coal development impact aid program is hereby
6 created and enacted to read as follows:

7 POWERS AND DUTIES OF COAL DEVELOPMENT IMPACT
8 DIRECTOR.) The coal development impact director shall:

- 9 1. Develop a plan for the assistance, through
10 financial grants for services and facilities,
11 of counties, cities, school districts, and
12 other political subdivisions in a coal
13 development impact area.
- 14 2. Establish procedures and provide proper forms
15 to political subdivisions for use in making
16 application for funds for impact assistance as
17 provided in this chapter.
- 18 3. Make grants to counties, cities, school
19 districts, and other taxing districts as
20 provided in this chapter and within the
21 appropriations made for such purposes. In
22 determining the amount of impact grants for
23 which political subdivisions are eligible, the
24 amount of revenue to which such political
25 subdivisions will be entitled from taxes upon
26 the real property of coal development plants
27 and from other tax or fund distribution
28 formulas provided by law shall be considered.

29 SECTION 3. AMENDMENT.) Section 57-62-04 of the
30 1977 Supplement to the North Dakota Century Code is
31 hereby amended and reenacted to read as follows:

32 57-62-04. COAL DEVELOPMENT IMPACT OFFICE - COAL
33 DEVELOPMENT IMPACT COMMISSION - APPOINTMENT OF DIRECTOR.)
34 There is hereby created ~~in the office of the governor~~ a
35 coal development impact office--~~The~~, the director of
36 which shall be appointed by and shall serve at the
37 pleasure of the ~~governor~~ board of university and school
38 lands. The director's appointment shall be confirmed by
39 the senate. The director shall have knowledge of state
40 and local government and shall have experience or
41 training in the fields of taxation and accounting. The
42 salary of the director shall be set by the ~~governor~~ board
43 of university and school lands within the limits of
44 legislative appropriations. The director may employ such
45 other persons as may be necessary and may fix their
46 compensation within the appropriation made for such
1 purpose. The board of university and school lands shall
2 fill any vacancy in the position of director in the same
3 manner as listed above and, in addition, shall serve as
4 an appeals board under rules promulgated by the board of
5 university and school lands to reconsider grant
6 applications for aid under this chapter which have been
7 denied by the director. All action by the board of
8 university and school lands, including appointment of a
9 director, shall be by majority vote.

10 SECTION 4. AMENDMENT.) Section 57-62-05 of the
11 1977 Supplement to the North Dakota Century Code is
12 hereby amended and reenacted to read as follows:

13 57-62-05. POWERS AND DUTIES OF COAL DEVELOPMENT
14 IMPACT ~~OFFICE~~ DIRECTOR.) The coal development impact
15 ~~office~~ director shall:

- 16 1. Develop a plan for the assistance, through
17 financial grants for services and facilities,
18 of counties, cities, school districts, and
19 other political subdivisions in a coal
20 development impact area.

- 21 2. ~~Advise, study, recommend and report to the~~
 22 ~~governor and the legislative assembly on the~~
 23 ~~impact to the state and the political~~
 24 ~~subdivisions of the state resulting from coal~~
 25 ~~development.~~
- 26 3+ Establish procedures and provide proper forms
 27 to political subdivisions for use in making
 28 application for funds for impact assistance as
 29 provided in this chapter.
- 30 4+ 3. Make grants to counties, cities, school
 31 districts, and other taxing districts as
 32 provided in this chapter and within the
 33 appropriations made for such purposes. In
 34 determining the amount of impact grants for
 35 which political subdivisions are eligible, the
 36 amount of revenue to which such political
 37 subdivisions will be entitled from taxes upon
 38 the real property of coal development plants
 39 and from other tax or fund distribution
 40 formulas provided by law shall be considered.

41 SECTION 5. EMERGENCY.) This Act is hereby
 42 declared to be an emergency measure and shall be in
 43 effect from and after its passage and approval."

And renumber the lines and pages accordingly

Senator Jones moved that the amendments be adopted, which motion prevailed.

Senator Jones moved that the rules be suspended, that House Bill No. 1304 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1304. — A Bill for an Act to create and enact two new sections to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program, creating a coal impact commission, setting out the powers and duties of the coal impact commission; to amend and reenact sections 14 and 15 of chapter 560 of the 1977 Session Laws of North Dakota, creating a coal impact commission and setting out the powers and duties of the coal impact commission; 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, 29; nays, 20; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
	●		●	JACOBSON		●	OLIN		●	SOLBERG	
	●		●	JONES			ORANGE	●		SORUM	●
●			●	KRAUTER	●	●	PETERSON		●	STRAND	●
●				LASHKOWITZ	●		RAIT	●	●	TALLACKSON	
	●			LEE			REDLIN	●	●	TENNEFOS	
	●		●	LIPS		●	REITEN			THANE	●
●			●	LODDEN		●	ROEN		●	VOSPER	
	●		●	MELLAND			SANDNESS	●		WALSH	●
	●			MILLER	●	●	SANDS		●	WENSTROM	
●			●	MUTCH			SCHRAAD	●	●	WRIGHT	
	●		●	NAADEN			SHABLOW			MR. PRESIDENT	
●			●	NELSON			SMYKOWSKI	●			

So the bill passed, the title was agreed to, but the emergency clause lost.

Senator Nothing moved that the vote by which House Bill No. 1304 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

Senator Jones 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. 1438, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1438:

- Senator Cussons
- Senator Albers
- Senator Rait

REPORT OF PROCEDURAL COMMITTEES

Mr. President: Your Procedural Committee on Delayed Bills

has reviewed a bill relating to widows' death benefits under workmen's compensation, and has approved its introduction by a unanimous vote.

Naaden

Senator Naaden, Chairman

Senator Naaden moved that the report be adopted, which motion prevailed

FIRST READING OF SENATE BILLS

Committee on Delayed Bills (At the request of Senator Reiten) introduced:

Senate Bill No. 2488 — A Bill for an Act to amend and reenact section 65-05-17 of the North Dakota Century Code, as amended by Senate Bill No. 2219 as approved by the Forty-sixth Legislative Assembly, relating to widows' death benefits under workmen's compensation.

Was read the first time and referred to the Committee on Industry, Business and Labor.

Report of Conference Committees

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2011 has had the same under consideration and recommends:

that the Senate accede to the House amendments.

For the Senate

James Smekowski
 Senator Smekowski

Steve Fritzell
 Senator Fritzell

William Tallackson
 Senator Tallackson

For the House

James Housauer
 Representative Housauer

Don Gussner
 Representative Gussner

Robert Solberg
 Representative Solberg

Senate Bill No. 2011 was placed on the 7th order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2016 has had the same under

consideration and recommends:

that the House recede from their amendments and that the engrossed bill be amended.

On page 1 of the engrossed bill, line 8, delete the numerals "400,000" and insert in lieu thereof the numerals "663,675.00"

On page 1 of the engrossed bill, line 10, after the word "Dakota" insert the words and comma "for defraying the expenses thereof,"

On page 1 of the engrossed bill, delete line 12 and insert in lieu thereof the following lines:

"Salaries and wages	\$ 82,809
Fees and services	25,000
Supplies and materials	3,940
Equipment	1,926
Land, structures, and major improvements	150,000
Grants, benefits, and claims	<u>400,000</u>

On page 1 of the engrossed bill, line 13, delete the numerals "400,000" and insert in lieu thereof the numerals "663,675"

On page 2 of the engrossed bill, delete lines 1 through 13 and insert the following section:

"SECTION 3. APPROPRIATION.) It is the intent of the legislative assembly that should funds be made available from federal or other sources other than the state general fund for defraying the costs of construction relating to the educational broadcasting system under the supervision of the educational broadcasting council, that such funds are hereby appropriated and may be spent upon approval of the emergency commission."

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment restores \$263,675 for the Educational Broadcasting Council which was deleted in the Senate. The total appropriation for the Educational Broadcasting Council is \$27,124 less than the executive budget. This amendment provides a separate line item appropriation of \$400,000 for grants which is \$6,600 less than the executive budget.

For the Senate
 Tella Fritzell
 Senator Fritzell
 Senator [Signature]
 Senator Erdman

For the House
 Michael Hayden
 Representative Hayden
 Representative Kuchera
 Representative Fleming

noted

Senate Bill No. 2016 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2026 has had the same under

consideration and recommends:

That the House recede from their amendments and the engrossed bill be amended as follows:

On page 1, line 7 of the engrossed bill delete the amount "\$1,495,000" and insert in lieu thereof the amount "\$2,000,000"

On page 1, line 12 of the engrossed bill delete the amount "\$1,495,000" and insert in lieu thereof the amount "\$2,000,000"

On page 1, line 13 of the engrossed bill delete the amount "\$1,495,000" and insert in lieu thereof the amount "\$2,000,000"

And renumber the lines and pages accordingly.

For the Senate

For the House

John Thorne
 Senator Thorne
Nathan Naaden
 Senator Naaden
Shirone Walsh
 Senator Walsh

Robert Hausauer
 Representative Hausauer
Malcolm Jeweler
 Representative Jeweler
Charles F. Mertens
 Representative Mertens

prevailed.

Senate Bill No. 2026 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2028 has had the same under consideration and recommends:

That the House recede from its amendments, and that engrossed Senate Bill No. 2028 be amended as follows:

On page 1 of the engrossed bill, line 9, delete the numerals "1,695,950" and insert in lieu thereof the numerals "1,730,950"

On page 1 of the engrossed bill, line 18, delete the numerals "1,529,762" and insert in lieu thereof the numerals "1,564,762"

On page 1 of the engrossed bill, line 19, delete the numerals "1,695,950" and insert in lieu thereof the numerals "1,730,950"

On page 1 of the engrossed bill, line 21, delete the numerals "164,100" and insert in lieu thereof the numerals "199,100"

On page 2 of the engrossed bill, after line 7 insert the following section:

"SECTION 3. LEGISLATIVE INTENT.) The sum of \$35,000.00 included in section 1 of this Act within the line item for grants, benefits, and claims is to be utilized to establish an endowment fund for which the income is hereby appropriated for the furthering of the cultural arts in the state of North Dakota. The principal sum in said endowment shall not be available for any other purpose except by a specific act of the legislative assembly."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment increases the grants, benefits, and claims line item for the Council on Arts and Humanities by \$35,000 from the state general fund and provides for a separate section in Senate Bill No. 2028 providing that these moneys are to be utilized to establish an endowment fund for the furthering of the cultural arts in North Dakota. Funds had been deleted by the Senate for this purpose and the House had added in \$50,000 for the endowment fund.

For the Senate

For the House

Russell J. Thorne
 Senator Thorne
John Ollis
 Senator Ollis
Walter Erdman
 Senator Erdman

Robert Eagle
 Representative Eagle
Michael Carlson
 Representative Carlson
Conrad D. Mushik
 Representative Mushik

Senate Bill No. 2028 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President Your Conference Committee to whom was refer-

red Senate Bill No. 2031 has had the same under

consideration and recommends:

That the House recede from its amendments and that engrossed Senate Bill No. 2031 be amended as follows:

On page 1 of the engrossed bill, line 8, delete the numerals "5,929,285" and insert in lieu thereof the numerals "6,153,234"

On page 1 of the engrossed bill, line 13, delete the numerals "2,536,022" and insert in lieu thereof the numerals "2,662,293"

On page 1 of the engrossed bill, line 14, delete the numerals "556,120" and insert in lieu thereof the numerals "602,330"

On page 1 of the engrossed bill, line 17, delete the numerals "299,273" and insert in lieu thereof the numerals "323,891"

On page 1 of the engrossed bill, line 18, delete the numerals "112,995" and insert in lieu thereof the numerals "139,845"

On page 1 of the engrossed bill, line 21, delete the numerals "5,929,285" and insert in lieu thereof the numerals "6,153,234"

On page 1 of the engrossed bill, line 22, delete the numerals "1,200,000" and insert in lieu thereof the numerals "1,423,949"

On page 2 of the engrossed bill, after line 1, insert the following section:

"SECTION 2. LANDS AND MINERALS TRUST FUND - TRANSFER.)
 The sum of \$223,949.00 or so much thereof as may be necessary at such times as may be requested by the state engineer of the state water commission shall be transferred by the state treasurer from the lands and minerals trust fund created by section 15-08.1-08 of the North Dakota Century Code to the state water commission for the biennium beginning July 1, 1979, and ending June 30, 1981."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

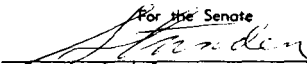

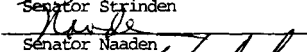
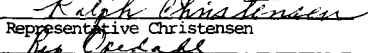
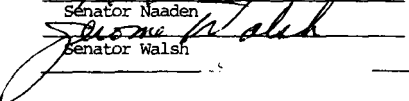
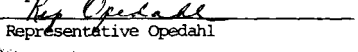
Salaries and wages is increased by \$126,271 by adding \$4,003 to provide adequate funds for 6.5 percent annual salary increases and fringe benefits including family medical insurance; and by adding \$122,268 for three positions of a Hydrologist III, a Hydrologist II, and an Engineering Technician IV.

Fees and services is increased by \$46,210 by adding \$35,810 to provide adequate travel and other fees for the level of operations recommended in the executive budget; and by \$10,400 for the three additional positions.

Supplies and materials is increased by \$24,618 by adding \$14,618 to provide adequate printing, vehicle supplies, and pipe and drilling supplies for the level of operation recommended in the executive budget; and by adding \$10,000 for the three additional positions.

Equipment is increased by \$26,850 for the three additional positions.

Estimated income is increased \$223,949 since the above increases are to be funded from the lands and minerals trust fund as provided by the section added in these amendments.

For the Senate	For the House
	
_____ Senator Strinden	_____ Representative Kingsbury
	
_____ Senator Naaden	_____ Representative Christensen
	
_____ Senator Walsh	_____ Representative Opedahl

Senate _____ Bill No. 2031 _____ was placed on the 7th _____

order of business on the calendar for the succeeding legislative day.

Mr. _____ President _____: Your Conference Committee to whom was referred _____ Senate _____ Bill No. 2033 _____ has had the same under

consideration and recommends:

that the House recede from its amendments and that the engrossed bill be amended.

On page 1 of the engrossed bill, line 9, delete the numerals "12,657,338" and insert in lieu thereof the numerals "12,707,338"

On page 1 of the engrossed bill, line 15, delete the numerals "1,870,268" and insert in lieu thereof the numerals "1,897,882"

On page 1 of the engrossed bill, line 19, delete the numerals "300,000" and insert in lieu thereof the numerals "322,386"

On page 2 of the engrossed bill, line 2, delete the numerals "12,657,338" and insert in lieu thereof the numerals "12,707,338"

On page 2 of the engrossed bill, line 3, delete the numerals "8,745,633" and insert in lieu thereof the numerals "8,895,633"

On page 2 of the engrossed bill, line 4, delete the numerals "3,911,705" and insert in lieu thereof the numerals "3,811,705"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The Parks and Recreation Department salaries and wages is increased by \$27,614 for an administrative officer position deleted by the Senate. The equipment line item is increased by \$22,386 for purchase of VHF radio systems for the various parks as determined by the department. The estimated income is increased by \$150,000 for additional revenue expected from raising the annual vehicle entrance fee from \$5 to \$7 and the overnight camping fee from \$3 to \$5 for those areas which are modern.

For the Senate

For the House

Harold Hanson
 Senator Thane
Sen. Hanson
 Senator Hanson
Walter Erdman
 Senator Erdman

Shaw
 Representative Marsden
Thorward
 Representative Thorward
Cesar Solberg
 Representative Solberg

Senate Bill No. 2033 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2056 has had the same under consideration and recommends:

That the Senate accede to the House amendments and that Senate Bill No. 2056 be further amended as follows:

On page 8 of the engrossed bill, line 10, delete the words: "The school district" and insert in lieu thereof the following new language: "The transportation shall be furnished as provided by rules and regulations of the department of public instruction. The rules and regulations of the department of public instruction shall have the force and effect of law on other state agencies and public school districts. The school district of which the applicant is a resident shall be reimbursed by the state special education fund for at least eighty percent of the costs incurred by it in providing transportation for the applicant. The reimbursement shall not be for more than six round trips home per year at a rate not to exceed that paid state officials"

On page 8 of the engrossed bill, delete all of lines 11 and 12

On page 8 of the engrossed bill, line 13, delete the word "instruction"

And renumber the lines and pages accordingly.

For the Senate

For the House

Clair Sandness
 Senator Sandness
 (REFUSED TO SIGN)
Senator Nelson
 Senator Nelson
Senator Berube
 Senator Berube

Representative Larson
 Representative Larson
Representative Olson
 Representative Olson
Representative Morner
 Representative Morner

Senate Bill No. 2056 was placed on the seventh


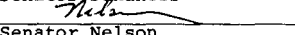
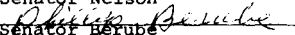
order of business on the calendar for the succeeding legislative day.

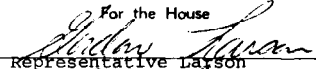
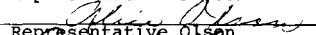
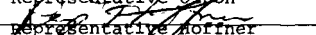
Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2057 has had the same under consideration and recommends:

That the House recede from its amendments and Senate Bill 2057 be amended as follows:

- On page 1, line 1, delete the words "to chapter"
- On page 1, line 2, delete the numerals "25-05"
- On page 1, line 15, delete the word "Persons" and insert in lieu thereof the words "Residents not more than"
- On page 1, line 16, delete the words "and under"
- On page 1, line 17, delete the words "not more than six"
- On page 1, delete all of line 18
- On page 1, line 19, delete the words "The state school shall provide either"
- On page 1, delete all of line 20 and insert in lieu thereof the following: "as provided by rules and regulations of the department of public instruction. The rules and regulations of the department of public instruction shall have the force and effect of law on other state agencies and public school districts. The school district of which the applicant is a resident shall be reimbursed by the state special education fund for at least eighty percent of the costs incurred by it in providing transportation for the applicant. The reimbursement shall not be for more than six round trips home per year at a rate not to exceed that paid"
- On page 2, line 5, delete the following: "to chapter 25-05"
- On page 2, line 8, delete the word "patients" and insert in lieu thereof the words "residents not more than"
- On page 2, line 9, delete the words "and under" and delete the word "the" and after the word "Haven" insert a comma
- On page 2, line 10, delete the words "state hospital" and delete the words "not more than six round"
- On page 2, delete all of line 11
- On page 2, line 12, delete the words "Haven state hospital shall provide either" and delete the word "or" and insert in lieu thereof "as provided by rules and regulations of the department of public instruction. The rules and regulations of the department of public instruction shall have the force and effect of law on other state agencies and public school districts. The school district of which the applicant is a resident shall be reimbursed by the state special education fund for at least eighty percent of the costs incurred by it in providing transportation for the applicant. The reimbursement shall not be for more than six round trips home per year at a rate not to exceed that paid"
- On page 2, line 13, delete the words "reimbursement for mileage at the rate allowed for"

And renumber the lines and pages accordingly

For the Senate

 Senator Sandness

 Senator Nelson

 Senator Berube

For the House

 Representative Larson

 Representative Olson

 Representative Morner

Senate Bill No. 2057 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2058 has had the same under

consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 2058 be amended as follows:

On page 2 of the engrossed bill, line 7, delete the words "not more than six round trips home per year at the"

On page 2 of the engrossed bill, delete all of line 8

On page 2 of the engrossed bill, line 9, delete the words "or reimbursement for mileage at the rate allowed" and insert in lieu thereof the following: "as provided by rules and regulations of the department of public instruction. The rules and regulations of the department of public instruction shall have the force and effect of law on other state agencies and public school districts. The school district of which the applicant is a resident shall be reimbursed by the state special education fund for at least eighty percent of the costs incurred by it in providing transportation for the applicant. The reimbursement shall not be for more than six round trips home per year at a rate not to exceed that paid"

On page 2 of the engrossed bill, line 10, delete the word "for"

On page 2 of the engrossed bill, line 33, delete the words "not more"

On page 2 of the engrossed bill, delete all of line 34

On page 2 of the engrossed bill, line 35, delete the words "The school shall provide either" and on the same line delete the words "or reimbursement" and insert in lieu thereof the following: "as provided by rules and regulations of the department of public instruction. The rules and regulations of the department of public instruction shall have the force and effect of law on other state agencies and public school districts. The school district of which the applicant is a resident shall be reimbursed by the state special education fund for at least eighty percent of the costs incurred by it in providing transportation for the applicant. The reimbursement shall not be for more than six round trips home per year at a rate not to exceed that paid"

On page 3 of the engrossed bill, line 1, delete the words "for mileage at the rate allowed for"

And renumber the lines and pages accordingly

For the Senate
Chairman Sandness
Senator Sandness
Philip Nerube
Senator Nerube

For the House
Representative Larson
Representative Olson
Representative Hoyt

prevailed. The report be adopted which motion

Senate Bill No. 2058 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

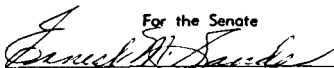
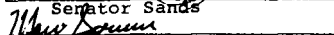

Mr. President: Your Conference Committee to whom was refer-

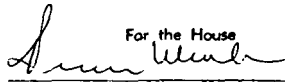

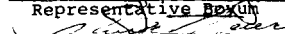
red Senate Bill No. 2072 has had the same under

consideration and recommends: that the Senate accede to the House amendments and further amend the engrossed Senate Bill 2072 as follows:

on page 4 of the engrossed bill, line 24, after the period, insert the following: "The daily compensation of any temporary judge who is receiving retirement benefits from a retirement program funded in all or part by the state, excluding federal social security benefits, shall be reduced by an amount equal to five percent of the gross monthly benefits received from any such retirement program."

and renumber the lines and pages accordingly

For the Senate

 Senator Sands

 Senator Sorum

 Senator Schirado

For the House

 Representative Winkjer

 Representative Boxum

 Representative Meiers

Senate Bill No. 2072 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2113 has had the same under

consideration and recommends:

That the House recede from its amendments and that Senate Bill 2113 be further amended as follows:

On page 1 of the engrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide for responsibility of inpatient and outpatient care to persons afflicted or suspected of being afflicted with tuberculosis; to create and enact a new section to chapter 25-04 of the North Dakota Century Code, relating to biennial reports and assistant superintendent at the San Haven state hospital; to amend and reenact subsection 5 of section 25-01-01 and sections 25-04-01 and 25-04-03 of the North Dakota Century Code, concerning the Grafton state school, and the San Haven state hospital and the powers and duties of the assistant superintendent; to repeal subsection 6 of section 25-01-01 and chapter 25-05 of the North Dakota Century Code, relating to the state sanitorium and to the care of tubercular persons.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. DECLARATION OF LEGISLATIVE INTENT.) It is hereby declared that it is the intent of the legislative assembly, as follows: It is the policy of the state of North Dakota to treat persons having

tuberculosis in a communicable and contagious stage as dangerous to the health and welfare of the citizens of the state. It is also the policy of the state to declare that all cases of tuberculosis in a communicable or contagious stage should be treated in a licensed hospital, or at home if such home treatment is approved by the state health officer under the guidelines of the state health council. To this end, it is declared that isolation provisions to achieve treatment of such communicable or contagious tuberculous persons should be accomplished to the fullest extent regardless of such person's ability to pay. It is further declared that such persons with communicable or contagious tuberculosis shall be given full opportunity to enter treatment voluntarily and to seek treatment from physicians and hospitals of their own choice at their own expense. In order to prevent effectively the spread of this disease it is necessary that the state:

1. Further the discovery, care, supervision and treatment of persons having tuberculosis in a communicable or contagious stage.
2. Encourage the use of all available public and private facilities to that end.
3. Regard this tuberculosis program as one of public health and one to be dealt with according to public health requirements rather than those of indigency.

SECTION 2. CARE AND TREATMENT OF TUBERCULOSIS PATIENTS OR SUSPECTS PROVIDED WITHOUT CHARGE BY STATE.) Care and treatment provided by the state of North Dakota for persons suffering from tuberculosis, including diagnosis, tests, studies, and analyses for the discovery of tuberculosis shall be available without cost or charge to anyone who is suffering from tuberculosis or is suspected of having tuberculosis. Any such person who volunteers to assume and pay for the cost of such care and treatment or for the cost of such diagnosis, test, studies or analyses shall be permitted to do so; but no state, county or other public official shall request or require such payment or make or cause to be made any inquiry or investigation for the purpose of determining the ability of such person or of his legally responsible relatives to pay therefor. This section shall in no way bar freedom of the individual to seek treatment from a physician or in an institution of his choice at his own expense.

SECTION 3. STATE HAS PRIOR CLAIM ON PATIENT BENEFITS.) Notwithstanding any provision contained in this Act, the state of North Dakota shall have prior claim on benefits for the care and treatment of tuberculosis, including diagnosis, tests, studies, and analyses, accruing to patients for whom care and treatment is provided by the state of North Dakota under entitlement by the federal government, medical or hospital insurance contracts, workmen's compensation or the medical care and disability provisions of programs under the supervision of the social service board of North Dakota.

SECTION 4. STATE HEALTH OFFICER - DESIGNEE - RESPONSIBILITY.) The state health officer or his designee, under the guidelines of the state health council, is responsible for the inpatient and outpatient care of persons afflicted or suspected of being afflicted with tuberculosis in a contagious state. If the state health officer determines that suspected or actual tuberculous patients may be adequately cared for on an inpatient basis by

contract basis with general hospitals, authority for contracting with such hospitals is granted to the state health officer. In addition, the state health officer is authorized to establish and maintain the necessary outpatient clinics for diagnostic workup and evaluation on all suspected or actual tuberculous patients in the state. The state health officer shall pay the contract fee to general hospitals and provide funds to the outpatient evaluation clinics from funds to be appropriated for this purpose by the legislative assembly. The state's claim on patient benefits as provided in section 3 shall apply insofar as applicable to tuberculous patients in general hospitals and for services rendered in outpatient clinics. The state health officer or his designee, under the guidelines of the state health council, shall have the power to:

1. Do any act necessary and proper in the performance of the functions imposed upon the state health officer by the provisions of this chapter.
2. Issue temporary orders and compel obedience thereto.
3. Administer oaths.

SECTION 5. REPORTS - TEMPORARY ORDERS FOR THE CUSTODY OF PERSONS.) Upon a report to or the receipt of information by the state health officer or any physician in the state that any person is afflicted with tuberculosis and as a source of infection endangers other persons, a report shall be made to the state health officer. Upon the receipt of such information by the state health officer, an investigation shall be made and if the state health officer is convinced that an active case of infectious tuberculosis in an communicable and contagious stage which endangers other persons exists, the state health officer shall request such person to voluntarily seek appropriate care and treatment. If the person refuses to accept voluntary care and treatment, the state health officer, under the guidelines of the state health council, is authorized to issue a temporary order for care and treatment as is determined by the state health officer. If the state health officer's temporary order is ignored, the state health officer may issue an order directing the sheriff or any constable of the county where the alleged tubercular person resides to compel the attendance of the alleged tubercular person and may provide for suitable housing and care of the person until a hearing is held pursuant to section 8 of this Act.

Prior to issuing a temporary order pursuant to this section, the state health officer or his designee, under the guidelines of the state health council, shall hear all relevant testimony for or against the temporary order and the examination and hearing on the order shall be in the presence of the alleged tubercular person. The alleged tubercular person and any relative may resist the order and the parties may be represented by counsel.

SECTION 6. PHYSICIAN'S EXAMINATION - FINDINGS - ORDER.) The state health officer, under the guidelines of the state health council, may appoint a practicing physician to make a personal examination of the alleged tubercular person and to make such thorough investigation of his condition as will enable the state health officer to determine whether or not such person has active, infectious tuberculosis in a communicable and contagious stage and is dangerous to the public health. As soon as practical after the return of the physician's statement to the state health officer, the state health officer

shall conclude his investigation and make his determination. If the state health officer finds that the alleged tubercular person does not have active, infectious tuberculosis and is not dangerous to public health he shall make an order dismissing the case. If the state health officer, under the guidelines of the state health council, finds that the person does have active, infectious tuberculosis and is dangerous to public health he shall issue his temporary order which shall:

1. State his findings that such person does have active, infectious tuberculosis and is dangerous to public health; and
2. Authorize the medical facility specified in the temporary order to receive and keep such person in its facility for necessary and appropriate care, treatment, quarantine, and isolation until a hearing is held pursuant to section 8 of this Act.

SECTION 7. SHERIFF'S EXECUTION OF STATE HEALTH OFFICER'S TEMPORARY ORDER.) The temporary order of the state health officer, in duplicate, together with the findings of the physician and the findings of the state health officer shall be delivered to the sheriff who shall execute the same by conveying the person named therein to the medical facility specified in the order and delivering him together with the findings of the physician and the state health officer's findings and the duplicate of the order to the person in charge of such medical facility. The person in charge, over his official signature, shall acknowledge the delivery on the original order and the sheriff shall return the order to the state health officer. Return to the state health officer may be by certified mail. The sheriff shall be allowed reasonable travel expenses, paid by the county, in the same manner and at the same rate as the expenses of other county officials are paid.

SECTION 8. HEARING - ORDER.) Unless waived by the alleged tubercular person, a hearing shall be held by a law-trained county justice or a judge of a county court of increased jurisdiction of the county in which the alleged tubercular person resides within one hundred twenty hours, exclusive of weekends and holidays, after the date of the state health officer's temporary order. The court may consider all relevant evidence, including the results of a physical examination made pursuant to section 6 of this Act, and the state health officer and the alleged tubercular person shall be afforded an opportunity to testify, to present and cross-examine witnesses, and to be represented by counsel. Upon the request of the state health officer, the state's attorney of the county wherein the hearing is held shall represent the state health officer without additional compensation.

If, upon completion of the hearing, the court finds that the allegation that the person has active, infectious tuberculosis in a communicable and contagious stage has not been sustained by clear and convincing evidence, the court shall dismiss the case and order that the alleged tubercular be discharged if he had been in custody prior to the hearing. If the court finds that the allegation has been sustained by clear and convincing evidence, the court shall issue an order which shall:

1. State its findings that the person does have active, infectious tuberculosis in a communicable and contagious stage and is dangerous to public health; and

2. Authorize the medical facility specified in the order to receive and keep such person in its facility for necessary and appropriate care, treatment, quarantine, and isolation for so long as the disease remains in a communicable and contagious stage and the danger to public health exists.

SECTION 9. APPEAL TO DISTRICT COURT - HABEAS CORPUS - HEARING.) An appeal from an order of the county

justice or judge of a county court with increased jurisdiction authorizing a specified medical facility to receive a person for care, treatment, quarantine and isolation may be taken to the district court of the county. In such a proceeding, the state's attorney of the county wherein the appeal is taken, without additional compensation, shall represent the state health officer. The clerk of court of the county in which the appeal is taken shall notify the state's attorney of the filing of such appeal. The hearing shall be limited to a review of the procedures, findings, and conclusions of the lower court. All persons placed in the custody of the state health officer under the provisions of this chapter for care, treatment, quarantine and isolation shall be entitled to the benefit of the writ of habeas corpus and a determination as to whether a person in such custody has active, infectious tuberculosis in a communicable and contagious stage and is dangerous to public health shall be made at the hearing. If the court shall decide that the person does have active, infectious tuberculosis and is dangerous to public health, such decision shall not preclude a subsequent application for a writ or the issuing of a writ upon a subsequent application, if it shall be alleged that such person shall have been restored to health.

SECTION 10. DISCHARGE - RELEASE.) All orders of the state health officer or of a county justice or judge of a county court with increased jurisdiction authorizing the reception and retention in custody for care, treatment, quarantine and isolation of persons having active and infectious tuberculosis endangering public health shall be effective only during the continuation of such condition and any person who is cured or who no longer has tuberculosis in a communicable and contagious stage shall be discharged immediately from custody. Such discharge shall be made by the state health officer or his designee, under the guidelines of the state health council. The person in charge of a medical facility may also release any person admitted to the medical facility under the provisions of this chapter at such times and under such conditions as deemed advisable after consultation with the state health officer or his designee.

SECTION 11. LIABILITY OF OFFICERS.) The order of the state health officer authorizing the admission of any person to the custody of a medical facility and the reception and detention of such person at such medical facility as a patient, accompanied by the state health officer's findings as provided in this chapter shall protect the state health officer or his designee and the other personnel of the medical facility from all liability, civil or criminal, on account of the reception and detention of such person therein, if such detention is in accordance with the laws of the state of North Dakota.

SECTION 12. EXCEPTION - QUARANTINE.) Any person who shall observe quarantine regulations as established by the state health officer, under the guidelines of the state health council, shall not be subject to confinement under the provisions of this chapter.

SECTION 13. TUBERCULAR INDIAN JURISDICTION.) Nothing in this chapter shall require the admission of an enrolled Indian, resident on any reservation in this state, to any off-reservation institution except upon written request and authorization of the superintendent of the reservation on which said Indian is enrolled. However, in the public interest and with the objective of eradication of tuberculosis in the state of North Dakota, an Indian with active infectious tuberculosis off any reservation shall be subject to this chapter. It shall be the responsibility of the Indian Affairs Commission pursuant to the commission's powers and duties, stated in section 54-36-03, to work closely with the tribal councils and other reservation officials to adopt any agreements found necessary in assisting the state health officer in carrying out his responsibilities under this chapter so that all residents of this state will benefit, and eradication of tuberculosis in North Dakota can be achieved.

SECTION 14. CARE OF TUBERCULAR PATIENTS - ACCEPTANCE OF FEDERAL FUNDS - GENERAL HOSPITAL.) The state health officer, or his designee, under the guidelines of the state health council, is hereby authorized to contract with public or private agencies for the care of tubercular patients. The state health officer is hereby authorized to accept any federal funds or to enter into any federal programs on behalf of tubercular patients in North Dakota. The state health officer may, under the guidelines of the state health council, also utilize general hospitals in the placement of recalcitrant tuberculous patients.

SECTION 15.) A new section to chapter 25-04 of the North Dakota Century Code is hereby created and enacted to read as follows:

BIENNIAL REPORT - ASSISTANT SUPERINTENDENT.) The assistant superintendent of San Haven shall submit to the superintendent a biennial report including the number and type of resident being served and the conditions and needs of the institution and any other information which the director of institutions may require. The superintendent upon his review of the report will submit it to the director of institutions who shall include it in his required biennial report. The director may authorize the printing of copies of the separate report of such institution not exceeding one thousand in number. The charges for the printing of such separate copies shall be paid in the same manner as payment is made for printing reports of the various departments of the state.

SECTION 16. AMENDMENT.) Subsection 5 of section 25-01-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

5. "State school" shall mean the Grafton state school and ~~such portion of the state institution at San Haven that is designated for the care of the mentally deficient~~ San Haven.

SECTION 17. AMENDMENT.) Section 25-04-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

25-04-01. STATE SCHOOL - MAINTAINED - NAME.) An institution for the mentally deficient shall be maintained at or near the city of Grafton in the county of Walsh. Such institution shall be known and designated as Grafton state school. There shall be maintained near Dunseith, in the county of Rolette, a division of the Grafton state school which shall be known as San Haven.

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SECTION 18. AMENDMENT.) Section 25-04-03 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

25-04-03. QUALIFICATIONS OF SUPERINTENDENT.) The superintendent of Grafton state school shall be a skilled administrator with professional training and experience relating to the needs of the mentally retarded. The superintendent shall designate a qualified and duly licensed physician as chief of medical staff and such chief of staff shall have the power, with advice and consent of the superintendent, to employ and discharge additional physicians, nurses, and professional assistants and shall be responsible for defining their qualifications and duties. All other employees shall be appointed and removed by the superintendent or a personnel director to be named by him. The salaries of all employees shall be fixed by the director within the limits of the legislative appropriations made for such purpose. The superintendent of the Grafton state school shall also serve as the superintendent of San Haven. The superintendent shall appoint an assistant superintendent who shall be the chief administrative officer of San Haven. The superintendent shall designate a qualified and duly licensed physician as chief of medical staff who will with the advice and consent of the superintendent employ the necessary physicians. All other employees shall be appointed by the assistant superintendent with the advice and consent of the superintendent. The assistant superintendent shall make certain that records on each resident be maintained as required by the director of institutions and the superintendent. The assistant superintendent, with the advice and consent of the superintendent and the director of institutions, shall determine the salaries of all employees at San Haven within the limits of legislative appropriations.

SECTION 19. REPEAL.) Subsection 6 of section 25-01-01 and chapter 25-05 of the North Dakota Century Code are hereby repeal."

And renumber the lines and pages accordingly

For the Senate	For the House
<i>Leander Paul</i> _____ Senator Paul	<i>M. Kermott</i> _____ Representative Kermott
<i>Robert Albers</i> _____ Senator Albers	<i>Representative Herman</i> _____ Representative Herman
<i>S.P. Hoffner</i> _____ Senator Hoffner	<i>Representative Brokaw</i> _____ Representative Brokaw

pr
Senate Bill No. 2113 was placed on the 7th order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2297 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill 2297 be further amended as follows:

On page 1, line 8, of the engrossed bill delete the word "majority" and insert in lieu thereof the words "fifty-five percent"

On page 2, line 9, of the engrossed bill delete the word "majority" and insert in lieu thereof the words "fifty-five percent"

And renumber the lines and pages accordingly.

For the Senate	For the House
<u><i>Seland Rait</i></u>	<u><i>William G. Gorder</i></u>
Senator Roen	Representative Westman
<u><i>James M. Cussons</i></u>	<u><i>William G. Gorder</i></u>
Senator Cussons	Representative Gorder
<u><i>Rait</i></u>	<u><i>Ruth Hanson</i></u>
Senator Rait	Representative Hanson

Senate Bill No. 2297 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2310 has had the same under consideration and recommends:

the the Senate acceded to the House amendments and that the House amendments be further amended as follows:

In the House amendments, Section 3, after the words "sixty percent majority of the votes cast in" delete the word "each" and insert in lieu thereof the word "any"

For the Senate	For the House
<u><i>Jack Olin</i></u>	<u><i>Ruth Hanson</i></u>
Senator Olin	Representative Hausauer
<u><i>Ben Hanson</i></u>	<u><i>Ben Hanson</i></u>
Senator Hanson	Representative Peterson
<u><i>Barney Tallackson</i></u>	<u><i>Ben Hanson</i></u>
Senator Tallackson	Representative Opedahl

Senator Olin moved that the report be adopted, which motion

prevailed.

Senate Bill No. 2310 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Senate Bill No. 2310 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2367 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill 2367 be further amended as follows:

On page 1 of the engrossed bill, after line 11, insert the following:

"1. That portion of section five, township one hundred thirty-nine north, range sixty-three west, which runs in a north-west-southeast direction, being bound by that certain township road on the north and east and by the Burlington northern railroad right of way on the west and south. This tract of land comprises approximately eighty-six acres."

That the House recede from its amendments and that engrossed Senate Bill No. 2438 be amended as follows:

On page 1 of the engrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide an additional fee for motorcycle safety education to be deposited in a motorcycle education fund, to establish standards for motorcycle safety courses, to reimburse public schools and approved organizations for programs, to promote safety in the use and operation of motorcycles; to amend and reenact subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to motorcycle education requirements for motorcycle operators' permits and licenses for applicants under sixteen years of age; providing an effective date; and providing appropriations.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. ADDITIONAL FEES FOR MOTORCYCLE REGISTRATION.) In addition to the fees required by section 39-04-19, for motorcycle registration, a motorcycle safety education fee of five dollars shall be required at the time of registration of each motorcycle.

SECTION 2. SUPERINTENDENT OF PUBLIC INSTRUCTION TO ESTABLISH STANDARDS FOR MOTORCYCLE SAFETY COURSES.) The superintendent of public instruction shall establish requirements for instructional standards, course approval, and teacher certification standards for motorcycle safety courses required by this Act. Motorcycle safety courses may be offered by public schools and by approved organizations which meet instruction, course, and teacher certification requirements. The superintendent may adopt rules governing the operation of motorcycle safety courses, administer moneys pursuant to this Act, conduct audits and otherwise examine the records and accounts of approved motorcycle safety courses, and require other information as may be necessary to monitor the quality of motorcycle safety courses.

SECTION 3. REIMBURSEMENT FOR MOTORCYCLE SAFETY COURSES.) The superintendent shall reimburse public schools and organizations offering approved motorcycle safety courses for the actual cost of the courses. The amount of reimbursement for each student shall not exceed the actual per-pupil cost for the motorcycle safety program.

SECTION 4. MOTORCYCLE SAFETY PROMOTION.) The highway commissioner, in cooperation with other state agencies, shall promote safety and awareness in the use and operation of motorcycles through advertising and other appropriate means, as provided by this Act. The general public may provide input to improve motorcycle safety and education.

SECTION 5. DISPOSITION OF FEES.) Any fee collected pursuant to this Act shall be deposited by the motor vehicle registrar with the state treasurer and credited to a special motorcycle safety education fund in the state treasury.

SECTION 6. AMENDMENT.) Subsection 3 of section 39-06-14 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

3. All applicants holding a valid North Dakota

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driver's license making application for a renewal of such license, shall be issued a class 3 license without being subjected to an examination as herein provided. All applicants, except those holding a valid North Dakota driver's license who will be issued a class 3 license, applying for issuance of driver licenses shall be issued a classified license after having been required to submit to an examination in the type of motor vehicle or combination of vehicles for which license is desired and which license shall authorize the holder to drive the vehicles set forth in such class as follows:

- Class 1. Any vehicle or combination of vehicles except vehicles under class 4.
- Class 2. Any vehicle or combination of vehicles except:
 - a. Vehicles towing a trailer when the trailer being towed has a gross weight in excess of six thousand pounds.
 - b. Vehicles under class 4.
- Class 3. Any two-axle or tandem-axle vehicle except:
 - a. A truck tractor combination as defined in subsection 70 of section 39-01-01.
 - b. A bus more than 80 inches in width and designed to carry more than ten persons and used for carrying passengers.
 - c. A two-axle or tandem-axle vehicle or combination of vehicles when towing a trailer when the trailer being towed has a gross weight in excess of six thousand pounds.
 - d. Vehicles under class 4.

Provided, however, an operator with a class 3 license may operate a farm tractor towing another vehicle having a gross weight in excess of six thousand pounds, and may operate a truck towing a farm trailer.

- Class 4. Any motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding tractors and vehicles on which the operator or passengers, or both, ride within an enclosed cab.

The holder of a class 1, 2, or 3 license may receive a class 4 endorsement upon successful completion of an examination. An applicant sixteen years of age and older, who does not hold a current valid driver's license may be issued a class 4 learner's permit after successful completion of a written examination. The class 4 license will be issued after the applicant has successfully completed a driver's examination.

~~Applicants of the age of fourteen or fifteen years may receive a class 4 learner's permit to operate a motorcycle with an engine displacement of two hundred cubic centimeters~~

or less only after successful completion of a written examination as required by the commissioner--A class 4 license or endorsement shall be issued to a fourteen or fifteen year old applicant only after he has successfully completed a driving examination, and has produced evidence satisfactory to the commissioner of either of the following: No person under the age of sixteen shall be issued a motorcycle learner's permit unless the applicant is enrolled in or has completed an approved motorcycle safety course. Applicants for a motorcycle operator's license who are under sixteen shall hold an initial learner's permit for at least two months prior to applying for a class 4 operators license, shall have completed an approved motorcycle safety course, and shall hold a valid motorcycle learner's permit at the time of application. Any person under sixteen years of age who holds a permit or license shall be restricted to the operation of a motorcycle powered with an engine of two hundred cubic centimeters, or less, displacement. Evidence that the applicant has met one of the following standards shall accompany the application for a class 4 license:

- a. Satisfactory completion of a motorcycle course which included at least six hours of classroom instruction and six hours of actual motorcycle operation.
- b. Successful completion of a motorcycle course at an approved commercial driver training school which included at least six hours of classroom instruction and six hours of actual motorcycle operation.

SECTION 7. APPROPRIATION.) There is hereby appropriated out of any moneys in the motorcycle safety education fund in the state treasury, not otherwise appropriated, the sum of \$2,000.00, or so much thereof as may be necessary, to the motor vehicle registrar, for the purpose of implementing collection of the fee prescribed by this Act.

SECTION 8. APPROPRIATION.) There is hereby appropriated out of any moneys in the motorcycle safety education fund in the state treasury not otherwise appropriated, the sum of \$13,000.00, or so much thereof as may be necessary, to the superintendent of public instruction for the purpose of administering this Act, beginning January 1, 1980, and ending June 30, 1981.

SECTION 9. APPROPRIATION.) There is hereby appropriated out of any moneys in the motorcycle safety education fund in the state treasury, not otherwise appropriated, the sum of \$103,000.00, or so much thereof as may be necessary, to the superintendent of public instruction for the purpose of providing reimbursement to public schools and approved organizations pursuant to this Act beginning January 1, 1980, and ending June 30, 1981.

SECTION 10. APPROPRIATION.) There is hereby appropriated out of any moneys in the motorcycle safety education fund in the state treasury, not otherwise appropriated, the sum of \$18,000.00, or so much thereof as may be necessary, to the highway commissioner, for the purpose of advertising and promoting safety in the use and operation of motorcycles beginning January 1, 1980, and ending June 30, 1981.

SECTION 11. EFFECTIVE DATE.) The provisions of this Act shall become effective on January 1, 1980."

And renumber the lines and pages accordingly

For the Senate	For the House
SENATOR TENNEFOS <i>Tennefos</i>	REPRESENTATIVE ERICKSON <i>Ericksen</i>
SENATOR SOLBERG <i>Solberg</i>	REPRESENTATIVE TIMM <i>Timm</i>
SENATOR LASHKOWITZ <i>Lashkowitz</i>	REPRESENTATIVE KOSKI <i>Koski</i>

SENATE Bill No. 2438 was placed on the Seventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2460 has had the same under

consideration and recommends:

That the House recede from its amendments and that reengrossed Senate Bill No. 2460 be amended as follows:

- On page 1 of the reengrossed bill, line 5, after the comma insert the word "and"
- On page 1 of the reengrossed bill, line 6, delete the comma and words ", and the natural resources council"
- On page 1 of the reengrossed bill, line 9, after the second comma insert the word "and"
- On page 1 of the reengrossed bill, line 10, delete ", and section 54-54-49.1-02"
- On page 1 of the reengrossed bill, line 12, delete the words "state planning division" and insert in lieu thereof the words "federal aid coordinator office"
- On page 1 of the reengrossed bill, line 16, after the semicolon insert the words "to require the legislative council to review the effect of consolidation of offices into the office of federal aid coordinator;"
- On page 1 of the reengrossed bill, line 17, after the word "appropriation" insert the words "for the federal aid coordinator office and the natural resources council"
- On page 1 of the reengrossed bill, line 21, after the word "APPOINTMENT" insert the following: "- LOCATION OF OFFICE"
- On page 2 of the reengrossed bill, line 13, after the period insert the following: "If possible, the entire federal aid coordinator office shall be housed at one location on the state capitol grounds, subject to sufficient space being made available by the director of institutions. If sufficient space is not available to house the entire office in one location on the state capitol grounds, the entire office may be housed at one location in the city of Bismarck."
- On page 11 of the reengrossed bill, delete lines 12 through 34
- On page 12 of the reengrossed bill, line 18, delete the numerals "1,378,047" and insert in lieu thereof the numerals "1,185,136"
- On page 12 of the reengrossed bill, line 19, delete the numerals "1,080,411" and insert in lieu thereof the numerals "1,010,487"

- On page 12 of the reengrossed bill, line 21, delete the numerals "243,386" and insert in lieu thereof the numerals "235,606"
- On page 12 of the reengrossed bill, line 22, delete the numerals "16,413" and insert in lieu thereof the numerals "15,313"
- On page 12 of the reengrossed bill, line 27, underscore the numerals "1,257,670"
- On page 12 of the reengrossed bill, delete lines 29 and 30
- On page 12 of the reengrossed bill, line 31, delete the numerals "20,377,311" and insert in lieu thereof the numerals "19,971,295"
- On page 12 of the reengrossed bill, line 32, delete the numerals "19,877,311" and insert in lieu thereof the numerals "19,555,878"
- On page 12 of the reengrossed bill, line 33, delete the numerals "500,000" and insert in lieu thereof the numerals "415,417"
- On page 12 of the reengrossed bill, after line 33, insert the following section:

"SECTION 22. APPROPRIATION - NATURAL RESOURCES COUNCIL.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, and from special funds derived from federal funds and other income, the sums as hereinafter provided, or so much thereof as may be necessary, to the natural resources council of the state of North Dakota for the purposes of defraying the expenses thereof, for the biennium beginning July 1, 1979, and ending June 30, 1981, as follows:

Salaries and wages	\$ 192,911
Fees and services	69,924
Supplies and materials	7,780
Equipment	1,100
Grants, benefits, and claims	134,301
Total all funds	\$ 406,016
Less estimated income	321,433
Total general fund appropriation	\$ 84,583

- On page 13 of the reengrossed bill, after line 6, insert the following section:

"SECTION 24. LEGISLATIVE COUNCIL TO REVIEW THE OPERATIONS OF THE FEDERAL AID COORDINATOR OFFICE.) The legislative council committee conducting the study of reorganizing the executive branch of state government pursuant to 1979 Senate Concurrent Resolution No. 4001 shall review the operations of the federal aid coordinator office. The federal aid coordinator shall report to that legislative council committee on the effect of the consolidation of agencies into the federal aid coordinator office as provided by this Act. That committee shall report the results of the review of the federal aid coordinator office to the forty-seventh legislative assembly along with its report and recommendations resulting from its study pursuant to Senate Concurrent Resolution No. 4001."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment deletes the provisions that would bring the Natural Resources Council under the federal aid coordinator office. It provides a separate appropriation for the Natural Resources Council. The appropriation for the Natural Resources Council is \$32,477 less than the executive budget of which \$16,408 is from the general fund and \$16,069 is from federal funds. The total appropriation to the federal aid coordinator is \$199,523 less than the executive budget, of which \$102,500 is from the general fund and \$97,023 is federal funds for the agencies consolidated under the federal aid coordinator which are the Office of Energy

Management, Office of Economic Opportunity, State Planning Division, and Special Projects Coordinator. This amendment also provides that during the 1979-81 biennium, the Legislative Council is to review the effect of the consolidation of these agencies into the federal aid coordinator office.

For the Senate	For the House
<i>[Signature]</i>	<i>[Signature]</i>
_____ Senator Meland	_____ Representative Marsden
_____ Senator Hanson	_____ Representative Eagles
_____ Refused to sign	_____ Refused to sign
_____ Senator Erdman	_____ Representative MUSHIK

Senate Bill No. 2460 was placed on the 7th order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Concurrent Resolution Bill No. 4015 has had the same under consideration and recommends: that the Senate accede to the House amendments

For the Senate	For the House
<i>[Signature]</i>	<i>[Signature]</i>
_____ Senator Holmberg	_____ Representative Swiontek
_____ refused to sign	_____ Representative Stenehjem
_____ Senator Iszler	_____ Representative Lardy
_____ Senator Lashkowitz	

Senate Concurrent Resolution No. 4015 Bill No. _____ was placed on the seventh order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1628 has had the same under consideration and recommends:

That the Senate recede from its amendments and that HB 1628 be amended as follows:

On page 1, line 18 after the word "fee" delete the word "in" and insert in lieu thereof the following: "of not less than ten dollars nor more than"

On page 1, line 19 delete the following: "the amount of"

On page 2, strike all of line 7

On page 3, line 3 after the word "sunrise" insert the following: ", and every farm tractor upon a highway within this state at any time from a half hour after sunset to a half hour before sunrise,"

On page 3, line 6 after the words "distance of" strike the words "five hundred" and insert in lieu thereof the words "one thousand"

And renumber the lines and pages accordingly

For the Senate
Kent Jones
 Sen. Jones
Alan Brown
 Sen. Brown
Jim Dotzler
 Sen. Dotzler

For the House
Bob Ruck
 Rep. Ruck
Stan Anderson
 Rep. Anderson
Allen Richard
 Rep. Richard

House Bill No. 1628 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Concurrent Resolution No. 3071 has had the same under consideration and recommends:

That the Senate recede from its amendments.

For the Senate
 Sen. Goodman *Goodman*
 Sen. Farrington *Farrington*
 Sen. Redlin *Redlin*

For the House
 Rep. Gackle *Gackle*
 Rep. Murphy *Murphy*
 Rep. Backes *Backes*

House Concurrent Resolution No. 3071 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

- Senate Bill No. 2003
- Senate Bill No. 2040
- Senate Bill No. 2252
- Senate Bill No. 2253
- Senate Bill No. 2269
- Senate Bill No. 2385
- Senate Bill No. 2404
- Senate Bill No. 2410
- Senate Bill No. 2411
- Senate Bill No. 2461

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 herewith the following:

- Senate Bill No. 2003
- Senate Bill No. 2040
- Senate Bill No. 2252
- Senate Bill No. 2253
- Senate Bill No. 2269
- Senate Bill No. 2385
- Senate Bill No. 2404
- Senate Bill No. 2410

Senate Bill No. 2411

Senate Bill No. 2461

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to Senate Bill No. 2150, and subsequently passed the same.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2486

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1007

House Bill No. 1011

House Bill No. 1029

House Bill No. 1048

House Bill No. 1168

House Bill No. 1221

House Bill No. 1384

House Bill No. 1399

House Bill No. 1405

House Bill No. 1447

House Bill No. 1605

House Bill No. 1631

House Bill No. 1694

House Bill No. 1695

House Concurrent Resolution No. 3090

House Concurrent Resolution No. 3092

House Concurrent Resolution No. 3095

House Concurrent Resolution No. 3096

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 return herewith the following, which the Senate has passed unchanged:

House Bill No. 1569

House Bill No. 1611

House Bill No. 1622

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1304

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following on which the Senate has adopted the conference committee report and subsequently passed:

Senate Bill No. 2405
Senate Bill No. 2412
Senate Bill No. 2455
Senate Bill No. 2463

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed as a new conference committee to act with a like committee from the House, on House Bill No. 1438:

Senator Cussons
Senator Albers
Senator Rait

LEO LEIDHOLM, Secretary

Senator Thane moved that the absent Senator be excused, which motion prevailed.

Senator Nething moved that at the conclusion of the 12th Order of Business, the Senate stand adjourned until 9:00 A.M., Wednesday, March 28, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

SIXTIETH DAY

Bismarck, March 28, 1979

The Senate convened at 9:00 A.M., with President Sanstead presiding.

The prayer was offered by Rev. John MacMullen, Pastor, First United Methodist Church, Mandan.

O God, Our Heavenly Father, this morning's snow is so white and looks so pure. It makes one wish we could be as white and as pure in our own selves. Everyone has sinned and fallen short of the Glory of God, but, Thank God, we can know forgiveness and be assured of it as we confess our sins to Thee, and here and now we do ask forgiveness and please cleanse our hearts from all wrong doing. We thank You for Your promise to forgive, we do confess and we accept forgiveness in Jesus Name. Thank You. And now, Lord, for the business of this day, please help each of us to be directed by Thy governance for truly that is the best for all of us. Bless each family represented here, and, again we ask You to bless our fair state and those who have the responsibility of deciding our future. We ask this in the Name of Our Savior and Lord, Jesus Christ. Amen.

The roll was called and all members were present except Senators Strand and Walsh.

A quorum was declared by the President.

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2487

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE BILL 2487

On page 1 of the engrossed bill, delete lines 8 through 21 and insert in lieu thereof the following section:

"SECTION 1. TRANSFER.) In the event that the unobligated balance in the general fund of the state as of the close of business on June 30, 1979, exceeds \$148,600,000.00, the Director of the Department of Accounts and Purchases on July 1, 1979, shall direct the State Treasurer to transfer from the general fund to the state capital construction fund the sum of \$10,730,000.00, or so much thereof as may be necessary or the amount by which the unobligated balance in the general fund on the close of business on June 30, 1979, exceeds \$148,600,000.00 whichever is less. In the event that the cash balance in the general fund on June 30, 1980, exceeds \$106,300,000.00, the Director of the Department of Accounts and Purchases on July 1, 1980, shall direct the State Treasurer to transfer from the general fund to the state capital construction fund that amount of funds in excess of \$106,300,000.00, or so much thereof as is necessary, for the projects listed in Section 2 of this Act for which funds were not transferred from the general fund to the

capital construction fund on July 1, 1979, or the amount by which the cash balance in the general fund on the close of business on June 30, 1980, exceeds \$106,300,000.00 whichever is less. Such funds shall be expended by the various agencies, departments and institutions for the construction or addition, remodeling and equipping of buildings in accordance with specific appropriations made by the Legislative Assembly in Section 2 of this Act."

On page 2 of the engrossed bill, delete lines 1 through 8.

And renumber the lines, pages and sections accordingly

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2003

Senate Bill No. 2040

Senate Bill No. 2252

Senate Bill No. 2253

Senate Bill No. 2269

Senate Bill No. 2385

Senate Bill No. 2404

Senate Bill No. 2410

Senate Bill No. 2411

Senate Bill No. 2461

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. 2003

Senate Bill No. 2040

Senate Bill No. 2252

Senate Bill No. 2253

Senate Bill No. 2269

Senate Bill No. 2385

Senate Bill No. 2404

Senate Bill No. 2410

Senate Bill No. 2411

Senate Bill No. 2461

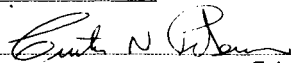
were

delivered to the

Governor

for his approval.

on March 28, 1979


 Senator Peterson

Chairman.

"GET NORTH DAKOTA PRODUCTS"

MESSAGES FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed:

- House Bill No. 1004
- House Bill No. 1005
- House Bill No. 1009
- House Bill No. 1024
- House Bill No. 1030

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House has reconsidered its action whereby the House did concur in the Senate amendments to House Bill No. 1360, and subsequently does not concur in the Senate amendments to House Bill No. 1360, and has appointed the following Conference Committee to meet with a like committee from the Senate:

- Rep. Martinson
- Rep. Conmy
- Rep. Meiers

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to transmit House Bill No. 1138 which the House has passed over the Governor's veto.

The vote on House Bill No. 1138 is:

- 68 Ayes
- 28 Nays
- 4 Absent, not voting

And your favorable consideration is requested.

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the conference committee report on:

Senate Bill No. 2125

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. 1046, and subsequently passed the same.

ROY GILBREATH, Chief Clerk

Report of Standing Committee

Mr. President: Your Committee on Industry, Business and Labor

to whom was referred Senate Bill No. 2488

Has had the same under consideration and recommends that the same

- do pass
- be indefinitely postponed
- be placed on calendar without recommendation

be amended as follows:

Charles Reiten
Senator Reiten Chairman

Senate Bill No. 2488 was placed on the Eleventh

MOTION

Senator Lips moved that the Senate do not concur in the House amendments to Senate Bill No. 2487, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2487:

- Senator Strinden
- Senator Melland
- Senator Erdman

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

Senator Smykowski moved that the Conference Committee Report on Senate Bill No. 2011 as printed on page 1828 of the Senate Journal be adopted, which motion prevailed.

Senator Smykowski moved that the rules be suspended, that Senate Bill No. 2011 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2011. — A Bill for an Act making an appropriation for defraying the expenses of the state penitentiary and various divisions thereof of the state of North Dakota; 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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER		●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	●
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	MUTCH		●	SCHIRADO		●	WRIGHT	
●			●	NAARDEN		●	SHIBLOW		●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed, the title was agreed to, and the emergency clause carried.

Senator Fritzell moved that the Conference Committee Report on Senate Bill No. 2016 as printed on page 1829 of the Senate Journal be adopted, which motion prevailed.

Senator Fritzell moved that the rules be suspended, that Senate Bill No. 2016 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2016. Educational Broadcasting Council — A Bill for an Act making an appropriation for defraying the expenses of the educational broadcasting council of the state of North Dakota.

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, 13; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS

● ALBERS	● ISZLER	● NETHING	● SOLBERG
● BARTH	● JACOBSON	● OLIN	● SORUM
● BERUBE	● JONES	● ORANGE	● STRAND
● CHRISTENSEN	● KRAUTER	● PETERSON	● STRINDEN
● CUSSONS	● LASHKOWITZ	● RAIT	● TALLACKSON
● DOTZENROD	● LEE	● REDLIN	● TENNEFOS
● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODGEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Thane moved that the Conference Committee Report on Senate Bill No. 2026 as printed on pages 1829-1830 of the Senate Journal be adopted, which motion prevailed.

Senator Thane moved that the rules be suspended, that Senate Bill No. 2026 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

Senate Bill No. 2026. Insurance Tax to Fire Departments — A Bill for an Act making an appropriation for the payment of insurance premium taxes to fire departments.

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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Thane moved that the Conference Committee Report on Senate Bill No. 2028 as printed on page 1830 of the Senate Journal be adopted, which motion prevailed.

Senator Thane moved that the rules be suspended, that Senate Bill No. 2028 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2028. Council on Arts and Humanities — A Bill for an Act making an appropriation for defraying the expenses of the council on arts and humanities of the State of North Dakota.

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, 44; nays, 4; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		

● ERDMAN	● LIPS	● REITEN	● THANE
● FARRINGTON	● LODDEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Strinden moved that the Conference Committee Report on Senate Bill No. 2031 as printed on pages 1831-1832 of the Senate Journal be adopted, which motion prevailed.

Senator Strinden moved that the rules be suspended, that Senate Bill No. 2031 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2031. Water Commission — A Bill for an Act making an appropriation for defraying the expenses of the water commission of the State of North Dakota.

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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that the Senate be on the 11th Order of Business, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2488 — A Bill for an Act to amend and reenact section 65-05-17 of the North Dakota Century Code, as amended by Senate Bill No. 2219 as approved by the Forty-sixth Legislative Assembly, relating to widows' death benefits under workmen's 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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

programs and the election to discontinue the mill levy for special education.

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, 45; nays, 2; absent and not voting, 3.

REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES		●	● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON		●	● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Sandness moved that the Conference Committee Report on Senate Bill No. 2057 as printed on page 1834 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the rules be suspended, that Senate Bill No. 2057 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2057. — A Bill for an Act to create and enact a new section of the North Dakota Century Code, relating to transportation costs to and from the San Haven state hospital; and to amend and reenact subsection 3 of section 25-04-05 of the North Dakota Century Code, relating to transportation costs to and from the Grafton state school.

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, 11; absent and not voting, 4.

REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER	●		● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES		●	● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODGEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH		●	● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Sandness moved that the Conference Committee Report on Senate Bill No. 2058 as printed on page 1835 of the Senate Journal be adopted, which motion prevailed.

Senator Sandness moved that the rules be suspended, that Senate Bill No. 2058 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2058. — A Bill for an Act to amend and reenact sections 25-06-04 and 25-07-04 of the North Dakota Century Code,

MESSAGES TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1007
House Bill No. 1011
House Bill No. 1029
House Bill No. 1048
House Bill No. 1168
House Bill No. 1221
House Bill No. 1384
House Bill No. 1399
House Bill No. 1405
House Bill No. 1447
House Bill No. 1605
House Bill No. 1631
House Bill No. 1694
House Bill No. 1695
House Concurrent Resolution No. 3090
House Concurrent Resolution No. 3092
House Concurrent Resolution No. 3095
House Concurrent Resolution No. 3096
Which the President has signed.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following on which the Senate has adopted the conference committee report and subsequently passed:

Senate Bill No. 2011
Senate Bill No. 2016
Senate Bill No. 2026
Senate Bill No. 2028
Senate Bill No. 2031
Senate Bill No. 2033
Senate Bill No. 2056
Senate Bill No. 2057
Senate Bill No. 2058
Senate Bill No. 2072
Senate Bill No. 2113

LEO LEIDHOLM, Secretary

MOTION

Senator Nething moved that House Bill No. 1138 be moved to the head of the calendar, which motion prevailed.

RECONSIDERATION OF A VETOED MEASURE
SECOND READING OF HOUSE BILLS

House Bill No. 1138. — A Bill for an Act to create and enact chapters 16.1-01, 16.1-04, 16.1-05, 16.1-06, 16.1-07, 16.1-08, 16.1-09, 16.1-10, 16.1-12, 16.1-13, 16.1-14, 16.1-15, and 16.1-16, and sections 16.1-11-03 through 16.1-11-24 and sections 16.1-11-26 through 16.1-11-34 of the North Dakota Century Code, relating to a new election code establishing qualifications for electors, initiative and referendum procedures, election offenses, the administration of elections, the establishment of voting precincts, the qualifications and duties of election officers, election supplies, ballots, electronic voting systems, and voting machines, absent voters' ballots, political contributions by corporations and associations, the disclosure of financial interests, corrupt practices, primary elections, nominations at the general election, the conduct of

elections, presidential electors, election returns, recounts, and contests; and to repeal chapters 16-01, 16-03, 16-05, 16-06, 16-08, 16-09, 16-10, 16-11, 16-12, 16-13, 16-14, 16-15, 16-16, 16-18, 16-20, 16-21, 16-21.1, 16-22, and sections 16-04-02, 16-04-02.1, 16-04-03, 16-04-04, 16-04-05, 16-04-06, 16-04-07, 16-04-08, 16-04-09, 16-04-10, 16-04-12, 16-04-13, 16-04-15.1, 16-04-15.2, 16-04-16, 16-04-17, 16-04-18, 16-04-19, 16-04-21, 16-04-25, 16-04-26, 16-04-27, 16-04-28, 16-04-29, 16-04-30, 16-04-31, 16-04-32, 16-04-33, 16-04-34, 16-04-35, 16-04-36, 16-07-01, 16-07-02, 16-07-03, 16-07-04, 16-07-05, 16-07-06, 16-07-07, 16-07-08, 16-07-09, 16-17-10, and 16-17-12 of the North Dakota Century Code, relating to general election provisions, individual nominations, primary elections, nominations for office, general and special elections, the no-party ballot, the establishment of precincts and voting places, election officers and supplies, the conduct of elections, returns and contests of elections, voting by new residents, absent voters' ballots, corrupt practices, voting machines, electronic voting systems, and the disclosure of financial interest.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas, 34; nays, 15; absent and not voting, 1.

NORTH DAKOTA SENATE														
REGULAR SESSION						ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
●			●	●		●			●					
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House Bill No. 1032
 House Bill No. 1198
 House Bill No. 1209
 House Bill No. 1519
 House Bill No. 1645

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. 2487:

Rep. Unhjem
 Rep. R. Hausauer
 Rep. Fleming

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. 1304.

And the Speaker has appointed as a conference committee to act with a like committee from the Senate on House Bill No. 1304:

Rep. Martinson
 Rep. Scofield
 Rep. Brokaw

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the majority conference committee report and subsequently passed:

House Bill No. 1257

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed:

House Bill No. 1002
 House Bill No. 1033
 House Bill No. 1056
 House Bill No. 1067
 House Bill No. 1402
 House Bill No. 1639

ROY GILBREATH, Chief Clerk

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return House Bill No. 1138 which the Senate has passed over the Governor's veto.

The vote on House Bill No. 1138 is: ayes, 34; nays, 15; absent and not voting, 1.

LEO LEIDHOLM, Secretary

Senator Nething moved that the Senate recess until 11:30 A.M., which motion prevailed.

The Senate reconvened, pursuant to recess taken, with President Sanstead presiding.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

Senator Roen moved that the Conference Committee Report on Senate Bill No. 2297 as printed on page 1842 of the Senate Journal be adopted, which motion prevailed.

Senate Bill No. 2430 as printed on page 1791 of the Senate Journal be adopted, which motion lost on a division vote.

Senator Lodoen moved that the conference committee on Senate Bill No. 2430 be discharged, and that a new conference committee be appointed on Senate Bill No. 2430, which motion prevailed.

The President appointed as a new conference committee on Senate Bill No. 2430:

- Senator Lodoen
- Senator Reiten
- Senator Shablow

Senator Tennesfos moved that the Conference Committee Report on Senate Bill No. 2438 as printed on pages 1845-1848 of the Senate Journal be adopted, which motion prevailed.

Senator Tennesfos moved that the rules be suspended, that Senate Bill No. 2438 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senator Tennesfos moved that the Senate reconsider the action whereby the conference committee report on Senate Bill No. 2438 was adopted, which motion prevailed.

Senator Tennesfos moved that Senate Bill 2438 be re-referred back to the conference committee, which motion prevailed.

Senator Melland moved that the Conference Committee report on Senate Bill No. 2460 as printed on pages 1848-1850 of the Senate Journal be adopted.

Senator Hoffner requested a recorded roll call vote on the motion to adopt the conference committee report on Senate Bill No. 2460, which request was granted.

ROLL CALL

The question being on the motion to adopt the conference committee report on Senate Bill No. 2460, the roll was called and there were ayes, 35; nays, 13; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
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●	CHRISTENSEN			KRAUTER	●	●	PETERSON		●	STRINDEN	
●	CUSSONS		●	LASHKOWITZ		●	RAIT	●	●	TALLACKSON	●
●	DOTZENROD	●	●	LEE		●	REDLIN	●	●	TENNEFOS	
●	ERDMAN	●	●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER	
●	FRTZELL		●	MELLAND		●	SANDNESS		●	WALSH	●
●	GOODMAN		●	MILLER		●	SANDS	●	●	WENSTROM	
●	HANSON		●	MUTCH	●	●	SCHIRADO		●	WRIGHT	
●	HOFFNER	●	●	NAADEN		●	SHABLOW	●	●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI				

The conference committee report was adopted.

Senator Melland moved that the rules be suspended, that Senate Bill No. 2460 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2460. — A Bill for an Act to establish the office of federal aid coordinator and to provide for the powers and duties of that office and the assumption of the responsibilities of the division of economic opportunity, the state planning division, the office of energy management, and the special projects coordinator; to amend and reenact subsection 3 of section 20.1-02-17.1, and sections 20.1-02-18.1, 23-11-30, 23-18.2-27, 54-01-05.4, 54-01.1-08, 54-40.1-01, subsection 2 of section 54-40.1-02, and subsection 6 of section 54-40.1-04 of the North Dakota Century Code, relating to various responsibilities of the federal aid

Senator Lodoen
 Senator Reiten
 Senator Shablow

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following on which the Senate has adopted the conference committee report and subsequently passed:

Senate Bill No. 2297
 Senate Bill No. 2310
 Senate Bill No. 2367
 Senate Bill No. 2383

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. 1304:
 Senator Jones
 Senator Albers
 Senator Rait
 House Bill No. 1360:
 Senator Christensen
 Senator Cussons
 Senator Miller

LEO LEIDHOLM, Secretary

MOTION

Senator Nothing moved that the Senate request the return of House Bill No. 1384, which motion prevailed.

MESSAGE TO THE HOUSE

House Chamber

Mr. Speaker: I have the honor to inform you that the Senate respectfully requests the return of House Bill No. 1384.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return House Bill No. 1384, which the Senate has requested.

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on House Bill No. 1550.

And the Speaker has appointed as a new conference committee on House Bill No. 1550:

Rep. A. Hausauer
 Rep. Timm
 Rep. Weber

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 Senate Bill No. 2430:

Rep. Kretschmar
 Rep. Conmy
 Rep. Kelly

ROY GILBREATH, Chief Clerk

WEDNESDAY, MARCH 28, 1979

1873

PRESENTATION OF
PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on March 27, 1979, I signed the following Senate Bills:

Senate Bill No. 2018
Senate Bill No. 2046
Senate Bill No. 2099
Senate Bill No. 2109
Senate Bill No. 2313
Senate Bill No. 2316
Senate Bill No. 2364
Senate Bill No. 2379
Senate Bill No. 2413
Senate Bill No. 2452
Senate Bill No. 2485

Sincerely yours,
ARTHUR A. LINK
Governor

Report of Conference Committees

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2001 has had the same under

consideration and recommends:

That the House recede from its amendments and that reengrossed Senate Bill No. 2001 be amended as follows:

- On page 2 of the reengrossed bill, line 22, delete the numerals "480,100" and insert in lieu thereof the numerals "489,658"
- On page 2 of the reengrossed bill, after line 26, insert the following line:
- "Election law administration 177,000"
- On page 2 of the reengrossed bill, line 28, delete the numerals "579,144" and insert in lieu thereof the numerals "765,702"
- On page 3 of the reengrossed bill, after line 17, insert the following line:
- "Gambling enforcement 142,750"
- On page 3 of the reengrossed bill, line 20, delete the numerals "2,861,561" and insert in lieu thereof the numerals "3,004,311"
- On page 3 of the reengrossed bill, line 22, delete the numerals "2,548,656" and insert in lieu thereof the numerals "2,691,406"
- On page 4 of the reengrossed bill, line 7, delete the numerals "4,003,979" and insert in lieu thereof the numerals "4,095,209"
- On page 4 of the reengrossed bill, line 8, delete the numerals "737,249" and insert in lieu thereof the numerals "777,749"

- On page 4 of the reengrossed bill, line 12, delete the numerals "17,070" and insert in lieu thereof the numerals "20,773"
- On page 4 of the reengrossed bill, line 13, delete the numerals "5,788,435" and insert in lieu thereof the numerals "5,923,868"
- On page 4 of the reengrossed bill, line 16, delete the numerals "544,624" and insert in lieu thereof the numerals "553,124"
- On page 4 of the reengrossed bill, line 21, delete the numerals "654,785" and insert in lieu thereof the numerals "663,285"
- On page 5 of the reengrossed bill, line 2, underscore the numerals "50,000"
- On page 5 of the reengrossed bill, delete line 3
- On page 5 of the reengrossed bill, line 4, delete the numerals "5,663,771" and insert in lieu thereof the numerals "3,653,771"
- On page 5 of the reengrossed bill, line 5, delete the numerals "2,090,611" and insert in lieu thereof the numerals "380,611"
- On page 5 of the reengrossed bill, line 6, delete the numerals "3,573,160" and insert in lieu thereof the numerals "3,273,160"
- On page 5 of the reengrossed bill, line 9, delete the numerals "1,071,511" and insert in lieu thereof the numerals "1,100,950"
- On page 5 of the reengrossed bill, line 10, delete the numerals "481,350" and insert in lieu thereof the numerals "516,350"
- On page 5 of the reengrossed bill, line 13, delete the numerals "1,609,676" and insert in lieu thereof the numerals "1,674,115"
- On page 5 of the reengrossed bill, line 15, delete the numerals "1,478,657" and insert in lieu thereof the numerals "1,543,096"
- On page 6 of the reengrossed bill, line 17, delete the numerals "19,070,398" and insert in lieu thereof the numerals "19,608,078"
- On page 6 of the reengrossed bill, line 19, delete the numerals "22,010,838" and insert in lieu thereof the numerals "22,548,518"
- On page 7 of the reengrossed bill, line 10, delete the following:
"July 1, 1979," and insert in lieu thereof the words "the effective date of this Act"
- On page 8 of the reengrossed bill, after line 14, insert the following section:

"SECTION 10. APPROPRIATION - HIGHWAY DEPARTMENT.) There is hereby appropriated out of any moneys in the general fund of the state treasury, not otherwise appropriated, the sum of \$300,000.00, or so much thereof as may be necessary, and \$1,710,000.00 of federal funds, or so much thereof as may be necessary, to the state highway department for the purpose of providing financial assistance for the continuation of operations and maintenance of any railroad within the state as provided for in the Railroad Revitalization and Regulatory Reform Act of 1976, or other federal legislation, and in accordance with the provisions of House Bill No. 1103 passed by the forty-sixth legislative assembly. The highway department shall make grants of financial assistance pursuant to this appropriation only after such grants have been approved by the public service commission."

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Secretary of State

This amendment increases the salaries and wages of the Secretary of State by \$9,558 to provide funds to upgrade several employees in the Secretary of State's office. Also, a line item of \$177,000 is added to provide funds for administration of the state's election laws pursuant to the provisions of House Bill No. 1138. This amount is to be used at the discretion of the Secretary of State.

Attorney General

A line item of \$142,750 is added to the Attorney General's appropriation to be used at the discretion of the Attorney General for enforcement of the state's gambling laws.

Tax Commissioner

Increases salaries and wages of the Tax Commissioner by \$91,230 to restore funding for three corporate tax auditors which were deleted by the Senate. The fees and services line item is increased \$40,500 and equipment is increased \$3,703 for costs related to the three positions.

Insurance Commissioner

Salaries and wages are increased \$8,500 to add \$2,500 because of expected reclassification of an employee; and to add \$6,000 to upgrade certain employees above the minimum of their classification. The Insurance Commissioner's appropriation includes sufficient funds to maintain current staff levels.

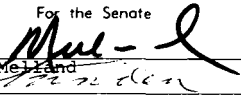
It is the intent of the Legislative Assembly that the State Auditor contract with a person or firm having expertise in insurance operations to conduct the expanded scope portion of the audit of the operations of the Insurance Commissioner.

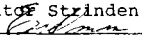
Public Service Commission

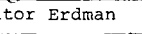
This amendment deletes the \$300,000 general fund appropriation and \$1,710,000 federal fund appropriation for railroad assistance from the Public Service Commission appropriation. Such funds are appropriated to the Highway Department in a separate section of this Act.

Agriculture Commissioner

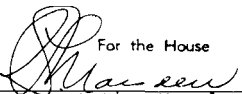
This amendment increases salaries and wages by \$29,439 from the Senate version by adding \$23,118 for a final adjustment to provide adequate funds for 6.5 percent annual salary increases over current salaries based on recent revisions to the salary base and for adequate fringe benefits and by adding \$6,321 to correct the executive budget. Fees and services is increased by \$35,000 for travel for dairy inspectors and for dairy inspection contract fees.

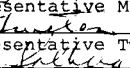
For the Senate


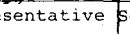
Senator Melstrand


Senator Strinden


Senator Erdman

For the House


Representative Marsden


Representative Tweten


Representative Solberg

Senate Bill No. 2001 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2008 has had the same under consideration and recommends:

That the House recede from its amendments and that Senate Bill No. 2008 be amended as follows:

- On page 1 of the engrossed bill, line 18, delete the numerals "1,941,111" and insert in lieu thereof the numerals "1,943,461"
- On page 1 of the engrossed bill, line 19, delete the numerals "358,813" and insert in lieu thereof the numerals "343,105"
- On page 1 of the engrossed bill, line 22, delete the numerals "2,633,087" and insert in lieu thereof the numerals "2,619,729"
- On page 2 of the engrossed bill, line 2, delete the numerals "2,273,453" and insert in lieu thereof the numerals "2,260,095"
- On page 2 of the engrossed bill, line 5, delete the numerals "1,109,017" and insert in lieu thereof the numerals "1,111,287"
- On page 2 of the engrossed bill, line 6, delete the numerals "285,096" and insert in lieu thereof the numerals "273,509"
- On page 2 of the engrossed bill, line 9, delete the numerals "1,588,828" and insert in lieu thereof the numerals "1,579,511"
- On page 2 of the engrossed bill, line 11, delete the numerals "1,262,433" and insert in lieu thereof the numerals "1,253,116"
- On page 2 of the engrossed bill, line 12, delete the numerals "3,535,886" and insert in lieu thereof the numerals "3,513,211"
- On page 2 of the engrossed bill, line 14, delete the numerals "4,221,915" and insert in lieu thereof the numerals "4,199,240"


And renumber the lines and pages accordingly

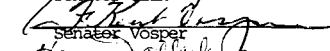
STATEMENT OF PURPOSE OF AMENDMENT:

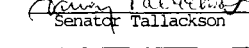
Increase salaries and wages at the School for the Deaf by \$2,350 and at the School for the Blind by \$2,270 to allow for the reclassification of institutional support workers. The reclassifications have been recommended by the Central Personnel Division.

The operating expenses line item at the School for the Deaf is decreased by \$15,708 and at the School for the Blind is decreased by \$11,587. These amounts were included in the respective budgets for transportation expenses for students; however, those expenses are now to be provided for in Senate Bill No. 2058.

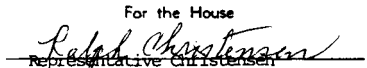
For the Senate


 Senator O'Neil

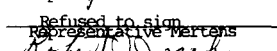

 Senator Vosper

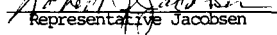

 Senator Tallackson

For the House


 Representative Christensen

Refused to sign


 Representative Mertens


 Representative Jacobsen

prevailed.

Senate Bill No. 2008 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred

Senate Bill No. 2484 has had the same under

consideration and recommends:

That the Senate accede to the House amendments

For the Senate

 Senator Farrington

 Senator Woodman

 Senator Redlin

For the House

 Representative Hausauer

 Representative Gackis

 Representative Riehl

Senate Bill No. 2484 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1004 has had the same under

consideration and recommends:

That the Senate recede from its amendments and that reengrossed House Bill No. 1004 be amended as follows:

On page 1 of the reengrossed bill, line 17, delete the numerals "589,794" and insert in lieu thereof the numerals "665,516"

On page 1 of the reengrossed bill, line 18, delete the numerals "117,668" and insert in lieu thereof the numerals "130,579"

On page 1 of the reengrossed bill, after line 18, insert the following line:

"Data processing 13,388"

On page 1 of the reengrossed bill, line 19, delete the numerals "3,125" and insert in lieu thereof the numerals "4,450"

On page 1 of the reengrossed bill, after line 19, insert the following lines:

"Land, structures, and major improvements 543,300
 Grants, benefits, and claims 910,000"

On page 1 of the reengrossed bill, after line 22, insert the following lines:

"Total all funds \$4,177,324
 Less estimated income 969,300"

On page 2 of the reengrossed bill, line 1, delete the numerals "2,620,678" and insert in lieu thereof the numerals "3,208,024"

On page 2 of the reengrossed bill, delete lines 2 through 11

On page 2 of the reengrossed bill, line 18, delete the numerals "2,389,200" and insert in lieu thereof the numerals "2,684,414"

On page 2 of the reengrossed bill, line 19, delete the numerals "2,389,200" and insert in lieu thereof the numerals "2,684,414"

On page 2 of the reengrossed bill, line 20, delete the numerals "6,447,224" and insert in lieu thereof the numerals "6,742,438"

On page 2 of the reengrossed bill, line 21, delete the numerals "426,000" and insert in lieu thereof the numerals "969,300"

On page 2 of the reengrossed bill, line 22, delete the numerals "6,873,224" and insert in lieu thereof the numerals "7,711,738"

On page 2 of the reengrossed bill, after line 22, insert the following section:

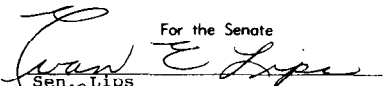
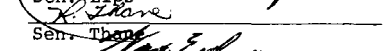
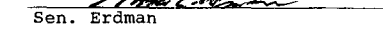
"SECTION 2. VIETNAM BONUS FUND - TRANSFER.) The state treasurer and the director of the department of accounts and purchases upon the request of the board of higher education during the biennium beginning July 1, 1979, and ending June 30, 1981, shall transfer \$543,300.00 from the Vietnam bonus fund in the state treasury, or so much thereof as may be necessary, to the board of higher education for projects to make buildings and other structures more accessible to the handicapped at the institutions under its control. This \$543,300.00 is specifically appropriated in the land, structures, and major improvements line item. It is the intent of the legislative assembly that the sum of \$100,000.00, or so much thereof as may be necessary, included in the line item for land, structures, and major improvements in section 1 of this Act be expended to meet the federal requirements for handicapped accessibility in the restoration of Oxford House on the campus of the university of North Dakota."

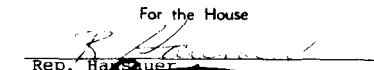


And renumber the lines, subdivisions, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment adds \$543,300 to the Board of Higher Education appropriation in the land, structures, and major improvements line item for building improvements to provide for handicapped accessibility at the state colleges and universities. These funds were previously included in House Bill No. 1005 of which \$443,300 was in the UND appropriation and \$100,000 in the North Dakota State School of Science appropriation. It is the intent of the Legislative Assembly that \$100,000, or so much thereof as may be necessary, of the total \$543,300 be expended to meet federal requirements for handicapped accessibility in the restoration of Oxford House on the campus of the University of North Dakota.

This amendment increases the reciprocal agreements line by \$295,214. It also incorporates the moneys appropriated for the student financial assistance agency within the line items of the Board of Higher Education appropriation.

For the Senate

 Sen. Lips

 Sen. Thoms

 Sen. Erdman

For the House

 Rep. Hartman

 Rep. Peterson

 Rep. Opedahl

House Bill No. 1004 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1005 has had the same under

consideration and recommends:

That the Senate recede from its amendments and that engrossed House Bill No. 1005 be amended as follows:

- On page 1 of the engrossed bill, line 20, delete the numerals "11,053,499" and insert in lieu thereof the numerals "10,610,199"
- On page 1 of the engrossed bill, line 21, delete the numerals "38,153,973" and insert in lieu thereof the numerals "38,597,273"
- On page 1 of the engrossed bill, line 22, delete the numerals "2,726,800" and insert in lieu thereof the numerals "2,183,500"

- On page 2 of the engrossed bill, line 1, delete the numerals "40,880,773" and insert in lieu thereof the numerals "40,780,773"
- On page 2 of the engrossed bill, line 19, delete the numerals "1,388,837" and insert in lieu thereof the numerals "1,633,655"
- On page 2 of the engrossed bill, line 20, delete the numerals "36,228,723" and insert in lieu thereof the numerals "36,473,541"
- On page 2 of the engrossed bill, line 26, delete the numerals "3,692,193" and insert in lieu thereof the numerals "3,592,193"
- On page 2 of the engrossed bill, line 27, delete the numerals "13,806,000" and insert in lieu thereof the numerals "13,906,000"
- On page 2 of the engrossed bill, line 28, delete the numerals "1,178,955" and insert in lieu thereof the numerals "1,078,955"
- On page 3 of the engrossed bill, line 18, delete the numerals "3,355,179" and insert in lieu thereof the numerals "3,155,179"
- On page 3 of the engrossed bill, line 19, delete the numerals "9,197,892" and insert in lieu thereof the numerals "9,397,892"
- On page 3 of the engrossed bill, delete line 20
- On page 3 of the engrossed bill, line 21, delete the numerals "499,100" and insert in lieu thereof the numerals "799,100"
- On page 3 of the engrossed bill, line 22, delete the numerals "9,996,992" and insert in lieu thereof the numerals "10,196,992"
- On page 4 of the engrossed bill, line 28, delete the numerals "135,672,859" and insert in lieu thereof the numerals "136,017,677"
- On page 4 of the engrossed bill, line 29, delete the numerals "63,435,692" and insert in lieu thereof the numerals "62,692,392"
- On page 4 of the engrossed bill, line 30, delete the numerals "199,108,551" and insert in lieu thereof the numerals "198,710,069"
- On page 6 of the engrossed bill, line 2, delete the numerals "\$300,000.00" and insert in lieu thereof the numerals "\$100,000.00"
- On page 6 of the engrossed bill, line 3, delete the words "for seating for" and insert in lieu thereof the words "to be used towards completion of"
- On page 6 of the engrossed bill, line 5, delete the words "a special" and insert in lieu thereof the words "the land, structures, and major improvements"
- On page 6 of the engrossed bill, delete line 10
- On page 6 of the engrossed bill, line 11, delete the words "Minot state college"
- On page 6 of the engrossed bill, line 13, delete the words "provide seating for the" and insert in lieu thereof the words "be used towards completion of the physical education activities"
- On page 6 of the engrossed bill, delete lines 15 through 28
- And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

University of North Dakota

The amendment decreases land, structures, and major improvements and estimated income by \$443,300 for building improvements for handicapped accessibility. It also decreases land, structures, and major improvements by \$100,000 in general fund moneys for restoration of the Oxford House.

The moneys for handicapped accessibility projects have been added to the Board of Higher Education appropriation in House Bill No. 1004. Section 8 of the engrossed bill relating to the transfer of Vietnam bonus funds to the institutions of higher education for the handicapped accessibility projects is deleted by this amendment.

North Dakota State University

The land, structures, and major improvements line item is increased by \$244,818 as follows:

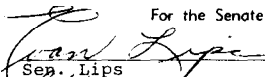
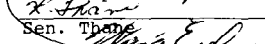
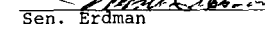
\$109,518 - Complete phase I of Morrill Hall remodeling
 35,300 - Phase III of the old fieldhouse remodeling
 100,000 - Central control system to monitor heating system
 \$244,818 - Total

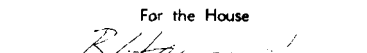
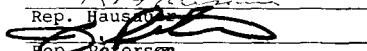
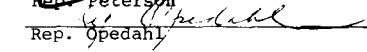
State School of Science

This amendment reduces land, structures, and major improvements and estimated income by \$100,000 for handicapped accessibility projects since amount for handicapped accessibility projects are appropriated to the Board of Higher Education in House Bill No. 1004.

North State College

This amendment provides a \$200,000 general fund appropriation and a \$100,000 appropriation from the Vietnam bonus fund towards completion of the physical education activities center. Such funds are included in the land, structures, and major improvements line item.

For the Senate

 Sen. Lips

 Sen. Thane

 Sen. Erdman

For the House

 Rep. Hausman

 Rep. Peterson

 Rep. Opedahl

House Bill No. 1005 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1024 has had the same under consideration and recommends:

That the Senate recede from its amendments and that engrossed House Bill No. 1024 be amended as follows:

On page 1 of the engrossed bill, line 1, after the word "the" insert the word "premium"

On page 1 of the engrossed bill, line 3, after the word "Dakota" insert the following: "; and to amend section 4-02.1-18 of the North Dakota Century Code, relating to audits of the state fair association"

On page 1 of the engrossed bill, line 8, delete the following: "and from special funds derived from"

On page 1 of the engrossed bill, line 9, delete the words and comma "federal funds and/or other income," and delete the numerals "1,893,900" and insert in lieu thereof the numerals "165,000"

On page 1 of the engrossed bill, line 11, after the third word "the" insert the word "premium"

On page 1 of the engrossed bill, line 13, after the numerals "1981" insert a period and delete the following: ", as follows:"

On page 1 of the engrossed bill, delete lines 14 through 21

On page 2 of the engrossed bill, delete lines 1 through 7

On page 2 of the engrossed bill, after line 15, insert the following section:

"SECTION 2. AMENDMENT.) Section 4-02.1-18 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

4-02.1-18. STATE AUDITOR TO EXAMINE RECORDS-AND-ACCOUNTS PREMIUMS - CERTIFIED AUDIT OF STATE FAIR ASSOCIATION.) It shall be the duty of the state auditor to ~~annually-examine-the-records and-accounts-of~~ biennially audit the general fund moneys appropriated to the North Dakota State Fair Association and to report thereon to the governor and to the legislative audit and fiscal review committee. The State Fair Association shall submit annually to the governor and the legislative audit and fiscal review committee an audit report prepared by a certified public accountant based upon an audit of all records and accounts of the association."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment deletes the special fund moneys from the State Fair Association appropriation and appropriates only general fund moneys for premiums in the amount of \$165,000. It also amends the North Dakota Century Code relating to the audits required of the State Fair Association. It is the intent of the Legislative Assembly to allow more flexibility in the operation of the State Fair. However, the Legislative Assembly does not intend to restrict the State Fair Association from requesting state support in future years for other expenditures of the State Fair Association.

For the Senate

For the House

Sen. Thane
Sen. Naaden
Sen. Walsh

Rep. Peterson
Rep. Opedahl
Rep. Hausauer

House Bill No. 1024 was placed on the Seventh

order of business on the calendar for the succeeding legislative day.

Mr. President Your Conference Committee to whom was refer-

red House Bill No. 1030 has had the same under

consideration and recommends:

The Senate recede from their amendments and that the bill be further amended as follows:

On page 1, line 11, delete the numerals "484,222" and insert in lieu thereof the numerals "468,967"

On page 1, line 18, delete the numerals "134,655" and insert in lieu thereof the numerals "119,400"

On page 1, line 20, delete the numerals "484,222" and insert in lieu thereof the numerals "468,967"

On page 1, line 22, delete the numerals "210,596" and insert in lieu thereof the numerals "195,341"

For the Senate
James Smykowski
 Sen. Smykowski
Sen. Hanson
 Sen. Hanson
Glenn Walsh
 Sen. Walsh

For the House
Walter Eagles
 Rep. Eagles
Edmund Thorsgard
 Rep. Thorsgard
 (Will not sign)
 Rep. Fleming

House Bill No. 1030 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1056 has had the same under consideration and recommends:

That the Senate recede from its amendments and that HB 1056 be amended as follows:

- On page 1 of the reengrossed bill, line 1, delete the words "set forth legislative intent covering any"
- On page 1 of the reengrossed bill, delete lines 2 through 9 and insert in lieu thereof the word "amend"
- On page 1 of the reengrossed bill, line 11, delete the following: "subsections 2 and 3 of section 15-40.1-06, sections"
- On page 1 of the reengrossed bill, line 13, after the numerals and comma "15-40.2-10," insert the numerals and commas "15-45-01, 15-45-02,"
- On page 1 of the reengrossed bill, line 14, after the numerals "15-47-16," insert the word "and" and on the same line after the numerals "15-59-06" delete the following: ", and 15-59.1-05"
- On page 1 of the reengrossed bill, line 15, after the word "to" insert the following: "state support for public kindergarten programs, and to"
- On page 1 of the reengrossed bill, line 16, delete the following: "; to repeal subdivision b of" and insert in lieu thereof the following: "and to the establishment, length, and funding of kindergarten programs."
- On page 1 of the reengrossed bill, delete lines 17 through 19
- On page 2 of the reengrossed bill, delete lines 1 through 28
- On page 6 of the reengrossed bill, line 28, strike through the following: ", and the balance shall be paid" and immediately thereafter insert a semicolon ";"

On page 6 of the reengrossed bill, line 29, after the word "first" insert the following new language: "payments equal to one-eighth of the total payments shall be made to each respective school district; and the balance shall be paid on or before May 1"

On page 6 of the reengrossed bill, delete lines 30 through 35

On page 7 of the reengrossed bill, delete lines 1 through 35

On page 8 of the reengrossed bill, delete lines 1 through 21

On page 9 of the reengrossed bill, line 29, delete the words "average annual"

On page 9 of the reengrossed bill, line 30, delete the strike-through over the word "in", delete the words "for" and "three", delete the strike-through over the word "year", and delete the word "years"

On page 13 of the reengrossed bill, line 12, delete the numerals ".25" and insert in lieu thereof the numerals ".49"

On page 13 of the reengrossed bill, line 18, after the period insert the following: "The full per-pupil payment shall be made only to those kindergarten programs providing the equivalent of ninety full days of classroom instruction during any twelve-month period. Programs providing shorter periods of instruction during the same time period shall receive a proportionately smaller per-pupil payment."

On page 13 of the reengrossed bill, line 21, delete the word "average"

On page 13 of the reengrossed bill, line 22, delete the word "annual", delete the strike-through over the word "in", and delete the words "for" and "three"

On page 13 of the reengrossed bill, line 23, delete the strike-through over the word "year", and delete the word "years"

On page 18 of the reengrossed bill, line 27, strike the word "COOPERATIVE" and insert in lieu thereof the word "CERTAIN"

On page 18 of the reengrossed bill, line 28, after the word "EDUCATION" insert the following: "AND SPECIAL EDUCATION"

On page 18 of the reengrossed bill, line 34, after the period insert the following new language: "Similar payments shall be paid to the school districts transporting pupils for special education programs approved by the superintendent of public instruction."

On page 21 of the reengrossed bill, line 8, after the second comma strike through the word "it" and insert in lieu thereof the following: "the committee may approve or disapprove the application. Upon approval, the committee"

On page 21 of the reengrossed bill, line 21, after the comma strike through the word "it" and insert in lieu thereof the following: "the committee may approve or disapprove the application. Upon approval, the committee"

On page 23 of the reengrossed bill, after line 7 insert the following:
 "SECTION 15. AMENDMENT.) Section 15-45-01 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-45-01. ESTABLISHING KINDERGARTENS - ELECTION ON MILL LEVY.) The school board of any school district may, upon its own motion, establish free public kindergartens in connection with the public schools of the district for the instruction of resident children below school age during the regular school term. A school board which establishes free kindergartens may submit the question of providing for an annual levy sufficient to finance such kindergartens to the electors of the school district at the next annual or special school election. If a majority of the votes cast on the proposal favor the mill levy, the board shall levy such tax until the kindergartens are discontinued as provided in this chapter or until the board determines a levy is no longer necessary. Such levy shall be over and above any mill levy limitations provided by law. On a petition signed by electors of the school district comprising at least five percent of the number of persons enumerated in the school census for that

district for the most recent year such census was taken, but in no case less than twenty-five electors, the school board must submit the question of establishing a kindergarten program at the next annual or special school election. Whenever the question of establishing a kindergarten program is placed upon the ballot by petition, the board shall also place on that same ballot the question of providing for an annual levy sufficient to finance such program. Both proposals must be approved by a majority of the votes cast on each before either may take effect. After the kindergarten program is established, the board shall levy such tax until the program is discontinued as provided in this chapter or until the board determines a levy is no longer necessary. Such levy shall be over and above any mill levy limitations provided by law.

SECTION 16. AMENDMENT.) Section 15-45-02 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-45-02. KINDERGARTEN CURRICULUM - RULES AND REGULATIONS - LENGTH OF KINDERGARTEN TERM.) The school board shall establish a curriculum for kindergarten and such other rules and regulations governing the kindergartens as it may deem best, and shall govern them, so far as practicable, in the manner and by the officers provided by law for the government of other public schools. All kindergartens shall provide at least one-hundred-eighty-half-days six weeks of classroom instruction or but not more than the equivalent of ninety full days of classroom instruction during each school year any twelve-month period. The school board shall determine whether kindergarten shall be provided on a half-day or a full-day basis."

On page 24 of the reengrossed bill, line 17, strike-through the words "one and one-half" and insert "three"

On page 24 of the reengrossed bill, line 20, strike-through the word "two" and insert "four"

On page 24 of the reengrossed bill, delete lines 24 through 35

On page 25 of the reengrossed bill, delete lines 1 through 16

And renumber the lines, pages and sections accordingly

For the Senate

 Sen. Nelson

 Sen. Sandness

 Sen. Dotzenrod

For the House

 Rep. Knudson

 Rep. Schindler

 Rep. Tinjum

House Bill No. 1056 was placed on the 7th order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1067 has had the same under consideration and recommends:

That the House accede with the Senate amendments and recommends that House Bill 1067 be further amended as follows:
 On page 2, line 14 of the engrossed bill delete the second word "two" and insert in lieu thereof the word "three" and renumber the lines accordingly

For the Senate For the House
 Sen. Iszler _____ Rep. Winkler _____
 Sen. Sande _____ Rep. Richie _____
 Sen. Schirado _____ Rep. Lardy _____

House Bill No. 1067 was placed on the 7th order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1198 has had the same under consideration and recommends:

That the Senate recede from its amendments and that HB 1198 be amended as follows:

On page 1 of the engrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide for the award of damages for harm caused by activities associated with the exploration for, the development, and production of oil and gas."

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:
 SECTION 1. LEGISLATIVE FINDINGS.) The legislative assembly finds the following:
 1. It is necessary to exercise the police power of the state to protect the public welfare of North Dakota

JOURNAL OF THE SENATE

which is largely dependent on agriculture, and to protect the economic well-being of individuals engaged in agricultural production.

2. Exploration for and development of oil and gas reserves in this state interferes with the use, agricultural or otherwise, of the surface of certain land.
3. Owners of the surface estate and other persons should be justly compensated for injury to their persons or property and interference with the use of their property occasioned by oil and gas development.

SECTION 2. PURPOSE AND INTERPRETATION.) It is the purpose of this Act to provide the maximum amount of constitutionally permissible protection to surface owners and other persons from the undesirable effects of development of minerals. This Act is to be interpreted in light of the legislative intent expressed herein. Sections 4 and 5 of this Act shall be interpreted to benefit surface owners, regardless of whether the mineral estate was separated from the surface estate and regardless of who executed the document which gave the mineral developer the right to conduct drilling operations on the land. Sections 6 through 10 of this Act shall be interpreted to benefit all persons.

SECTION 3. DEFINITIONS.) In this Act, unless the context or subject matter otherwise requires:

1. "Agricultural production" means the production of any growing grass or crop attached to the surface of the land, whether or not the grass or crop is to be sold commercially, and the production of any farm animals, whether or not the animals are to be sold commercially.
2. "Drilling operations" means the exploration for or drilling of an oil and gas well which requires entry upon the surface estate and was commenced subsequent to June 30, 1979, and the production operations ensuing therefrom.
3. "Mineral developer" means the person who acquires the mineral estate or lease for the purpose of extracting or using the minerals for nonagricultural purposes.
4. "Mineral estate" means an estate in or ownership of all or part of the minerals underlying a specified tract of land.
5. "Minerals" means oil and gas.
6. "Surface estate" means an estate in or ownership of the surface of a particular tract of land.
7. "Surface owner" means the person who has possession of the surface of the land either as an owner or as a tenant.

SECTION 4. SURFACE DAMAGE AND DISRUPTION PAYMENTS.) The mineral developer shall pay the surface owner a sum of money equal to the amount of damages sustained by the surface owner for loss of agricultural production and income, lost land value, and lost value of improvements caused by drilling operations. The amount of damages may be determined by any formula mutually agreeable between the surface owner and the mineral developer. When determining damages, consideration shall be given to the period of time during which the loss occurs and the surface owner may elect to be paid damages in annual installments over a period of time; except that the surface owner shall be compensated for harm caused by exploration only by a single sum payment. The payments contemplated by this section shall only cover land directly affected by drilling operations. Payments under this section are intended to compensate the actual surface owner for

damage and disruption; any reservation or assignment of such compensation apart from the surface estate except to a tenant of the surface estate is prohibited.

SECTION 5. NOTICE OF DRILLING OPERATIONS.) Except for exploration activities governed by chapter 38-08.1, the mineral developer shall give the surface owner written notice of the drilling operations contemplated. This notice shall be given to the record surface owner at his address as shown by the records of the county register of deeds at the time the notice is given. This notice shall sufficiently disclose the plan of work and operations to enable the surface owner to evaluate the effect of drilling operations on the surface owner's use of the property. Included with this notice shall be a form prepared by the state geologist advising the surface owner of his rights and options under the act.

SECTION 6. OTHER RESPONSIBILITIES OF MINERAL DEVELOPER.) The mineral developer shall be responsible for all damages to person or property, real or personal, resulting from the lack of ordinary care by the mineral developer. The mineral developer shall also be responsible for all damages to person or property, real or personal, resulting from a nuisance caused by drilling operations.

SECTION 7. NOTIFICATION OF INJURY.) Any person, to receive compensation under Sections 8 and 9, shall notify the mineral developer of the damages sustained by the person within two years after the injury occurs or would become apparent to a reasonable man.

SECTION 8. AGREEMENT - OFFER OF SETTLEMENT.) Unless both parties provide otherwise by written agreement, within sixty days after the mineral developer receives notice of damages the mineral developer shall make a written offer of settlement to the person seeking compensation for the damages. The person seeking compensation may accept or reject any offer so made.

SECTION 9. REJECTION - LEGAL ACTION - FEES AND COSTS.) If the person seeking compensation receives a written rejection, rejects the offer of the mineral developer, or receives no reply, that person may bring an action for compensation in the court of proper jurisdiction. If the amount of compensation awarded by the court is greater than that which had been offered by the mineral developer, the court shall award the person seeking compensation reasonable attorney fees and any costs assessed by the court.

SECTION 10. APPLICATION OF ACT.) The remedies provided by this Act shall not preclude any person from seeking other remedies allowed by law. This act does not apply to the operation, maintenance, or use of a motor vehicle upon the highways of this state as these terms are defined in section 39-01-01.

And renumber the lines and pages accordingly.

For the Senate	For the House
Sen. Lee <u>S. Lee</u>	Rep. Murphy <u>Murphy</u>
Sen. Redlin <u>Redlin</u>	Rep. Maixner <u>Maixner</u>
Sen. Nelson <u>Nelson</u>	Rep. Wink <u>Wink</u>

House Bill No. 1198 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: The majority of Your Conference Committee to whom was referred House Bill No. 1257 has had the same under consideration and recommends:

That the Senate recede from its amendments and that engrossed House Bill No. 1257 be amended as follows:

On page 1 of the engrossed bill, line 15, delete the word "Eighty" and insert in lieu thereof the words "Eighty-five"

On page 1 of the engrossed bill, line 16, delete the word "three" and insert in lieu thereof the word "four"

And renumber the lines accordingly

For the Senate
 Sen. Goodman *Goodman*
 Sen. Farrington *Farrington*

For the House
 Rep. Gackle *Rep. Gackle*
 Rep. Murphy *Murphy*

House Bill No. 1257 was placed on the 7th order of business on the calendar for the succeeding legislative day.

Mr. President: The minority of Your Conference Committee to whom was referred House Bill No. 1257 has had the same under consideration and recommends:

That the Senate recede from its amendments and that engrossed House Bill No. 1257 be amended as follows:

On page 1 of the engrossed bill, line 5, delete the second word "and"

On page 1 of the engrossed bill, line 6, after the word "penalty" and before the period insert the following: "; and to provide that the provisions of this Act shall be temporary"

On page 1 of the engrossed bill, line 15, delete the word "Eighty" and insert in lieu thereof the words "Eighty-eight"

On page 1 of the engrossed bill, line 16, delete the word "three" and insert in lieu thereof the word "one"

On page 2 of the engrossed bill, line 7, delete the words and numerals "December 1979 and of June" and insert in lieu thereof the words "the last month of the quarter immediately preceding the quarter for which any taxes are due"

On page 2 of the engrossed bill, delete lines 8 through 12

On page 2 of the engrossed bill, line 13, delete the words "following January first"

On page 9 of the engrossed bill, after line 25, insert the following section:

"SECTION 14. PROVISIONS OF ACT TEMPORARY.) The provisions of this Act shall be effective for the period beginning July 1, 1979, and ending June 30, 1981, and thereafter shall be of no force and effect unless reenacted by the legislative assembly."

And renumber the lines and pages accordingly

For the Senate

For the House

Sen. Redlin

Redlin

Rep. Backes

Backes

House Bill No. 1257 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was refer-

red House Bill No. 1493 has had the same under

consideration and recommends:

That the Senate recede from its amendments and that HB 1493 be amended as follows:

On page 1 of the engrossed bill, line 15, delete the strike through over the semicolon and after the semicolon insert the following: "however, if the commission promulgates regulations for the sale of water, the regulations shall apply only to those waters which the commission has itself appropriated and reserved by the construction, operation, and control of works undertaken by the commission, and which has made available to water users; and the extent of the charges for water use authorized by those regulations shall be limited to the costs of making those waters available through storage and delivery works"

And renumber the lines and pages accordingly

For the Senate

For the House

Sen. Jacobson

Jacobson

Rep. Schindler

Schindler

Sen. Roen

Roen

Rep. Kermott

M. Kermott

Sen. Krauter

Krauter

Rep. Berg

Berg

House Bill No. 1493 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was refer-

red House Bill No. 1519 has had the same under

consideration and recommends:

That the Senate recede from its amendments and that House Bill 1519 be amended as follows:

On page 2 of the engrossed bill, delete all of lines 21 and 22

And renumber the lines, pages and subsections accordingly

For the Senate

For the House

Sen. Reiten

Reiten

Rep. Klouber

Klouber

Sen. Mutch

Mutch

Rep. Peltier

Peltier

Sen. Krauter

Krauter

Rep. Langley

(Refused to sign.)

House Bill No. 1519 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1645 has had the same under

consideration and recommends:

That the Senate recede from its amendments and that HB 1645 be amended as follows:

On page 1, line 1, delete the words and numerals "sections 57-54-14 and" and insert in lieu thereof the word and numerals "section 39-24-03"

On page 1, line 2, delete the numerals "57-54-19"

On page 1, delete line 3

On page 1, line 4, delete the words "state snowmobile fund" and insert in lieu thereof the words "fees for snowmobile registration and assessment of a snowmobile trail tax"

On page 1, line 7, delete the numerals "57-54-14" and insert in lieu thereof the numerals "39-24-03" and after the word "the" insert the words and numerals "1977 Supplement to the"

On page 1, delete lines 10 through 21 and insert in lieu thereof the following:

"39-24-03. REGISTRATION - APPLICATION - ISSUANCE - FEES - RENEWAL.) Application for registration shall be made to the registrar in such a form as the registrar shall prescribe and furnish, and shall state the name and address of every owner of the snowmobile and be signed by at least one owner. A copy of such the application shall serve as evidence of registration for a period of not more than thirty days from the date of application. Upon receipt of the application and the appropriate fee as hereinafter provided, such the snowmobile shall be registered and a registration number and a certificate of registration assigned. Such The registration number shall be:

1. At least two inches in height and of a reflectorized material; and
2. Securely affixed on each side of the forward half of the snowmobile in such a position as to provide clear legibility for identification. Such The certificate of registration shall include information regarding the manufacturer, model, year, and serial number, if such the information is available; the address of the owner; and the address of the former owner or the dealer, as the case may be.

The fee for registration of each snowmobile shall be ~~four~~ two dollars for a registration period of two years beginning July first of each biennium. The fee for initial registration of each snowmobile registered on and after July first of the second year of the biennium shall also be ~~four~~ two dollars. The fee for a duplicate or replacement registration number or registration card which shall be lost, mutilated, or shall become illegible shall not exceed two dollars. In addition, in each year that fees are collected for the unsatisfied judgment fund there shall be assessed a fee of one dollar per year for each snowmobile registered, which shall

ERDMAN	LIPS	REITEN	THANE
FARRINGTON	LODOEN	ROEN	VOSPER
FRITZELL	MELLAND	SANDNESS	WALSH
GOODMAN	MILLER	SANDS	WENSTROM
HANSON	MUTCH	SCHIRADO	WRIGHT
HOFFNER	NAADEN	SHABLOW	MR. PRESIDENT
HOLMBERG	NELSON	SMYKOWSKI	

So the bill passed over the Governor's Veto.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit Senate Bill No. 2070 which the Senate has passed over the Governor's veto.

The vote on Senate Bill No. 2070 is: ayes, 39; nays, 9; absent and not voting, 2.

And your favorable consideration is requested.

LEO LEIDHOLM, Secretary

MOTION

Senator Nothing moved that the consideration of Senate Bill No. 2083 as a vetoed measure be placed at the bottom of the calendar, which motion prevailed.

RECONSIDERATION OF A VETOED MEASURE
SECOND READING OF SENATE BILLS

Senate Bill No. 2092. — A Bill for an Act to allow creditors to charge a service charge in the amount of one and one-half percent on accounts receivable from thirty days after the obligation is incurred, and to require creditors to supply debtors with a periodic statement.

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, 15; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BEURBE			● JONES			● ORANGE		●	● STRAND	●	
● CHRISTENSEN			● KRAUTER	●		● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ	●		● RAIT			● TALLACKSON	●	
● DOTZENROD	●		● LEE			● REDLIN	●		● TENNEFOS		
● ERDMAN	●		● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH	●	
● GOODMAN			● MILLER		●	● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO		●	● WRIGHT		
● HOFFNER	●		● NAADEN			● SHABLOW		●	● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed over the Governor's veto.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit Senate Bill No. 2092 which the Senate has passed over the Governor's veto.

The vote on Senate Bill No. 2092 is: ayes, 34; nays, 15; absent and not voting, 1.

And your favorable consideration is requested.

LEO LEIDHOLM, Secretary

RECONSIDERATION OF A VETOED MEASURE
SECOND READING OF SENATE BILLS

Senate Bill No. 2160. — A Bill for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to an adjustment to taxable income for individuals and fiduciaries with respect to unemployment compensation benefits.

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, 22; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
— BARTH	●		● JACOBSON			● OLIN		● SORUM
— BERUBE		●	● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER	●		● PETERSON		● STRINDEN
● CUSSONS			● LASKOWITZ	●		● RAIT		● TALLACKSON
● DOTZENROD	●		● LEE			● REDLIN		● TENNEFOS
● ERDMAN		●	● LIPS			● REITEN		● THANE
● FARRINGTON			● LODDEN	●		● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER	●		● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
— HOFFNER	●		● NAADEN			● SHABLOW		MR. PRESIDENT
— HOLMBERG	●		● NELSON			● SMYKOWSKI		

So the bill lost, the Governor's veto was sustained.

**RECONSIDERATION OF A VETOED MEASURE
SECOND READING OF SENATE BILLS**

Senate Bill No. 2330. — A Bill for an Act to allow low pressure natural gas pipelines to cross federal lands located in 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, 18; nays, 31; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
— ALBERS	●		● ISZLER			● NETHING		● SOLBERG
— BARTH		●	● JACOBSON			● OLIN		● SORUM
— BERUBE		●	● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER	●		● PETERSON		● STRINDEN
● CUSSONS			● LASKOWITZ	●		● RAIT		● TALLACKSON
● DOTZENROD	●		● LEE			● REDLIN		● TENNEFOS
● ERDMAN		●	● LIPS			● REITEN		● THANE
● FARRINGTON			● LODDEN	●		● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER	●		● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
— HOFFNER	●		● NAADEN			● SHABLOW		MR. PRESIDENT
— HOLMBERG	●		● NELSON			● SMYKOWSKI		

So the bill lost, the Governor's veto was sustained.

**RECONSIDERATION OF A VETOED MEASURE
SECOND READING OF SENATE BILLS**

Senate Bill No. 2371. — A Bill for an Act to amend and reenact section 52-06-36 of the North Dakota Century Code, relating to the factors considered in determining suitability for work and good cause for voluntarily leaving with respect to unemployment compensation benefits.

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, 38; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
— ALBERS			● ISZLER			● NETHING		● SOLBERG
— BARTH		●	● JACOBSON			● OLIN		● SORUM
— BERUBE		●	● JONES			● ORANGE		● STRAND
● CHRISTENSEN			● KRAUTER	●		● PETERSON		● STRINDEN
● CUSSONS			● LASKOWITZ	●		● RAIT		● TALLACKSON
● DOTZENROD	●		● LEE			● REDLIN		● TENNEFOS
● ERDMAN		●	● LIPS			● REITEN		● THANE

● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MITCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	● MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill lost, the Governor's veto was sustained.

RECONSIDERATION OF A VETOED MEASURE
SECOND READING OF HOUSE BILLS

House Bill No. 1352. — A Bill for an Act to amend and reenact subsection 1 of section 39-06.1-10 of the North Dakota Century Code, providing that traffic offenses, when the assigned number of points for violation are two or less, shall not be recorded on the driving record.

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, 11; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERODMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MITCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed over the Governor's veto.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return House Bill No. 1352 which the Senate has passed over the Governor's veto.

The vote on House Bill No. 1352 is: ayes, 38; nays, 11; absent and not voting, 1.

LEO LEIDHOLM, Secretary

MOTION

Senator Nething moved that House Concurrent Resolution No. 3005 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF

HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3005. — A concurrent resolution creating a new article III of the Constitution of the State of North Dakota, relating to the executive branch of government, to the election, qualification, and compensation of executive officials, to executive branch organization, to the powers and duties of the governor, and to gubernatorial succession; to repeal article III, consisting of sections 71 through 84, of the Constitution of the State of North Dakota, relating to the executive branch of government, to the election, qualification, and compensation of executive officials, to the powers and duties of the governor, and to gubernatorial succession; and providing an effective date.

Was read the second time.

Senator Schirado moved that House Concurrent Resolution No. 3005 be amended as follows:

On page 5 of the concurrent resolution as introduced, line 32, after the first comma and before the word "Sundays" insert the words "Saturdays

and”

On page 6 of the concurrent resolution as introduced, line 1, after the first comma and before the word “Sundays” insert the words “Saturdays and”

And renumber the lines accordingly.

Senator Schirado moved that the proposed amendments be adopted, which motion prevailed.

Senator Schirado moved that the rules be suspended, that House Concurrent Resolution No. 3005 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Concurrent Resolution No. 3005. — A concurrent resolution creating a new article III of the Constitution of the State of North Dakota, relating to the executive branch of government, to the election, qualification, and compensation of executive officials, to executive branch organization, to the powers and duties of the governor, and to gubernatorial succession; to repeal article III, consisting of sections 71 through 84, of the Constitution of the State of North Dakota, relating to the executive branch of government, to the election, qualification, and compensation of executive officials, to the powers and duties of the governor, and to gubernatorial succession; and providing an effective date.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSENS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN			● VOSPER		
● FRITZELL			● WELAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHARLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

House Concurrent Resolution No. 3005 was declared adopted.

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Concurrent Resolution No. 3005

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1384

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report on:

Senate Bill No. 2011

Senate Bill No. 2233

Senate Bill No. 2263
 Senate Bill No. 2309
 Senate Bill No. 2405
 Senate Bill No. 2455
 Senate Bill No. 2463

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return herewith the following on which the House has not adopted the conference committee:

Senate Bill No. 2412

And the Speaker has appointed as a new conference committee on Senate Bill No. 2412:

Rep. Wentz
 Rep. Reed
 Rep. Benedict

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently failed to pass Senate Bill No. 2354.

ROY GILBREATH, Chief Clerk
 MESSAGE TO THE HOUSE
 Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following on which the Senate has adopted the conference committee report and subsequently passed Senate Bill No. 2460.

LEO LEIDHOLM, Secretary

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2012
 SB NO. 2013
 SB NO. 2021
 SB NO. 2150
 SB NO. 2417
 SB NO. 2432

and find the same correctly

Enrolled



Senator Peterson

Chairman

Senator Schirado moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2012
 Senate Bill No. 2013
 Senate Bill No. 2021
 Senate Bill No. 2150
 Senate Bill No. 2417
 Senate Bill No. 2432

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 herewith the following:

- Senate Bill No. 2012
- Senate Bill No. 2013
- Senate Bill No. 2021
- Senate Bill No. 2150
- Senate Bill No. 2417
- Senate Bill No. 2432

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

MOTIONS

Senator Goodman moved that the President appoint a new committee of three to act with a like committee from the House as a new Conference Committee on House Bill No. 1550, which motion prevailed.

The President appointed as a Conference Committee on House Bill No. 1550:

- Senator Goodman
- Senator Wright
- Senator Shablow

Senator Sands moved that the President appoint a new committee of three to act with a like committee from the House as a new conference committee on Senate Bill No. 2412, which motion prevailed.

The President appointed as a Conference Committee on Senate Bill No. 2412:

- Senator Holmberg
- Senator Iszler
- Senator Schirado

Senator Nething moved that the Senate stand in recess until 4:00 P.M., which motion prevailed.

The Senate reconvened, with President Sanstead presiding.

Correction and Revision of The Journal

Mr. President Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Fifty-ninth day and

finds the same to be correct.

 Chairman
 SENATOR TENNESSEE

SENATOR SHABLOW moved that the report be adopted, which motion prevailed.

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently passed:

- Senate Bill No. 2007
- Senate Bill No. 2016
- Senate Bill No. 2026
- Senate Bill No. 2028
- Senate Bill No. 2031
- Senate Bill No. 2033
- Senate Bill No. 2044
- Senate Bill No. 2056

Senate Bill No. 2058
 Senate Bill No. 2297
 Senate Bill No. 2350
 Senate Bill No. 2367
 Senate Bill No. 2383

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently passed:

Senate Bill No. 2072
 Senate Bill No. 2057
 Senate Bill No. 2113
 Senate Bill No. 2159

ROY GILBREATH, Chief Clerk
 House Chamber

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed:

House Bill No. 1215

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 new conference committee to act with a like committee from the House, on House Bill No. 1550:

Senator Goodman
 Senator Wright
 Senator Shablow

LEO LEIDHOLM, Secretary
 Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed as a new conference committee to act with a like committee from the House, on Senate Bill No. 2412:

Senator Holmberg
 Senator Iszler
 Senator Schirado

LEO LEIDHOLM, Secretary
 MESSAGE FROM THE HOUSE
 House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently passed:

Senate Bill No. 2310

ROY GILBREATH, Chief Clerk

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

Senator Melland moved that the Conference Committee Report on Senate Bill No. 2001 be adopted, which motion prevailed.

Senator Melland moved that the rules be suspended, that Senate Bill No. 2001 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2001. Elected State Officials — A Bill for an Act making an appropriation for defraying the expenses of various elected officials of the state of North Dakota; 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, 48; nays, 1; absent and not voting, 1.

REGULAR SESSION									NORTH DAKOTA SENATE			1979 LEGISLATURE		
ROLL-CALL														
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
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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, 47; nays, 0; absent and not voting, 3.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH	●		● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND ●
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODDEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed, the title was agreed to, and the emergency clause carried.

MESSAGE 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 Bills Nos. 1228, 1384, and subsequently passed the same.

ROY GILBREATH, Chief Clerk

Senator Holmberg moved that the Conference Committee report on Senate Concurrent Resolution No. 4015 as printed on page 1850 of the Senate Journal be adopted.

Senator Naaden requested a recorded roll call vote on the motion to adopt the conference committee report, which request was granted.

ROLL CALL

The question being on the motion to adopt the conference committee report on Senate Concurrent Resolution No. 4015, the roll was called and there were ayes, 17; nays, 27; absent and not voting, 6.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●	● ISZLER			● NETHING		● SOLBERG
● BARTH	●		● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND ●
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LODDEN			● ROEN		● VOSPER ●
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM ●
● HANSON			● MUTCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

The conference committee report was not adopted.

Mr. President : Your Conference Committee to whom was referred House Bill No. 1002 has had the same under consideration and recommends:

The House accede to the Senate amendments.

For the Senate

For the House

Sen. Melland
Frank E. Lips
 Sen. Lips
 (Refused to sign)
 Sen. Walsh
 Sen. Melland

Rep. Hausauer
Frank Larson
 Rep. Larson
 (Refused to sign)
 Rep. Opedahl

moved that the report be adopted, which motion

prevailed.

Senator Lips moved that the Conference Committee Report on House Bill No. 1004 be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended, that House Bill No. 1004 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1004. Board of Higher Education — A Bill for an Act making an appropriation for defraying the expenses of the board of higher education and various divisions thereof of the state of North Dakota.

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, 39; nays, 6; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	ISZLER		•	NETHING			SOLBERG	•
•			•	JACOBSON		•	OLIN		•	SORUM	
•			•	JONES		•	ORANGE			STRAND	•
•			•	KRAUTER		•	PETERSON		•	STRINDEN	•
•			•	LASKOWITZ		•	RAIT		•	TALLACKSON	
•			•	LEE	•	•	REDLIN		•	TENNEFOS	
•			•	LIPS		•	REITEN		•	THANE	
•			•	LODOEN		•	ROEN	•	•	VOSPER	•
•			•	MELLAND		•	SANDNESS		•	WALSH	
•			•	MILLER		•	SANDS	•	•	WENSTROM	
•			•	MUTCH		•	SCHIRADO		•	WRIGHT	
•			•	NAADEN		•	SHABLOW		•	MR. PRESIDENT	
•			•	NELSON		•	SMYKOWSKI	•			

So the bill passed and the title was agreed to.

Senator Lips moved that the Conference Committee Report on House Bill No. 1005 be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended, that House Bill No. 1005 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1005. Institutions of Higher Education — A Bill for an Act making an appropriation for defraying the expenses of the various institutions under the supervision of the board of higher education of the state of North Dakota.

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, 38; nays, 5; absent and not voting, 7.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
•			•	ISZLER		•	NETHING			SOLBERG	•
•			•	JACOBSON		•	OLIN		•	SORUM	
•			•	JONES		•	ORANGE			STRAND	•
•			•	KRAUTER		•	PETERSON		•	STRINDEN	
•			•	LASKOWITZ		•	RAIT		•	TALLACKSON	
•			•	LEE	•	•	REDLIN		•	TENNEFOS	
•			•	LIPS		•	REITEN		•	THANE	

<input type="checkbox"/> FARRINGTON	<input type="checkbox"/> LODDEN	<input type="checkbox"/> ROEN	<input type="checkbox"/> VOSPER
<input type="checkbox"/> FRITZELL	<input type="checkbox"/> MELLAND	<input type="checkbox"/> SANDNESS	<input type="checkbox"/> WALSH
<input type="checkbox"/> GOODMAN	<input type="checkbox"/> MILLER	<input type="checkbox"/> SANDS	<input type="checkbox"/> WENSTROM
<input type="checkbox"/> HANSON	<input type="checkbox"/> MUTCH	<input type="checkbox"/> SCHIRADO	<input type="checkbox"/> WRIGHT
<input type="checkbox"/> HOFFNER	<input type="checkbox"/> NAA DEN	<input type="checkbox"/> SHABLOW	<input type="checkbox"/> MR. PRESIDENT
<input type="checkbox"/> HOLMBERG	<input type="checkbox"/> NELSON	<input type="checkbox"/> SMYKOWSKI	

So the bill passed and the title was agreed to.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1006 has had the same under consideration and recommends:

The House accede to Senate amendments.

For the Senate
Melland
 Sen. Melland
Sen. Hanson
 Sen. Hanson
Sen. Tallackson
 Sen. Tallackson

For the House
Rep. Hausauer
 Rep. Hausauer
Rep. Kingsbury
 Rep. Kingsbury
Rep. Mushik
 Rep. Mushik

Sen. Melland moved that the report be adopted.

Senator Hoffner requested a recorded roll call vote on the motion to adopt the conference committee report, which request was granted.

ROLL CALL

The question being on the motion to adopt the conference committee report on House Bill No. 1006, the roll was called and there were ayes, 31; nays, 17; absent and not voting, 2.

REGULAR SESSION				NORTH DAKOTA SENATE				1979 LEGISLATURE			
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>	<input type="checkbox"/>
<input type="checkbox"/> ALBERS			<input type="checkbox"/> ISZLER			<input type="checkbox"/> NETHING			<input type="checkbox"/> SOLBERG		
<input type="checkbox"/> BARTH		<input type="checkbox"/>	<input type="checkbox"/> JACOBSON			<input type="checkbox"/> OLIN			<input type="checkbox"/> SORUM		
<input type="checkbox"/> BERUBE		<input type="checkbox"/>	<input type="checkbox"/> JONES			<input type="checkbox"/> ORANGE		<input type="checkbox"/>	<input type="checkbox"/> STRAND		
<input type="checkbox"/> CHRISTENSEN			<input type="checkbox"/> KRAUTER		<input type="checkbox"/>	<input type="checkbox"/> PETERSON			<input type="checkbox"/> STRINDEN		
<input type="checkbox"/> CUSSONS			<input type="checkbox"/> LASHKOWITZ		<input type="checkbox"/>	<input type="checkbox"/> RAIT			<input type="checkbox"/> TALLACKSON		
<input type="checkbox"/> DOTZENROD		<input type="checkbox"/>	<input type="checkbox"/> LEE			<input type="checkbox"/> REDLIN			<input type="checkbox"/> TENNEFOS		
<input type="checkbox"/> ERDMAN		<input type="checkbox"/>	<input type="checkbox"/> LIPS			<input type="checkbox"/> REITEN			<input type="checkbox"/> THANE		
<input type="checkbox"/> FARRINGTON			<input type="checkbox"/> LODDEN			<input type="checkbox"/> ROEN		<input type="checkbox"/>	<input type="checkbox"/> VOSPER		
<input type="checkbox"/> FRITZELL			<input type="checkbox"/> MELLAND			<input type="checkbox"/> SANDNESS			<input type="checkbox"/> WALSH		
<input type="checkbox"/> GOODMAN			<input type="checkbox"/> MILLER		<input type="checkbox"/>	<input type="checkbox"/> SANDS			<input type="checkbox"/> WENSTROM		
<input type="checkbox"/> HANSON			<input type="checkbox"/> MUTCH		<input type="checkbox"/>	<input type="checkbox"/> SCHIRADO			<input type="checkbox"/> WRIGHT		
<input type="checkbox"/> HOFFNER		<input type="checkbox"/>	<input type="checkbox"/> NAA DEN			<input type="checkbox"/> SHABLOW		<input type="checkbox"/>	<input type="checkbox"/> MR. PRESIDENT		
<input type="checkbox"/> HOLMBERG			<input type="checkbox"/> NELSON			<input type="checkbox"/> SMYKOWSKI					

The conference committee report was adopted.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1009 has had the same under consideration and recommends:

The House accede to the Senate amendments.

For the Senate
Sen. Naaden
 Sen. Naaden
Sen. Hanson
 Sen. Hanson
Sen. Erdman
 Sen. Erdman

For the House
Rep. Kingsbury
 Rep. Kingsbury
Rep. Jacobson
 Rep. Jacobson
Rep. Opedahl
 Rep. Opedahl

Sen. Naaden moved that the report be adopted, which motion

prevailed.

Senator Thane moved that the Conference Committee Report on House Bill No. 1024 be adopted, which motion prevailed.

Senator Thane moved that the rules be suspended, that House Bill No. 1024 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1024. North Dakota State Fair Association — A Bill for an Act making an appropriation for defraying the expenses of the state fair association of the state of North Dakota.

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, 44; nays, 0; absent and not voting, 6.

REGULAR SESSION			NORTH DAKOTA SENATE						1979 LEGISLATURE		
ROLL-CALL			ROLL-CALL						ROLL-CALL		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE			STRAND	●
●			●	KRAUTER		●	PETERSON			STRINDEN	●
●			●	LASHKOWITZ		●	RAI		●	TALLACKSON	
●			●	LEE		●	REDLIN	●		TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LODOEN		●	ROEN		●	VOSPER	
●			●	MELLAND		●	SANDNESS		●	WALSH	
●			●	MILLER		●	SANDS		●	WENSTROM	
●			●	MUTCH		●	SCHRADOW		●	WRIGHT	
●			●	NAADEN		●	SHABLOW			MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

So the bill passed and the title was agreed to.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1027 has had the same under consideration and recommends:

The House accede to the Senate amendments.

For the Senate	For the House
<u>James Smykowski</u>	<u>Frank Larson</u>
Sen. Smykowski	Rep. Larson
<u>Frank Vosper</u>	<u>Robert Anderson</u>
Sen. Vosper	Rep. Jacobson
<u>Arthur Walsh</u>	<u>Rep. Fleming</u>
Sen. Walsh	Rep. Fleming

Sen. Smykowski moved that the report be adopted, which motion prevailed.

Senator Smykowski moved that the Conference Committee Report on House Bill No. 1030 be adopted, which motion prevailed.

Senator Smykowski moved that the rules be suspended, that House Bill No. 1030 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1030. Upper Great Plains Transportation Institute — A Bill for an Act making an appropriation for defraying the expenses of the upper great plains transportation institute of the state of North Dakota.

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, 47; nays, 0; absent and not voting, 3.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE ●		● STRAND ●
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERODMAN			● LIPS			● RETEN		● THANE
● FARRINGTON			● LOODEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER			● SANDS		● WENSTROM
● HANSON			● MITCH			● SCHIRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.

Report of Conference Committees

Mr. President: Your Conference Committee to whom was referred House Bill No. 1032 has had the same under consideration and recommends:

The House accede to Senate amendments.

For the Senate	For the House
<i>Naaden</i>	<i>Michael Unhjem</i>
Sen. Naaden	Rep. Unhjem
Sen. Smykowski	Rep. Gansch
Sen. Walsh	Rep. Opedahl
Sen. Naaden	

_____ moved that the report be adopted, which motion prevailed.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1033 has had the same under consideration and recommends: That the

House accede to Senate amendments

For the Senate	For the House
<i>Strinden</i>	<i>R. Hausauer</i>
Sen. Strinden	Rep. Hausauer
Sen. Naaden	Rep. Thorsgard
Sen. Tallackson	Rep. Mertens
Sen. Strinden	

_____ moved that the report be adopted, which motion prevailed.

MOTION

Senator Sands moved that the President appoint a new committee of three to act with a like committee from the House as a new Conference Committee on Senate Concurrent Resolution No. 4015, which motion prevailed.

The President appointed as a new conference committee on Senate Concurrent Resolution No. 4015:

- Senator Christensen
- Senator Sorum

Senator Schirado

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. 2001
Senate Bill No. 2008
Senate Bill No. 2484

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has not adopted the conference committee report on:

Senate Concurrent Resolution No. 4015, and the President has appointed as a new conference committee on:
Senate Concurrent Resolution No. 4015:

Senator Christensen
Senator Sorum
Senator Schirado

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. 1002
House Bill No. 1004
House Bill No. 1005
House Bill No. 1006
House Bill No. 1009
House Bill No. 1024
House Bill No. 1027
House Bill No. 1030
House Bill No. 1032
House Bill No. 1033

LEO LEIDHOLM, Secretary
MESSAGES FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently passed:

Senate Bill No. 2006
Senate Bill No. 2038
Senate Bill No. 2043
Senate Bill No. 2054
Senate Bill No. 2131
Senate Bill No. 2153
Senate Bill No. 2249
Senate Bill No. 2286

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently failed to pass:

Senate Bill No. 2084

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House has con-

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, 34; nays, 11; absent and not voting, 5.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH	•		• JACOBSON			• OLIN			• SORUM		
• BERUBE	•		• JONES			• ORANGE			• STRAND	•	
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ	•		• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN		•	• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODDEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH	•	
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• WUTCH	•		• SCHIRADO			• WRIGHT		
• HOFFNER	•		• NAA DEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

Senator Lee moved that the Conference Committee Report on House Bill No. 1198 be adopted, which motion prevailed.

Senator Lee moved that the rules be suspended, that House Bill No. 1198 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1198. — A Bill for an Act to provide for the award of damages for harm caused by activities associated with the exploration for, the development, and production of oil and gas.

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, 48; nays, 0; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND	•	
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• ERDMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON			• LODDEN			• ROEN			• VOSPER		
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• WUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAA DEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

So the bill passed and the title was agreed to.

Mr. President : Your Conference Committee to whom was referred House Bill No. 1209 has had the same under

consideration and recommends:

That the House accede to the Senate amendments

For the Senate
 Senator Wright
 Senator Albers
 Senator Dotzenrod
 Senator Wright

For the House
 Rep. Nicholas
 Rep. Lipsiea
 Rep. Meyer

prevailed.

to most of our citizens to the best of our ability and within the constraints of limited revenue.

Sounds very noble, doesn't it? Those of us who choose to or must run again will no doubt campaign effectively or otherwise on some of these accomplishments. The coal severance tax will continue to be one issue many of you will hang your political hopes on. You will say it's not high enough or you will say it's too high. You will still talk percentage versus flat rate and you will continue to cry impact and you will continue to fail to define true impact. You will continue to ignore the net beneficial effect on the economy of your cities, your counties, and your citizens and you will continue to justify what you are doing just because someone else will help pay the bill.

The "Someone Else's" supposedly are the Out-Of-State Consumers of Energy — Big Industry, The Other Guy — Baloney!

The one who pays is the citizen of North Dakota. That's where the tax buck stops. Once you get to him there's no more pass through. He is the big consumer of our coal and our coal derived electrical energy. About 50 percent of all our coal mined in North Dakota is used by North Dakota citizens. These people are your neighbors and mine. Most of them are not complaining because they have been brainwashed into believing all is right with the world and fair by Mr. Dorgan, by most Democrats, and yes, even some Republicans. We hear cries of shortfall, loss of millions in revenue, inadequate impact funds — on and on the cry goes.

To satisfy the conscience, a bill was introduced and passed to exempt the user of lignite for heating purposes and yes, even an attempt was made to exempt the beet industry, conveniently forgetting the heating by electricity of thousands of homes within the state. My bill for electricity was \$395 this month! This was lignite coal used to heat my home and farm shop.

The beet processing industry is the states largest user of lignite other than the generating plants. We used over 800,000 tons of lignite coal and over 80 million kilowatt hours of coal generated electrical power. This industry is our industry — we own it — we have millions of dollars invested in it. We pay your high severance tax and we do not pass it on! At the present rate, we pay about \$3.00 per acre for the average grower. Not much you say for a beet grower. I suppose you've heard we are all rich. To the contrary, we are in trouble. Many of us would quit if we could. It is considered a high risk investment and at least one plant has closed in another state.

It costs over \$400 per acre to raise beets. At \$23.00 a ton (our indicated price for the '78 crop) it takes 17.5 tons per acre to break even. The valley average is about 15. On top of this we are under fire from nutritionists who say sugar is unhealthy and from our city cousins because they say we create smells and pollute the rivers. We apologize for the latter and will, no doubt, pay for it.

We have impact too, but we considered it opportunity. We looked at the multiplier effect and the broadened tax base and the new jobs and increased sales and we took the risk. All we ask from government is fair treatment. We are willing to pay a fair severance tax. We are not willing to pay for your frills of local government nor are we willing to replenish the general fund.

Those of us who represent the beet growing and processing industry in the valley represent people, not large corporations owned by outside investors. However, we are a minority and minorities are often ignored by legislators unless they are poor, handicapped or ethnic. Perhaps we

should lobby harder or shed larger crocodile tears to offset the effects of the coal counties.

The hour is late and enough has been said. You have given me the unique privilege of expressing my views. Few votes have been changed. The compromises have been made. However, I assure you that I will continue to speak out until the inequities of the severance tax are recognized.

POINT OF PERSONAL PRIVILEGE

Senator Hoffner: Mr. President, I rise on a point of personal privilege and request my remarks be printed in the Journal.

Mr. President, members of the Senate:

As I predicted early in the session, the Republican Party will hold the coal severance tax until the end. To dump it on the Governor's desk in such a manner leaves the Governor three alternatives: Sign; let it become law without his signature; or veto. The Republican Party knew full well that they could not override a veto, so the majority chose to dump this bill at the end of the session. This would force the Governor to call back the legislators to enact a fair severance tax. The Republican majority rushed many other bills through, such as the primary election, because they felt they had the votes to override.

There is no reason to keep this issue until the last day. Such an important issue as the coal severance tax should have been dealt with early. The Republican Party has again denied the Governor the flexibility to exercise his Constitutional responsibility.

POINT OF PERSONAL PRIVILEGE

Senator Tallackson: Mr. President, I rise on a point of personal privilege and request my remarks be printed in the Journal.

I am very disappointed in what's happening in the last days of this session. You will recall I sponsored a bill, Senate Bill 2170, which called for a 65¢ severance tax. This, in the minds of many people, is sufficient for proper impact payments to the affected coal producing areas. Last fall four eastern rural electric distribution co-ops, representing about a third of the consumers in all rural electric co-ops in North Dakota, passed resolutions favoring a 65¢ severance tax.

What is happening now is some people are trying to use the severance tax for other than direct impact and I believe this will result in a reaction from many people wanting to change the distribution of the tax. In the next session you will see many legislators wanting to place the biggest proportion of the severance tax in the general fund for the benefit of everyone in North Dakota. This is going to have to be my position even though I know over one-third of the consumers in North Dakota do not pay any North Dakota severance tax and that all North Dakotans will receive the benefit from the severance tax that is paid by only a part of the state residents. I do not agree with the idea we should gold plate a few counties at the expense of consumers of electricity.

The severance tax has always been an emotional issue and it seems to be just as bad this session as the last.

I understand the minority party position. They have been locked into a high tax position for years for various reasons which I will not go into at this time. But the majority party is a mystery to me at this point. I had felt they would adopt a more reasonable approach to the severance tax but evidently for reasons unknown to me they seem to be drinking out of the same bottle as the high tax party.

I have no problem with my position. I agree with former impact director Ralph Dewing. I believe 65¢ is enough for impact to coal producing areas. It looks to me like we are trying to kill the goose that is laying

golden eggs. We are not helping our energy crisis and are doing a disservice to electric consumers of our area.

For these reasons, I voted "no" on House Bill 1257.

EXPLANATION OF VOTE

Senator Smykowski: Mr. President, I rise to explain my vote. I voted "no" on this particular measure as having the only means of showing my dissatisfaction with the right that we have established by passing this bill. I came to this 46th Legislative Assembly in conscience dedicated not to support any tax higher than 75¢ a ton. I think that would be adequate. I am satisfied with the escalator clause that has been included but I think we passed a tax that is higher than is needed and consequently I had no other choice but to express my opinion by voting against the measure that was before us.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1302 has had the same under consideration and recommends:

That the House accede to the Senate amendments.

For the Senate	For the House
Sen. Goodman <i>Goodman</i>	Rep. A. Hausauer <i>Hausauer</i>
Sen. Shablow <i>Shablow</i>	Rep. Timm <i>Timm</i>
Sen. Wright <i>Wright</i>	Rep. Weber <i>Weber</i>

Senator Goodman moved that the report be adopted, which motion prevailed.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1402 has had the same under consideration and recommends:

That the House accede to the Senate amendments.

For the Senate	For the House
Sen. Goodman <i>Goodman</i>	Rep. Gackle <i>Gackle</i>
Sen. Farrington <i>Farrington</i>	Rep. Murphy <i>Murphy</i>
Sen. Redlin <i>Redlin</i>	Rep. Backes <i>Backes</i>

Senator Goodman moved that the report be adopted, which motion prevailed.

Senator Jacobson moved that the Conference Committee Report on House Bill No. 1493 be adopted, which motion prevailed.

Senator Jacobson moved that the rules be suspended, that House Bill No. 1493 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1493. — A Bill for an Act to amend and reenact subsection 2 of section 61-02-14 and section 61-04-06.2 of the North Dakota Century Code, relating to water use fees.

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, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND ●
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LOODEN			● ROEN ●		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER	●		● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.
 Senator Reiten moved that the Conference Committee Report on House Bill No. 1519 be adopted, which motion prevailed.

Senator Reiten moved that the rules be suspended, that House Bill No. 1519 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1519. — A Bill for an Act to amend and reenact section 54-34-03 of the North Dakota Century Code, relating to the appointment of the business and industrial development 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, 47; nays, 1; absent and not voting, 2.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		● SOLBERG
● BARTH			● JACOBSON			● OLIN		● SORUM
● BERUBE			● JONES			● ORANGE		● STRAND ●
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD			● LEE			● REDLIN		● TENNEFOS
● ERDMAN			● LIPS			● REITEN		● THANE
● FARRINGTON			● LOODEN			● ROEN ●		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER	●		● SANDS		● WENSTROM
● HANSON			● MUTCH			● SCHRADO		● WRIGHT
● HOFFNER			● NAADEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMYKOWSKI		

So the bill passed and the title was agreed to.
 Senator Jones moved that the Conference Committee Report on House Bill No. 1628 as printed on page 1851 of the Senate Journal be adopted, which motion prevailed.

Senator Jones moved that the rules be suspended, that House Bill No. 1628 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1628. — A Bill for an Act to create and enact a new subsection to section 39-06.1-06, a new paragraph to subdivision a of subsection 3 of section 39-06.1-10, and section 39-09-01.1 of the North Dakota Century Code, relating to the fee assessed for a care required violation, the points assessed for a care required violation, and care required in operation of a vehicle; and to amend and reenact sections 39-06.1-09 and 39-21-01 of the North Dakota Century Code, relating to definition of moving violation, and the use of lighted lamps on motor vehicles; and providing a penalty for improper use of lighted lamps.

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, 44; nays, 3; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN	●		● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		●
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH	●		● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG	●		● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

Mr. President Your Conference Committee to whom was referred House Bill No. 1639 has had the same under consideration and recommends:

House accede to Senate amendments

For the Senate	For the House
<u>Sen. Cussons</u>	<u>Rep. Hausauer</u>
<u>Sen. Rait</u>	<u>Rep. Jacobson</u>
<u>Sen. Albers</u>	<u>Rep. Mertens</u>
<u>Sen. Cussons</u>	moved that the report be adopted, which motion

prevailed.

Senator Tennefos moved that the Conference Committee Report on House Bill No. 1645 be adopted, which motion prevailed.

Senator Tennefos moved that the rules be suspended, that House Bill No. 1645 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1645. — A Bill for an Act to amend and reenact section 39-24-03 of the North Dakota Century Code, relating to fees for snowmobile registration and assessment of a snowmobile trail tax; and providing an appropriation.

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, 4.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE	●		● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDEN			● ROEN	●		● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS	●		● WENSTROM		
● HANSON			● MUTCH	●		● SCHRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

REMARKS
OF SENATOR BARTH
REGARDING HOUSE CONCURRENT RESOLUTION 3071

Senator Barth:

House Concurrent Resolution 3071 is a camouflaged attempt to cover the mistakes of the majority party caucus position on the Coal Severance Tax by essentially having stated that they know what level the tax should be, but just in case they erred in their judgements, we should continue to study the Severance Tax and the effects of coal development on state and local governments for the next several years.

The majority party decided by their action on House Bill 1257 that they already know what the tax should be and have affirmed in their own way that the present tax is too high and that the citizens of North Dakota do not deserve to share in the broader benefits of energy development in this state. They have created by their action a so-called permanent tax in House Bill 1257 — so why should this legislature now decide that more studies are needed? How much longer must the public be subjected to the idle debate of the Severance Tax? I submit that the Republican majority has made their decision, and they now should live with it! The citizens of North Dakota expect their elected legislators to move forward in solving other issues which must be dealt with. It is time to put the Severance Tax aside. We have spent many years debating the Severance Tax. We have spent millions of tax dollars in studies of every kind imaginable; we have funded REAP to provide us with valid cost projections; we have read editorials in newspapers from the coal impact counties pleading that “no more studies be made”. At one point during the last two years there were no less than 89 studies of various purposes being conducted in the coal impact counties.

It is time for us as legislators to say “enough is enough” — we have studied the effects and costs of energy development — we don’t need any more studies. We’ve got enough information upon which to make prudent and sound judgements despite the fact that party caucus positions overruled better judgement in the full interest of every citizen of this state.

I submit to you that the sponsor of this resolution, who by the way decided what the Severance Tax should be, insisted at the time that he knew what the costs to state and local governments are — so why do we need two more years of studies? If he was confident of his position at the time, is he in effect admitting that he might have been wrong and that more study is needed to justify his position?

The best and most important part of this resolution was removed by the conference committee and that was the amendment which would have provided an energy education curriculum for the young generation in our public schools. What have we done to broaden public information and education programs in this state to help young people and succeeding generations cope with the energy problems we face in this country and around the world? What have we as legislators done to help prepare the next generation in the change in energy consuming lifestyles which they will be called upon to make? The amendment on House Concurrent Resolution 3071 would have addressed these issues and would have redeemed, at least in part, the purpose behind this study. Without this amendment the study called for by this resolution is not worth the effort, nor is it needed. We already passed House Concurrent Resolution 3068 which will basically accomplish that which is asked for in this resolution.

I submit that we don’t need two resolutions which address the same subject in order to bring some comfort or assurance to the sponsor.

Without an energy education curriculum to help our young people in this state now and in the future I firmly believe that House Concurrent Resolution 3071 should be defeated, and I ask that the Senate dispose of this bill by voting no. The public is tired of these feeble yet costly studies which in the final result show nothing and prove even less.

Senator Goodman moved that the Conference Committee Report on House Concurrent Resolution No. 3071 as printed on page 1851 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the rules be suspended, that House Concurrent Resolution No. 3071 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF

HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3071. — A concurrent resolution directing the Legislative Council to conduct a study of the effects of energy development on state and local government.

Was read the second time.

The question being on the final adoption of the resolution, as amended, House Concurrent Resolution No. 3071 was declared adopted on a voice vote.

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:

House Bill No. 1056

House Bill No. 1067

House Bill No. 1198

House Bill No. 1209

House Bill No. 1257

House Bill No. 1302

House Bill No. 1402

House Bill No. 1493

House Bill No. 1519

House Bill No. 1628

House Bill No. 1639

House Bill No. 1645

House Concurrent Resolution No. 3071

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently passed Senate Bill No. 2460.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed House Bill No. 1304.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2012

Senate Bill No. 2013

Senate Bill No. 2021

Senate Bill No. 2150

Senate Bill No. 2417

Senate Bill No. 2432

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1028

House Bill No. 1044

House Bill No. 1199

House Bill No. 1588

House Bill No. 1565

House Bill No. 1581

House Bill No. 1614

House Bill No. 1621

House Concurrent Resolution No. 3094

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE HOUSE

Mr. President: I have the honor to transmit House Bill No. 1075 with the certification signed by the Speaker certifying the bill was passed over the Governor's veto, and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2384

ROY GILBREATH, Chief Clerk

SECOND READING OF

HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3091. — A concurrent resolution setting forth legislative policy that the use of federal appropriations for purposes of fish and wildlife land acquisitions in connection with the Garrison Diversion Unit should be limited to purchases from only willing sellers, urging the Secretary of the Interior to establish a policy of crediting existing federal and state-owned land toward fish and wildlife mitigation and enhancement requirements, supporting the Governor's wetland policy, and urging development by the Fish and Wildlife Service of a plan for acquisition of Garrison wildlife areas for purposes of mitigation and enhancement consistent with the policies established by the statutory and contract agreements between the United States and the State of North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3091 was declared adopted on a voice vote.

Report of Conference Committees

Mr. _____ President _____: Your Conference Committee to whom was refer-

red _____ Senate _____ Bill No. _____ 2027 _____ has had the same under

consideration and recommends:

that the Senate accede to the House amendments.

For the Senate	For the House
<u>W. G. Madden</u> Senator Madden	<u>D. Peterson</u> Representative Peterson
<u>W. V. Vossbeck</u> Senator Vossbeck	<u>R. E. Jacobsen</u> Representative Jacobsen
<u>W. Erdman</u> Senator Erdman	<u>W. Solberg</u> Representative Solberg

Senate Bill No. 2027 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2039 has had the same under consideration and recommends:

That the House recede from its amendments and that engrossed Senate Bill No. 2039 be amended as follows:

- On page 1 of the engrossed bill, line 4, delete the words and semicolon "; and declaring an emergency"
- On page 1 of the engrossed bill, line 9, delete the words "sum of" and insert in lieu thereof the words and comma "sums hereinafter provided,"
- On page 1 of the engrossed bill, line 10, delete the numerals "\$8,341,562"
- On page 1 of the engrossed bill, line 15, delete the numerals "89,360" and insert in lieu thereof the numerals "108,986"
- On page 1 of the engrossed bill, line 17, delete the numerals "465" and insert in lieu thereof the numerals "1,200"
- On page 1 of the engrossed bill, line 21, delete the numerals "8,341,562" and insert in lieu thereof the numerals "8,361,923"
- On page 2 of the engrossed bill, delete lines 1 through 8
- On page 2 of the engrossed bill, delete lines 16 through 33 and insert in lieu thereof the following section:

"SECTION 3. LEGISLATIVE INTENT AND GUIDELINES ON IMPACT GRANTS.) The legislative assembly intends that the moneys appropriated to, and distributed by, the coal development impact office for grants are to be used by grantees to meet initial impacts affecting basic governmental services, and directly necessitated by coal development impact. As used in this section, "basic governmental services" do not include activities relating to marriage or guidance counseling, services or programs to alleviate other sociological impacts, or services or facilities to meet secondary impacts. All grant applications and presentations to the coal development impact office shall be made by an appointed or elected government official."

- On page 3 of the engrossed bill, delete lines 7 through 9
- And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The Coal Development Impact Office salaries and wages is increased \$19,626, and supplies and materials is increased \$735. Also, the deficiency appropriation of \$978,120 is deleted.

For the Senate

 Senator Strinden

 Senator Thane

 Senator Erdman

For the House

 Representative Fyberg

 Representative Gunsch

 Refused to sign
 Representative Fleming

Senate Bill No. 2039 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2430 has had the same under consideration and recommends:

That the House recede from its amendments and Senate Bill 2430 be amended as follows:

On page 1, line 1, of the engrossed bill, delete everything after the words "A BILL" and the remainder of the bill and insert in lieu thereof the following: "for an Act to create and enact a new subsection to section 40-02-01 of the North Dakota Century Code, relating to the requisites for incorporation as a city; to provide an expiration date; and declaring an emergency.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1.) A new subsection to section 40-02-01 of the North Dakota Century Code is hereby created and enacted to read as follows:

3. Notwithstanding subsections 1 and 2 of this section, if such territory shall be within eight miles of an incorporated city exceeding ten thousand in population, it shall not become incorporated as a city unless it has residing therein at least one hundred fifty inhabitants. The form of government adopted shall be in accordance with subsections 1 and 2 of this section. The provisions of this subsection 3 shall expire on June 30, 1981.

SECTION 2. EMERGENCY.) This act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines and pages accordingly

For the Senate

 Senator Ludoen

 Senator Reiten

 Senator Shablow

For the House

 Representative Kretschmar

 Representative Conny

 Representative Kelly

Senate Bill No. 2430 was placed on the seventh

order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Conference Committee to whom was referred SENATE Bill No. 2438 has had the same under

consideration and recommends:

That the House recede from its amendments and that engrossed Senate Bill No. 2438 be amended as follows:

On page 1 of the engrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide an additional fee for motorcycle safety education to be deposited in a motorcycle education fund, to establish standards for motorcycle safety courses, to reimburse public schools and approved organizations for programs, to promote safety in the use and operation of motorcycles; to amend and reenact subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to motorcycle education requirements for motorcycle operators' permits and licenses for applicants under sixteen years of age; providing an effective date; and providing appropriations.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
STATE OF NORTH DAKOTA:

SECTION 1. ADDITIONAL FEES FOR MOTORCYCLE REGISTRATION.) In addition to the fees required by section 39-04-19, for motorcycle registration, a motorcycle safety education fee of five dollars shall be required at the time of registration of each motorcycle.

SECTION 2. SUPERINTENDENT OF PUBLIC INSTRUCTION TO ESTABLISH STANDARDS FOR MOTORCYCLE SAFETY COURSES.) The superintendent of public instruction shall establish requirements for instructional standards, course approval, and teacher certification standards for motorcycle safety courses required by this Act. Motorcycle safety courses may be offered by public schools and by approved organizations which meet instruction, course, and teacher certification requirements. The superintendent may adopt rules governing the operation of motorcycle safety courses, administer moneys pursuant to this Act, conduct audits and otherwise examine the records and accounts of approved motorcycle safety courses, and require other information as may be necessary to monitor the quality of motorcycle safety courses.

SECTION 3. REIMBURSEMENT FOR MOTORCYCLE SAFETY COURSES.) The superintendent shall reimburse public schools and organizations offering approved motorcycle safety courses for the actual cost of the courses. The amount of reimbursement for each student shall not exceed the actual per-pupil cost for the motorcycle safety program.

SECTION 4. MOTORCYCLE SAFETY PROMOTION.) The highway commissioner, in cooperation with other state agencies, shall promote safety and awareness in the use and operation of motorcycles through advertising and other appropriate means, as provided by this Act. The general public may provide input to improve motorcycle safety and education.

SECTION 5. DISPOSITION OF FEES.) Any fee collected pursuant to this Act shall be deposited by the motor vehicle registrar with the state treasurer and credited to a special motorcycle safety education fund in the state treasury.

SECTION 6. AMENDMENT.) Subsection 3 of section

39-06-14 of the 1977 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

3. All applicants holding a valid North Dakota driver's license making application for a renewal of such license, shall be issued a class 3 license without being subjected to an examination as herein provided. All applicants, except those holding a valid North Dakota driver's license who will be issued a class 3 license, applying for issuance of driver licenses shall be issued a classified license after having been required to submit to an examination in the type of motor vehicle or combination of vehicles for which license is desired and which license shall authorize the holder to drive the vehicles set forth in such class as follows:

Class 1. Any vehicle or combination of vehicles except vehicles under class 4.

Class 2. Any vehicle or combination of vehicles except:

- a. Vehicles towing a trailer when the trailer being towed has a gross weight in excess of six thousand pounds.
- b. Vehicles under class 4.

Class 3. Any two-axle or tandem-axle vehicle except:

- a. A truck tractor combination as defined in subsection 70 of section 39-01-01..
- b. A bus more than 80 inches in width and designed to carry more than ten persons and used for carrying passengers.
- c. A two-axle or tandem-axle vehicle or combination of vehicles when towing a trailer when the trailer being towed has a gross weight in excess of six thousand pounds.
- d. Vehicles under class 4.

Provided, however, an operator with a class 3 license may operate a farm tractor towing another vehicle having a gross weight in excess of six thousand pounds, and may operate a truck towing a farm trailer.

Class 4. Any motor vehicle having a seat or saddle for the use of the rider and designed to travel on not more than three wheels in contact with the ground, but excluding tractors and vehicles on which the operator or passengers, or both, ride within an enclosed cab.

The holder of a class 1, 2, or 3 license may receive a class 4 endorsement upon successful completion of an examination. An applicant sixteen years of age and older, who does not hold a current valid driver's license may be issued a class 4 learner's permit after successful completion of a written examination. The class 4 license will be issued after the applicant has successfully completed a driver's examination.

~~Applicants of the age of fourteen or fifteen years may receive a class 4 learner's permit to operate a motorcycle with an engine displacement of two hundred cubic centimeters or less only after successful completion of a written examination as required by the commissioner. A class 4 license or endorsement shall be issued to a fourteen or fifteen year old applicant only after he has successfully completed a driving examination, and has produced evidence satisfactory to the commissioner of either of the following--~~

Applicants fourteen or fifteen years of age may be issued a motorcycle learner's permit if the applicant is enrolled in or has completed an approved motorcycle safety course. Applicants for a motorcycle operator's license who are under sixteen shall hold an initial learner's permit for at least two months prior to applying for a class 4 operators license, shall have completed an approved motorcycle safety course, and shall hold a valid motorcycle learner's permit at the time of application. Any person under sixteen years of age who holds a permit or license shall be restricted to the operation of a motorcycle powered with an engine of two hundred cubic centimeters, or less, displacement. Evidence that the applicant has met one of the following standards shall accompany the application for a class 4 license:

- a. Satisfactory completion of a motorcycle course which included at least six hours of classroom instruction and six hours of actual motorcycle operation.
- b. Successful completion of a motorcycle course at an approved commercial driver training school which included at least six hours of classroom instruction and six hours of actual motorcycle operation.

SECTION 7. APPROPRIATION.) There is hereby appropriated out of any moneys in the motorcycle safety education fund in the state treasury, not otherwise appropriated, the sum of \$2,000.00, or so much thereof as may be necessary, to the motor vehicle registrar, for the purpose of implementing collection of the fee prescribed by this Act.

SECTION 8. APPROPRIATION.) There is hereby appropriated out of any moneys in the motorcycle safety education fund in the state treasury not otherwise appropriated, the sum of \$13,000.00, or so much thereof as may be necessary, to the superintendent of public instruction for the purpose of administering this Act, beginning January 1, 1980, and ending June 30, 1981.

SECTION 9. APPROPRIATION.) There is hereby appropriated out of any moneys in the motorcycle safety education fund in the state treasury, not otherwise appropriated, the sum of \$103,000.00, or so much thereof as may be necessary, to the superintendent of public instruction for the purpose of providing reimbursement to public schools and approved organizations pursuant to this Act beginning January 1, 1980, and ending June 30, 1981.

SECTION 10. APPROPRIATION.) There is hereby appropriated out of any moneys in the motorcycle safety education fund in the state treasury, not otherwise appropriated, the sum of \$18,000.00, or so much thereof

as may be necessary, to the highway commissioner, for the purpose of advertising and promoting safety in the use and operation of motorcycles beginning January 1, 1980, and ending June 30, 1981.

SECTION 11. EFFECTIVE DATE.) The provisions of this Act shall become effective on January 1, 1980."

And renumber the lines and pages accordingly

For the Senate	For the House
SENATOR TENNEFOS <i>[Signature]</i>	REPRESENTATIVE ERICKSON <i>[Signature]</i>
SENATOR SOLBERG <i>[Signature]</i>	REPRESENTATIVE TERRY <i>[Signature]</i>
SENATOR LASHKOWITZ <i>[Signature]</i>	REPRESENTATIVE KOSKI <i>[Signature]</i>

SENATE Bill No. 2438 was placed on the Seventh

order of business on the calendar for the succeeding legislative day.


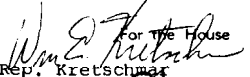
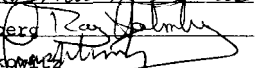
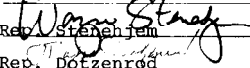

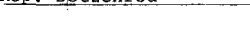
Mr. President: Your Conference Committee to whom was referred House Bill No. 1215 has had the same under consideration and recommends:

That the Senate recede from its amendments and that engrossed House Bill 1215 be amended as follows:

- On page 1 of the engrossed bill, line 4 delete "paddle wheel,"
- On page 1, line 5 delete "twenty-one,"
- On page 5, line 29 after the word "organization" insert the following:
 - "; however, none of the net proceeds may be used for capital improvements or the purchase of furnishings" and after the period on line 29 insert the following:
 - "For purposes of this section, a capital improvement is defined as the construction, renovation, remodeling or repair of a building which tends to enhance its value, beauty or utility or to adapt it for further purposes. For purposes of this section, a furnishing is defined as furniture, draperies, or equipment."
- On page 9, line 24 delete "one year" and insert in lieu thereof "three months"
- On page 9, line 26 delete ", other than"
- On page 9 delete all of line 27
- On page 9, line 28 delete "own use,"
- On page 9, line 29 delete "one year" and insert in lieu thereof "three months"
- On page 10, line 16 delete "paddle wheel, twenty-"
- On page 10, line 17 delete "one,"
- On page 10, line 20 delete "paddle wheel,"
- On page 10, delete all of lines 31 through 34
- On page 11, delete all of lines 1 through 22

- On page 11, line 30 after the period insert the following: "The maximum wager on any sports pool shall not exceed five dollars. The amounts paid to sports pool participants in prizes shall not exceed two-thirds of the gross proceeds."
- On page 13, line 15 delete the word "before" and insert in lieu thereof the words "on a quarterly basis"
- On page 13, line 16 delete the words "April first of each year for the preceding calendar year"
- On page 14, line 18 delete the words "or retailer"
- On page 15, line 19 delete the word "may" and insert in lieu thereof the word "shall"
- On page 15, line 20 after the word "to" insert the following words "but not limited to"
- On page 15, line 32 after "Act;" insert the following: "to define capital improvements and furnishings;"

And renumber the lines, sections and pages accordingly

For the Senate	For the House
Sen. Sands 	Rep. Kretschmar 
Sen. Holmberg 	Rep. Strenshjem 
Sen. Lashkovetz 	Rep. Dotzenrodt 

House Bill No. 1215 was placed on the 7th

order of business on the calendar for the succeeding legislative day.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1304 has had the same under

consideration and recommends:

That the House accede to the Senate amendments and that HB 1304 be further amended as follows:

On the Senate amendments to engrossed HB 1304 after Section 4, subdivision 3. ending in the words "formulas provided by law shall be considered." insert the following new section:

"SECTION 5. LEGISLATIVE INTENT AND GUIDELINES ON IMPACT GRANTS.) The legislative assembly intends that the moneys appropriated to, and distributed by, the coal development impact office for grants are to be used by grantees to meet initial impacts affecting basic governmental services, and directly necessitated by coal development impact. As used in this section, "basic governmental services" do not include activities relating to marriage or guidance counseling, services or programs to alleviate other sociological impacts, or services or facilities to meet secondary impacts. All grant applications and presentations to the coal development impact office shall be made by an appointed or elected government official."

And renumber the lines, sections, and pages accordingly

For the Senate	For the House
Sen. Jones _____	Rep. Martinson _____
Sen. Albers _____	Rep. Scofield _____
Refused to sign	Refused to sign
Sen. Rait _____	Rep. Brokaw _____

House Bill No. 1304 was placed on the 7th order of business on the calendar for the succeeding legislative day.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1028

House Bill No. 1044

House Bill No. 1199

House Bill No. 1565

House Bill No. 1581

House Bill No. 1588

House Bill No. 1614

House Bill No. 1621

House Concurrent Resolution No. 3094

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 herewith the following:

House Bill No. 1028

House Bill No. 1044

House Bill No. 1199

House Bill No. 1565

House Bill No. 1581

House Bill No. 1588

House Bill No. 1614

House Bill No. 1621

House Concurrent Resolution No. 3094

Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Concurrent Resolution No. 4072

Senate Concurrent Resolution No. 4085

Senate Concurrent Resolution No. 4086

Senate Concurrent Resolution No. 4087

Senate Concurrent Resolution No. 4089

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Concurrent Resolution No. 4064

Senate Concurrent Resolution No. 4066

Senate Concurrent Resolution No. 4070

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Concurrent Resolution No. 4088

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO SENATE CONCURRENT RESOLUTION 4088

On page 1, line 2 delete "in custody and divorce" and insert in lieu thereof a period

On page 1, delete line 3

On page 1, line 9 after the word "children" delete the word "in"

On page 1, line 10 delete the words "divorce and custody proceedings"

On page 1, line 14 after the word "person" insert the following:
", a unique individual being,"

On page 2, line 31 delete the words "involved in the" and insert in lieu thereof the words "concerning the rights of children"

On page 2, line 32 delete the words "awarding of custody and visitation rights"

And renumber the lines and pages accordingly

Senator Thane moved that the absent Senators be excused, which motion prevailed.

Senator Nething moved that the Senate stand adjourned until 8:00 A.M., Thursday, March 29, 1979, which motion prevailed.

LEO LEIDHOLM, Secretary

SIXTY-FIRST DAY

Bismarck, March 29, 1979

The Senate convened at 8:00 A.M., with President Pro Tem Strinden presiding.

The prayer was offered by Rev. Chuck Hill, United Church of Christ, Bismarck.

Father, we thank You for life and the duties and tasks to which we are called and for these people who have brought to our state's service their talents and skills, knowledge and convictions. They have finished their tasks and charted the course for the days ahead for our state. There has been hurt, anger and doubt but transcending these has been an awareness of love, comfort and understanding which they have given each other as they have done their work. We ask Thy blessing on them for what they have done and for our state as we continue to exercise our civil duties and tasks which are a part of our heritage. Return them safely to their homes and to their loved ones with a feeling of personal accomplishment. In Christ's name we pray. Amen.

The roll was called and all members were present except Senator Strand.

A quorum was declared by the President.

CONSIDERATION OF CONFERENCE COMMITTEE REPORTS

Senator Naaden moved that the Conference Committee Report on Senate Bill No. 2027 as printed on page 1916 of the Senate Journal be adopted, which motion prevailed.

Senator Naaden moved that the rules be suspended, that Senate Bill No. 2027 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2027. State Historical Board, International Peace Garden and Heritage Commission — A Bill for an Act making an appropriation for defraying the expenses of the state historical board and international peace garden of the State of North Dakota.

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, 3; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NOTHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE			STRAND	●
●			●	KRAUTER		●	PETERSON			STRINDEN	●
●			●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●			●	LEE		●	REDUN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	

● FARRINGTON	● LODOEN	● ROEN	● VOSPER
● FRITZELL	● MELLAND	● SANDNESS	● WALSH
● GOODMAN	● MILLER	● SANDS	● WENSTROM
● HANSON	● MUTCH	● SCHIRADO	● WRIGHT
● HOFFNER	● NAADEN	● SHABLOW	MR. PRESIDENT
● HOLMBERG	● NELSON	● SMYKOWSKI	

So the bill passed and the title was agreed to.

Senator Thane moved that Senate Bill No. 2039 be placed at the foot of the calendar, which motion prevailed.

Senator Lodoen moved that the Conference Committee Report on Senate Bill No. 2430 as printed on page 1918 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the rules be suspended, that Senate Bill No. 2430 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2430. — A Bill for an Act to create and enact a new subsection to section 40-02-01 of the North Dakota Century Code, relating to the requisites for incorporation as a city; to provide an expiration date; 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, 47; nays, 2; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORLUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH	●		● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW		●	MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed, the title was agreed to, and the emergency clause carried.

Senator Tennefos moved that the Conference Committee Report on Senate Bill No. 2438 as printed on pages 1919-1922 of the Senate Journal be adopted, which motion prevailed.

Senator Tennefos moved that the rules be suspended, that Senate Bill No. 2438 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2438. — A Bill for an Act to provide an additional fee for motorcycle safety education to be deposited in a motorcycle safety education to be deposited in a motorcycle education fund, to establish standards for motorcycle safety courses, to reimburse public schools and approved organizations for programs, to promote safety in the use and operation of motorcycles; to amend and reenact subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to motorcycle education requirements for motorcycle operators' permits and licenses for applicants under sixteen years of age; providing an effective date; and providing appropriations.

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, 44; nays, 5; absent and not voting, 1.

assembly providing for a coal development impact aid program, creating a coal impact office and setting out the powers and duties of the director; to amend and reenact sections 57-62-04 and 57-62-05 of the North Dakota Century Code, providing for a coal development impact office and setting forth the powers and duties of the 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, 31; nays, 18; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS		●	ISZLER		●	NETHING		●	SOLBERG	
	BARTH	●	●	JACOBSON		●	OLIN		●	SORUM	
	BERUBE	●	●	JONES			ORANGE	●		STRAND	●
	CHRISTENSEN			KRALTER	●	●	PETERSON			STRINDEN	
●	CUSSENS			LASHKOWITZ			RAIT	●	●	TALLACKSON	
	DOTZENROD	●	●	LEE			REDLIN	●		TENNEFOS	
	ERDMAN	●	●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODDOEN		●	ROEN		●	VOSPER	
	FRITZELL	●	●	MELLAND		●	SANDNESS			WALSH	●
●	GOODMAN		●	MILLER	●		SANDS		●	WENSTROM	
●	HANSON		●	MUTCH			SCHRADDO	●	●	WRIGHT	
	HOFFNER	●	●	NAADEN			SHABLOW	●	●	MR PRESIDENT	
●	HOLMBERG		●	NELSON			SMYKOWSKI	●			

So the bill passed, the title was agreed to, but the emergency clause lost.

Senator Thane moved that the Conference Committee Report on Senate Bill No. 2039 as printed on page 1917 of the Senate Journal be adopted.

Senator Hoffner requested a recorded roll call vote on the motion to adopt the conference committee report, which request was granted.

ROLL CALL

The question being on the motion to adopt the conference committee report, the roll was called and there were ayes, 34; nays, 15; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●	ALBERS		●	ISZLER		●	NETHING		●	SOLBERG	
	BARTH	●	●	JACOBSON		●	OLIN		●	SORUM	
	BERUBE	●	●	JONES			ORANGE	●		STRAND	●
	CHRISTENSEN			KRALTER	●	●	PETERSON			STRINDEN	
●	CUSSENS			LASHKOWITZ			RAIT	●	●	TALLACKSON	
	DOTZENROD	●	●	LEE			REDLIN	●		TENNEFOS	
	ERDMAN	●	●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODDOEN		●	ROEN		●	VOSPER	
	FRITZELL	●	●	MELLAND		●	SANDNESS			WALSH	●
●	GOODMAN		●	MILLER	●		SANDS		●	WENSTROM	
●	HANSON		●	MUTCH			SCHRADDO	●	●	WRIGHT	
	HOFFNER	●	●	NAADEN			SHABLOW	●	●	MR PRESIDENT	
●	HOLMBERG		●	NELSON			SMYKOWSKI	●			

The conference committee report was adopted.

Senator Lips moved that the rules be suspended, that Senate Bill No. 2039 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2039. — A Bill for an Act making an appropriation for defraying the expenses of the coal development impact office of the state of North Dakota; and setting forth legislative intent and guidelines.

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, 12; absent and not voting, 2.

REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		● SOLBERG
● BARTH		●	● JACOBSON			● OLIN		● SORUM
● BERUBE		●	● JONES			● ORANGE	●	● STRAND
● CHRISTENSEN			● KRAUTER		●	● PETERSON		● STRINDEN
● CUSSONS			● LASHKOWITZ			● RAIT		● TALLACKSON
● DOTZENROD		●	● LEE			● REDLIN	●	● TENNEFOS
● ERDMAN		●	● LIPS			● RETEN		● THANE
● FARRINGTON			● LODDEN			● ROEN		● VOSPER
● FRITZELL			● MELLAND			● SANDNESS		● WALSH
● GOODMAN			● MILLER		●	● SANDS		● WENSTROM
● HANSON			● MITCH			● SCHIRADO		● WRIGHT
● HOFFNER		●	● NARDEN			● SHABLOW		● MR. PRESIDENT
● HOLMBERG			● NELSON			● SMTKOWSKI		

So the bill passed and the title was agreed to.

MESSAGES FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently passed:

Senate Bill No. 2001

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed:

House Bill No. 1360

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1438

The Speaker has appointed as a new conference committee on:

House Bill No. 1438:

- Rep. Martinson
- Rep. Scofield
- Rep. Pomeroy

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

- Senate Bill No. 2012
- Senate Bill No. 2013
- Senate Bill No. 2021
- Senate Bill No. 2150
- Senate Bill No. 2417
- Senate Bill No. 2432

were delivered to the } Governor for his approval at the hour of

8:20 o'clock a.m. March 29, 1979

Senator Peterson
Senator Peterson Chairman.
1987 NORTH DAKOTA PRODUCTS

MOTIONS

Senator Christensen moved that the Senate do not concur in the House amendments to Senate Concurrent Resolution No. 4088 as printed on page 1925 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Concurrent Resolution No. 4088:

Senator Cussons
 Senator Peterson
 Senator Orange

Senator Jones moved that the President appoint a new committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 1438, which motion prevailed.

The President appointed as a new Conference Committee on House Bill No. 1438:

Senator Cussons
 Senator Albers
 Senator Rait

MESSAGES TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Concurrent Resolution No. 3091

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 Concurrent Resolution No. 4088, and the President has appointed as a conference committee to act with a like committee from the House on Senate Concurrent Resolution No. 4088:

Senate Concurrent Resolution No. 4088:

Senator Cussons
 Senator Peterson
 Senator Orange

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed as a new conference committee to act with a like committee from the House, on House Bill No. 1438:

Senator Cussons
 Senator Albers
 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. 2027
 Senate Bill No. 2039
 Senate Bill No. 2430
 Senate Bill No. 2438
 House Bill No. 1215
 House Bill No. 1304

LEO LEIDHOLM, Secretary

Senator Nothing moved that the Senate stand recessed until 9:30 A.M., which motion prevailed.

The Senate reconvened, pursuant to recess taken, with President Sanstead presiding.

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2110

and find the same correctly

} Enrolled



Chairman

Senator Peterson

Senator Schirado 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 appointed as a conference committee to act with a like committee from the Senate, on Senate Concurrent Resolution No. 4088:

- Rep. Thompson
- Rep. Boyum
- Rep. Meiers

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1550

The Speaker has appointed as a new conference committee on:

- House Bill No. 1550:
- Rep. A. Hausauer
- Rep. Timm
- Rep. Weber

ROY GILBREATH, Chief Clerk

MOTION

Senator Nething moved that the conference committee appointed to House Bill No. 1550 be discharged, and that a new conference committee be appointed to meet with a like committee in the House, which motion prevailed.

The President appointed as a new conference committee on House Bill No. 1550:

- Senator Goodman
- Senator Farrington
- Senator Redlin

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed as a new conference committee to act with a like committee from the House, on House Bill No. 1550:

- Senator Goodman
- Senator Farrington
- Senator Redlin

LEO LEIDHOLM, Secretary

PRESENTATION OF PETITIONS AND COMMUNICATIONS
State of North Dakota
EXECUTIVE OFFICE
BISMARCK

The Honorable Wayne G. Sanstead
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505
Dear Mr. President:

Senate Bill 2280 repeals North Dakota's anti-corporation farm law and permits family farm and ranch operations to incorporate.

Corporation farming is not a new idea in North Dakota. The Anti-Corporation Farming Act was initiated and passed by the people in 1932 in the drought and depression days. The law gave banks and corporations that had acquired farms through foreclosure proceedings and other means ten years to dispose of the farmlands they owned. The law prohibits corporations from farming or owning farmlands. Its constitutionality was tested and upheld in both the North Dakota Supreme Court and the United States Supreme Court.

Toward the end of the ten-year grace period, a concerted effort was made to amend the anti-corporation farm law in the 1941 legislative session. According to the news stories of that time, five thousand farmers marched on the State Capitol; they succeeded in killing the attempt to weaken the law.

Corporate farming legislation has been introduced and defeated in many legislative sessions since 1941. In 1967 the legislative assembly passed a corporate farm bill. Governor William L. Guy vetoed the bill, and the assembly passed it over his veto. The bill was referred and in November, 1968, the people defeated the corporate farming measure by a three to one margin.

Today North Dakota is unique in the nation because it has retained its family-based style of agriculture. We are the envy of many states which have recently enacted laws restricting corporate farm activity.

North Dakotans can thank our present law for our unique status; it has served us well over the past forty-five years. That law has helped to keep the ownership of the land in the hands of those who are farming it. Current law permits cooperative corporations to farm only if 75% of the stockholders are actually making their living from farming. Consequently, most North Dakota farmland is owned by North Dakotans. I do not think we want to change that.

I cannot support Senate Bill 2280 because it will endanger the strong family-based type of agriculture which prevails in our state.

At first glance, this bill appears to be acceptable legislation. By its title it permits only small family-type operations to incorporate. To the casual observer, it appears that this bill will restrict corporation farming to those families who now farm North Dakota's land. But consider the implications of this bill. First, there is no limit on the amount of acreage that could be accumulated. This could lead to very few large corporations controlling much of North Dakota's food production.

Second, there is no requirement that 14 out of 15 possible stockholders be residents of North Dakota. This will foster absentee ownership of the land. The bill does require the officers and the directors of the corporation to be "actively engaged in operating the farm or ranch." However, the bill does not define what "actively engaged in farming or ranching" means. This provision could lead to out-of-state officers and directors controlling the management of the corporation. The bill only requires one stockholder to actually reside on the farm. I contend that personal ownership of farmland by the people who farm it is a major factor contributing to North Dakota's present strength and agricultural productivity.

Third, I submit that this bill has implications far beyond our generation or even our children's generation. It may take three or four generations, but eventually these corporation farms are going to become larger and larger at the expense of our small family farms. When the family farms disappear, so do our towns and so does our rural North Dakota way of life. Any action that hastens the de-population of rural communities works a hardship on main street and such necessary institutions as schools and churches.

We need only to look at what is happening across the country for evidence of this pattern. There have been many changes in agriculture over the last forty years. Farms have dramatically increased in size. We have noted the nationwide trend away from on-farm, family ownership of land. We have seen the declining proportion of farm labor contributed by the operator and immediate family. This differentiation between ownership, management, and labor indicates the tendency away from the family farm as the historically dominant farm type in this country.

There are several other reasons why this bill should not become law. Although the tax benefits of incorporating have been emphasized, there is no doubt that these benefits will only accrue to the large, wealthy farmer or rancher. In essence, incorporation provides tax benefits to those farmers who need them the least. This is not an estate planning or tax planning tool that would be used by average-sized farms simply because other less costly estate planning methods are now available.

In Senate Bill 2280, North Dakotans are faced with a policy decision of potentially enormous consequences. The future of the small farm is at stake. I subscribe to the policy of preserving and rejuvenating our rural life style and economy. I strongly believe that all agricultural policy decisions made in North Dakota today should work toward a system of agriculture in which the ownership, operation, and management of a farm unit are all vested within the family who resides on the farm and makes its livelihood from that farm.

To further this policy, I have worked closely with the Agriculture Department and the Family Farm Committee, the Industrial Commission and the Bank of North Dakota in developing the Beginning Farmer Program. I have recently signed into law three bills proposed by the Family Farm Committee to help ease the entry of young farmers into agriculture. These bills, by providing tax incentives to persons who sell their farmland to beginning farmers and by increasing the availability of agricultural loans, will help foster the family farm.

Because I believe that opening the door to corporation farming is potentially dangerous to the small family farm and contrary to the public interest of the state of North Dakota, I hereby veto Senate Bill 2280.

Sincerely yours,
ARTHUR A. LINK
Governor

MOTIONS

Senator Nething moved that Senate Bill No. 2280 be placed at the foot of the calendar for reconsideration as a vetoed measure pursuant to Section 79 of the Constitution of the State of North Dakota, which motion prevailed.

Senator Solberg moved that Senate Concurrent Resolution No. 4077 be returned to the Senate floor from the Committee on Transportation, which motion prevailed.

Senator Solberg requested the unanimous consent of the Senate to withdraw Senate Concurrent Resolution No. 4077. There being no objection, it was so ordered by the President.

REPORT OF STANDING COMMITTEE

Mr. President, Your Joint Committee ^{on} Constitutional Revision to whom was referred House Concurrent Resolution

No. 3088, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 0; Absent, 2, that engrossed

do pass. do not pass. be placed on calendar without recommendation. be amended as follows:

House Concurrent Resolution No. 3088 do pass.

Wenstrom

[Signature]

Senator Wenstrom

Rep. Conmy

Co-Chairman

Senator Wenstrom moved that the report be adopted, which motion prevailed.

Senator Rait moved that the rules be suspended, that House Concurrent Resolution No. 3088 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3088. - A concurrent resolution for a constitutional amendment providing for the creation of a coal development impact trust fund; and providing an effective date.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 27; nays, 15; absent and not voting, 8.

Table with columns: REGULAR SESSION, ROLL-CALL, 1979 LEGISLATURE. Rows list names and their voting status (YEAS, N-V, NAYS).

House Concurrent Resolution No. 3088 was declared adopted.

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following:

- House Bill No. 1019
House Bill No. 1489
House Bill No. 1569
House Bill No. 1611
House Bill No. 1622

House Bill No. 1569

House Bill No. 1611

House Bill No. 1622

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 herewith the following:

Senate Bill No. 2110

Which the President has signed and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1019

House Bill No. 1489

House Bill No. 1569

House Bill No. 1611

House Bill No. 1622

Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2110

Which the Speaker has signed.

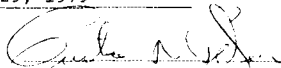
ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 2110

..... was delivered to the } Governor for his approval at the hour of
 12:05 o'clock P.m., March 29, 1979


 Senator Peterson Chairman.
"BUY NORTH DAKOTA PRODUCTS"

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to inform you that the House has not adopted the conference committee report on:

House Bill No. 1010

The Speaker has appointed as a new conference committee on:

House Bill No. 1010:

Rep. Marsden

Rep. Christensen

Rep. Fleming

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently passed:

Senate Bill No. 2008
Senate Bill No. 2039
Senate Bill No. 2430
Senate Bill No. 2438

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report on:

Senate Bill No. 2027
Senate Bill No. 2484

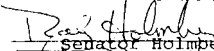
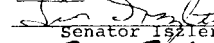
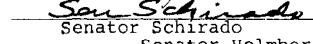
ROY GILBREATH, Chief Clerk

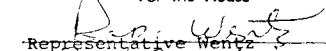

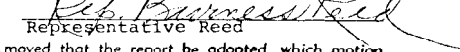
Report of Conference Committees

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2412 has had the same under

consideration and recommends: that the House recede from the House amendments and further amend engrossed Senate Bill 2412 as follows:

- on page 1, line 2 of the engrossed bill, delete the word "criminal" and insert in lieu thereof the word "judicial"
- on page 2, line 10 of the engrossed bill, after the word "judicial" delete the word "proceeding" and insert in lieu thereof the words "or administrative proceedings pursuant to Chapter 28-32 of the North Dakota Century Code"
- on page 3, line 21 of the engrossed bill, delete the word "electronically" and insert in lieu thereof the word "visually"
- on page 3, line 32 of the engrossed bill, after the word "the" insert the words "national registry of interpreters for the deaf or the North Dakota association of the deaf or the"
- on page 3, line 33 of the engrossed bill, after the word "superintendent" insert the words "of the North Dakota school for the deaf"

For the Senate

 Senator Holmberg

 Senator Iszler

 Senator Schirado
 Senator Holmberg

For the House

 Representative Wentz

 Representative Benedict

 Representative Reed

moved that the report be adopted, which motion

prevailed.

Senator Schirado moved that the rules be suspended, that Senate Bill No. 2412 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2412. — A Bill for an Act to provide for the appointment of interpreters to assist deaf persons in judicial and administrative proceedings.

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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIF		● STRANDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODGEN			● ROEN		● THANE
● FRITZELL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHIRADO		● WENSTROM
● HOFFNER			● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

So the bill passed and the title was agreed to.

Report of Conference Committees

Mr. President : Your Conference Committee to whom was referred Senate Bill No. 2487 has had the same under consideration and recommends:

That the House recede from its amendments and that engrossed Senate Bill No. 2487 be amended as follows:

On page 1 of the engrossed bill, delete lines 8 through 21 and insert in lieu thereof the following section:

"SECTION 1. TRANSFER.) In the event that the cash balance in the general fund of the state treasury as of the close of business on June 30, 1979, less outstanding financial obligations for the biennium ending June 30, 1979, to be paid after June 30, 1979, exceeds \$148,600,000.00, the director of the department of accounts and purchases, after approval of the budget section of the legislative council, shall direct the state treasurer to transfer from the general fund to the state capital construction fund the sum of \$10,730,000.00, or so much thereof as may be necessary, or the amount by which the cash balance in the general fund on the close of business on June 30, 1979, less outstanding financial obligations for the biennium ending June 30, 1979, to be paid after June 30, 1979, exceeded \$148,600,000.00 whichever is less. In the event that the cash balance in the general fund of the state treasury on June 30, 1980, exceeds \$110,550,000.00, the director of the department of accounts and purchases, after approval by the budget section of the legislative council, shall direct the state treasurer to transfer from the general fund to the state capital construction fund that amount of funds that were in excess of \$110,550,000.00, or so much thereof as may be necessary for the projects listed in section 2 of this Act for which funds were not previously transferred from the general fund to the capital construction fund, or the amount by which the cash balance in the general fund on the close of business on June 30, 1980, exceeded \$110,550,000.00 whichever is less. Such funds shall be expended by the various agencies, departments, and institutions for the construction or addition, remodeling, and equipping of buildings in accordance with specific appropriations made by the legislative assembly in section 2 of this Act."

On page 2 of the engrossed bill, delete lines 1 through 8

On page 3 of the engrossed bill, line 9, after the word "facility" insert the words "in accordance with the priority list as provided in this section"

On page 3 of the engrossed bill, line 13, after the word "facility" insert the words "in accordance with the priority list as provided in this section"

On page 3 of the engrossed bill, line 15, after the word "funds" insert

the words "as may be necessary for the completion of such project or projects"

On page 3 of the engrossed bill, line 16, delete the words "and shall not be returned to the" and insert in lieu thereof the following: "until spent for such purposes"

On page 3 of the engrossed bill, line 17, delete the following "general fund"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment revises the manner in which funds will be transferred from the general fund to the capital construction fund. This amendment is based upon the premise that funds will be transferred to the capital construction fund only if collections are at levels which suggest a June 30, 1981, general fund balance in excess of \$73,000,000.

For the Senate
Strinden
 Senator Strinden
Melland
 Senator Melland
Erdman
 Senator Erdman
 Senator Strinden

For the House
Hausauer
 Representative Hausauer
Unhjem
 Representative Unhjem
 Refused to sign
 Representative Fleming

moved that the report be adopted,

Senator Hoffner requested a recorded roll call vote on the motion to adopt the conference committee report on Senate Bill No. 2487, which request was granted.

ROLL CALL

The question being on the motion to adopt the conference committee report on Senate Bill No. 2487, the roll was called and there were 30 ayes; nays, 19; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			ISZLER	•	•	• NOTHING			• SOLBERG		
• BARTH		•	JACOBSON		•	• OLIN			• SORUM		•
• BERUBE	•		• JONES		•	• ORANGE			• STRAND		•
• CHRISTENSEN			KRAUTER		•	• PETERSON			• STRINDEN		
• CUSSONS	•		LASHKOWITZ			• RAIT		•	• TALLACKSON		
• DOTZENROD			LEE		•	• REDLN			• TENNEFOS		
• ERDMAN	•		LIPS			• REITEN			• THANE		
• FARRINGTON			• LODOEN			• ROEN			• VOSPER		
• FRITZELL			• WELAND			• SANDNESS			• WALSH		•
• GOODMAN			MILLER		•	• SANDS			• WENSTROM		
• HANSON			MUTCH			• SCHIRADO		•	• WRIGHT		•
• HOFFNER	•		• NAADEN		•	• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI		•			

The conference committee report was adopted.

Senator Strinden moved that the rules be suspended, that Senate Bill No. 2487 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2487. — Capital Construction Fund. A Bill for an Act for a conditional transfer of funds to a state capital construction fund, providing for budget section approval, and providing an appropriation for the construction, remodeling, and equipping of, or additions to, buildings of state agencies, departments, and institutions.

Which has been read.

Senator Hoffner requested that the question of the final passage of engrossed Senate Bill No. 2487 be divided, that the sections be voted upon separately as follows:

JOURNAL OF THE SENATE

	<u>Department of Institution</u>	<u>Type of Facility</u>	<u>State Funds</u>
Division A: Page 2, lines 22 and 23	North Dakota State University	Music education building	\$ 3,000,000
Division B: Page 2, lines 24 and 25	Industrial school	Vocational educa- tion and mainten- ance shop	635,000
Division C: Page 2, lines 26 and 27	University of North Dakota	Library addition	4,500,000
Division D: Page 2, lines 28 and 29	San Haven state hospital	Food service, laundry, and commissary building	1,320,000
Division E: Page 2, lines 31 and 32	State school of science	Maintenance storage building and site	930,000
Division F: Page 2, lines 33 and 34	School for the deaf	Three residential cottages	345,000
Division G:	The balance of Senate Bill No. 2487,		

President Sanstead granted the request.

ROLL CALL

The question being on the final passage of Division A, to Senate Bill No. 2487, University of North Dakota State University, Music Education Building, the roll was called and there were ayes, 39; nays, 10; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER	●	●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT	●	●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LOODEN		●	ROEN		●	VOSPPE	
●			●	MELLAND		●	SANDNESS		●	WALSH	●
●			●	MILLER	●	●	SANDS		●	WENSTROM	
●			●	MUTCH	●	●	SCHIRADO		●	WRIGHT	
●		●	●	NAADEN		●	SHABLOW	●	●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

Division A of Senate Bill No. 2487 passed.

ROLL CALL

The question being on the final passage of Division B, of Senate Bill No. 2487, Industrial school vocational education and maintenance shop, the roll was called and there were ayes, 39; nays, 10; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●			●	JACOBSON		●	OLIN		●	SORUM	
●			●	JONES		●	ORANGE		●	STRAND	●
●			●	KRAUTER	●	●	PETERSON		●	STRINDEN	
●			●	LASHKOWITZ		●	RAIT	●	●	TALLACKSON	
●			●	LEE		●	REDLIN		●	TENNEFOS	
●			●	LIPS		●	REITEN		●	THANE	
●			●	LOODEN		●	ROEN		●	VOSPPE	
●			●	MELLAND		●	SANDNESS		●	WALSH	●
●			●	MILLER	●	●	SANDS	●	●	WENSTROM	
●			●	MUTCH	●	●	SCHIRADO		●	WRIGHT	
●		●	●	NAADEN		●	SHABLOW	●	●	MR. PRESIDENT	
●			●	NELSON		●	SMYKOWSKI				

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND	•	
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRANDEN		
• CUSSONS			• LASHKOWITZ	•		• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• EROMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON	•		• LODOEN			• ROEN			• VOSPER		•
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		•
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG	•		• NELSON			• SMYKOWSKI					

Division F of Senate Bill No. 2487 passed.

ROLL CALL

The question being on the final passage of the balance of Senate Bill No. 2487, the roll was called and there were ayes, 34; nays, 15; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER			• NETHING			• SOLBERG		
• BARTH			• JACOBSON			• OLIN			• SORUM		
• BERUBE			• JONES			• ORANGE			• STRAND	•	
• CHRISTENSEN			• KRAUTER			• PETERSON			• STRANDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		
• DOTZENROD			• LEE			• REDLIN			• TENNEFOS		
• EROMAN			• LIPS			• REITEN			• THANE		
• FARRINGTON	•		• LODOEN			• ROEN			• VOSPER		•
• FRITZELL			• MELLAND			• SANDNESS			• WALSH		
• GOODMAN			• MILLER			• SANDS			• WENSTROM		
• HANSON			• MUTCH			• SCHIRADO			• WRIGHT		•
• HOFFNER			• NAADEN			• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON			• SMYKOWSKI					

Senate Bill No. 2487 passed, including Divisions A, B, C, D, E, and F.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following on which the Senate has adopted the conference committee report and subsequently passed:

Senate Bill No. 2412

Senate Bill No. 2487

LEO LEIDHOLM, Secretary

POINT OF PERSONAL PRIVILEGE

Senator Melland: Mr. President, I rise on a point of personal privilege and request my remarks be printed in the Journal.

The Governor's refusal to allow farmers the economic equity they deserve is a disappointment. That's the result of his veto of limited farm corporations.

Our failure to override his veto in the Senate is hardly a surprise because the issue has been lost in politics and emotionalism — in the closing moments of the session we did not muster the economic objectivity the measure deserves.

Following the suggestion Senator Hoffner made, I have contacted counsel and am having prepared an initiated measure to present to the people involving the question of farm corporations. I'm an implement dealer. When the petitions are ready I'll distribute them to dealers across the state, asking them to put them on their counters so that the people involved, the farmers and ranchers, can make the choice of whether the question should go to a ballot. I'll provide petitions for organizations and individuals who request them.

I don't intend to lead a drive. I want only to provide the people involved

the opportunity to choose if farmers should have the additional opportunity for limited corporation privileges. I want them to have the chance for choice.

The initiative drive will be beyond politics — the question will be objective rather than emotional. Farmers and ranchers are the people who say they need this extra business form — they deserve the opportunity to address the issue.

I intend to present farmers and ranchers the alternative for choice. They'll have to carry the ball from here.

Senator Nething moved that the Senate stand in recess until 1:30 P.M., which motion prevailed.

The Senate reconvened, pursuant to recess taken, with President Sanstead presiding.

Senator Nething requested a call of the Senate, which request was granted.

Senator Nething moved that the call of the Senate be dissolved, which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed House Bill No. 1483.

ROY GILBREATH, Chief Clerk

Senator Nething moved that the Senate stand in recess until 2:00 P.M., which motion prevailed.

The Senate reconvened, pursuant to recess taken, with President Sanstead presiding.

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently passed:

Senate Bill No. 2412

Senate Bill No. 2487

ROY GILBREATH, Chief Clerk

MOTION

Senator Melland moved that the President appoint a new committee of three to act with a like committee from the House as a Conference Committee on House Bill No. 1010, which motion prevailed.

The President appointed as a new Conference Committee on House Bill No. 1010:

Senator Melland
Senator Strinden
Senator Walsh

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed as a new conference committee to act with a like committee from the House, on House Bill No. 1010:

Senator Melland
Senator Strinden
Senator Walsh

LEO LEIDHOLM, Secretary

Report of Conference Committees

Mr. President : Your Conference Committee to whom was referred Senate Bill No. 2439 has had the same under consideration and recommends:

That the Senate accedes to the House amendments and SB 2439 be further amended as follows:

- On page 2 of the re-reengrossed bill, line 5, after the word "distributed" delete the following: "on a per-pupil basis"
- On page 4 of the re-reengrossed bill, line 24, delete the word "ten" and insert in lieu thereof the word "three"
- On page 4 of the re-reengrossed bill, line 26, delete the word "sixty" and insert in lieu thereof the word "seventy"
- On page 5 of the re-reengrossed bill, line 16, after the period insert the following: "The amount of funds deducted from a school district shall not be in excess of the funds that may be taken into account under federal regulations Public Law 81-874, section 5(d)."
- On page 5 of the re-reengrossed bill, delete lines 17 through 20 and insert in lieu thereof the following:
- "c. The amount of funds estimated by the superintendent of public instruction to be received by each school district for the period from May first of the current year through April thirtieth of the following year from distributions of oil and gas bonus payments pursuant to section 2 of this Act, which shall be subtracted from the school district's November first foundation program payment. The May first foundation program payment shall be adjusted to reflect a subtraction for the actual amounts received pursuant to section 2 of this Act by the school district during this period."
- On page 5 of the re-reengrossed bill, line 25, after the word "from" insert the following: "state funds and from"
- On page 5 of the re-reengrossed bill, line 26, after the word "districts" insert the following "of the county"
- On page 6 of the re-reengrossed bill, line 26, strike the word "any" and immediately thereafter insert the following: "the 1979-80 school"
- On page 6 of the re-reengrossed bill, line 28, after the word "years" insert the following: ", and no school district shall receive less in foundation program per-pupil payments for any year thereafter than such district would have received in such payments based upon the enrollment in such district for the previous school year"
- On page 7 of the re-reengrossed bill, line 22, after the word "Payments" strike through the words "from the"
- On page 7 of the re-reengrossed bill, line 23, strike through the words "county equalization fund" and immediately thereafter insert the following: "pursuant to this chapter"
- On page 7 of the re-reengrossed bill, line 33, after the word "paid" insert the following: "from state funds and"

On page 8 of the re-reengrossed bill, line 11, after the word "in" insert the word "average"

On page 10 of the re-reengrossed bill, line 6, strike the word "any" and immediately thereafter insert the following: "the 1979-80 school"

On page 10 of the re-reengrossed bill, line 9, after the word "years" insert the following: "and no school district shall receive less in foundation program per-pupil payments for any year thereafter than such district would have received in such payments based upon the enrollment in such district for the previous school year"

On page 10 of the re-reengrossed bill, line 9, after the word "Payments" strike through the following: "from the county equalization fund" and immediately thereafter insert the following: "pursuant to this chapter"

On page 10 of the re-reengrossed bill, line 20, after the word "fund" insert the following: "and from state funds"

On page 10 of the re-reengrossed bill, line 23, after the word "mile" insert the following: "(1.61 kilometers)"

On page 10 of the re-reengrossed bill, line 25, after the word "mile" insert the following: "(1.61 kilometers)"

On page 10 of the re-reengrossed bill, line 33, after the word "miles" insert the following: "(518.00 hectares)"

And renumber the lines, pages and sections accordingly

For the Senate

For the House

(Refused to sign)

 Senator Nelson

 Senator Peterson

 Senator Dotzenrod

 Senator Peterson

 Representative Larson

 Representative Black

 Representative Jacobson

_____ moved that the report be adopted,

Senator Hoffner requested a recorded roll call vote on the motion to adopt the conference committee report on Senate Bill No. 2439, which request was granted.

ROLL CALL

The question being on the motion to adopt the conference committee report on Senate Bill No. 2439, the roll was called and there were ayes, 29; nays, 20; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
ALBERS			ISLER			NOTHING			SOLBERG		
BARTH		●	JACOBSON			OLIN			SORUM		
BERUBE			JONES			ORANGE			STRAND		
CHRISTENSEN			KRAUTER			PETERSON			STRINDEN		
CUSSENS			LASHKOWITZ			RAIT			TALLACKSON		
DOTZENROD			LEE			REDLIN			TENNEFOS		
ERDMAN		●	LIPS			REITEN			THANE		
FARRINGTON			LODDEN			ROEN			VOSPER		
FRITZELL			MELLAND			SANDNESS			WALSH		
GOODMAN			MILLER			SANDS			WENSTROM		
HANSON			MUTCH			SCHIRADO			WRIGHT		
HOFFNER		●	NAADEN			SHABLOW			MR. PRESIDENT		
HOLMBERG			NELSON			SMYKOWSKI					

The conference committee report was adopted.
 Senator Peterson moved that the rules be suspended, that Senate Bill

of the 1975 Session Laws of North Dakota, relating to legislative intent concerning the Vietnam bonus sinking fund; to amend and reenact sections 15-40.1-06, 15-40.1-16, and 54-17.1-12 of the North Dakota Century Code, relating to the level of educational support per pupil for the 1979-81 biennium, aid for school bus transportation, and Vietnam bonus funds; and to declare 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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING		
● BARTH			● JACOBSON			● OLIN		● SOLBERG
● BERUBE			● JONES			● ORANGE		● SORUM
● CHRISTENSEN			● KRAUTER			● PETERSON		● STRAND
● CUSSONS			● LASHKOWITZ			● RAIT		● STRANDEN
● DOTZENROD			● LEE			● REDLIN		● TALLACKSON
● ERDMAN			● LIPS			● REITEN		● TENNEFOS
● FARRINGTON			● LODOEN			● ROEN		● THANE
● FRITZEL			● MELLAND			● SANDNESS		● VOSPER
● GOODMAN			● MILLER			● SANDS		● WALSH
● HANSON			● MUTCH			● SCHRADOC		● WENSTROM
● HOFFNER			● NAADEN			● SHABLOW		● WRIGHT
● HOLMBERG			● NELSON			● SMYKOWSKI		MR. PRESIDENT

So the bill passed, the title was agreed to, and the emergency clause carried.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following on which the Senate has adopted the conference committee report and subsequently passed Senate Bill No. 2439.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return Senate Bill No. 2070 which the House has failed to pass over the Governor's veto.

The vote on Senate Bill No. 2070 is: ayes, 60; nays, 39; absent and not voting, 1.

ROY GILBREATH, Chief Clerk

Correction and Revision of The Journal

Mr. _____ President _____ Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the _____ Sixtieth _____ day and recommends that the same be corrected as follows:

On page 1863, line 56, after the word "to." insert "and the emergency clause carried."

On page 1866, delete lines 45, 46 and 47 and insert in lieu thereof Senators Jones, Albers, Rait.

And when so corrected recommends that the same be approved.

 Chairman
SENATOR TENNEFOS

SENATOR CUSSONS _____ moved that the report be adopted, which motion prevailed.

Senator Nething moved that the Senate stand in recess until 3:30 P.M., which motion prevailed.

The Senate reconvened, pursuant to recess taken, with President Sanstead presiding.

Report of Conference Committees

Mr. _____ President _____: Your Conference Committee to whom was referred _____ Senate _____ Bill No. _____ 2002 _____ has had the same under consideration and recommends:

That the House recede from its amendments and that engrossed Senate Bill No. 2002 be amended as follows:

- On page 1 of the engrossed bill, line 9, delete the words and numerals "sum of \$251,742,898" and insert in lieu thereof the words "sums hereinafter provided,"
- On page 1 of the engrossed bill, line 15, delete the numerals "3,258,254" and insert in lieu thereof the numerals "3,476,689"
- On page 1 of the engrossed bill, line 16, delete the numerals "1,363,103" and insert in lieu thereof the numerals "1,370,448"
- On page 1 of the engrossed bill, line 19, delete the numerals "325,567" and insert in lieu thereof the numerals "395,294"
- On page 1 of the engrossed bill, line 20, delete the numerals "69,637" and insert in lieu thereof the numerals "71,137"
- On page 1 of the engrossed bill, line 21, delete the numerals "11,825,000" and insert in lieu thereof the numerals "12,739,351"
- On page 1 of the engrossed bill, line 22, delete the numerals "199,230,000" and insert in lieu thereof the numerals "208,394,000"
- On page 2 of the engrossed bill, line 2, delete the numerals "34,130,986" and insert in lieu thereof the numerals "35,030,986"
- On page 2 of the engrossed bill, line 3, delete the numerals "251,742,898" and insert in lieu thereof the numerals "263,018,256"
- On page 2 of the engrossed bill, line 4, delete the numerals "50,280,383" and insert in lieu thereof the numerals "55,708,232"
- On page 2 of the engrossed bill, line 5, delete the numerals "201,462,515" and insert in lieu thereof the numerals "207,310,024"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Salaries and wages is increased \$155,019, of which \$101,158 is from the general fund and \$53,861 is from federal funds, to provide adequate funds for 6.5 percent salary increases and necessary fringe benefits including family medical insurance for 84.5 full-time positions and temporary help in the Department of Public Instruction.

Salaries and wages is increased by \$63,416 for two additional positions fees and services by \$7,345, supplies and materials by \$1,727, equipment by \$1,500, and the federal grant line item by \$900,000 for amounts related to House Bill No. 1063 which provides that the adult basic education program now administered at the University of North Dakota will be administered by the Department of Public Instruction. All funds related to this program are federal funds.

Supplies and materials are increased by \$68,000 for publication of paperback textbooks covering the history and current status of North Dakota. The estimates of the 21- and 20-mill local levies

are increased by this same amount; consequently, the grants line item for the foundation program can be reduced by the same amount.

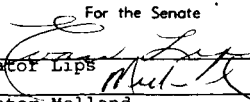
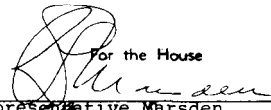
The special education line item is increased \$914,351 from the general fund by adding \$534,251 related to the change in the formula for sending students out of the district as provided in Senate Bill No. 2056; and by adding \$250,000 related to out-of-state tuition and increased maximum reimbursement of special education student transportation costs as provided in Senate Bill No. 2056, and by adding \$130,100 for costs to be reimbursed by the Department of Public Instruction for transportation costs for students at the School for the Deaf, School for the Blind, Grafton State School, and San Haven State Hospital as provided in Senate Bill Nos. 2057 and 2058.

The total foundation aid grant line item is \$208,394,000 and reflects the following factors:

	Reflecting Proposed Amendments to SB 2439
Per-pupil payments	\$256,352,000
Transportation payments	<u>22,073,500</u>
Total	<u>\$278,425,500</u>
Less:	
21-mill county levy	\$ 32,718,366
20-mill local levy	30,913,134
State tuition fund	5,300,000
874 reduction	<u>1,100,000</u>
Total deductions	<u>\$ 70,031,500</u>
Total grant line item for foundation aid in SB 2002 before federal revenue sharing funds and Vietnam bonus sinking funds	<u>\$208,394,000</u>
Less:	
Federal revenue sharing	\$ 12,400,000
Vietnam bonus sinking fund	<u>4,400,000</u>
Total	<u>\$ 16,800,000</u>
Net general fund for foundation program in SB 2002	<u>\$191,594,000</u>

(The kindergarten appropriation is being included in Senate Bill No. 2439)

The provisions of the amendments reflect the amount of funds necessary to fund the foundation program in accordance with the provisions of Senate Bill No. 2439. The estimated income line item is increased \$5,427,849 by adding the \$4,400,000 Vietnam bonus sinking funds which are also included in the foundation aid grant line item, adding \$53,861 related to the necessary adjustment in the salaries and wages line item, and by adding \$973,988 for the adult basic education program.

<p style="text-align: center;">For the Senate</p> <p style="text-align: center;"></p> <p>_____ Senator Lips</p> <p>_____ Senator Melland</p> <p>_____ Senator Tallackson</p> <p style="text-align: center;">Senator Lips</p>	<p style="text-align: center;">For the House</p> <p style="text-align: center;"></p> <p>_____ Representative Marsden</p> <p>_____ Representative Freborg</p> <p>_____ Representative Mushik</p>
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moved that the report be adopted, which motion

prevailed.

Senator Lips moved that the Conference Committee Report on Senate Bill No. 2002 be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended, that Senate Bill No. 2002 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2002. Superintendent of Public Instruction — A Bill for an Act making an appropriation for defraying the expenses of the department of public instruction of the state of North Dakota.

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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHARLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

POINT OF PERSONAL PRIVILEGE

Senator Lips: Mr. President, I rise on a point of personal privilege.

When we came into this session, we did not have a bill by which to make the payments on the Foundation Program. Senate Bill 2439 came out of the Senate Appropriations Committee and I think Senator Melland and Chester Nelson from the Council, and other members of my committee devised the idea of using some other surplus funds instead of using the general fund to finance education. I think they should be complimented for their work on this particular bill and I am happy now that Senate Bill 2439 passed and Senate Bill 2002 furnished the funding for 2439.

Report of Conference Committees

Mr. President : Your Conference Committee to whom was referred Senate Bill No. 2009 has had the same under

consideration and recommends:

That the House recede from its amendments and that engrossed Senate Bill No. 2009 be amended as follows:

On page 1 of the reengrossed bill, line 18, delete the numerals "15,736,576" and insert in lieu thereof the numerals "15,941,532"

On page 1 of the reengrossed bill, line 19, delete the numerals "3,439,785" and insert in lieu thereof the numerals "3,339,785"

On page 1 of the reengrossed bill, line 22, delete the numerals "20,380,117" and insert in lieu thereof the numerals "20,485,073"

On page 2 of the reengrossed bill, line 2, delete the numerals "17,845,678" and insert in lieu thereof the numerals "17,950,634"

On page 2 of the reengrossed bill, line 5, delete the numerals "5,774,919" and insert in lieu thereof the numerals "5,786,332"

- On page 2 of the reengrossed bill, line 6, delete the numerals "1,253,845" and insert in lieu thereof the numerals "1,251,040"
- On page 2 of the reengrossed bill, line 9, delete the numerals "7,685,225" and insert in lieu thereof the numerals "7,693,833"
- On page 2 of the reengrossed bill, line 11, delete the numerals "7,112,277" and insert in lieu thereof the numerals "7,120,885"
- On page 2 of the reengrossed bill, line 12, delete the numerals "24,957,955" and insert in lieu thereof the numerals "25,071,519"
- On page 2 of the reengrossed bill, line 14, delete the numerals "28,065,342" and insert in lieu thereof the numerals "28,178,906"
- On page 2 of the reengrossed bill, after line 29, insert the following section:

"SECTION 4. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that \$13,438 of the increase in Grafton state school salaries and wages and \$11,413 of the increase in the San Haven state hospital salaries and wages be for the purpose of increasing institutional support worker salaries because of contemplated reclassification of institutional support workers effective July 1, 1979. It is not the intent of the legislative assembly that everyone within each classification receive the same salary. It is the intent of the legislative assembly that the institutions work closely with representatives of the central personnel division so that any salary increases given to institutional support workers be compatible with the central personnel division pay grades for such classifications."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Grafton State School

This amendment restores \$191,518 for seven additional positions. These positions are as follows:

Dental hygienist	\$ 28,033
Lab technician	25,450
Ward attendant	20,940
Ward attendant	20,940
Ward attendant	20,940
Instructor	39,452
Physical therapist	<u>35,763</u>
Total	\$191,518

Also, \$13,438 is added to salaries and wages to upgrade institutional worker salaries based on proposed reclassification of these workers effective July 1, 1979. Operating expenses are reduced \$100,000 for transportation costs to be paid from the state special education appropriation as provided in Senate Bill No. 2057.

San Haven State Hospital

Salaries and wages is increased \$11,413 to upgrade institutional worker salaries based on proposed reclassification of these workers effective July 1, 1979. Operating expenses are reduced \$2,805 for transportation costs to be paid from the state special education appropriation as provided in Senate Bill No. 2057.

For the Senate

For the House

Strinden

 Senator Strinden
Naaden

 Senator Naaden
 Refused to sign

 Senator Tallackson

Harley Kingsbury

 Representative Kingsbury
Thorsgard

 Representative Thorsgard
 Refused to sign

 Representative Fleming

Senator Strinden moved that the report be adopted, which motion prevailed.

Senator Strinden moved that the Conference Committee Report on Senate Bill No. 2009 be adopted, which motion prevailed.

Senator Strinden moved that the rules be suspended, that Senate Bill No. 2009 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2009. Grafton State School and San Haven State Hospital — A Bill for an Act making an appropriation for defraying the expenses of the Grafton state school and the San Haven state hospital of the state of North Dakota.

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, 49; nays, 0; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NETHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND	●	
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT			● TALLACKSON		
● DOTZENROD			● LEE			● REDUN			● TENNEFOS		
● ERDMAN			● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN			● MILLER			● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRADO			● WRIGHT		
● HOFFNER			● NAADEN			● SHABLOW			MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following on which the Senate has adopted the conference committee report and subsequently passed:

Senate Bill No. 2002

Senate Bill No. 2009

LEO LEIDHOLM, Secretary

Report of Conference Committees

Mr. _____ President _____: Your Conference Committee to whom was referred _____ Concurrent Resolution _____ Bill No. No. 4015 _____ has had the some under

consideration and recommends: that the Senate accede to the House amendments

For the Senate
 refused to sign
 Senator Christensen
 Senator Serum
 Senator Schirado
 Senator Lashkowitz

For the House
 Representative Bjornson
 Representative Reed
 Representative Hoffner

_____ moved that the report be adopted,

Senator Lashkowitz requested a recorded roll call vote on the motion to adopt the conference committee report on Senate Concurrent Resolution No. 4015, which request was granted.

ROLL CALL

The question being on the motion to adopt the conference committee report on Senate Concurrent Resolution No. 4015, the roll was called and there were ayes, 18; nays, 31; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL			1979 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS		•			•			•			• SOLBERG
• BARTH			•		JACOBSON			• OLIN			• SORUM
BERUBE		•			JONES			• ORANGE			• STRAND
CHRISTENSEN		•	•		KRAUTER			• PETERSON			• STRINGEN
CUSSENS		•	•		LASHKOWITZ			• RAIT			• TALLACKSON
• DOTZENROD					LEE			• REDLIN			• THANE
• ERDMAN					LIPS			• REITEN			• TENHEFOS
FARRINGTON		•	•		LODOEN			• ROEN			• VOSPEN
• FRITZELL					MELLAND			• SANDNESS			• WALSH
• GOODMAN			•		MILLER			• SANDS			• WENSTROM
HANSON		•			MUTCH			• SCHIRADO			• WRIGHT
• HOFFNER					NAADEN			• SHABLOW			• MR PRESIDENT
• HOLMBERG			•		NELSON			• SMYKOWSKI			

The conference committee report was not adopted.

MOTION

Senator Sands moved that the President appoint a new committee of three to act with a like committee from the House as a conference committee on Senate Concurrent Resolution No. 4015, which motion prevailed.

The President appointed as a new conference committee on Senate Concurrent Resolution No. 4015:

- Senator Sands
- Senator Christensen
- Senator Schirado

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has not adopted the conference committee report on Senate Concurrent Resolution No. 4015.

And the President has appointed as a new conference committee on Senate Concurrent Resolution No. 4015:

- Senator Sands
- Senator Christensen
- Senator Schirado

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Bill No. 2276

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently passed:

Senate Bill No. 2450

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2488

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following on

which the House has adopted the conference committee report and subsequently passed:

Senate Bill No. 2439

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return Senate Bill No. 2151 which the House has passed over the Governor's veto.

The vote on Senate Bill No. 2151 is:

- 67 Ayes
- 32 Nays
- 1 Absent, not voting

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return Senate Bill No. 2092 which the House has failed to pass over the Governor's veto.

The vote on Senate Bill No. 2092 is:

- 61 Ayes
- 37 Nays
- 2 Absent, not voting

ROY GILBREATH, Chief Clerk

MOTION

Senator Jones moved that Senate Bill No. 2083 be moved to the head of the calendar, which motion prevailed.

RECONSIDERATION OF A VETOED MEASURE
SECOND READING OF SENATE BILLS

Senate Bill No. 2083. — A Bill for an Act to provide for the referral of proposed and existing administrative rules to an interim committee of the legislative council.

Which has been read and is being reconsidered as a vetoed measure.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 8; nays, 40; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
			ISZLER			NETHING			SOLBERG		
			JACOBSON			OLIN			SORUM		
			JONES			ORANGE			STRAND		
			KRAUTER			PETERSON			STRANDEN		
			LASHKOWITZ			RAIT			TALLACKSON		
			LEE			REDLIN			TENNEFOS		
			LIPS			REITEN			THANE		
			LODGEN			ROEN			VOSPER		
			MELLAND			SANDNESS			WALSH		
			MILLER			SANDS			WENSTROM		
			MUTCH			SCHRADO			WRIGHT		
			NAADEN			SHABLOW			MR. PRESIDENT		
			NELSON			SMYKOWSKI					

So the bill lost, the Governor's veto was sustained.

Report of Conference Committees

Mr. President: Your Conference Committee to whom was referred Senate Concurrent Resolution No. 4088 has had the same under consideration and recommends:

That the House recede from its amendments.

For the Senate
J. M. Cussons
 Senator Cussons
Frank Peterson
 Senator Peterson
Walter Orange
 Senator Orange
J. M. Cussons
 Senator Cussons

For the House
Rep. Thompson
 Representative Thompson
Rep. Boyd
 Representative Boyd
Rep. Meiers
 Representative Meiers

_____ moved that the report be adopted, which motion

prevailed.

Mr. President : Your Conference Committee to whom was referred
House Bill No. 1360 has had the same under

consideration and recommends:

That the Senate recede from its amendments and that House Bill 1360 be amended as follows:

On page 1, of the engrossed bill, line 1, delete everything after the words "A BILL" and delete the remainder of the bill and insert in lieu thereof the following: "for an Act to prohibit discrimination in employment practices.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE STATE OF NORTH DAKOTA:

SECTION 1. EMPLOYMENT DISCRIMINATION - DECLARATION OF POLICY - LIMITATION OF ACTIONS.) It is the policy of North Dakota to prohibit discrimination because of race, color, religion, sex, or national origin in all employment practices including hiring, firing, promotion, compensation and other terms, privileges, and conditions of employment. The department of labor shall receive complaints under this Act and shall have sixty days to negotiate settlements to the extent acceptable to the parties involved. Notwithstanding the provisions of chapter 28-01, any action or proceeding under this Act must be commenced within three years after the act of alleged discrimination occurs unless discovery of the alleged act of discrimination was prevented by the fraudulent conduct of the person who allegedly perpetrated the discrimination. This Act shall not apply to employers with fifteen or fewer employees.

SECTION 2. DISTRICT COURT JURISDICTION.) The district courts of the state of North Dakota shall have jurisdiction to try actions claiming a violation of section 1 hereof."

And renumber the lines and pages accordingly

For the Senate
Harold Christensen
 Sen. Christensen
J. M. Cussons
 Sen. Cussons
Miller-Heinrich
 Sen. Miller-Heinrich
 Sen. Christensen

For the House -
 Rep. Meiers
 Rep. Boyd
 Rep. Meiers

_____ moved that the report be adopted, which motion

prevailed.

Senator Christensen moved that the Conference Committee Report on House Bill No. 1360 be adopted, which motion prevailed.

Senator Christensen moved that the rules be suspended, that House Bill No. 1360 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1360. — A Bill for an Act to create and enact a new section to the North Dakota Century Code, relating to prohibiting discrimination in employment practices.

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, 29; nays, 20; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION				ROLL-CALL				1979 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ALBERS			• ISZLER		•	• NETHING		•	• SOLBERG		
• BARTH			• JACOBSON			• OLIN		•	• SORUM		
• BERTHE			• JONES			• ORANGE			• STRAND	•	
• CHRISTENSEN			• KRAUTER			• PETERSON		•	• STRINDEN		
• CUSSONS			• LASHKOWITZ			• RAIT			• TALLACKSON		•
• DOTZENROD			• LEE		•	• REDLIN			• TENNEFOS		•
• ERDMAN		•	• LIPS			• REITEN			• THANE		
• FARRINGTON		•	• LODDEN			• ROEN		•	• VOSPER		•
• FRITZELL			• MELLAND		•	• SANDNESS			• WALSH		
• GOODMAN		•	• MILLER			• SANDS		•	• WENSTROM		
• HANSON		•	• MUTCH			• SCHIRADO			• WRIGHT		
• HOFFNER			• NAADEN		•	• SHABLOW			• MR. PRESIDENT		
• HOLMBERG			• NELSON		•	• SMYKOWSKI		•			

So the bill passed and the title was agreed to.

Senator Holmberg moved that the vote by which House Bill No. 1360 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Mr. President : Your Conference Committee to whom was referred House Bill No. 1438 has had the same under consideration and recommends:

That the Senate recede from its amendments.

For the Senate	For the House
Sen. <u>Cussons</u>	Rep. <u>Marvinson</u>
Sen. <u>Albers</u>	Rep. <u>Stofield</u>
Sen. <u>Rait</u>	Rep. <u>Pomeroy</u>

Sen. Cussons moved that the report be adopted, which motion

prevailed.

Senator Cussons moved that the Conference Committee Report on House Bill No. 1438 be adopted, which motion prevailed.

Senator Cussons moved that the rules be suspended, that House Bill No. 1438 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1438. — A Bill for an Act to create and enact a new section to chapter 39-03 of the North Dakota Century Code, and to amend and reenact sections 39-03-04, 39-03A-07, 39-03A-09 and 39-06-13 of the North Dakota Century Code, relating to the classification of truck regulatory employees, the appointment of highway patrolmen, the highway patrol retirement plans and driver testing.

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, 17; nays, 32; absent and not voting, 1.

REGULAR SESSION			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
	●		ISZLER	●		NETHING	●	SOLBERG
●			JACOBSON	●		OLIN	●	SORUM
●			JONES	●	●	ORANGE		STRAND
●			KRAUTER			PETERSON	●	STRINDEN
	●		LASHKOWITZ	●	●	RAIT		TALLACKSON
	●		LEE	●	●	REDLIN		TENNEFOS
	●		LIPS	●	●	REITEN		THANE
	●		LODGEN	●		ROEN	●	VOSPER
●			MELLAND			SANDNESS	●	WALSH
	●		MILLER		●	SANDS	●	WENSTROM
	●		MUTCH	●	●	SCHRADD		WRIGHT
●			NAADEN	●	●	SHABLOW		MR. PRESIDENT
	●		NELSON	●		SMYKOWSKI	●	

House Bill No. 1438 was declared lost.

Mr. President: Your Conference Committee to whom was referred House Bill No. 1483 has had the same under consideration and recommends:

That the Senate recede from its amendments and that House Bill 1483 be amended as follows:

On page 1, line 5 before the period insert the following: "; and to provide an effective date"

On page 2, after line 13, insert the following new section:

"SECTION 3. EFFECTIVE DATE.) The provisions of section 2 of this Act shall be effective on and after January 1, 1980."

And renumber the lines and pages accordingly

For the Senate
 Sen. Sands *[Signature]*
 Sen. Farrington *[Signature]*
 Sen. Shablow *[Signature]*

For the House
 Rep. Stenehjem *[Signature]*
 Rep. Boyum *[Signature]*
 Rep. Meier *[Signature]*

Sen. Sands moved that the report be adopted, which motion prevailed.

Senator Sands moved that the Conference Committee Report on House Bill No. 1483 be adopted, which motion prevailed.

Senator Sands moved that the rules be suspended, that House Bill No. 1483 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

House Bill No. 1483. — A Bill for an Act to create and enact two new sections to chapter 47-16 of the North Dakota Century Code, providing for conditions under which a landlord may enter a tenant's apartment and abolishing landlord's liens and the common law action of distraint for rent; and to provide an effective date.

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, 12; nays, 36; absent and not voting, 2.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL-CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
					ISZLER			NOTHING			SOLBERG
					JACOBSON			DUN			SORUM
					JONES			ORANGE			STRAND
					KRAUTER			PETERSON			STRINDEN
					LASKOWITZ			RAI			TALLACKSON
					LEE			REDLIN			TENEFOS
					LIPS			REITEN			THANE
					LODGEN			ROEN			VOSPER
					MELLAND			SANDNESS			WALSH
					MILLER			SANDS			WENSTROM
					MUTCH			SCHIRADO			WRIGHT
					NAUDEN			SHABLOW			MR. PRESIDENT
					NELSON			SMYKOWSKI			

House Bill No. 1483 was declared lost.

Senator Solberg moved that the vote by which House Bill No. 1483 was lost, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE HOUSE

Mr. Speaker: I have the honor to return herewith the following on which the Senate has adopted the conference committee report and subsequently failed to pass House Bill No. 1483.

LEO LEIDHOLM, Secretary

**PRESENTATION OF
PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK**

The Honorable Wayne G. Sanstead

President of the Senate

Senate Chambers

Bismarck, North Dakota 58505

Dear Mr. President:

This letter is to inform you that on March 28, 1979, I signed the following Senate Bills:

Senate Bill No. 2037

Senate Bill No. 2254

Senate Bill No. 2284

Senate Bill No. 2415

Senate Bill No. 2418

Sincerely yours,
ARTHUR A. LINK
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 Concurrent Resolution No. 4088.

LEO LEIDHOLM, Secretary
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following on which the Senate has adopted the conference committee report and subsequently passed House Bill No. 1360.

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following on which the Senate has adopted the conference committee report and subsequently failed to pass House Bill No. 1438.

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1424. — A Bill for an Act to amend and reenact subsection 4 of section 57-01-05 of the North Dakota Century Code, relating to the duty of the state supervisor of assessments to make the sales ratio study; and to repeal sections 57-01-06, 57-01-06.1, and 57-01-07 of the North Dakota Century Code, relating to the sales ratio study.

Which has been read and has committee recommendation for Indefinite Postponement.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 7; nays, 42; absent and not voting, 1.

REGULAR SESSION			NORTH DAKOTA SENATE			ROLL CALL			1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ALBERS		●	ISZLER		●	NETHING		●	SOLBERG		●
BARTH		●	JACOBSON		●	OLIN		●	SORUM		●
BERUBE		●	JONES		●	ORANGE		●	STRAND		●
CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN		●
CUSSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON		●
DOTZENROD		●	LIFE		●	REGLIN		●	TEHNEFOS		●
ERDMAN		●	LIPS		●	REITEN		●	THANE		●
FARBINGTON		●	LODOEN		●	ROEN		●	VOSPER		●
FRITZELL		●	MELLAND		●	SANDNESS		●	WALSH		●
GOODMAN		●	MILLER		●	SANDS		●	WENSTROM		●
HANSON		●	MUTCH		●	SCHIRADO		●	WRIGHT		●
HOFFBERG		●	NAADEN		●	SHABLOW		●	MR. PRESIDENT		●
HOLMBERG		●	NELSON		●	SMYKOWSKI		●			

House Bill No. 1424 was declared lost.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1424

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. 1550, but subsequently failed to pass House Bill No. 1550.

ROY GILBREATH, Chief Clerk

POINT OF PERSONAL PRIVILEGE

Senator Lips: Mr. President, I rise on a point of personal privilege. We have been talking about property taxes and equalization. It doesn't seem to be going to happen in this session and I would just like to indicate to the Senate some of the things that happened in property taxes. The Bismarck school district does not just encompass the city of Bismarck, it takes in some of the rural area around the city. If you had a \$60,000.00 dwelling in Bismarck assessed at 10.6 per cent and a 50 percent taxable rate, with 151.89 mills, you are paying \$483.00 toward the school tax in the Bismarck school district. If you had a piece of farmland valued at \$60,000 at a 6.2 percent ratio of assessment and a 50 percent tax base at the same mill rate, you are paying \$282.00, the residential dwelling paying \$483.00 and the rural paying \$282.00. The commercial property in the city assessed at 11.8 percent would be paying \$537.00 to that school district. Now that's the problem, and it's not going to be solved in this session, I guess.

MESSAGES FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently passed:

Senate Bill No. 2002

Senate Concurrent Resolution No. 4088

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. 1385, and subsequently passed the same.

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 Senate Concurrent Resolution No. 4015:

Rep. Bjornson

Rep. Berge

Rep. Meiers

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Concurrent Resolution No. 4051

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following on which the House has not adopted the conference committee report on Senate Bill No. 2009.

ROY GILBREATH, Chief Clerk

MOTION

Senator Lips moved that the President appoint a new committee of three to act with a like committee from the House as a Conference Committee on Senate Bill No. 2009, which motion prevailed.

The President appointed as a new Conference Committee on Senate Bill No. 2009:

Senator Strinden

Senator Naaden

Senator Tallackson

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the President has appointed as a new conference committee to act with a like committee from the House, on Senate Bill No. 2009:

Senator Strinden

Senator Naaden

Senator Tallackson

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

Mr. President: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed House Bill No. 1010.

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 Senate Bill No. 2009:
 Rep. Kingsbury
 Rep. Thorsgard
 Rep. Fleming

ROY GILBREATH, Chief Clerk

Report of Conference Committees

Mr. President: Your Conference Committee to whom was referred Senate Bill No. 2009 has had the same under consideration and recommends:

That the House recede from its amendments and that engrossed Senate Bill No. 2009 be amended as follows:

- On page 1 of the reengrossed bill, line 18, delete the numerals "15,736,576" and insert in lieu thereof the numerals "15,941,532"
- On page 1 of the reengrossed bill, line 19, delete the numerals "3,439,785" and insert in lieu thereof the numerals "3,339,785"
- On page 1 of the reengrossed bill, line 22, delete the numerals "20,380,117" and insert in lieu thereof the numerals "20,485,073"
- On page 2 of the reengrossed bill, line 2, delete the numerals "17,845,678" and insert in lieu thereof the numerals "17,950,634"
- On page 2 of the reengrossed bill, line 5, delete the numerals "5,774,919" and insert in lieu thereof the numerals "5,786,332"
- On page 2 of the reengrossed bill, line 6, delete the numerals "1,253,845" and insert in lieu thereof the numerals "1,251,040"
- On page 2 of the reengrossed bill, line 9, delete the numerals "7,685,225" and insert in lieu thereof the numerals "7,693,833"
- On page 2 of the reengrossed bill, line 11, delete the numerals "7,112,277" and insert in lieu thereof the numerals "7,120,885"
- On page 2 of the reengrossed bill, line 12, delete the numerals "24,957,955" and insert in lieu thereof the numerals "25,071,519"
- On page 2 of the reengrossed bill, line 14, delete the numerals "28,065,342" and insert in lieu thereof the numerals "28,178,906"
- On page 2 of the reengrossed bill, after line 29, insert the following section:

"SECTION 4. LEGISLATIVE INTENT.) It is the intent of the legislative assembly that \$13,438 of the increase in Grafton state school salaries and wages and \$11,413 of the increase in the San Haven state hospital salaries and wages be for the purpose of increasing institutional support worker salaries because of contemplated reclassification of institutional support workers effective July 1, 1979. It is not the intent of the legislative assembly that everyone within each classification receive the same salary. It is the intent of the legislative assembly that the institutions work closely with representatives of the central personnel division so that any salary increases given to institutional support workers be compatible with the central personnel division pay grades for such classifications."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Grafton State School

So the bill passed and the title was agreed to.

Report of Conference Committees

Mr. _____ President _____: Your Conference Committee to whom was referred _____ House _____ Bill No. 1010 _____ has had the same under consideration and recommends:

That the Senate recede from its amendments and that engrossed House Bill No. 1010 be amended as follows:

On page 1 of the engrossed bill, before line 1, after the word "HEALTH" insert the following: ", STATE LABORATORIES DEPARTMENT, AND HUMAN SERVICE CENTERS"

On page 1 of the engrossed bill, line 2, after the word "health" insert the following: ", the state laboratories department, and the human service centers"

On page 1 of the engrossed bill, line 17, delete the numerals "9,022,672" and insert in lieu thereof the numerals "8,726,866"

On page 1 of the engrossed bill, line 18, delete the numerals "2,418,143" and insert in lieu thereof the numerals "2,412,729"

On page 1 of the engrossed bill, line 21, delete the numerals "3,660,089" and insert in lieu thereof the numerals "3,643,939"

On page 1 of the engrossed bill, line 22, delete the numerals "310,076" and insert in lieu thereof the numerals "287,428"

On page 2 of the engrossed bill, line 1, delete the numerals "5,908,044" and insert in lieu thereof the numerals "6,041,723"

On page 2 of the engrossed bill, line 2, delete the numerals "21,910,784" and insert in lieu thereof the numerals "21,704,445"

On page 2 of the engrossed bill, line 3, delete the numerals "16,696,966" and insert in lieu thereof the numerals "16,514,444"

On page 2 of the engrossed bill, line 4, delete the numerals "5,213,818" and insert in lieu thereof the numerals "5,190,001"

On page 2 of the engrossed bill, line 9, delete the numerals "9,259,636" and insert in lieu thereof the numerals "10,911,933"

On page 2 of the engrossed bill, delete line 10

On page 2 of the engrossed bill, line 11, delete the numerals "24,968,969" and insert in lieu thereof the numerals "28,877,578"

On page 2 of the engrossed bill, line 12, delete the numerals "34,228,605" and insert in lieu thereof the numerals "39,789,511"

On page 2 of the engrossed bill, after line 12, insert the following section:

"SECTION 2. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$1,676,114.00, or so much thereof as may be necessary, to the state laboratories department of the state of North Dakota to defray the expenses of the department for the biennium beginning July 1, 1979, and ending June 30, 1981, as follows:

STATE LABORATORIES DEPARTMENT

Salaries and wages	\$1,261,819
(Includes salary of director not to exceed \$45,400 for the biennium)	
Fees and services	235,570

Data processing	52,812
Supplies and materials	61,780
Equipment	<u>64,133</u>

Total general fund appropriation	\$1,676,114"
----------------------------------	--------------

- On page 2 of the engrossed bill, line 15, delete the numerals "3,520,818" and insert in lieu thereof the numerals "2,764,032"
- On page 2 of the engrossed bill, line 19, delete the words "and human"
- On page 2 of the engrossed bill, line 20, delete the words "service center"
- On page 2 of the engrossed bill, line 21, insert a period after the numerals "1981", and delete the words and colon "as follows:"
- On page 2 of the engrossed bill, delete lines 22 through 26
- On page 2 of the engrossed bill, line 28, delete the words "and human service centers"
- On page 4 of the engrossed bill, delete line 5
- On page 4 of the engrossed bill, after line 5, insert the following sections:

"SECTION 4. APPROPRIATION.) There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$756,786.00, or so much thereof as may be necessary, and \$3,908,131.00 in special funds which are deposited and maintained in such accounts as are approved by a human service center's board of directors, or so much thereof as may be necessary, to the human service centers of the state of North Dakota, for the biennium beginning July 1, 1979, and ending June 30, 1981, as follows:

BADLANDS HUMAN SERVICE CENTER, DICKINSON

Salaries and wages	\$1,625,440
Fees and services	361,278
Supplies and materials	30,740
Equipment	<u>8,100</u>
Total all funds	\$2,025,558
Less estimated income	<u>1,705,748</u>
Total general fund appropriation	\$ 319,810

NORTHWEST HUMAN RESOURCE CENTER, WILLISTON

Salaries and wages	\$1,291,695
Fees and services	240,500
Supplies and materials	21,900
Equipment	<u>4,400</u>
Total all funds	\$1,558,495
Less estimated income	<u>1,307,840</u>
Total general fund appropriation	\$ 250,655

LAKE REGION HUMAN SERVICE CENTER, DEVILS LAKE

Salaries and wages	\$ 841,006
Fees and services	224,543
Supplies and materials	5,115
Equipment	<u>10,200</u>
Total all funds	\$1,080,864
Less estimated income	<u>894,543</u>
Total general fund appropriation	\$ 186,321

SECTION 5. APPROPRIATION.) There is hereby appropriated out of any funds collected through the issuance of permits or registration certificates for air contaminant sources, the sum of \$183,000.00, or so much as may be necessary, but not to exceed the total amount of funds collected for such permits and certificates, to the department of health of the state

of North Dakota, for the purpose of defraying costs of the air pollution control program, for the biennium beginning July 1, 1979, and ending June 30, 1981.

SECTION 6. FUNDS FOR COLLOCATION.) Included in the general fund appropriations for mental health and retardation centers is \$114,061.00 for collocation of such centers with area social service centers during the biennium beginning July 1, 1979, and ending June 30, 1981, as follows:

South central mental health and retardation center, Jamestown	\$ 12,857
Southeast mental health and retardation center, Fargo	50,762
North central mental health and retardation center, Minot	32,197
Center for human development, Grand Forks	18,245
Total	\$114,061"

On page 5 of the engrossed bill, delete lines 6 through 20

On page 5 of the engrossed bill, after line 20, insert the following section:

"SECTION 10. EMERGENCY COMMISSION - AUTHORITY TO ACT ON SPECIAL PROJECTS.) The emergency commission shall have the authority to authorize the department of health to receive and spend federal funds for projects, including the construction grants program, and shall authorize the department of health to employ additional personnel for the special projects at as limited levels as possible."

And renumber the lines, subdivisions, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

In addition to the purpose of amendments to House Bill No. 1010 as printed on pages 1579 through 1585 in the Senate Journal, the purpose of amendments for the amendments adopted by the conference committee to House Bill No. 1010 are as follows:

The following positions are recommended by the conference committee on House Bill No. 1010 in the amount of \$255,380 of which \$8,315 is general fund moneys and \$247,065 is special funds.

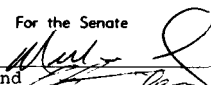
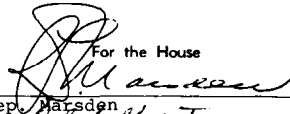
<u>Position</u>	<u>Amount</u>	<u>Program</u>
Account Technician	\$ 25,787	Fiscal Office
Environmental Quality Specialist II	37,926	Environmental Engineering
Environmental Quality Specialist II	34,959	Environmental Engineering
Solid Waste Planner II	36,664	Land Pollution Control
Chemist I	33,342	Land Pollution Control
Secretary II	24,754	Land Pollution Control
Environmental Quality Specialist I	31,605	Water, Supply, and Pollution Control
Environmental Quality Specialist I	30,343	Water, Supply, and Pollution Control
Total	<u>\$255,380</u>	

In addition to salaries and wages this amendment adds for the above positions \$61,401 for fees and services (\$1,644 in general fund moneys and \$59,757 in special funds), \$575 special funds for supplies and materials, and \$4,445 for equipment (\$88 in general fund moneys and \$4,357 in special funds).

State Laboratories Department

The conference committee on House Bill No. 1010 changed the status of the State Laboratories Department from a division of the State Health Department to a separate department. The \$37,250 added by

the Senate Appropriations Committee to provide adequate fringe benefits for State Laboratories Department employees is included in this amendment.

For the Senate  _____ Sen. Melland _____ Sen. Strinden _____ (Refused to sign) Sen. Walsh _____	For the House  _____ Rep. Marsden _____ Rep. Christensen _____ (Refused to sign) Rep. Fleming _____
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_____ moved that the report be adopted, which motion

prevailed.

Senator Melland moved that the Conference Committee Report on House Bill No. 1010 be adopted, which motion prevailed.

Senator Melland moved that the rules be suspended, that House Bill No. 1010 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1010. Department of Health — A Bill for an Act making an appropriation for defraying the expenses of the department of health of the state of North Dakota.

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, 45; nays, 2; absent and not voting, 3.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●	ISZLER		●	NETHING		●	SOLBERG	
●	BARTH		●	JACOBSON		●	OLIN		●	SORUM	
●	BERUBE		●	JONES		●	ORANGE		●	STRAND	●
●	CHRISTENSEN		●	KRAUTER		●	PETERSON		●	STRINDEN	
●	CUSONS		●	LASHKOWITZ		●	RAIT		●	TALLACKSON	
●	DOTZENROD		●	LEE		●	REDLIN		●	TENNEFOS	
●	ERDMAN		●	LIPS		●	REITEN		●	THANE	
●	FARRINGTON		●	LODOEN		●	ROEN		●	VOSPER	
●	FRTZELL		●	MELLAND		●	SANDNESS		●	WALSH	
●	GOODMAN		●	MILLER		●	SANDS	●	●	WENSTROM	
●	HANSON		●	MUTCH		●	SCHIRAD		●	WRIGHT	
●	HOPFNER		●	NAADEN	●	●	SHABLOW		●	MR. PRESIDENT	
●	HOLMBERG		●	NELSON		●	SMYKOWSKI	●			

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following on which the Senate has adopted the conference committee report and subsequently passed:

Senate Bill No. 2009

LEO LEIDHOLM, Secretary

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following on which the Senate has adopted the conference committee report and subsequently passed:

House Bill No. 1010

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has failed to pass:

Senate Concurrent Resolution No. 4009
Senate Concurrent Resolution No. 4028

ROY GILBREATH, Chief Clerk
House Chamber

Mr. President: I have the honor to return herewith the following on which the House has adopted the conference committee report and subsequently passed:

Senate Bill No. 2009

ROY GILBREATH, Chief Clerk
MOTIONS

Senator Sands moved that the Senate reconsider the action whereby the Senate refused to adopt the conference committee report to Senate Concurrent Resolution No. 4015, which motion prevailed.

Senator Sands moved that the Senate accede to the House amendments and do now adopt the conference committee report, which motion prevailed.

Senator Sands moved that the rules be suspended, that Senate Concurrent Resolution No. 4015 be deemed properly re-engrossed and placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE
CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4015. — A concurrent resolution requesting the Congress of the United States to propose an amendment to the Constitution of the United States for ratification by the states to provide protection of the right to life of all human beings.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 43; nays, 6; absent and not voting, 1.

NORTH DAKOTA SENATE											
REGULAR SESSION			ROLL CALL						1979 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ALBERS			● ISZLER			● NOTHING			● SOLBERG		
● BARTH			● JACOBSON			● OLIN			● SORUM		
● BERUBE			● JONES			● ORANGE			● STRAND ●		
● CHRISTENSEN			● KRAUTER			● PETERSON			● STRINDEN		
● CUSSONS			● LASHKOWITZ			● RAIT		●	● TALLACKSON		
● DOTZENROD			● LEE			● REDLIN			● TENNEFOS		
● ERDMAN	●		● LIPS			● REITEN			● THANE		
● FARRINGTON			● LODDOEN			● ROEN			● VOSPER		
● FRITZELL			● MELLAND			● SANDNESS			● WALSH		
● GOODMAN	●		● MILLER		●	● SANDS			● WENSTROM		
● HANSON			● MUTCH			● SCHIRAZO			● WRIGHT		●
● HOFFNER			● NAADEN			● SHABLOW			● MR. PRESIDENT		
● HOLMBERG			● NELSON			● SMYKOWSKI					

Senate Concurrent Resolution No. 4015 was declared adopted.

MESSAGE TO THE HOUSE
Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate has reconsidered its action whereby it did not concur in House amendments to Senate Concurrent Resolution No. 4015 and now does concur in House amendments to Senate Concurrent Resolution No. 4015, and subsequently adopted the resolution.

LEO LEIDHOLM, Secretary
Senator David E. Nothing

1979-1981 INTERIM COMMITTEE APPOINTMENTS

President Sanstead announced the following 1979-1981 Interim Committee Appointments:

CAPITOL GROUNDS PLANNING COMMISSION

Senator Jens Tennesos
 Senator Don Hanson
 Senator Phillip Berube
COMBINED LAW ENFORCEMENT COUNCIL
 Senator Gary Nelson
MULTI STATE TAX COMPACT ADVISORY COMMITTEE
 Senator Shirley Lee
 Senator Frank Shablow
LEGISLATIVE COUNCIL
 Senator Ernest Sands
 Senator Chuck Goodman
 Senator H. Kent Jones
 Senator Barth
 Senator Redlin
**APPOINTMENTS OF THE SENATE NORTH DAKOTA HERITAGE
 COMMISSION**
 Senator F. Kent Vosper
EDUCATION COMMISSION OF THE STATES
 Senator Curt Peterson
PRESIDENT PRO TEM FOR THE INTERIM
 Senator J. Garvin Jacobson

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2006
 SB NO. 2011
 SB NO. 2015
 SB NO. 2026
 SB NO. 2028
 SB NO. 2031
 SB NO. 2033
 SB NO. 2038
 SB NO. 2057
 SB NO. 2125
 SB NO. 2367
 SB NO. 2405
 SB NO. 2412
 SB NO. 2460
 SB NO. 2463
 SCR NO. 4089

and find the same correctly } Enrolled


 Senator Peterson Chairman

Senator Glin moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2006
 Senate Bill No. 2011
 Senate Bill No. 2015
 Senate Bill No. 2026

Senate Bill No. 2028
Senate Bill No. 2031
Senate Bill No. 2033
Senate Bill No. 2038
Senate Bill No. 2057
Senate Bill No. 2125
Senate Bill No. 2367
Senate Bill No. 2405
Senate Bill No. 2412
Senate Bill No. 2460
Senate Bill No. 2463

Senate Concurrent Resolution No. 4089

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 herewith the following:

Senate Bill No. 2006
Senate Bill No. 2011
Senate Bill No. 2015
Senate Bill No. 2026
Senate Bill No. 2028
Senate Bill No. 2031
Senate Bill No. 2033
Senate Bill No. 2038
Senate Bill No. 2057
Senate Bill No. 2125
Senate Bill No. 2367
Senate Bill No. 2405
Senate Bill No. 2412
Senate Bill No. 2460
Senate Bill No. 2463

Senate Concurrent Resolution No. 4089

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 herewith the following:

Senate Bill No. 2006
Senate Bill No. 2011
Senate Bill No. 2015
Senate Bill No. 2026
Senate Bill No. 2028
Senate Bill No. 2031
Senate Bill No. 2033
Senate Bill No. 2038
Senate Bill No. 2057
Senate Bill No. 2125
Senate Bill No. 2367
Senate Bill No. 2405
Senate Bill No. 2412
Senate Bill No. 2460
Senate Bill No. 2463

Senate Concurrent Resolution No. 4089

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

**MESSAGE FROM THE HOUSE
House Chamber**

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1002
House Bill No. 1005
House Bill No. 1030
House Bill No. 1046
House Bill No. 1198
House Bill No. 1409
House Bill No. 1519

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1002
House Bill No. 1005
House Bill No. 1030
House Bill No. 1046
House Bill No. 1198
House Bill No. 1409
House Bill No. 1519

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 herewith the following:

House Bill No. 1002
House Bill No. 1005
House Bill No. 1030
House Bill No. 1046
House Bill No. 1198
House Bill No. 1409
House Bill No. 1519

Which the President has signed.

LEO LEIDHOLM, Secretary

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2007
SB NO. 2056
SB NO. 2072
SB NO. 2131
SB NO. 2159
SB NO. 2263
SB NO. 2297
SB NO. 2383
SB NO. 2455
SCR NO. 4072
SCR NO. 4086

and find the same correctly } Enrolled


Senator Peterson

Chairman

Senator Olin moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

- Senate Bill No. 2007
- Senate Bill No. 2056
- Senate Bill No. 2072
- Senate Bill No. 2131
- Senate Bill No. 2159
- Senate Bill No. 2263
- Senate Bill No. 2297
- Senate Bill No. 2383
- Senate Bill No. 2455
- Senate Concurrent Resolution No. 4072
- Senate Concurrent Resolution No. 4086

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 herewith the following:

- Senate Bill No. 2007
- Senate Bill No. 2056
- Senate Bill No. 2072
- Senate Bill No. 2131
- Senate Bill No. 2159
- Senate Bill No. 2263
- Senate Bill No. 2297
- Senate Bill No. 2383
- Senate Bill No. 2455
- Senate Concurrent Resolution No. 4072
- Senate Concurrent Resolution No. 4086

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 herewith the following:

- Senate Bill No. 2007
- Senate Bill No. 2056
- Senate Bill No. 2072
- Senate Bill No. 2131
- Senate Bill No. 2159
- Senate Bill No. 2263
- Senate Bill No. 2297
- Senate Bill No. 2383
- Senate Bill No. 2455
- Senate Concurrent Resolution No. 4072
- Senate Concurrent Resolution No. 4086

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign the certification by which House Bill no. 1075 passed the Senate over the Governor's veto, 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. 1075 with the certification signed by the President certifying the bill was passed over the Governor's veto.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following:
House Bill No. 1138 with the certification signed by the Speaker certifying the bill was passed over the Governor's veto, and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign the certification by which:

House Bill No. 1138 passed the Senate over the Governor's veto.

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. 1138 with the certification signed by the President certifying the bill was passed over the Governor's veto.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1006

House Bill No. 1009

House Bill No. 1024

House Bill No. 1032

House Bill No. 1033

House Bill No. 1209

House Bill No. 1257

House Bill No. 1302

House Bill No. 1402

House Bill No. 1493

House Bill No. 1628

House Concurrent Resolution No. 3071

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1006

House Bill No. 1009

House Bill No. 1024

House Bill No. 1032

House Bill No. 1033

House Bill No. 1209

House Bill No. 1257

House Bill No. 1302

House Bill No. 1402

House Bill No. 1493

House Bill No. 1628

House Concurrent Resolution No. 3071

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 herewith the following:

House Bill No. 1006

House Bill No. 1009

House Bill No. 1024

House Bill No. 1032

House Bill No. 1033

House Bill No. 1209

House Bill No. 1257

House Bill No. 1302

House Bill No. 1402

House Bill No. 1493

House Bill No. 1628

House Concurrent Resolution No. 3071

Which the President has signed.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign the certification by which Senate Bill No. 2052 passed the Senate over the Governor's veto, 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. 2052 with the certification signed by the President certifying the bill was passed over the Governor's veto, and your signature is respectfully requested.

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign the certification by which Senate Bill No. 2151 passed the Senate over the Governor's veto, 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. 2151 with the certification signed by the President certifying the bill was passed over the Governor's veto, 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. 2052 with the certification signed by the Speaker certifying the bill was passed over the Governor's veto.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to return Senate Bill No. 2151 with the certification signed by the Speaker certifying the bill was passed over the Governor's veto.

ROY GILBREATH, Chief Clerk

MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1004

House Bill No. 1010

House Bill No. 1027

House Bill No. 1067

House Bill No. 1228

House Bill No. 1304

House Bill No. 1384

House Bill No. 1639

House Bill No. 1645

House Concurrent Resolution No. 3005

House Concurrent Resolution No. 3088

House Concurrent Resolution No. 3091

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1004

House Bill No. 1010

House Bill No. 1027

House Bill No. 1067

House Bill No. 1228

House Bill No. 1304

House Bill No. 1384

House Bill No. 1639

House Bill No. 1645

House Concurrent Resolution No. 3005

House Concurrent Resolution No. 3088

House Concurrent Resolution No. 3091

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 herewith the following:

House Bill No. 1004

House Bill No. 1010

House Bill No. 1027

House Bill No. 1067

House Bill No. 1228

House Bill No. 1304

House Bill No. 1384

House Bill No. 1639

House Bill No. 1645

House Concurrent Resolution No. 3005

House Concurrent Resolution No. 3088

House Concurrent Resolution No. 3091

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. 1352 with the

certification signed by the Speaker certifying the bill was passed over the Governor's veto, and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign the certification by which House Bill No. 1352 passed the Senate over the Governor's veto, 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. 1352 with the certification signed by the President certifying the bill was passed over the Governor's veto.

LEO LEIDHOLM, Secretary

Report of Procedural Committee

MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

- SB NO. 2008
- SB NO. 2016
- SB NO. 2027
- SB NO. 2039
- SB NO. 2058
- SB NO. 2286
- SB NO. 2309
- SB NO. 2350
- SB NO. 2430
- SB NO. 2484
- SB NO. 2488
- SCR NO. 4085
- SCR NO. 4088

and find the same correctly } Enrolled

 Chairman

Senator moved that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

- Senate Bill No. 2008
- Senate Bill No. 2016
- Senate Bill No. 2027
- Senate Bill No. 2039
- Senate Bill No. 2058
- Senate Bill No. 2286
- Senate Bill No. 2309
- Senate Bill No. 2350
- Senate Bill No. 2430
- Senate Bill No. 2484
- Senate Bill No. 2488
- Senate Concurrent Resolution No. 4085
- Senate Concurrent Resolution No. 4088

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 herewith the following:

Senate Bill No. 2008

Senate Bill No. 2016

Senate Bill No. 2027

Senate Bill No. 2039

Senate Bill No. 2058

Senate Bill No. 2286

Senate Bill No. 2309

Senate Bill No. 2350

Senate Bill No. 2430

Senate Bill No. 2484

Senate Bill No. 2488

Senate Concurrent Resolution No. 4085

Senate Concurrent Resolution No. 4088

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 herewith the following:

Senate Bill No. 2008

Senate Bill No. 2016

Senate Bill No. 2027

Senate Bill No. 2039

Senate Bill No. 2058

Senate Bill No. 2286

Senate Bill No. 2309

Senate Bill No. 2350

Senate Bill No. 2430

Senate Bill No. 2484

Senate Bill No. 2488

Senate Concurrent Resolution No. 4085

Senate Concurrent Resolution No. 4088

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk
MESSAGE FROM THE HOUSE
House Chamber

Mr. President: I have the honor to transmit herewith the following:

House Bill No. 1056

House Bill No. 1215

House Bill No. 1360

House Bill No. 1385

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk
SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

House Bill No. 1056

House Bill No. 1215

House Bill No. 1360

House Bill No. 1385

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 herewith the following:
 House Bill No. 1056
 House Bill No. 1215
 House Bill No. 1360
 House Bill No. 1385
 Which the President has signed.

LEO LEIDHOLM, Secretary

Report of Procedural Committee

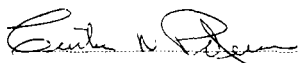
MR. PRESIDENT:

Your committee on Enrollment and Engrossment respectfully report that they have examined the following bills:

SB NO. 2001
 SB NO. 2002
 SB NO. 2009
 SB NO. 2043
 SB NO. 2044
 SB NO. 2054
 SB NO. 2113
 SB NO. 2153
 SB NO. 2233
 SB NO. 2249
 SB NO. 2310
 SB NO. 2438
 SB NO. 2439
 SB NO. 2450
 SB NO. 2487
 SCR NO. 4015
 SCR NO. 4087

and find the same correctly

Enrolled



Chairman

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President was about to sign:

Senate Bill No. 2001
 Senate Bill No. 2002
 Senate Bill No. 2009
 Senate Bill No. 2043
 Senate Bill No. 2044
 Senate Bill No. 2054
 Senate Bill No. 2113
 Senate Bill No. 2153
 Senate Bill No. 2233
 Senate Bill No. 2249
 Senate Bill No. 2310
 Senate Bill No. 2438
 Senate Bill No. 2439
 Senate Bill No. 2450
 Senate Bill No. 2487

Senate Concurrent Resolution No. 4015

Senate Concurrent Resolution No. 4087

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 herewith the following:

Senate Bill No. 2001	Senate Bill No. 2249
Senate Bill No. 2002	Senate Bill No. 2310
Senate Bill No. 2009	Senate Bill No. 2438
Senate Bill No. 2043	Senate Bill No. 2439
Senate Bill No. 2044	Senate Bill No. 2450
Senate Bill No. 2054	Senate Bill No. 2487
Senate Bill No. 2113	Senate Concurrent Resolution No. 4015
Senate Bill No. 2153	Senate Concurrent Resolution No. 4087
Senate Bill No. 2233	

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 herewith the following:

Senate Bill No. 2001	Senate Bill No. 2249
Senate Bill No. 2002	Senate Bill No. 2310
Senate Bill No. 2009	Senate Bill No. 2438
Senate Bill No. 2043	Senate Bill No. 2439
Senate Bill No. 2044	Senate Bill No. 2450
Senate Bill No. 2054	Senate Bill No. 2487
Senate Bill No. 2113	Senate Concurrent Resolution No. 4015
Senate Bill No. 2153	Senate Concurrent Resolution No. 4087
Senate Bill No. 2233	

Which the Speaker has signed.

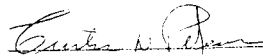
ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

SB NO. 2001	SB NO. 2233
SB NO. 2002	SB NO. 2249
SB NO. 2009	SB NO. 2310
SB NO. 2043	SB NO. 2438
SB NO. 2044	SB NO. 2439
SB NO. 2054	SB NO. 2450
SB NO. 2113	SB NO. 2487
SB NO. 2153	

Were delivered to the } Governor



Chairman.

"BUY NORTH DAKOTA PRODUCTS"

The committee on Enrollment and Engrossment respectfully reports that:

SB NO. 2006	SB NO. 2031
SB NO. 2011	SB NO. 2033
SB NO. 2015	SB NO. 2038
SB NO. 2026	SB NO. 2057
SB NO. 2028	SB NO. 2125

- SB NO. 2367
- SB NO. 2405
- SB NO. 2412
- SB NO. 2460
- SB NO. 2463

~~Were~~ ^{Were} delivered to the } Governor

Ernie N. Wilson
Chairman.
"GET NORTH ALBERTA PRODUCTS"

The committee on Enrollment and Engrossment respectfully reports that:

- | | |
|-------------|-------------|
| SB NO. 2007 | SB NO. 2263 |
| SB NO. 2056 | SB NO. 2297 |
| SB NO. 2072 | SB NO. 2383 |
| SB NO. 2131 | SB NO. 2455 |
| SB NO. 2159 | |

Were delivered to the } Governor

Ernie N. Wilson
Chairman.
"GET NORTH ALBERTA PRODUCTS"

The committee on Enrollment and Engrossment respectfully reports that:

- | | |
|--------------|--------------|
| SCR NO. 4015 | SCR NO. 4087 |
| SCR NO. 4072 | SCR NO. 4089 |
| SCR NO. 4086 | |

were delivered to the } Secretary of State

Ernie N. Wilson
Chairman.
"GET NORTH ALBERTA PRODUCTS"

The committee on Enrollment and Engrossment respectfully reports that:

- | | |
|--------------|--------------|
| SCR NO. 4085 | SCR NO. 4088 |
|--------------|--------------|

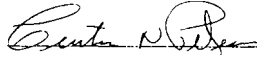
were delivered to the } Secretary of State for his approval

Ernie N. Wilson
Chairman.

The committee on Enrollment and Engrossment respectfully reports that:

Mr. President:

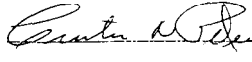
Your Committee on Enrollment and Engrossment respectfully reports that Senate Bills No. 2052, 2151 and 2340 which have passed the Senate over the Governor's veto, also copies of the Governor's objections as well as the certificates of the presiding officers of the Senate as to the final action of that body with reference to the passage of these Bills were delivered to the Secretary of State.


Chairman.

The committee on Enrollment and Engrossment respectfully reports that:

SB NO. 2008	SB NO. 2309
SB NO. 2016	SB NO. 2350
SB NO. 2027	SB NO. 2430
SB NO. 2039	SB NO. 2484
SB NO. 2058	SB NO. 2488
SB NO. 2286	

_____ were _____ delivered to the } Governor _____ for his approval


Chairman.

The committee on Enrollment and Engrossment respectfully reports that:

Mr. President:

Your Committee on Enrollment and Engrossment respectfully reports that Senate Bills No. 2070, 2083, 2092, 2160, 2280, 2330 and 2371 which have failed to pass the Senate over the Governor's veto, also copies of the Governor's objections as well as the certificates of the presiding officers of the Senate as to the final action of that body with reference to the passage of these bills, were delivered to the Secretary of State.


Chairman.

LETTER TO THE SENATE

Written by Melinda Wold, Stenographer
Dear Ma & Pa:

I finally got time to Wright home. I'm having a real good time here in Norwegian Camp. My best friends are Christensen, Hanson, Jacobson, Nelson and Peterson.

Nothing good has happened lately. The other day we were Roen a boat and hit some Sands and over Wenstrom. He got a Sorum his Lips and a Strand of hair on his face and was Cussons something terrible but couldn't do a Thane about it. Sanstead just stood on the shore and laughed.

Then yesterday Smyk was cleaning his gun and got Buckshot all over him so they made him Walsh up before dinner. That reminds me, the food sure ain't like yer home cookin'. We have SourKrauter, Oranges, waterMelland, Mister Salty Fritzells and Miller-Highlife. We can't have too Mutch of that and still stay Solberg or we'd Barth.

Our camp director, Olin, has a girlfriend. Her name is Lena and she Vospers in his ear til he gets Redlin the face.

We were going to put on a play and they asked me to Be Rube but I said, "Heck no! I ain't goin' to act like no Gerl!"

I can't believe how Tall ack son is! He drives one of those there Dotzen.....rods. How does he Rait anyway? We needed a Good man to send to the Golf Tournament in Georgia so they sent Erdman. When they asked him if he liked the weather there, he told 'em "Schirado".

I wanted to play Tennessees the other day but Albers (that's another one of my friends) didn't feel like doin' Naaden.

We have a kid here named Lashkowitz. His clothes are getting Shablow from playing in the Sandness box all the time.

I sure miss Lee old Finnie drug store back home.

Don't get so Lodoen because you can't keep up with the Jones', Mom.

I'm sick of Reiten now.

Love,

Your Son Strinden

P.S. Iszler anything happenin' back Holm, berg?

SPECIAL ORDER OF BUSINESS

President Pro-Tem Strinden

Presiding

Senator Nething moved that Senator Lee be recognized:

Senator Lee: Mr. President, members of the Senate, I'm very happy to have this opportunity to make a little presentation today because I am making this presentation to one of my favorite Democrats, one whom I've gotten to know and associate with during the past 61 days. This senator and I have served on the same committee every day of the week, we have spent five mornings together for the past 61 days. Not only that, we serve on another committee together, another board of directors, if you please, so that we're together every other month. I have really come to know and appreciate this senator very much. He is always a gentleman, he has learned the fine art of disagreeing without being disagreeable, and I would like at this time to present a gift as an expression of our appreciation and esteem to Senator Rolland Redlin.

Senator Redlin: Mr. President, I would like to respond to those excellent kind words from my colleague Senator Lee. I appreciate the opportunity to serve with Senator Lee on several occasions in organizations and endeavors separate from the legislature, and it has increased my esteem for that senator. I have been cast in a new role in this session of the legislature. I have appreciated the cooperation of the members of my own party, and equally I have appreciated the cooperation of the members of the majority party, the leadership of that party and I am particularly grateful for the help I have received from the Majority leader and his whip, my counter part across the aisle. My last words are, never have I had a greater experience than serving with my Majority leader, with whom I have not always agreed, but believe me we have had an eye-ball to eye-ball relationship and I believe we are going away from the session as very close friends.

Senator Lee; Mr. President, could we please at this time recognize Senator Tallackson.

Senator Tallackson: Mr. President, ladies and gentlemen of the Senate, it's an honor and privilege for me to be able to present a small token of appreciation to our assistant Majority leader. We all know him as an honest, sincere, hard working senator and he represents his district 25 very well. If you don't know that he represents his district, his farmers, and his sugar beet farmers, you haven't been listening very well the last 61 days. He does an excellent job taking over when the Majority leader is absent, and I sure wouldn't want to be the one to say that he does better job than the Majority leader but I suppose I could say that now that we're all done and he can't do anything against me. I think we will remember our assistant Majority leader for two other good reasons. The first one would be that he is one of the original "fat-finders" and I don't know if this has been good for Russell or not, this session, but I guess time will tell as far as that goes. The other reason that we will remember him for the next year is for

his ability to make that one famous motion — “Mr. President, I move that the absent Senators be excused”, and I think I’ll hear that over and over again all summer. Mr. President, I served with Russell Thane on the Appropriations Committee this session and I learned to respect him, I appreciate his knowledge and his very good judgment and it is an honor to me to present a small token to Russell Thane from the 25th district for his very excellent work during this session.

Senator Thane: Mr. President, ladies and gentlemen of the Senate, I very much appreciate this recognition, and Senator Tallackson, thank you very much for the kind words. Harvey and I have a lot in common. We’ve got the same background when it comes to farming, sugar beet growing. I’ve appreciated the honor of serving the Senate in the role of assistant Majority leader and helping in the only way that an assistant Majority leader can help. I think we have had a good session, and I think we will go away from here, some of us with some small regrets, but I think we can talk about our accomplishments as well. Thank you very much.

Senator Tallackson: Mr. President, could we please recognize Senator Melland at this time.

Senator Melland: Mr. President, late yesterday afternoon, the secretary to the Majority leader stopped me behind the rail and said, “Will you give it to the Minority leader?”. I said “You bet!” I thought that was unnecessary, I thought many of my colleagues in the Majority, the President Pro Tem, the Majority leader, several others have done a rather adequate job of that, but nonetheless I stayed up nearly all night making preparations to deliver a scathing denunciation of his activities and of the abuse and mistreatment that he has given to many of us through this whole session, only to find this morning that what she meant to say, would you make a presentation to the Minority leader so I have destroyed those notes, I have some new ones. This session, it seems to me has been one that’s been characterized by an exchange of characterization for charity. For example, early in the session on a day when doing my duty for the humble Senate Appropriations Committee, I had to take kindergarten out of a bill. That day, this man said I was a robber. That night I swept off his car which was snowbound. A couple of days later, when a building bill was up he characterized me as lacking in consideration for people, substituting bricks and mortar for peoples program. That day I shined his shoes. Earlier in the session he predicted that I would sheepishly take action in this session. In response to that I made an effort, you will remember the other day we talked about the sheepskin coat, I made an effort to have my son bring the coat over so that I could present it to Senator Hoffner, but my son said it’s still March in North Dakota and he wasn’t willing to relinquish it. But I tell you what has really distinguished this man, and he is indeed a distinguished senator, I have attempted to curry all this favor with him and then in typical fashion when good legislators are recognized for being able to resist those who seek to curry favor and continue on their plotted course of action, I want you to know that Senator Hoffner has done that very well. He has done a lot of other things very well. He has served this body, the people of his district and the people of North Dakota with distinction and with honor and he has characterized his own activity and set a tone and a tempo for us by handling irritation with good humor. By responding to frequent criticism with distinguished courtesy, and by responding to sometimes defeat, with a great deal of dignity. He is a man that deserves our recognition and I know that personally it is an honor for me to ask a page to come so this presentation can be made and I know I do it personally

and I know I do it for the Majority and I know I do it for all of those in and around the Senate. On behalf of all of us, "Thanks very much, Buckshot".

Senator Hoffner: Mr. President, members of the Senate, I would like a recorded roll call vote on that one. I certainly want to thank you, Senator Melland, and we have had a very good relationship over the years. I've appreciated all the bills you've introduced, because it has gotten me in the news once in a while, and he did come over and brush the snow off my car one night. No one saw it though, he made sure of that. The other day when he offered to polish my shoes, I made sure the newsmen were around. I want to take this opportunity to say that I do believe in the two-party system very seriously, and I think you all know that, I've stated that a number of times, and I do believe in good honest disagreement. I want to say to all the chairmen that I have not heard a single unfairness from any of the minority members, that you treat them fairly and that goes to the rest of the members of all the committees. I want to say to the assistant Majority floor leader, I appreciate our relationship and your fairness and to the Majority floor leader, I hope you don't run for Governor because I don't want to have to vote for you, but I certainly appreciate your fairness, you've always informed me when new things were developing, you've always come to me to talk with. I think everyone knows that. I appreciate the hard work you've put in, I know for a fact that the progress that's made in a session is mainly because of you and your assistant and all the members. Of course I can't forget the senator from the 24th district who is sitting up there. You see, I was right, you know I predicted he'd be in the chair and the Lt. Governor would have his \$38,000 job, we haven't seen him since, he's been walking around — well, that bill might get vetoed you know, Wayne. To the Minority party, to the caucus chairman, Senator Heinrich, I appreciate all the work you've done. To the Minority party, boy, you know there are only 15, but you're right there and loyal. To my assistant, Rollie "Thank you very much for all your work". We have gone nose to nose a few times and we resolved our differences and that is how the system works. I'm convinced that we should have these sessions about three times, and I've written them down, once shortly after cross-over and once on the 50th day, and then at the close because I think it psychs us up and even Smykowski would vote with me once in a while. Thank you very much.

Senator Melland: Mr. President, could we please recognize Senator Shablow at this time.

Senator Shablow:

Mr. President, Ladies & Gentlemen of the Senate, I feel truly privileged and honored to be asked to present to the Majority floor leader of this Senate body a small gift as a token of appreciation for the manner in which he conducted himself and the manner in which he conducted the affairs of this Senate body. Although Senator Nething and I are members of the opposing political parties, I can truthfully say that he has always been fair to me as I believe he has to every member of the Senate.

Without question our voting pattern has been somewhat different at times, however, I sincerely believe that he has always had as his goal the best interests of North Dakota in his heart as all of us have, and I commend him for that. Our only differences are as to how we should attain these goals.

Senator Nething has always been fair and patient, almost to a fault at times, which I consider a virtue; because no one in my opinion has been denied any rights or privileges on the Senate floor to express their opinions or beliefs. He has been diligent in his duties and dedicated to the office he holds and I am sure we all commend him for these attributes.

I am confident, Senator Nething, that I properly express the sentiments of this Senate in saying that we appreciate the manner in which you have performed as Senate Majority leader.

We would like to give you this gift as a token of that appreciation.

Senator Nething: Mr. President, I move that the remarks of Senator Shablow be printed in the Journal. Mr. President, ladies and gentlemen of the Senate, this is always a very difficult time of the session for me, because we are going to adjourn soon and I am going to miss you all so much. Consequently if you hear my voice quiver a little bit, it is because my heart is pounding so loud, and I know its a good one. Senator Thane, it has been a great year, it has been a great session. Senator Smykowski, I appreciate your efforts as caucus chairman. Senator Hoffner, I guess if I had to select any two nicer people than you and Senator Redlin to work with, why I don't know where I'd find them. I know they're as nice, but not any nicer.

Throughout this legislative session as well as every session I have served in the Senate, I have attempted to cast my vote with four overriding considerations: (1) Individual conscience, (2) What is best for all of North Dakota, (3) What effect it has on my district, and (4) The political considerations of my party which philosophy recognizes fiscal responsibility, free enterprise system, and the rights of each individual.

I know that many of you in this body also have set your own criteria and, hopefully, you have structured your considerations similar to those I have mentioned.

As we end this legislative session, I recognize that it may be my last session since at this time I do not intend to seek re-election. Between now and September 15th of this year, I will be asking for advice to aid me in deciding whether or not to seek my party's nomination for Governor of North Dakota. My evaluation will relate to: (1) What effect will my candidacy have on my family, (2) Will my philosophy, coupled with my legislative experience be beneficial to the State, and (3) Will there be a broad base of support should my decision be in the affirmative.

Should my decision be to not seek this nomination or should I be unsuccessful in my efforts, it will then be my hope that the electors in my district will return me to the North Dakota Senate, inasmuch as I would be privileged to continue helping resolve state problems as an elected State Senator. Because of my present plans, I intend to keep a low profile as a member of the Legislative Council during the next biennium.

My purpose in making this announcement today is to inform you, my colleagues, as to what my political interests are in the future. There are people who believe I have different political ambitions than those I have now expressed. They infer I will seek other offices. I assure you that what I have said today represents the interest in my heart. I do not want conjecture by others regarding what my future plans are to deter those individuals who may be willing to seek state or federal office.

I also want each of you to know what an honor it has been for me to serve as Senate Majority Leader. It is an experience that falls to very few. Hopefully, it has made me a better person to meet the personal and political challenges that lie ahead.

In conclusion, I want to ask each of you to remember that each legislator was elected from a district of 12,500 people. Never forget, when working with each Senator or House member, those 12,500 people must consistently be respected. By doing this, we will always preserve the integrity of this great deliberative body. Thank you.

Senator Smykowski: Mr. President, I would just like to take a minute to thank President Sanstead for his fairness and his diligence of effort

throughout the entire session. We may have different philosophies and party affiliations as far as the majority party and his party that he represents. He has been more than fair to try to let each and every member have his opportunity to have his say. To you, the fellow members of the Senate, it has once again been a wonderful experience, my fourth session here in the legislature. To the desk staff, I don't know where we could hire a more diligent group that work without grumbling, and cooperate and never have any ruffles. Some of the times when we get to those long dragged out days, it's really a credit to you and it shows your interest and dedication. Those of us as legislators rely so heavily, although they are hired people, on the Legislative Council. The hours and hours and hours of time that they put in over and above the call of duty answering our requests and the various things that we ask of them, and they continue on. To all of the other employees that we ask to do those errands, they do it with great diligence. I think just as a spokesman of the Senate, I have taken it upon myself to say thanks to all of you. To Senator Nething, an experienced true leader, a man who has worked with diligence in government, it has really been an experience for all of us to watch him continue with his work. To Senator Thane, a comment made by Senator Tallackson that he would hear those remarks about excusing the absent senators, I want you to know that Senator Thane is going to hear them too, because he runs around with that dumb little recorder all the time. He plays it when he's in his big tractor out on his farm. When Senator Melland mentioned that Dave's secretary asked Senator Melland about "giving it to Buck" I pleaded, and begged and begged if I could have the chance, but he wouldn't let me do it. Seriously, it has been a great experience, and I have the little thing to leave with you, and it's only our little family at the Holiday Inn that kind of know what this joke is about. Down on the farm, we have had a hobby of raising various specialty crops, everything from strawberries to raspberries, to watermelons, to squash, and I'm on a popcorn kick now. We've raised about an acre of popcorn this last year, we have a lot of fun with it, it's kind of a standing joke around the group that stays at the Holiday, and so as a kind of a going away gift, just a bag of homegrown of popcorn from Smykowski's farm. Thank you.

Senator Shallow: Could we please at this time recognize Senator Wenstrom.

Senator Wenstrom: President Strinden, Dr. Sanstead, our presiding officer during the session, not at the moment, became interested in government at the state level when he was elected to the House of Representatives in 1964. He served in the sessions 1965, 1967 and 1969. He found time to be a delegate to the Constitutional Convention in 1972. He was elected Lt. Governor in 1972 and has presided over this august body during the sessions of 1973, 1975, 1977 and now just completing 1979. Here he has demonstrated his abilities, continuing to rule over this body with justice and impartiality. Since he became our presiding officer, he has also been associated with the conference of Lt. Governors. That group has honored him by naming him vice chairman of the National Lieutenant Governors' Conference. Along with his other activities, he has found time to go back to school and obtain his doctorate from the University of North Dakota. Presently when he is not occupied by other activities he is a member of the faculty at Minot High, where he is an instructor in law, justice and government. President Sanstead, on behalf of we senators, I wish to thank you for the fairness and the many courtesies you have shown us over these many years as our presiding officer. I am sure you appreciate our watching the big board so that you had to break the tie vote but once

during this past session. Dr. Sanstead I think as I have observed this 46th Legislative Session, that there has been a different feeling here among the members of the Senate, a little different than any other session I have been privileged to attend. I think this is due to your ability as presiding officer and to the abilities of our two floor leaders. This thing, may I call it that I find peculiar to this session, is the lack of animosity. Sure there has been some ribbing on the floor, but there is nothing wrong with that, but you know in reminiscing I have seen times when we would meet in the hall and never even recognize a person. I have seen that, that's not malarkey, you don't see that in this session, haven't seen it at all, and I think that's a tribute to our presiding officer and our two fine floor leaders. Now, Mr. President, on behalf of the members of the Senate, I have a token here of our appreciation and esteem which I would like to present to you at this time.

President Sanstead Thank you very much, Senator Wenstrom, former Lt. Governor Wenstrom. It has indeed been a privilege to serve with you for these many sessions, and most especially the colleagues of this 46th State Legislature. I certainly would be remiss if I did not begin with Doris, Vern, Sandy, most especially Leo, because we have worked very well as a team, and I think we have given the kind of service to the Senate that needs to be done in terms of management and movement of each day's business. Then too, the thanks from those of us here at the desk to all of those who often times are not seen, but who deliver the goods, get the job done in terms of providing the paper work, in terms of serving you as members of the State Senate — to the Majority Leader, Assistant Majority Leader, Minority Leader, Assistant Minority Leader, of my appreciation for your cooperation and assistance during this session. I certainly appreciate the opportunity to serve, I think it's a rare privilege to be the presiding officer of a group as distinguished as this and it has been our job to facilitate that process and most especially to make it a fair, honest and a forthright process. I thank you for the opportunity of being with you. To my President Pro Tem this session, I extend my appreciation for the times that Senator Strinden has served us and the opportunity to have worked with him as well as with each and every one of you as a distinguished member of this 46th State Legislature. Thank you very much.

Senator Wenstrom: Mr. President, could we at this time please recognize Senator Erdman.

Senator Erdman: Mr. President, members of the Senate. It gives me a great deal of pleasure on behalf of the Senators and staff of this chamber to make this presentation to the President Pro Tem. Senator Hoffner sort of stole my speech, I had a few notes, here, but he always has to get ahead of me because just yesterday, he tried to promote Senator Strinden to that chair up there as a permanent gesture I guess. I don't know whether he was being generous to Senator Strinden, our President Pro Tem or whether he was trying to get the Lt. Governor into his position as Energy Coordinator so as he wouldn't have to go back to Minot and go back on food stamps. Anyhow, the President Pro Tem has a unique way of presiding, when he says "Indicate by the usual". Even if he is one of the famous "fat-finders", when you really get to know him, he isn't such a "bad Joe". You know we had a certain bill down in Appropriations early in the session and it effected my area and some of the boys wanted to be real hard, and of course I guess we are sort of noted for that in Appropriations, and I made a plea, I related to some of the people that they had been on a tour in my area, and that there were some difficult things to face up there, and I said where there were tears, there was a heart, and Senator

Strinden was the first one to come to my rescue, he moved a "do pass" on the bill and it indicated that he really had a true heart. You know after all, he's really a pretty good "Joe". Congratulations.

Senator Strinden: Thank you Senator Erdman for the kind remarks, I considered it a great honor when this body elected me to be the President Pro Tem of the 46th Legislative Assembly. I sat in the wings for quite a while before I had the opportunity to sit here and so call "govern" you in session, but then I finally determined why this came about because when we had the reception at the Inauguration I shook the Lt. Governor's hand. I said, "Governor, should I be called on to preside, my first duty will be to lock your office". For that reason I thought he would probably never leave. I have appreciated the consideration that this body has given me the times I have presided and I certainly respect the friendship of each and every one of you. The good Senator from the 12th District and I have some friendly words on occasion, and that is as it should be. I certainly appreciate and thank each and every one of you for the opportunity you have given me in my service to the state of North Dakota in the Senate, and I appreciate it very much.

Senator Erdman: Mr. President, could we please recognize Senator Thane.

Senator Thane: Mr. President, Lt. Governor Sanstead, ladies and gentlemen of the Senate. Before I make the presentations that I have been asked to make, I would like to comment on a group of people who will not be recognized in this form today, but they are vital to the way the Senate runs, that perhaps they should be, so I am going to take just a second to recognize all the other Senate employees, whether they be up in the Steno pool, whether they be one of our pages, one of our assistant sergeant-at-arms, or whoever, because all of us know that we rely on them to run our errands and do our work and if they all quit some day just for the fun of it, everything would come to a screeching halt and we really appreciate them, and I think we should give them a hand! We have a fellow that sits up in the front here, smokes a pipe all the time, and I've been a little concerned that perhaps one of these times he'll set fire to himself, but it hasn't happened yet. He is our very efficient Secretary of the Senate, he sometimes knows what's going on better than we do, and that is to be expected, and we have a little gift for you, Leo Leidholm.

The next on my list is a lady who once pushed the wrong button on the recorder and gave us a little recording of something that had taken place, she is very efficient, we appreciate her very much, she can anticipate what's going to happen better than we can, and Doris, we love you.

The other one is a cute little gal, I've never seen her quit smiling, her hair is a shade of red, she blushes a little bit, but not too often, and she is so friendly, that she is a real asset and she does her work well, Sandy Boehler.

Next we have our assistant Secretary, who can always be counted on to get something that we need quick when we have forgotten that we had a committee report to give, all of a sudden we need it in about one minute, and he can get it to us if we can get a note to him on time, and Vern, we appreciate you very much, Vern Asheim.

We are always fortunate to have excellent Sergeant-at-Arms and our chief Sergeant-at-Arms, Olger Sandven, always manages to hold the mike just the right distance away from the mouth of the other guy so we won't break his teeth, or hold it too far away so he can't hear — Olger, we sure are glad to have you with us.

Last of all, Mr. President, our deputy Sergeant-at-Arms who is of a great deal of assistance to us, Carl Bjerke.

Leo Leidholm: Mr. President, members of the Senate, it's that time of the session again when everybody is about to go their own way. Our record shows that they have been doing a little of that since the 3rd of January. On behalf of the Senate employees we want the members of the Employment Committee to know that we appreciate serving the 46th Legislative Assembly. We know that they had many applications to screen and feel fortunate to have been selected. It is our hope that we have all done our duties well and have served each individual senator to the best of our ability. We want the chairman and each member of the Employment Committee to receive a token of our appreciation, Senators Thane, Smykowski, Strinden, Solberg, Iszler, Barth, Krauter and Orange. Thank you.

Senator Strinden: Mr. President, members of the Senate, there is one thing that I have always wanted to do, and that is to give the Lt. Governor an order, so, Mr. President, I move that we dissolve our Hearts and Flowers Session, which motion prevailed.

Senator Nothing moved that the President appoint a committee of three to notify the Governor that the Senate had completed its business and is about to adjourn sine die, which motion prevailed.

The President appointed as such committee:

Senator Lips

Senator Farrington

Senator Orange

Senator Nothing 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 a such committee:

Senator Goodman

Senator Reiten

Senator Schirado

Senator Lips announced that the committee appointed to inform the Governor that the Senate had completed its business and is about to adjourn, had completed its business and requested that the committee be discharged, which request was granted.

A committee from the House was received and announced that the House had completed its business and was ready to adjourn.

Senator Goodman announced that the committee appointed to inform the House that the Senate had completed its business and is about to adjourn, had completed its business and requested that the committee be discharged, which request was granted.

Senator Thane moved that the absent Senator be excused, which motion prevailed.

Senator Nothing moved that the Senate adjourn sine die, which motion prevailed.

LEO LEIDHOLM, Secretary

Post session Governor's action on Senate Bills delivered after adjournment.

	Date Signed
Senate Bill No. 2001	April 7, 1979
Senate Bill No. 2002	April 7, 1979
Senate Bill No. 2003	April 3, 1979
Senate Bill No. 2006	April 7, 1979
Senate Bill No. 2007	April 7, 1979
Senate Bill No. 2008	April 7, 1979
Senate Bill No. 2009	April 7, 1979
Senate Bill No. 2011	April 7, 1979
Senate Bill No. 2012	April 7, 1979

	Date Signed
Senate Bill No. 2013	April 7, 1979
Senate Bill No. 2015	April 7, 1979
Senate Bill No. 2016	April 7, 1979
Senate Bill No. 2021	April 7, 1979
Senate Bill No. 2026	April 7, 1979
Senate Bill No. 2027	April 7, 1979
Senate Bill No. 2028	April 7, 1979
Senate Bill No. 2031	April 7, 1979
Senate Bill No. 2033	April 7, 1979
Senate Bill No. 2038	April 7, 1979
Senate Bill No. 2043	April 7, 1979
Senate Bill No. 2054	April 7, 1979
Senate Bill No. 2056	April 7, 1979
Senate Bill No. 2057	April 7, 1979
Senate Bill No. 2058	April 7, 1979
Senate Bill No. 2072	April 7, 1979
Senate Bill No. 2110	April 7, 1979
Senate Bill No. 2113	April 7, 1979
Senate Bill No. 2153	April 7, 1979
Senate Bill No. 2159	April 7, 1979
Senate Bill No. 2227	April 7, 1979
Senate Bill No. 2233	April 7, 1979
Senate Bill No. 2249	April 7, 1979
Senate Bill No. 2252	April 3, 1979
Senate Bill No. 2253	April 3, 1979
Senate Bill No. 2263	April 7, 1979
Senate Bill No. 2269	April 3, 1979
Senate Bill No. 2286	April 7, 1979
Senate Bill No. 2297	April 7, 1979
Senate Bill No. 2309	April 7, 1979
Senate Bill No. 2310	April 7, 1979
Senate Bill No. 2383	April 7, 1979
Senate Bill No. 2385	April 8, 1979
Senate Bill No. 2404	April 10, 1979
Senate Bill No. 2405	April 7, 1979
Senate Bill No. 2410	April 7, 1979
Senate Bill No. 2411	April 7, 1979
Senate Bill No. 2412	April 7, 1979
Senate Bill No. 2417	April 7, 1979
Senate Bill No. 2430	April 4, 1979
Senate Bill No. 2432	April 7, 1979
Senate Bill No. 2438	April 8, 1979
Senate Bill No. 2439	April 5, 1979
Senate Bill No. 2455	April 7, 1979
Senate Bill No. 2461	April 3, 1979
Senate Bill No. 2463	April 7, 1979
Senate Bill No. 2484	April 7, 1979
Senate Bill No. 2487	April 8, 1979
Senate Bill No. 2488	April 7, 1979

On March 29, 1979, Senate Bill 2483 was forwarded without signature.

The following bills were vetoed on April 12, 1979:

Senate Bill 2039	Senate Bill 2131	Senate Bill 2367
Senate Bill 2040	Senate Bill 2150	Senate Bill 2450
Senate Bill 2044	Senate Bill 2350	Senate Bill 2460
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Motions: 1437

CHRISTENSEN

Standing Committee: 28, 29
Conference Committee: 1206, 1430, 1433, 1524, 1729, 1866, 1904, 1955
Committees Other than Standing: 1390
Committee Reports: 68, 69, 1821
Bills: 109, 155, 177, 178, 199, 257, 287
Senate Concurrent Resolution: 326
Motions: 80, 109 (2), 161, 256 (2), 282, 441, 483, 516, 615, 646, 793, 827, 864 (2), 966, 968, 1097 (2), 1098, 1173 (2), 1174, 1279, 1314, 1315, 1391, 1433, 1464, 1520 (2), 1722 (2), 1725, 1726, 1729, 1769 (2), 1770 (3), 1771, 1812, 1813, 1814, 1815, 1816 (2), 1821, 1932, 1822 (2), 1957 (2), 1958

CUSSONS

Standing Committee: 28, 29
Conference Committee: 576 (2), 1136, 1394, 1434, 1628, 1729, 1803, 1828, 1866, 1932 (2)
Committees Other than Standing: 15
Bills: 285
Motions: 31, 63, 89, 123, 147, 189, 231, 271, 321, 330, 339, 363, 411, 451, 505, 577, 613, 691, 791, 857, 927, 1011, 1061, 1099 (2), 1127, 1201, 1271, 1339, 1423, 1512, 1631, 1676 (2), 1705, 1800, 1811 (2), 1820, 1913, 1949, 1958 (2)

DOTZENROD

Standing Committee: 28, 29
Conference Committee: 1520, 1562, 1638, 1682, 1729, 1750, 1806
Committees Other than Standing: 15, 1392
Bills: 285, 289

Senate Concurrent Resolution: 465

Motions: 271, 364 (2), 365, 481, 482 (3), 506, 586 (2), 761, 762, 896 (2), 1244, 1424 (2), 1820

ERDMAN

Standing Committee: 28

Conference Committee: 1206, 1279, 1326, 1562, 1631, 1632, 1718, 1719, 1728 (2), 1775, 1858

Committees Other than Standing: 15

Bills: 140, 154 (2), 156, 180

Senate Concurrent Resolution: 343

Motions: 161

Remarks Printed: 1988

FARRINGTON

Standing Committee: 28, 29

Conference Committee: 1009, 1351, 1389, 1520, 1638 (2), 1682 (3), 1933

Committees Other than Standing: 10, 1990

Bills: 82, 153, 154, 157, 158 (2), 172, 177, 179, 285

Senate Concurrent Resolution: 342

Motions: 222 (2), 241, 242 (3), 440, 1068, 1137, 1468, 1797 (2), 1823 (2), 1899 (2)

Remarks Printed: 775

FRITZELL

Standing Committee: 28

Conference Committee: 1279, 1326, 1632, 1729

Committees Other than Standing: 10, 15

Bills: 52 (2), 53, 154, 157, 180 (2), 257

Senate Concurrent Resolution: 397

Motions: 186 (3), 245, 246 (2), 340 (2), 452 (3), 483, 557, 691, 692 (2), 813, 857, 1040, 1202 (2), 1245, 1385 (2), 1550, 1627, 1628, 1749, 1799 (2), 1802, 1858 (2)

GOODMAN

Standing Committee: 28, 29

Conference Committee: 1636, 1638 (4), 1682 (3), 1897, 1933

Committees Other than Standing: 1970, 1990

Bills: 50 (3), 54, 127, 172, 199, 256, 287

Senate Concurrent Resolution: 257, 290

Motions: 109 (2), 126, 128, 223, 281, 282, 309 (4), 327, 337 (2), 399, 419, 441 (2), 558, 576 (2), 606, 646 (2), 647, 771, 775 (4), 778 (2), 793, 824, 826 (2), 1043, 1068 (2), 1174 (3), 1188, 1315 (2), 1316 (2), 1348 (4), 1390, 1395 (2), 1396, 1426, 1427, 1476, 1525 (2), 1526 (2), 1630, 1634 (2), 1635, 1637 (4), 1682 (3), 1715, 1766, 1821 (2), 1908 (2), 1897, 1911 (2), 1915 (2)

HANSON

Standing Committee: 28

Conference Committee: 1206, 1326, 1561, 1562, 1637, 1750 (2), 1775

Committees Other than Standing: 15, 1970

Bills: 52, 69, 72, 82, 155, 176, 256, 257, 283

Senate Concurrent Resolution: 200, 397

Motions: 27, 966, 967, 1806 (2)

HOFFNER

Standing Committee: 28
 Conference Committee: 1246, 1766
 Committees Other than Standing: 10, 15
 Bills: 154, 223, 257, 288, 289
 Senate Concurrent Resolution: 140, 224, 378, 419, 778 (3), 808 (2)
 Motions: 10, 102, 237, 378, 524 (2), 637 (2), 772, 1085 (2), 1101 (3), 1102, 1246, 1318, 1612, 1672, 1712 (2), 1713, 1715, 1948
 Remarks Printed: 476, 774, 787, 840, 866, 932, 1071, 1251, 1277, 1437, 1910, 1985

HOLMBERG

Standing Committee: 28, 29 (2)
 Conference Committee: 1171, 1434, 1476, 1719, 1772, 1897
 Bills: 93, 138, 139, 155, 158, 172 (2), 174, 175, 179
 Senate Concurrent Resolution: 326, 808
 Motions: 397, 469 (3), 1173, 1290 (3), 1477 (3), 1487, 1488, 1519 (2), 1556 (3), 1616, 1617, 1625, 1670, 1671, 1869, 1900, 1929 (2), 1939, 1958
 Remarks Printed: 1619

ISZLER

Standing Committee: 28
 Conference Committee: 1434, 1474, 1750, 1772, 1819, 1897
 Committees Other than Standing: 10
 Bills: 127, 138, 139, 176, 283 (2), 287, 288
 Senate Concurrent Resolution: 160, 181, 342
 Motions: 171 (2), 235, 236, 256, 281, 379 (2), 453, 483, 528, 586, 615, 693, 694, 777 (2), 778 (2), 999, 1000 (2), 1013, 1097, 1314 (3), 1315, 1348, 1359, 1465, 1470 (2), 1476 (2), 1520, 1638, 1724 (2), 1750, 1798 (2), 1818 (2), 1906 (2)

JACOBSON

Standing Committee: 28, 29
 Conference Committee: 1638
 Committees Other than Standing: 10 (2), 1970
 Committee Reports: 59
 Bills: 156, 158, 172, 180, 286
 Senate Concurrent Resolution: 258, 807, 809
 Motions: 136, 281, 365, 482, 483 (3), 513, 792, 827 (3), 966, 1098 (2), 1123, 1131 (3), 1280 (2), 1326, 1389, 1390, 1430, 1431, 1464 (2), 1525 (2), 1568, 1569, 1634 (3), 1537 (2), 1911 (2)

JONES

Standing Committee: 28, 29
 Conference Committee: 576, 1035, 1136, 1394, 1638, 1866
 Committees Other than Standing: 10, 1970
 Bills: 46 (3), 139, 153, 154, 156, 176, 179 (2), 199, 224, 286, 288
 Senate Concurrent Resolution: 141, 326, 343
 Motions: 109, 126, 143 (3), 172, 205, 222, 223, 282 (2), 309 (3), 328, 340, 356 (3), 418 (2), 441, 465, 476, 494, 495, 513, 552, 558 (2), 576 (2), 586 (2), 610, 680, 692, 693 (2), 694, 774, 776, 778, 862 (3), 896 (3), 897 (2), 906 (3), 1002, 1003, 1012 (2), 1013, 1026, 1035, 1043, 1068 (3), 1100 (3), 1132 (2), 1135, 1139, 1173, 1206, 1245, 1246, 1317, 1348, 1389, 1390 (2), 1394 (2), 1427 (2), 1430 (2), 1469, 1619, 1628, 1635, 1668 (4), 1714, 1721 (2), 1766 (2), 1774 (2), 1803, 1825, 1827 (2), 1828, 1866, 1912 (2), 1929 (2), 1932, 1956

KRAUTER

Standing Committee: 28, 29
 Conference Committee: 1123, 1326, 1477, 1638
 Committees Other than Standing: 10
 Bills: 154, 156, 285, 288

LASHKOWITZ

Standing Committee: 28, 29
 Conference Committee: 1206, 1430, 1562, 1634, 1636, 1639, 1772
 Committees Other than Standing: 15
 Bills: 139 (2), 153, 156, 173 (2), 174 (2), 175, 284, 288
 Senate Concurrent Resolution: 159, 342, 808 (2)
 Motions: 159, 190, 313 (3), 341, 358 (3), 395, 396, 606, 858, 859 (2), 1194 (3), 1477, 1478 (2), 1485, 1519 (2), 1617, 1671, 1713, 1954
 Remarks Printed: 777, 1045, 1623, 1747

LEE

Standing Committee: 28, 29
 Conference Committee: 1123, 1438, 1476, 1634, 1638
 Committees Other than Standing: 11, 15, 1970
 Bills: 71, 72, 139, 158, 173, 175, 178, 257, 283, 288
 Senate Concurrent Resolution: 160, 343
 Motions: 513, 637, 829, 830 (2), 1043 (2), 1390, 1667, 1669 (2), 1716 (2), 1907 (2)
 Remarks Printed: 1037, 1983

LIPS

Standing Committee: 28
 Conference Committee: 1279, 1637, 1718 (2), 1728 (2)
 Committees Other than Standing: 11, 1990
 Committee Reports: 58, 64 (2)
 Bills: 46, 49, 80 (2), 127 (2), 140 (2), 172, 174, 175, 257, 286, 287, 288
 Senate Concurrent Resolution: 181, 289, 397
 Motions: 58, 72 (3), 80, 136, 222 (2), 223, 236, 264 (3), 309 (2), 327, 340 (3), 343, 365 (2), 379 (2), 380 (2), 395, 421, 441, 452 (2), 465, 482 (4), 495 (3), 512 (2), 513 (2), 528 (2), 552, 553, 558 (3), 586 (2), 614, 646 (3), 647, 683, 692 (5), 771, 773, 774 (3), 775, 776, 777 (2), 782, 826 (3), 827 (2), 829, 858 (3), 896 (3), 897, 929, 1024 (2), 1042 (3), 1043 (2), 1067, 1097 (2), 1098 (2), 1145, 1173, 1206 (2), 1277, 1279, 1281 (2), 1318, 1326 (3), 1426 (3), 1428 (2), 1429 (3), 1464 (3), 1491, 1519 (3), 1520, 1529, 1561 (2), 1562, 1563 (2), 1564 (5), 1565 (2), 1567 (2), 1612(4), 1614 (3), 1626, 1627 (2), 1632 (6), 1633, 1636, 1637, 1717, 1718 (5), 1719 (2), 1728 (3), 1729 (3), 1750 (2), 1766, 1769 (2), 1775, 1809 (2), 1810, 1811, 1858, 1871, 1901 (4), 1930, 1951, 1952, 1962
 Remarks Printed: 513, 775, 932, 1071, 1952, 1961

LODOEN

Standing Committee: 28, 29
 Conference Committee: 1041, 1348, 1470, 1471, 1870
 Committee Reports: 58, 68
 Bills: 45 (2), 47, 140 (2), 224
 Motions: 90, 161, 223, 235, 340, 453, 615, 646 (2), 647, 678, 827, 966 (3), 1099, 1131 (3), 1171, 1173 (2), 1279, 1314, 1348, 1351, 1389, 1427 (2), 1464, 1476, 1565, 1566, 1720 (20), 1727 (2), 1792 (2), 1870, 1928 (2)
 Remarks Printed: 7

MELLAND

Standing Committee: 28
Conference Committee: 1326, 1429, 1631, 1632, 1637, 1718, 1729, 1750, 1858, 1871, 1945
Committees Other than Standing: 15 (2)
Bills: 46 (2), 48, 49, 54, 109 (2), 156 (2), 157 (2), 172, 175 (2), 177, 180, 256, 284, 287
Senate Concurrent Resolution: 257, 289, 341 (2), 242 (3), 419, 755, 808 (3)
Motions: 72, 120, 128 (3), 183, 223, 312 (3), 465, 547, 571 (3), 581, 599 (2), 609, 610, 828 (3), 844 (2), 902, 1035, 1464 (2), 1571, 1633 (2), 1641, 1647, 1673, 1772 (2), 1774 (2), 1792 (2), 1870 (2), 1898 (2), 1901, 1902, 1968 (2)
Remarks Printed: 1035, 1944, 1984

MILLER

Standing Committee: 28, 29
Conference Committee: 1041, 1433, 1729, 1866
Bills: 47, 48, 49, 51, 52, 53, 61, 115, 155 (3), 285
Motions: 332 (2), 333, 498, 603 (3), 681, 966 (2), 1045, 1046, 1316, 1473 (2), 1567 (2), 1621 (2)

MUTCH

Standing Committee: 28, 29
Conference Committee: 1041, 1135, 1348, 1470, 1477, 1640
Committees Other than Standing: 15
Bills: 52, 157, 179, 284 (2)
Senate Concurrent Resolution: 342, 343, 344
Motions: 813 (2), 814, 1723 (2)

NAADEN

Standing Committee: 28
Conference Committee: 1326, 1562, 1632, 1633, 1718 (2), 1729 (2), 1775, 1805, 1962
Committees Other than Standing: 15, 1520, 1641
Committee Reports: 1284, 1743, 1828
Bills: 52, 157, 176, 178, 179, 286
Senate Concurrent Resolution: 72, 140, 343
Motions: 161 (2), 576, 1172, 1284, 1487, 1520, 1642, 1713, 1743, 1828, 1902, 1904, 1927 (2), 1948
Remarks Printed: 576, 1748

NELSON

Standing Committee: 28, 29
Conference Committee: 1326, 1562, 1634, 1638, 1692, 1729, 1749, 1750 (2)
Committees Other than Standing: 15, 1970
Bills: 61, 138, 140, 158, 174, 285 (2)
Motions: 680, 1389 (2), 1563, 1669 (2), 1673 (2), 1675, 1792 (2), 1815 (2), 1906 (2)

NOTHING

Committees Other than Standing: 10, 15
Bills: 48, 127, 153, 154 (2), 155, 175, 180, 265
Senate Concurrent Resolution: 140, 224, 341 (3), 342, 378, 807, 808 (2)
Senate Resolution: 10
Motions: 5 (2), 6 (3), 7, 8 (2), 10 (4), 15 (8), 16 (2), 29, 30, 56, 62, 73 (2),

76, 83 (2), 87 (2), 102, 109, 122, 133, 138, 139, 141 (2), 145, 164, 188, 209, 229, 239, 244, 261, 262, 267, 269, 272, 293, 294, 298, 300 (2), 312, 313, 315, 317, 319, 334, 338, 344, 345, 361, 384, 386, 401, 404, 409, 421, 422, 429, 447, 448, 450, 479, 503, 518, 525, 567, 568, 576 (2), 583, 597 (2), 600, 601, 605 (3), 611, 636 (2), 649 (2), 681 (2), 680, 682 (4), 683, 689, 747, 749, 753, 755, 759, 776 (3), 777 (2), 782, 812, 818, 824, 831, 833 (3), 837, 855, 860, 862 (4), 864, 893, 899, 902, 918, 926, 931, 932, 933 (3), 934, 938 (2), 963, 974, 1010 (2), 1066, 1072, 1091, 1105, 1125, 1165, 1175 (2), 1176, 1177, 1200, 1215, 1234, 1242, 1251, 1270, 1278, 1282, 1287, 1309, 1317, 1326, 1336, 1351 (2), 1352, 1354, 1355, 1390, 1392 (2), 1394, 1421, 1425, 1427, 1428, 1438, 1460 (2), 1465, 1466, 1467 (2), 1468 (3), 1469 (4), 1470 (2), 1471, 1472 (2), 1473, 1474 (2), 1475 (2), 1476, 1485, 1486, 1487 (2), 1490 (2), 1491 (3), 1492 (2), 1510, 1521 (2), 1522 (3), 1523, 1524 (2), 1525, 1526 (3), 1527, 1528 (2), 1529 (3), 1530 (3), 1538, 1562, 1565 (2), 1566, 1567 (2), 1568 (2), 1570 (3), 1571 (3), 1573 (2), 1574 (2), 1610 (2), 1618 (2), 1624, 1660, 1661 (2), 1662 (2), 1663 (2), 1664 (2), 1665 (2), 1666, 1670, 1676, 1704, 1710, 1712, 1715, 1716, 1717 (2), 1719, 1720, 1721 (2), 1722 (2), 1723, 1724 (3), 1725, 1726, 1727 (2), 1728, 1729, 1743, 1744, 1745, 1746 (2), 1747 (2), 1749 (2), 1759, 1763, 1766, 1769, 1775, 1792, 1795 (2), 1797 (2), 1804, 1807 (3), 1808, 1810, 1811, 1814, 1820, 1821 (2), 1827, 1853, 1860, 1861 (2), 1865, 1867, 1869, 1872, 1891 (2), 1892, 1894, 1897, 1906, 1925, 1932, 1933, 1935, 1937, 1945 (3), 1950, 1983, 1990 (3)

Remarks Printed: 476, 1251, 1438, 1986

OLIN

Standing Committee: 28

Conference Committee: 1206, 1255, 1326, 1561, 1632, 1718, 1728, 1750

Committees Other than Standing: 15

Bills: 61, 72, 154, 156, 173, 236, 283, 285

Motions: 232, 321, 322 (2), 411, 412, 431, 558, 645, 646, 826 (2), 864 (3), 965, 966, 1006, 1014, 1339, 1340, 1706, 1868, 1899 (2)

ORANGE

Standing Committee: 28, 29

Conference Committee: 1135, 1348, 1434, 1470, 1471, 1932

Committees Other than Standing: 10, 1990

Bills: 61, 109, 138, 155 (2), 157, 173, 178, 179, 286

Senate Concurrent Resolution: 127

Motions: 222, 332, 513, 1172, 1173, 1184, 1471 (2), 1472 (2), 1674, 1723

Remarks Printed: 8, 816, 1803

PETERSON

Standing Committee: 28, 29

Conference Committee: 1434, 1562, 1682, 1750, 1805, 1932

Committees Other than Standing: 15, 1970

Bills: 155, 158, 174 (2), 176

Motions: 78, 90, 104, 123, 135, 136, 138, 148, 165, 166, 189, 212 (3), 256 (2), 681, 751 (3), 1043 (2), 1359, 1474 (2), 1753, 1799 (2), 1816 (2), 1819, 1821 (3), 1869 (2), 1947 (2)

RAIT

Standing Committee: 28, 29 (2)

Conference Committee: 576 (2), 1035, 1136, 1394, 1395, 1438 (2), 1803, 1828, 1866, 1932

Committees Other than Standing: 10, 15

Bills: 180, 289

Motions: 1134 (3), 1435, 1466 (3), 1766, 1796 (3)

REDLIN

Standing Committee: 29 (2)

Conference Committee: 1634, 1636, 1638 (3), 1682 (3), 1933

Committees Other than Standing: 11, 15, 1970

Bills: 46, 47, 81, 140, 174, 177, 287

Senate Concurrent Resolution: 56

Motions: 85, 97 (2), 636 (4), 930, 1488 (2), 1766

Remarks Printed: 615-616, 832

REITEN

Standing Committee: 28, 29

Conference Committee: 1351, 1389, 1476, 1477, 1719, 1870

Committees Other than Standing: 1990

Bills: 109, 127 (3), 154, 156 (2), 172 (2), 174, 175, 177, 178, 283

Senate Concurrent Resolution: 378, 397

Motions: 171 (2), 190, 223, 236, 281, 309 (2), 418 (3) 429, 482 (2), 483, 513 (2), 553, 558, 646, 680 692, 693 (6), 694 (4), 775, 776 (2), 778, 858 (2), 1016, 1024, 1041, 1068, 1135, 1174 (4), 1245 (3), 1246 (3), 1315, 1470, 1471, 1472 (2), 1476, 1798 (2), 1912 (2)

ROEN

Standing Committee: 28, 29

Conference Committee: 1035, 1123, 1246, 1326, 1395, 1439, 1637, 1766

Committees Other than Standing: 15

Bills: 180 (2), 181, 287

Senate Concurrent Resolution: 258, 809

Motions: 327, 330, 380, 1666, 1863 (2), 1867, 1868

SANDNESS

Standing Committee: 28, 29

Conference Committee: 1433, 1562, 1729, 1749, 1750 (2)

Bills: 48, 157, 178 (2), 287 (2), 288

Senate Concurrent Resolution: 491

Motions: 108 (2), 126, 129 (2), 189, 282, 395, 418, 444, 513, 528 (2), 558 (2), 680, 693, 777, 861 (3), 896 (3), 899 (3), 939, 1043 (2), 1245 (3), 1246, 1287, 1348, 1354, 1390 (3), 1395 (2), 1475 (2), 1526 (2), 1562 (2), 1564, 1623, 1682, 1720 (2), 1721 (2), 1722 (2), 1728 (2), 1729, 1749 (2), 1750 (2), 1771 (2), 1805, 1861 (2), 1862 (4)

SANDS

Standing Committee: 28, 29

Conference Committee: 828, 1171, 1520, 1819, 1955

Committees Other than Standing: 15, 1970

Bills: 54, 175, 177, 179, 180

Senate Concurrent Resolution: 343, 778, 808

Motions: 119 (3), 223 (5), 281 (2), 309 (2), 332, 395, 441 (2), 558 (2), 586, 596, 606, 641, 646 (4) 694 (4), 775 (4), 776, 777 (3), 782, 820, 827, 896, 1122 (2), 1131 (2), 1173, 1174, 1205, 1206 (3), 1207 (2), 1215, 1245 (2), 1315, 1384, 1389, 1415, 1426 (2), 1430, 1434 (2), 1435, 1464, 1474, 1519 (3), 1520, 1524, 1564 (2), 1614, 1623, 1624, 1749 (2), 1772, 1819, 1863 (2), 1897, 1904, 1955, 1959 (2), 1969 (3)

SCHIRADO

Standing Committee: 28, 29 (2)
 Conference Committee: 828, 1434, 1474, 1524, 1819, 1897, 1905, 1955
 Committees Other than Standing: 11, 15, 1990
 Bills: 109, 140, 177, 256, 288
 Senate Concurrent Resolution: 181, 397
 Motions: 300, 388, 527, 528 (2), 613, 614, 792 (2), 928 (2), 1128 (2), 1307, 1308, 1424, 1512, 1706, 1894, 1895 (2), 1933, 1939

SHABLOW

Standing Committee: 29 (2)
 Conference Committee: 1009, 1351, 1389, 1520, 1638 (2), 1719, 1870, 1894
 Committees Other than Standing: 15, 1970
 Bills: 81, 173 (2), 179
 Senate Concurrent Resolution: 343
 Motions: 57, 78, 103, 165, 212, 245, 299, 387, 431, 481, 527, 586, 596, 645, 761, 825, 864, 895, 965, 1039, 1139, 1168, 1243, 1307, 1383, 1461, 1649, 1801, 1823, 1897
 Remarks Printed: 8, 774, 1490, 1985

SMYKOWSKI

Standing Committee: 28
 Conference Committee: 1145, 1326, 1631, 1637, 1717, 1729
 Committees Other than Standing: 10 (2), 15
 Bills: 138, 158, 176, 177, 179 (2), 286 (2), 287
 Senate Concurrent Resolution: 342, 491, 778
 Motions: 845 (3), 972, 1137, 1464, 1524, 1657, 1660, 1808 (2), 1858 (2), 1903 (3)
 Remarks Printed: 934, 936, 1289, 1524, 1619, 1911, 1986

SOLBERG

Standing Committee: 28, 29
 Conference Committee: 1562, 1623, 1634, 1636, 1639, 1719, 1750
 Committees Other than Standing: 10
 Bills: 46, 53, 62, 68, 140, 155, 157, 158, 173, 176, 177, 178, 284, 289
 Senate Concurrent Resolution: 808 (2)
 Motions: 136, 237, 256, 346, 365 (3), 452, 453, 558, 597, 615 (4), 680, 779, 806, 900, 966 (3), 1010, 1131 (2), 1280 (2), 1283, 1314, 1315, 1429 (2), 1431 (3), 1432 (3), 1433 (2), 1465, 1562, 1568 (2), 1633, 1636 (3), 1639, 1641, 1749 (2), 1755, 1813 (2), 1823 (2), 1935, 1960
 Remarks Printed: 73-76, 1037, 1564

SORUM

Standing Committee: 28, 29 (2)
 Conference Committee: 828, 1206, 1430, 1474, 1524, 1638, 1904
 Committees Other than Standing: 1390
 Bills: 62, 181, 287, 289
 Senate Concurrent Resolution: 342, 343

STRAND

Standing Committee: 28, 29
 Conference Committee: 1395, 1562 (2)
 Bills: 50, 127, 138, 172, 175, 286
 Senate Concurrent Resolution: 808
 Motions: 268 (3), 1068

STRINDEN

Standing Committee: 28
 Conference Committee: 1206, 1351, 1429, 1562, 1631, 1632 (2), 1719, 1729, 1858, 1871, 1945, 1962
 Committees Other than Standing: 10, 15
 Bills: 51, 61, 69, 72, 127, 158, 285, 287
 Senate Concurrent Resolution: 72, 342, 343, 491
 Motions: 379 (2), 1010 (2), 1060, 1289, 1318, 1396, 1672, 1713 (2), 1773 (2), 1860 (2), 1904, 1941 (2), 1954 (2), 1964 (2)
 Remarks Printed: 8, 1009, 1989

TALLACKSON

Standing Committee: 28
 Conference Committee: 1206, 1255, 1326, 1429, 1561, 1632 (3), 1718 (2), 1729, 1750, 1962
 Committees Other than Standing: 15
 Bills: 52, 54, 61, 69, 72, 138, 176, 256, 257, 284
 Senate Concurrent Resolution: 72
 Motions: 512 (2), 826, 1523, 1572 (3), 1614
 Remarks Printed: 897, 1910, 1983

TENNEFOS

Standing Committee: 28, 29
 Conference Committee: 1135, 1634, 1636, 1639, 1719
 Committees Other than Standing: 11, 15, 1392, 1471, 1970
 Bills: 127 (2), 154 (2), 155, 158, 174, 176, 179, 180, 181, 257, 285, 286
 Motions: 309, 380, 419 (2), 519 (3), 818, 819 (2), 1214 (2), 1289, 1470 (2), 1474 (2), 1566 (2), 1726, 1727, 1817 (2), 1870 (3), 1913 (2), 1928 (2)
 Remarks Printed: 971, 1009, 1714

THANE

Standing Committee: 28
 Conference Committee: 1145, 1206, 1562, 1631, 1632, 1633, 1718, 1719, 1728, 1729, 1766
 Committees Other than Standing: 10 (2), 15
 Bills: 47 (2), 51, 138, 139, 158, 176, 177, 283, 287 (3)
 Senate Concurrent Resolution: 491, 808, 809
 Motions: 6 (2), 7, 15, 26, 56, 60, 62, 87, 121, 145, 188, 209, 229, 244, 256 (2), 269, 298, 319, 322, 328, 338, 361, 386, 409, 429, 479, 583, 596, 611, 818 (3), 926, 931 (2), 935, 1010, 1035, 1038 (2), 1044, 1060, 1091, 1125, 1165, 1299, 1305, 1338, 1380 (2), 1421, 1510, 1548, 1620 (2), 1622 (2), 1625 (2), 1627, 1628, 1629 (2), 1630, 1631, 1633 (2), 1634, 1635 (2), 1636, 1647, 1704, 1763, 1772 (2), 1773 (2), 1795, 1804 (4), 1809 (2), 1812 (2), 1853, 1859 (4), 1861 (2), 903 (2), 1925, 1928, 1930, 1990
 Remarks Printed: 775, 931, 1314, 1908, 1984, 1989

VOSPER

Standing Committee: 28
 Conference Committee: 1632, 1718, 1729
 Committees Other than Standing: 15, 1970
 Bills: 62, 138, 154, 157, 172, 178 (2), 288, 289

WALSH

Standing Committee: 28
 Conference Committee: 1145, 1326, 1562, 1631, 1633, 1636, 1637, 1718,

1729 (2), 1871, 1945

Committees Other than Standing: 10

Bills: 176, 180

WENSTROM

Standing Committee: 28, 29

Conference Committee: 1255

Committees Other than Standing: 11

Bills: 54, 62, 93, 176, 177, 286

Senate Concurrent Resolution: 342, 419

Motions: 896, 1097, 1246 (2), 1558, 1765, 1808 (2), 1936

Remarks Printed: 1676, 1987

WRIGHT

Standing Committee: 28, 29

Conference Committee: 1009, 1439, 1476, 1520, 1636, 1637, 1638, 1897

Bills: 53, 154, 157, 257 (2), 283, 289

Senate Concurrent Resolution: 290, 342, 778

Motions: 282 (4), 330, 834, 1279 (2), 1907

Record of Senate Bills In The Senate

Senate Bill No. 2001 — (Committee on Appropriations)

Senate Bill No. 2001. Elected State Officials — A Bill for an Act making an appropriation for defraying the expenses of various elected officials of the state of North Dakota; and declaring an emergency.

Introduction, first reading, 33
 Referred to Committee on Appropriations
 Reported back, amended, 694, 876
 Re-referred to Committee on Appropriations, 826
 Amendments adopted, 772, 896
 Engrossed, 792
 Re-engrossed, 928, 1898
 Second reading, 930, 1898
 Passed, 930, 1899
 Clincher motion, 930
 Emergency carried 930, 1899
 To House, 949
 House amendments, 1601
 Returned to Senate, amended, 1601, 1931
 Conference Committee, 1631
 Conference Committee Report, 1873
 Senate adopts, 1898
 House adopts, 1931
 Enrolled 1979
 Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Governor, 1980
 Approved by Governor, 1990

Senate Bill No. 2002 — (Committee on Appropriations)

Senate Bill No. 2002. Superintendent of Public Instruction — A Bill for an Act making an appropriation for defraying the expenses of the department of public instruction of the state of North Dakota.

Introduction, first reading, 33
 Referred to Committee on Appropriations
 Reported back, amended, 700
 Amendments adopted, 772-774
 Engrossed, 792
 Re-engrossed, 1932
 Second reading, 828, 1952
 Passed, 828, 1952
 To House, 924, 1954
 House amendments, 1683
 Returned to Senate, amended, 1683, 1962
 Conference Committee, 1718
 Conference Committee Report, 1950
 Senate adopts, 1951
 House adopts, 1962

Enrolled 1979
 Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Governor, 1980
 Approved by Governor, 1990

Senate Bill No. 2003 — (Committee on Appropriations)

Senate Bill No. 2003. Director of Accounts and Purchases — A Bill for an Act making an appropriation for defraying the expenses of the various divisions under the supervision of the director of accounts and purchases of the state of North Dakota.

Introduction, first reading, 33
 Referred to Committee on Appropriations
 Reported back, amended, 650
 Amendments adopted, 692
 Engrossed, 762
 Re-engrossed, 1769
 Second reading, 781, 1769
 Passed, 782, 1769
 To House, 854
 House amendments, 1734
 Returned to Senate, amended, 1734
 Senate concurs, 1769
 Enrolled 1820
 Signed by President, 1851
 Sent to House, 1851
 Received from House, 1856
 Message to Governor, 1856
 Approved by Governor, 1990

Senate Bill No. 2004 — (Committee on Appropriations)

Senate Bill No. 2004. Homestead Tax Credit — A Bill for an Act making an appropriation for the homestead tax credit, and providing for the distribution of such funds.

Introduction, first reading, 33
 Referred to Committee on Appropriations
 Reported back, amended, 344
 Amendments adopted, 365
 Engrossed, 388
 Second reading, 399
 Passed, 399
 To House, 449
 Returned to Senate 1198
 Enrolled 1243
 Signed by President, 1268
 Sent to House, 1268
 Received from House, 1272
 Message to Governor, 1273
 Approved by Governor, 1381

Senate Bill No. 2005 — (Committee on Appropriations)

Senate Bill No. 2005. Personal Property Tax Replacement — A Bill for an Act making an appropriation for the distribution of funds for the replacement of personal property taxes.

Introduction, first reading, 34
Referred to Committee on Appropriations
Reported back, amended, 190
Amendments adopted, 223
Engrossed, 232
Second reading, 237
Passed, 237
To House, 297
Returned to Senate, 1198
Enrolled, 1243
Signed by President, 1268
Sent to House, 1268
Received from House, 1272
Message to Governor, 1273
Approved by Governor, 1381

Senate Bill No. 2006 — (Committee on Appropriations)

Senate Bill No. 2006. — A Bill for an Act making an appropriation for defraying the expenses of various divisions under the supervision of the director of institutions of the state of North Dakota; and declaring an emergency.

Introduction, first reading, 34
Referred to Committee on Appropriations
Reported back, amended, 620
Amendments adopted, 646
Engrossed, 692
Re-engrossed, 1806
Second reading, 746
Passed, 746, 1806
Emergency carried, 746, 1806
To House, 823
House amendments, 1547
Returned to Senate, amended, 1547, 1905
Conference Committee, 1561
Conference Committee Report, 1779
Senate adopts, 1806
House adopts, 1905
Enrolled, 1970
Signed by President, 1970
Sent to House, 1971
Received from House, 1971
Message to Governor, 1980
Approved by Governor, 1990

Senate Bill No. 2007 — (Committee on Appropriations)

Senate Bill No. 2007. — A Bill for an Act making an appropriation for defraying the expenses of the state industrial school of the state of North Dakota; and declaring an emergency.

Introduction, first reading, 34
Referred to Committee on Appropriations
Reported back, amended, 559
Amendments adopted, 586
Engrossed, 613
Re-engrossed, 1772
Second reading, 637, 1772
Passed, 637, 1772
Emergency carried, 1772
To House, 758
House amendments, 1551
Returned to Senate, amended, 1551, 1897
Senate adopts, 1772
House adopts, 1897
Senate does not concur, 1631
Enrolled 1972
Signed by President, 1973
Sent to House, 1973
Received from House, 1973
Message to Governor, 1981
Approved by Governor, 1990

Senate Bill No. 2008 — (Committee on Appropriations)

Senate Bill No. 2008. School for the Deaf and School for the Blind — A Bill for an Act making an appropriation for defraying the expenses of the school for the deaf and the school for the blind of the state of North Dakota.

Introduction, first reading, 34
Referred to Committee on Appropriations
Reported back, amended, 652
Amendments adopted, 292
Engrossed, 762
Re-engrossed, 1899
Second reading, 782, 1899
Passed, 782, 1899
To House, 854
House amendments, 1604
Returned to Senate, amended, 1601, 1939
Conference Committee, 1632
Conference Committee Report, 1875
Senate adopts, 1899
House adopts, 1939
Senate does not concur, 1632
Enrolled, 1977
Signed by President, 1977
Sent to House, 1978

Received from House, 1978
Message to Governor, 1982
Approved by Governor, 1990

Senate Bill No. 2009 — (Committee on Appropriations)

Senate Bill No. 2009. Grafton State School and San Haven State Hospital — A Bill for an Act making an appropriation for defraying the expenses of the Grafton state school and the San Haven state hospital of the state of North Dakota.

Introduction, first reading, 34
Referred to Committee on Appropriations
Reported back, amended, 483
Floor amendments, 512, 571
Amendments adopted, 512, 599
Engrossed, 528
Re-engrossed, 599, 1954
Second reading, 599, 1954, 1964
Passed, 600, 1954, 1964
To House, 688, 1954, 1968
House amendments, 160
Returned to Senate, amended, 1601, 1604, 1969,
Conference Committee, 1632, 1962
Conference Committee Report, 1952, 1963
Senate Adopts 1954, 1964
House Adopts 1969
House does not adopt 1962
Senate Requests Return 1632
Enrolled 1979
Signed by President, 1979
Sent to House, 1980
Received from House, 1980
Message to Governor, 1980
Approved by Governor, 1990

Senate Bill No. 2010 — (Committee on Appropriations)

Senate Bill No. 2010. State Radio Communications — A Bill for an Act making an appropriation for defraying the expenses of the radio communications department of the state of North Dakota.

Introduction, first reading, 34
Referred to Committee on Appropriations
Reported back, amended, 432, 485
Amendments adopted, 513
Engrossed, 528
Second reading, 547
Passed, 548
To House, 611
Returned to Senate, 1551
Enrolled, 1650
Signed by President, 1650
Sent to House, 1651
Received from House, 1651
Message to Governor, 1651
Approved by Governor, 1800

Senate Bill No. 2011 — (Committee on Appropriations)

Senate Bill No. 2011. — A Bill for an Act making an appropriation for defraying the expenses of the state penitentiary and various divisions thereof of the state of North Dakota; and declaring an emergency.

Introduction, first reading, 34
 Referred to Committee on Appropriations
 Reported back, amended, 365
 Amendments adopted, 395
 Engrossed, 411
 Re-engrossed, 1858
 Second reading, 443, 1858
 Passed, 443, 1858
 Emergency carried, 443, 1858
 To House, 502
 House amendments, 1606
 Returned to Senate, amended, 1601
 Conference Committee, 1632
 Conference Committee Report, 1828
 Senate adopts, 1858
 House adopts, 1895
 Senate does not concur, 1632
 Enrolled, 1970
 Signed by President, 1970
 Sent to House, 1971
 Received from House, 1971
 Message to Governor, 1980
 Approved by Governor, 1990

Senate Bill No. 2012 — (Committee on Appropriations)

Senate Bill No. 2012. State Library Commission — A Bill for an Act making an appropriation for defraying the expenses of the state library commission of the state of North Dakota.

Introduction, first reading, 34
 Referred to Committee on Appropriations
 Reported back, amended, 432
 Amendments adopted, 452
 Engrossed, 481
 Re-engrossed, 1808
 Second reading, 493, 1808
 Passed, 494, 1808
 To House, 554
 House amendments, 1239
 Returned to Senate, amended, 1239
 Conference Committee 1255
 Conference Committee Report 1779
 Senate adopts, 1808
 House adopts, 1814
 Senate does not concur 1255
 Enrolled 1896
 Signed by President, 1896
 Sent to House, 1897
 Received from House, 1915
 Message to Governor, 1931
 Approved by Governor, 1990

Senate Bill No. 2013 — (Committee on Appropriations)

Senate Bill No. 2013. — A Bill for an Act making an appropriation for defraying the expenses of the state hospital of the state of North Dakota; and declaring an emergency.

Introduction, first reading, 35
 Referred to Committee on Appropriations
 Reported back, amended, 701
 Floor amendments, 828
 Amendments adopted, 774, 828
 Engrossed, 792
 Re-engrossed, 828, 1772
 Second reading, 828, 1772
 Passed, 829, 1773
 Emergency carried, 829, 1773
 To House, 924
 House amendments, 1606
 Returned to Senate, amended, 1601
 Conference Committee, 1632
 Conference Committee Report, 1676
 Senate adopts, 1772
 House adopts, 1802
 Senate does not concur, 1632
 Enrolled 1896
 Signed by President, 1896
 Sent to House, 1897
 Received from House, 1915
 Message to Governor, 1931
 Approved by Governor, 1991

Senate Bill No. 2014 — (Committee on Appropriations)

Senate Bill No. 2014. North Dakota Soldiers' Home — A Bill for an Act making an appropriation for defraying the expenses of the soldiers' home of the state of North Dakota.

Introduction, first reading, 35
 Referred to Committee on Appropriations
 Reported back, amended, 301
 Amendments adopted, 327
 Engrossed, 340
 Re-engrossed, 1098
 Second reading, 357, 1098
 Passed, 357, 1098
 To House, 408
 House amendments, 1064
 Returned to Senate, 1064
 Senate concurs, 1098
 Enrolled, 1169
 Signed by President, 1169
 Sent to House, 1170
 Received from House, 1202
 Message to Governor, 1205
 Approved by Governor, 1271

Senate Bill No. 2015 — (Committee on Appropriations)

Senate Bill No. 2015. Miscellaneous Funds and Organizations — A Bill for an Act making an appropriation for defraying expenses of various commissions, departments, and divisions thereof of the state of North Dakota.

Introduction, first reading, 35
 Referred to Committee on Appropriations
 Reported back, amended, 58
 Purpose for amendment, 58
 Floor amendments, 97 Lost
 Amendments adopted, 72
 Re-engrossed, 1808
 Second reading, 96, 1808
 Passed, 97, 1809
 To House, 132
 House amendments, 1161
 Returned to Senate, amended, 1161
 Conference Committee, 1145
 Conference Committee Report 1780
 Senate adopts, 1808
 House adopts, 1814
 Senate does not concur, 1145
 Enrolled, 1970
 Signed by President, 1971
 Sent to House, 1971
 Received from House, 1971
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2016 — (Committee on Appropriations)

Senate Bill No. 2016. Educational Broadcasting Council — A Bill for an Act making an appropriation for defraying the expenses of the educational broadcasting council of the state of North Dakota.

Introduction, first reading, 35
 Referred to Committee on Appropriations
 Reported back, amended, 433
 Amendments adopted, 452
 Engrossed, 481
 Re-engrossed, 1858
 Second reading, 494, 1858
 Passed, 494, 1858
 To House, 554
 House amendments, 1265
 Returned to Senate, amended, 1265, 1897
 Conference Committee, 1279
 Conference Committee Report, 1828
 Senate adopts, 1858
 House adopts, 1897
 Senate does not concur, 1279
 Enrolled, 1977

Signed by President, 1977
 Sent to House, 1978
 Received from House, 1978
 Message to Governor, 1982
 Approved by Governor, 1991

Senate Bill No. 2017 — (Committee on Appropriations)

Senate Bill No. 2017. Unemployment Insurance — A Bill for an Act making an appropriation for defraying the expenses of unemployment insurance for the various departments and institutions of the state of North Dakota.

Introduction, first reading, 35
 Referred to Committee on Appropriations
 Reported back, do pass, 90
 Second reading, 117
 Passed, 117
 To House, 144
 Returned to Senate, 1096
 Enrolled 1169
 Signed by President, 1169
 Sent to House, 1170
 Received from House, 1202
 Message to Governor, 1205
 Approved by Governor, 1272

Senate Bill No. 2018 — (Committee on Appropriations)

Senate Bill No. 2018. State Contingent Fund — A Bill for an Act making an appropriation for defraying the unforeseen expenses of the various agencies and institutions of the state of North Dakota.

Introduction, first reading, 35
 Referred to Committee on Appropriations
 Reported back, amended, 63
 Amendments adopted, 80
 Engrossed, 89
 Passed, 98
 To House, 132
 Returned to Senate, 1698
 Enrolled, 1760
 Signed by President, 1760
 Sent to House, 1761
 Received from House, 1775
 Message to Governor, 1776
 Approved by Governor, 1873

Senate Bill No. 2019 — (Committee on Appropriations)

Senate Bill No. 2019. Division of Surplus Property — A Bill for an Act making an appropriation for defraying the expenses of the division of surplus property of the state of North Dakota.

Introduction, first reading, 35
Referred to Committee on Appropriations
Reported back, do pass, 124
Engrossed, 1428
Second reading, 141, 1428
Passed, 142, 1429
To House, 187
House amendments, 1416
Returned to Senate, amended, 1415
Senate concurs, 1428
Enrolled, 1512
Signed by President, 1513
Sent to House, 1513
Received from House, 1514
Message to Governor, 1549
Approved by Governor, 1649

Senate Bill No. 2020 -- (Committee on Appropriations)

Senate Bill No. 2020. State Planning Division — A Bill for an Act making an appropriation for defraying the expenses of the state planning division of the state of North Dakota.

Introduction, first reading, 35
Referred to Committee on Appropriations
Reported back, indefinitely postponed, 702
Second reading, 841
Lost, 841

Senate Bill No. 2021 — (Committee on Appropriations)

Senate Bill No. 2021. Pardon Board and Parole Office — A Bill for an Act making an appropriation for defraying the expenses of the pardon board and the parole and probation office of the state of North Dakota.

Introduction, first reading, 35
Referred to Committee on Appropriations
Reported back, amended, 272
Amendments adopted, 309
Engrossed, 321
Re-engrossed, 1773
Second reading, 331, 1773
Passed, 331, 1773
To House, 385
House amendments, 1198
Returned to Senate, amended, 1198
Conference Committee, 1206
Conference Committee Report, 1751
Senate adopts, 1773
House adopts, 1802
Senate does not concur, 1206
Enrolled 1896
Signed by President, 1896
Sent to House, 1897

Received from House, 1915
 Message to Governor, 1931
 Approved by Governor, 1991

Senate Bill No. 2022 — (Committee on Appropriations)

Senate Bill No. 2022. Office of Energy Management — A Bill for an Act making an appropriation for defraying the expenses of the office of energy management of the state of North Dakota.

Introduction, first reading, 36
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 702
 Second reading, 841
 Lost, 842

Senate Bill No. 2023 — (Committee on Appropriations)

Senate Bill No. 2023. Adjutant General — A Bill for an Act making an appropriation for defraying the expenses of the adjutant general of the state of North Dakota.

Introduction, first reading, 36
 Referred to Committee on Appropriations
 Reported back, amended, 273
 Amendments adopted, 309
 Engrossed, 322
 Re-engrossed, 1632
 Second reading, 331, 1632
 Passed, 331, 1633
 Clincher motion, 1633
 To House, 385, 1428
 House amendments, 1607
 Returned to Senate, 1343, 1601 amended, 1601
 Senate concurs, 1632
 House requests return, 1428
 Enrolled 1706
 Signed by President, 1707
 Sent to House, 1707
 Received from House, 1707
 Message to Governor, 1707
 Approved by Governor, 1807

Senate Bill No. 2024 — (Committee on Appropriations)

Senate Bill No. 2024. Disaster Emergency Services — A Bill for an Act making an appropriation for defraying the expenses of the division of disaster emergency services of the state of North Dakota.

Introduction, first reading, 36
 Referred to Committee on Appropriations
 Reported back, amended, 453
 Amendments adopted, 482
 Engrossed, 505

Re-engrossed, 1429
 Second reading, 516, 1429
 Passed, 517, 1429
 To House, 582
 House amendments, 1416
 Returned to Senate, amended, 1415
 Senate concurs, 1429
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1513
 Received from House, 1514
 Message to Governor, 1549
 Approved by Governor, 1649

Senate Bill No. 2025 — (Committee on Appropriations)

Senate Bill No. 2025. Civil Air Patrol — A Bill for an Act making an appropriation for defraying the expenses of the civil air patrol of the State of North Dakota.

Introduction, first reading, 36
 Referred to Committee on Appropriations
 Reported back, do pass, 64
 Second reading, 85
 Passed, 85
 To House, 121
 Returned to Senate, 1041
 Enrolled, 1093
 Signed by President, 1096
 Sent to House, 1097
 Received from House, 1159
 Message to Governor, 1165
 Approved by Governor, 1245

Senate Bill No. 2026 — (Committee on Appropriations)

Senate Bill No. 2026. Insurance Tax to Fire Departments — A Bill for an Act making an appropriation for the payment of insurance premium taxes to fire departments.

Introduction, first reading, 36
 Referred to Committee on Appropriations
 Reported back, do pass, 702
 Floor amendments, 897
 Amendments adopted, 897
 Engrossed, 897
 Re-engrossed, 1809, 1859
 Second reading, 897, 1809, 1859
 Passed, 898, 1809, 1859
 To House, 949
 House amendments, 1685
 Returned to Senate, 1897, amended, 1683
 Conference Committee, 1718
 Conference Committee Report, 1780, 1829

Senate adopts, 1809, 1859
 House adopts, 1897
 Senate does not concur, 1718
 Reconsidered, 1810, 1811
 Enrolled 1920
 Signed by President, 1971
 Sent to House, 1971
 Received from House, 1971
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2027 — (Committee on Appropriations)

Senate Bill No. 2027. State Historical Board, International Peace Garden and Heritage Commission — A Bill for an Act making an appropriation for defraying the expenses of the state historical board and international peace garden of the State of North Dakota.

Introduction, first reading, 36
 Referred to Committee on Appropriations
 Reported back, do pass, 507
 Amended, 506
 Amendments adopted, 528
 Engrossed, 558
 Re-engrossed, 1927
 Second reading, 571, 1927
 Passed, 572, 1928
 To House, 642
 House amendments, 1693
 Returned to Senate, 1693, 1939 amended, 1693
 Conference Committee, 1718
 Conference Committee Report, 1916
 Senate adopts, 1927
 House adopts, 1939
 Senate does not concur, 1718
 Enrolled 1977
 Signed by President, 1977
 Sent to House, 1978
 Received from House, 1978
 Message to Governor, 1982
 Approved by Governor, 1991

Senate Bill No. 2028 — (Committee on Appropriations)

Senate Bill No. 2028. Council on Arts and Humanities — A Bill for an Act making an appropriation for defraying the expenses of the council on arts and humanities of the State of North Dakota.

Introduction, first reading, 36
 Referred to Committee on Appropriations
 Reported back, amended, 454, 508
 Re-referred to Committee on Appropriations, 482
 Amendments adopted, 528
 Engrossed, 558

Re-engrossed, 1773, 1859
 Second reading, 572, 1773, 1859
 Passed, 572, 1774, 1859
 To House, 642
 House amendments, 1198
 Returned to Senate, 1198, 1804, 1897 amended, 1198
 Conference Committee, 1206
 Re-referred to Conference Committee, 1804
 Conference Committee Report, 1752, 1830
 Senate adopts 1773, 1859
 House adopts, 1897
 Senate does not concur, 1206
 Senate requests return, 1795
 Reconsidered, 1804
 Enrolled 1970
 Signed by President, 1971
 Sent to House, 1971
 Received from House, 1971
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2029 — (Committee on Appropriations)

Senate Bill No. 2029. Soil Conservation Committee and Districts — A Bill for an Act making an appropriation for defraying the expenses of the soil conservation committee and soil conservation districts of the State of North Dakota.

Introduction, first reading, 36
 Referred to Committee on Appropriations
 Reported back, do pass, 90
 Second reading, 117
 Passed, 117
 To House, 144
 Returned to Senate, 1096
 Enrolled 1169
 Signed by President, 1169
 Sent to House, 1170
 Received from House, 1202
 Message to Governor, 1205
 Approved by Governor, 1272

Senate Bill No. 2030 — (Committee on Appropriations)

Senate Bill No. 2030. Geological Survey — A Bill for an Act making an appropriation for defraying the expenses of the geological survey of the State of North Dakota.

Introduction, first reading, 36
 Referred to Committee on Appropriations
 Reported back, amended, 454
 Amendments adopted, 482
 Engrossed, 505
 Second reading, 517

Passed, 517
 To House, 582
 Returned to Senate, 1159
 Enrolled 1201
 Signed by President, 1203
 Sent to House, 1204
 Received from House, 1237
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2031 — (Committee on Appropriations)

Senate Bill No. 2031. Water Commission — A Bill for an Act making an appropriation for defraying the expenses of the water commission of the State of North Dakota.

Introduction, first reading, 37
 Referred to Committee on Appropriations
 Reported back, do pass, 434
 Amended, 494 (Lost), 495
 Amendments adopted, 495
 Engrossed, 495
 Re-engrossed, 1860
 Second reading, 494, 1860
 Passed, 495, 1860
 To House, 554
 House amendments, 1543
 Returned to Senate, 1542, 1897 amended, 1542
 Conference Committee, 1562
 Conference Committee Report, 1831
 Senate adopts, 1860
 House adopts, 1897
 Senate does not concur, 1561
 Enrolled 1970
 Signed by President, 1971
 Sent to House, 1971
 Received from House, 1971
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2032 — (Committee on Appropriations)

Senate Bill No. 2032. Natural Resources Council — A Bill for an Act making an appropriation for defraying the expenses of the natural resources council of the state of North Dakota.

Introduction, first reading, 37
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 702
 Second reading, 842
 Lost, 842

Senate Bill No. 2033 — (Committee on Appropriations)

Senate Bill No. 2033. Parks and Recreation Department — A Bill for an Act making an appropriation for defraying the expenses of the parks and recreation department of the state of North Dakota.

Introduction, first reading, 37
 Referred to Committee on Appropriations
 Reported back, amended, 621
 Amendments adopted, 646
 Engrossed, 692
 Re-engrossed, 1861
 Second reading, 746, 1861
 Passed, 747, 1861
 To House, 823
 House amendments, 1547
 Returned to Senate, 1547, 1897 amended, 1547
 Conference Committee, 1562
 Conference Committee Report, 1832
 Senate adopts, 1861
 House adopts, 1897
 Senate does not concur, 1562
 Enrolled, 1970
 Signed by President, 1971
 Sent to House, 1971
 Received from House, 1971
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2034 — (Committee on Appropriations)

Senate Bill No. 2034. Bonding Fund and Fire and Tornado Fund — A Bill for an Act making an appropriation for defraying the expenses of the bonding fund and the fire and tornado fund of the state of North Dakota.

Introduction, first reading, 37
 Referred to Committee on Appropriations
 Reported back, amended, 455
 Second reading, 495
 Passed, 496
 To House, 554
 Returned to Senate, 1096
 Enrolled, 1169
 Signed by President, 1169
 Sent to House, 1170
 Received from House, 1202
 Message to Governor, 1205
 Approved by Governor, 1272

Senate Bill No. 2035 — (Committee on Appropriations)

Senate Bill No. 2035. Unsatisfied Judgment — A Bill for an Act making an appropriation for defraying the administrative expenses of the unsatisfied judgment fund of the State of North Dakota.

Introduction, first reading, 37
 Referred to Committee on Appropriations
 Reported back, do pass, 213
 Engrossed, 1564
 Second reading, 237, 1565
 Passed, 238, 1565
 Clincher motion, 1565
 To House, 297
 House amendments, 1543
 Returned to Senate, amended, 1542
 Senate concurs, 1564
 Enrolled 1650
 Signed by President, 1650
 Sent to House, 1651
 Received from House, 1651
 Message to Governor, 1651
 Approved by Governor, 1800

Senate Bill No. 2036 — (Committee on Appropriations)

Senate Bill No. 2036. Agricultural Councils and Commissions — A Bill for an Act making an appropriation for defraying the expenses of various agricultural councils and commissions of the state of North Dakota.

Introduction, first reading, 37
 Referred to Committee on Appropriations
 Reported back, amended, 124
 Amendments adopted, 136
 Engrossed, 148
 Re-engrossed, 1565
 Second reading, 161, 1565
 Passed, 161, 1565
 Clincher motion, 1565
 To House, 208
 House amendments, 1543
 Returned to Senate, amended, 1542
 Senate concurs, 1565
 Enrolled, 1650
 Signed by President, 1650
 Sent to House, 1651
 Received from House, 1651
 Message to Governor, 1651
 Approved by Governor, 1800

Senate Bill No. 2037 — (Committee on Appropriations)

Senate Bill No. 2037. State Revenue Sharing — A Bill for an Act making an appropriation for the distribution of state general fund revenue to local political subdivisions of the state of North Dakota.

Introduction, first reading, 37
 Referred to Committee on Appropriations
 Reported back, amended, 486
 Amendments adopted, 513

Engrossed, 528
 Second reading, 548
 Passed, 548
 To House, 611
 Returned to Senate, 1698
 Enrolled 1760
 Signed by President, 1760
 Sent to House, 1761
 Received from House, 1775
 Message to Governor, 1776
 Approved by Governor, 1960

Senate Bill No. 2038 — (Committee on Appropriations)

Senate Bill No. 2038. Judicial Branch — A Bill for an Act making an appropriation for defraying the expenses of the judicial branch of the government of the State of North Dakota.

Introduction, first reading, 37
 Referred to Committee on Appropriations
 Reported back, amended, 653
 Amendments adopted, 692
 Engrossed, 762
 Re-engrossed, 1809
 Second reading, 898, 1809
 Passed, 899, 1810
 To House, 949
 House amendments, 1685
 Returned to Senate, 1683, 1905 amended, 1683
 Conference Committee, 1718
 Conference Committee Report, 1780
 Senate adopts, 1809
 House adopts, 1905
 Senate does not concur, 1718
 Enrolled, 1970
 Signed by President, 1971
 Sent to House, 1971
 Received from House, 1971
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2039 — (Committee on Appropriations)

Senate Bill No. 2039. — A Bill for an Act making an appropriation for defraying the expenses of the coal development impact office of the state of North Dakota; and setting forth legislative intent and guidelines.

Introduction, first reading, 37
 Referred to Committee on Appropriations
 Reported back, amended, 560
 Floor amendments, 637 Lost, 638
 Amendments adopted, 586
 Engrossed, 614

Re-engrossed, 1930
 Second reading, 637, 1930
 Passed, 638, 1931
 Emergency carried, 638
 To House, 758
 House amendments, 1693
 Returned to Senate, 1693, 1939, amended, 1693
 Conference Committee, 1720
 Conference Committee Report, 1917
 Senate adopts, 1930
 House adopts, 1939
 Senate does not concur, 1718
 Enrolled, 1977
 Signed by President, 1977
 Sent to House, 1978
 Received from House, 1978
 Message to Governor, 1982
 Vetoed by Governor, 1991

Senate Bill No. 2040 — (Committee on Appropriations)

Senate Bill No. 2040. Game and Fish Department — A Bill for an Act making an appropriation for defraying the expenses of the game and fish department of the state of North Dakota; providing for a performance review; and declaring an emergency.

Introduction, first reading, 38
 Referred to Committee on Appropriations
 Reported back, amended, 655
 Amendments adopted, 692
 Engrossed, 762
 Re-engrossed, 1719
 Second reading, 782, 1719
 Passed, 783, 1719
 Clincher motion, 1719
 Emergency carried 783, 1719
 To House, 854
 House amendments, 1686
 Returned to Senate, amended, 1683
 Senate concurs, 1719
 Enrolled 1820
 Signed by President, 1851
 Sent to House, 1851
 Received from House, 1856
 Message to Governor, 1856
 Vetoed by Governor, 1991

Senate Bill No. 2041 — (Committee on Appropriations)

Senate Bill No. 2041. Transfer of Motor Vehicle Fuel Tax — A Bill for an Act to transfer a portion of the motor vehicle fuel tax revenues to the general fund to cover the cost of administering the motor vehicle fuel tax laws.

Introduction, first reading, 38
 Referred to Committee on Appropriations

Reported back, do pass, 148
 Second reading, 182
 Passed, 182
 To House, 228
 Returned to Senate, 1198
 Enrolled 1243
 Signed by President, 1268
 Sent to House, 1268
 Received from House, 1272
 Message to Governor, 1273
 Approved by Governor, 1381

Senate Bill No. 2042 — (Committee on Appropriations)

Senate Bill No. 2042. — A Bill for an Act to amend and reenact section 1 of chapter 4 of the 1977 Session Laws of North Dakota, relating to the appropriation for the personal property tax replacement and homestead tax credit; and making an appropriation for defraying the expenses of various departments and institutions of the state of North Dakota; and declaring an emergency.

Introduction, first reading, 38
 Referred to Committee on Appropriations
 Reported back, amended, 456
 Amendments adopted, 482
 Engrossed, 505
 Second reading, 517
 Passed, 517
 Emergency carried, 517
 To House, 582
 Returned to Senate, 1041
 Enrolled, 1093
 Signed by President, 1096
 Sent to House, 1097
 Received from House, 1159
 Message to Governor, 1165
 Approved by Governor, 1245

Senate Bill No. 2043 — (Committee on Legislative Council Agriculture)

Senate Bill No. 2043. — A Bill for an Act to create and enact two new sections to chapter 2-07 of the North Dakota Century Code, relating to the establishment of a program of weather modification research and development under the coordination and supervision of the weather modification board, and reports by the weather modification board to the governor; and to provide an appropriation.

Introduction, first reading, 38
 Referred to Committee on Agriculture
 Reported back, amended, 148, 412
 Re-referred to Committee on Appropriations, 171
 Amendments adopted, 171, 441
 Engrossed, 189, 452
 Re-engrossed, 1812

Second reading, 468, 1812
 Passed, 468, 1812
 To House, 525
 House amendments, 1608
 Returned to Senate, 1601, 1905 amended, 1601
 Conference Committee, 1633
 Conference Committee Report, 1782
 Senate adopts, 1812
 House adopts, 1905
 Senate does not concur 1633
 Enrolled, 1979
 Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2044 — (Committee on Legislative Council Agriculture)

Senate Bill No. 2044. — A Bill for an Act to require state agencies, departments, and institutions to obtain the approval of the budget section of the legislative council prior to employing persons through programs provided under the Federal Comprehensive Employment and Training Act of 1973.

Introduction, first reading, 38
 Referred to Committee on Appropriations
 Reported back, do pass, 213
 Engrossed, 1774
 Second reading, 238, 1774
 Passed, 238, 1774
 To House, 297
 House amendments, 1344
 Returned to Senate, 1897, amended, 1344, 1897
 Conference Committee, 1429
 Conference Committee Report, 1752
 Senate adopts, 1774
 House adopts, 1897
 Senate does not concur 1429
 Enrolled, 1979
 Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Governor, 1980
 Vetoed by Governor, 1991

Senate Bill No. 2045 — (Committee on Legislative Council Appropriations)

Senate Bill No. 2045. — A Bill for an Act to amend and reenact section 6-09-15.1 of the North Dakota Century Code, relating to Bank of North Dakota loans to the general fund.

Introduction, first reading, 38
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 213
 Second reading, 238
 Lost, 238

Senate Bill No. 2046 — (Committee on Legislative Council Appropriations)

Senate Bill No. 2046. — A Bill for an Act to amend and reenact section 15-40.1-05 of the North Dakota Century Code, relating to due dates of payments to school districts.

Introduction, first reading, 38
Referred to Committee on Appropriations
Reported back, do pass, 214
Engrossed, 1633
Second reading, 238, 1633
Passed, 239, 1633
Clincher motion, 1633
To House, 297
House amendments, 1608
Returned to Senate, 1601 amended, 1601
Senate concurs, 1633
Enrolled 1760
Signed by President, 1761
Sent to House, 1775
Received from House, 1776
Message to Governor, 1776
Approved by Governor, 1873

Senate Bill No. 2047 — (Committee on Legislative Council Appropriations)

Senate Bill No. 2047. — A Bill for an Act to amend and reenact section 57-58-01 of the North Dakota Century Code, relating to due dates of payments for the personal property tax replacement.

Introduction, first reading, 39
Referred to Committee on Appropriations
Reported back, do pass, 214
Second reading, 239
Passed, 239
To House, 297
Returned to Senate, 1540
Enrolled 1550
Signed by President, 1598
Sent to House, 1598
Received from House, 1598
Message to Governor, 1611
Approved by Governor, 1650

Senate Bill No. 2048 — (Committee on Legislative Council Appropriations)

Senate Bill No. 2048. — A Bill for an Act to authorize the department of accounts and purchases to make purchases for state agencies and institutions, to provide for the promulgation of purchasing rules and regulations by the department of accounts and purchases, to provide for competitive bidding procedures; to create and enact a new subsection to section 15-10-17 of the North Dakota Century Code,

relating to the powers and duties of the board of higher education; to amend and reenact sections 54-21-19 and 54-42-06 and subsection 21 of section 54-44-04 of the North Dakota Century Code, relating to the director of institutions furnishing supplies for the capitol, state offices, and the executive mansion; merit system coverage for purchasing division personnel; and the operation of a central purchasing service; and to repeal sections 25-01.1-23, 25-01.1-25, 25-01.1-27, 54-23-31, 54-23-34, 54-23-35, and 54-23-37 of the North Dakota Century Code, relating to purchases by the department of accounts and purchases for the state hospital and the institutions under the control of the director of institutions.

Introduction, first reading, 39
 Referred to Committee on State and Federal Government
 Reported back, amended, 190
 Amendments adopted, 223
 Engrossed, 232
 Second reading, 240
 Passed, 240
 To House, 297
 Returned to Senate, 1506
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1513
 Received from House, 1514
 Message to Governor, 1549
 Approved by Governor, 1650

Senate Bill No. 2049 — (Committee on Legislative Council Constitutional Revision)

Senate Bill No. 2049. — A Bill for an Act to create and enact a new section to chapter 46-03 of the North Dakota Century Code, relating to the numbering and arrangement of the state constitution for publication.

Introduction, first reading, 39
 Referred to Committee on Constitutional Revision
 Reported back, do pass, 214
 Second reading, 240
 Passed, 240
 To House,
 Returned to Senate, 478
 Enrolled 482
 Signed by President, 482
 Sent to House, 482
 Received from House, 501
 Message to Governor, 526
 Approved by Governor, 614

Senate Bill No. 2050 — (Committee on Legislative Council Constitutional Revision)

Senate Bill No. 2050. — A Bill for an Act to amend and reenact section 16-11-07 of the North Dakota Century Code, relating to the ballot order of proposed constitutional amendments.

Introduction, first reading, 39
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 388
 Second reading, 422
 Lost, 422

Senate Bill No. 2051 — (Committee on Legislative Council Corrections and Penology)

Senate Bill No. 2051. — A Bill for an Act to amend and reenact sections 12-46-04, 12-47-05, 12-47-06, 12-47-15, 12-47-34, 12-48-03, 12-48-14, and 12-51-09 of the North Dakota Century Code, relating to the appointment and removal of state industrial school officers, the penitentiary officers, the appointment and term of penitentiary officers, the absence of the penitentiary warden and deputy wardens, escapes from the penitentiary, the manner of employing penitentiary inmates, compensation of penitentiary inmates, and the transfer of inmates between the state farm and the penitentiary; and to repeal chapter 12-49 of the North Dakota Century Code, relating to the penitentiary twine and cordage plant.

Introduction, first reading, 39
 Referred to Committee on State and Federal Government
 Reported back, do pass, 78
 Second reading, 98
 Passed, 98
 To House, 132
 Returned to Senate, 1064
 Enrolled 1127
 Signed by President, 1128
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2052 — (Committee on Legislative Council Criminal Justice System)

Senate Bill No. 2052. — A Bill for an Act to create and enact a new subsection to section 19-03.1-01 of the North Dakota Century Code, relating to the definition of hashish; and to amend and reenact subsection 14 of section 19-03.1-01, subdivisions k through u of subsection 4 of section 19-03.1-05, and section 19-03.1-23 of the North Dakota Century Code, relating to the definition of marijuana, to the inclusion of hashish as a schedule I controlled substance, and providing penalties for possession of marijuana and hashish.

Introduction, first reading, 39
 Referred to Committee on Judiciary
 Reported back, amended, 273
 Amendments adopted, 309, 332 Lines 1-9, 332 Lines 10-14 Lost
 Engrossed, 322
 Re-engrossed, 333, 1207

Second reading, 331, 1207, 1435 — over veto
 Passed, 334, 1207, 1435
 To House, 385, 1436 over Gov. veto
 House amendments, 1162
 Returned to Senate, amended, 1161
 Senate concurs, 1206
 Enrolled 1273
 Signed by President, 1275
 Sent to House, 1275
 Received from House, 1303
 Message to Governor, 1305
 Veto by Governor 1384
 Signed the certification over veto 1975
 Sent to House signed passed over veto 1975
 Veto signed by Speaker, 1975
 To Secretary of State, 1981

Senate Bill No. 2053 — (Committee on Legislative Council Justice System)

Senate Bill No. 2053. — A Bill for an Act to amend and reenact section 11-16-15 of the North Dakota Century Code, relating to state's attorney inquiry into violations or criminal acts causing deaths and allowing such inquiry into all felonies.

Introduction, first reading, 40
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 78
 Second reading, 98
 Lost, 99

Senate Bill No. 2054 — (Committee on Legislative Council Justice System)

Senate Bill No. 2054. — A Bill for an Act to amend and reenact sections 12.1-16-01 and 12.1-32-01 of the North Dakota Century Code, relating to murder and the classification of criminal offenses, and making murder a class AA felony with a maximum penalty of life imprisonment.

Introduction, first reading, 40
 Referred to Committee on Judiciary
 Reported back, amended, 622
 Amendments adopted, 646
 Engrossed, 692
 Re-engrossed, 1813
 Second reading, 747, 1813
 Passed, 747, 1813
 To House, 823
 House amendments, 1507
 Returned to Senate, 1507, 1905 amended, 1507
 Conference Committee, 1524
 Conference Committee Report, 1783
 Senate Adopts, 1812
 House Adopts, 1905
 Senate does not concur, 1524
 Enrolled 1979

Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2055 — (Committee on Legislative Council Justice System)

Senate Bill No. 2055. — A Bill for an Act to amend and reenact subsection 1 of section 27-20-02, subsection 1 of section 27-20-34, and sections 27-20-35 and 27-20-36 of the North Dakota Century Code, relating to the definition of child; the transfer of a child to adult court; to the disposition of a mentally ill or mentally retarded child; and to time limitations on orders of disposition.

Introduction, first reading, 40
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, amended, 64
 Amendments adopted, 80
 Engrossed, 89
 Second reading, 99
 Passed, 99
 To House, 132
 Returned to Senate, 1064

Senate Bill No. 2065 — (Committee on Legislative Council Education)

Senate Bill No. 2056. — A Bill for an Act to provide for the creation of multidistrict special education boards; to amend and reenact sections 15-40.1-16.1, 15-59-01, 15-59-05.1, 15-59-06, 15-59-07, and 15-59-08 of the North Dakota Century Code, relating to transportation costs, special education of exceptional children, financing and mill levies for special education; and to repeal section 15-59-09 and chapter 15-59.1 of the North Dakota Century Code, relating to county special education programs and the election to discontinue the mill levy for special education.

Introduction, first reading, 40
 Referred to Committee on Education
 Reported back, amended, 367
 Re-referred to Committee on Appropriations, 395
 No recommendation, 703
 Amendments adopted, 395
 Engrossed, 411
 Re-engrossed, 1861
 Second reading, 783, 1861
 Passed, 783, 1862
 To House, 854
 House amendments, 1694
 Returned to Senate, 1693, 1897 amended, 1693
 Conference Committee, 1749
 Conference Committee Report, 1833
 Senate Adopts, 1861
 House Adopts 1897

Enrolled 1972
 Signed by President, 1973
 Sent to House, 1973
 Received from House, 1973
 Message to Governor, 1981
 Approved by Governor, 1991

Senate Bill No. 2057 — (Committee on Legislative Council Education)

Senate Bill No. 2057. — A Bill for an Act to create and enact a new section of the North Dakota Century Code, relating to transportation costs to and from the San Haven state hospital; and to amend and reenact subsection 3 of section 25-04-05 of the North Dakota Century Code, relating to transportation costs to and from the Grafton state school.

Introduction, first reading, 40
 Referred to Committee on Education
 Reported back, do pass, 104
 Re-referred to Committee on Appropriations, 104
 Engrossed, 1862
 Second reading, 129, 1862
 Passed, 129, 1862
 To House, 163
 House amendments, 1695
 Returned to Senate, 1693, 1898 amended, 1693
 Conference Committee, 1750
 Conference Committee Report, 1833
 Senate Adopts, 1862
 House Adopts 1898
 Senate does not concur, 1749
 Enrolled 1970
 Signed by President, 1971
 Sent to House, 1971
 Received from House, 1980
 Message to Governor, 1991
 Approved by Governor, 1991

Senate Bill No. 2058 — (Committee on Legislative Council Education)

Senate Bill No. 2058. — A Bill for an Act to amend and reenact sections 25-06-04 and 25-07-04 of the North Dakota Century Code, relating to transportation of pupils of the school for the blind and the school for the deaf; and to repeal sections 25-06-06 and 25-07-07 of the North Dakota Century Code, relating to transportation of indigent persons to the school for the blind and the school for the deaf.

Introduction, first reading, 40
 Referred to Committee on Education
 Reported back, amended, 90
 Amendments adopted, 108
 Engrossed, 123
 Re-engrossed, 1862
 Second reading, 129, 1862
 Passed, 129, 1863

To House, 163
 House amendments, 1696
 Returned to Senate, 1693, 1897 amended, 1693
 Conference Committee, 1750
 Conference Committee Report, 1835
 Senate Adopts, 1862
 House Adopts 1897
 Senate does not concur, 1750
 Enrolled 1977
 Signed by President, 1977
 Sent to House, 1978
 Received from House, 1978
 Message to Governor, 1982
 Approved by Governor, 1991

Senate Bill No. 2059 — (Committee on Legislative Council Education)

Senate Bill No. 2059. — A Bill for an Act to create and enact a new section to chapter 25-01.1 of the North Dakota Century Code, relating to the duty of the heads of state institutions to provide for surrogate parents where necessary; and to create and enact a new section to chapter 25-09 of the North Dakota Century Code, relating to the duty of certain handicapped patients to pay for costs of education and related services; and declaring an emergency.

Introduction, first reading, 40
 Referred to Committee on Education
 Reported back, amended, 529
 Amendments adopted, 558
 Reprinted, 600
 Engrossed, 586
 Second reading, 600
 Passed, 600
 Emergency carried, 600
 To House, 688
 Returned to Senate, 1457
 Conference Committee, 1750
 Senate does not concur, 1750
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1513
 Received from House, 1514
 Message to Governor, 1549
 Approved by Governor, 1650

Senate Bill No. 2060 — (Committee on Legislative Council Education)

Senate Bill No. 2060. — A Bill for an Act to amend and reenact sections 15-59-03, 15-59-04, and 15-59-05 of the North Dakota Century Code, relating to the advisory council on special education; and to repeal section 15-59-02 of the North Dakota Century Code, relating to the advisory council on special education.

Introduction, first reading, 41
 Referred to Committee on Education

Reported back, do pass, 91
 Second reading, 118
 Passed, 118
 To House, 144
 Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1128
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2061 — (Committee on Legislative Council Finance and Taxation)

Senate Bill No. 2061. — A Bill for an Act to provide for the taxation of all property at true and full value, the public policy therein, the reduction of increased or excess tax levies, and minimum and maximum levy limitations for certain years; to amend and reenact section 2-06-15, subsection 3 of section 2-07-06.1, sections 2-07-06.3, 2-07-07, 4-02-26, 4-02-27, 4-02-27.1, 4-02-27.2, 4-02-32, 4-02-37, 4-08-02, 4-08-04, 4-08-15, 4-08-15.1, 4-16-02, 4-33-11, 11-11-24, 11-11-46, subsection 2 of section 11-11-53, sections 11-28-06, 11-28-17, 11-28.3-03, 11-28.3-04, 11-28.3-09, 15-18-03, 15-18-04.2, 15-18-05, 15-18-07, 15-20.1-08, 15-34.2-06, 15-39.1-28, 15-40.1-04, subsection 3 of section 15-40.1-06, sections 15-40.1-07, 15-40.1-08, subsection 2 of section 15-40.1-10, subsection 1 of section 15-40.2-03, sections 15-47-21, 15-48-01, 15-48-04, 15-48-05, 15-51-13, 15-52-09, 15-59-08, 15-59-09, 15-59.1-02, 15-59.1-03, 15-59.1-08, subsection 2 of section 15-60-03, sections 18-06-10, 18-07-01, 18-10-07, 18-10-14, 21-03-04, subsections 1, 5, and 6 of section 21-03-06, subsection 1 of section 23-14-11, sections 23-18-01, 23-18.2-12, subsection 10 of section 23-24-08, sections 23-24-09 23-30-07, 24-05-01, subsection 4 of section 25-12-02, sections 27-20-05.1, subsection 1 of section 32-12.1-08, sections 32-12.1-11, 40-05-09.1, 40-05-09.2, 40-37-03, 40-38-02, 40-43-01, 40-45-01, 40-45-02, 40-45-16, 40-46-02, 40-46-02.1, 40-48-07, 40-49-14, 40-55-08, 40-55-09, 40-57.2-04, 40-59-01, 40-59-02, 40-59-03, subsection C of section 52-09-08, subsections 20, 22, and 26 of section 57-02-08, subsection 1 of section 57-02-08.1, sections 57-15-02, 57-15-03, 57-15-06, 57-15-06.3, 57-15-06.4, 57-15-06.5, 57-15-08, subsection 4 of section 57-15-10, sections 57-15-10.1, 57-15-12, 57-15-14, 57-15-15, subsection 1 of section 57-15-16, sections 57-15-18.1, 57-15-19.4, 57-15-20, 57-15-22, 57-15-22.1, 57-15-24, 57-15-27.1, 57-15-27.2, 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, 57-15-50, 57-15-51, 57-15-51.1, 57-15-52, 57-15-52.1, 57-15-53, 57-15-54, 57-15-55, subsection 1 of section 57-15-56, sections 57-15-57, 57-19-04, 57-20-02, 57-47-04, subsection 20 of section 58-03-07, section 58-17-02, subsection 9 of section 61-16-11, subsection 2 of section 61-16-11.1, sections 61-16-12, 61-21-09, subsection 9 of section 61-24-08, section 61-24-09, and subsection 2 of section 63-01.1-06 of the North Dakota Century Code, providing for the reduction of mill levy limitations for the taxing districts of this state, including counties, cities, townships, school districts, vector control districts, irrigation districts, water management districts, rural fire protection districts, park districts, and the Garrison diversion conservancy district, relating to the state medical center levy, relating to property tax exemptions and the homestead credit, and to provide for the reduction in statutory

limitations on the indebtedness of the political subdivisions of this state; and providing an effective date.

Introduction, first reading, 41
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 703
 Second reading, 783
 Lost, 784

Senate Bill No. 2062 — (Committee on Legislative Council Finance and Taxation)

Senate Bill No. 2062. — A Bill for an Act to provide minimum and maximum levy limitations for 1979 and 1980; to amend and reenact sections 57-02-27 and 57-02-28 of the North Dakota Century Code, relating to the assessment of property at a certain percentage of true and full value for 1979 and 1980; providing an effective date; and declaring an emergency.

Introduction, first reading, 41
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 703
 Second reading, 784
 Lost, 785

Senate Bill No. 2063 — (Committee on Legislative Council Finance and Taxation)

Senate Bill No. 2063. — A Bill for an Act to amend and reenact subsection 4 of section 57-02-01 and sections 57-02-27 and 57-02-28 of the North Dakota Century Code, relating to property tax assessments and the definition of "true and full value" and providing a formula for the assessment of agricultural property based on cash rent.

Introduction, first reading, 42
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 166
 Second reading, 201
 Lost, 201

Senate Bill No. 2064 — (Committee on Legislative Council Garrison Diversion Overview)

Senate Bill No. 2064. — A Bill for an Act relating to "best management practices", for farming land to be irrigated by water from the Garrison Diversion Unit of the Pick-Sloan Missouri River basin project.

Introduction, first reading, 42
 Referred to Committee on Natural Resources
 Reported back, do pass, 124
 Engrossed, 692
 Second reading, 142
 Passed, 142
 To House, 187

Returned to Senate, 1415
 Enrolled 1462
 Signed by President, 1462
 Sent to House, 1463
 Received from House, 1515
 Message to Governor, 1515
 Approved by Governor, 1551

Senate Bill No. 2065 — (Committee on Legislative Council Higher Education)

Senate Bill No. 2065. — A Bill for an Act to amend and reenact section 15-20.2-08 of the North Dakota Century Code, relating to assessment of participating districts for expenses of multidistrict vocational education centers using mobile units.

Introduction, first reading, 42
 Referred to Committee on Education
 Reported back, do pass, 166
 Second reading, 201
 Passed, 202
 To House, 243
 Returned to Senate, 1160
 Enrolled 1201
 Signed by President, 1203
 Sent to House, 1204
 Received from House, 1237
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2066 — (Committee on Legislative Council Higher Education)

Senate Bill No. 2066. — A Bill for an Act to provide for a midwestern education compact to plan and establish regional educational services; and to provide an effective date.

Introduction, first reading, 42
 Referred to Committee on Education
 Reported back, indefinitely postponed, 191
 Second reading, 225
 Lost, 225

Senate Bill No. 2067 — (Committee on Legislative Council Industry, Business and Labor)

Senate Bill No. 2067. — A Bill for an Act to amend and reenact section 40-57-05 of the North Dakota Century Code, relating to notification to the state securities commissioner of the issuance of bonds under the Municipal Industrial Development Act of 1955 and ensuring that the consent of any governmental body or public officer of the state is not required to authorize the issuance or sale of bonds.

Introduction, first reading, 42

Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 78
 Second reading, 99
 Passed, 99
 To House, 132
 Returned to Senate, 1160
 Enrolled 1201
 Signed by President, 1203
 Sent to House, 1204
 Received from House, 1237
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2068 — (Committee on Legislative Council Industry, Business and Labor)

Senate Bill No. 2068. — A Bill for an Act to amend and reenact section 40-57-04 of the North Dakota Century Code, relating to project authorization and bond issuance under the Municipal Industrial Development Act of 1955 and requiring a public notice and hearing prior to project authorization and bond issuance.

Introduction, first reading, 42
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 79
 Second reading, 99
 Passed, 100
 To House, 132
 Returned to Senate, 1160
 Enrolled 1201
 Signed by President, 1203
 Sent to House, 1204
 Received from House, 1237
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2069 — (Committee on Legislative Council Industry, Business and Labor)

Senate Bill No. 2069. — A Bill for an Act to create and enact a new section to chapter 40-57 of the North Dakota Century Code, relating to limitations on a municipality's authority to issue bonds under the Municipal Industrial Development Act of 1955 if the proposed project would receive an unfair competitive advantage to the substantial detriment of existing enterprises.

Introduction, first reading, 42
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 91
 Reconsidered 128 amended, 128
 Amendments adopted, 128
 Engrossed, 128, 135
 Second reading, 118, 128
 Passed, 118, 128

To House, 163
Returned to Senate, 1160
Enrolled 1201
Signed by President, 1203
Sent to House, 1204
Received from House, 1237
Message to Governor, 1244
Approved by Governor, 1340

Senate Bill No.2070 — (Committee on Legislative Council Industry, Business and Labor)

Senate Bill No. 2070. — A Bill for an Act to amend and reenact section 40-57-02 of the North Dakota Century Code, relating to the definitions of projects and municipalities under the Municipal Industrial Development Act of 1955; and to provide for the application of this Act.

Introduction, first reading, 43
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 91
Engrossed, 1566
Second reading, 118, 1566, 1891
Passed, 119, 1566, 1892 over Gov. veto
Clincher motion, 1566
To House, 144, 1892
House amendments, 1417
Returned to Senate, 1415, 1949 amended, 1415
Veto sustained, 1949
Senate concurs, 1566
Enrolled 1650
Signed by President, 1651
Sent to House, 1651
Received from House, 1651
Message to Governor, 1651
Vetoed by Governor, 1795
To Secretary of State veto sustained, 1982

Senate Bill No. 2071 — (Committee on Legislative Council Industry, Business and Labor)

Senate Bill No. 2071. — A Bill for an Act to create and enact a new section to chapter 6-08 of the North Dakota Century Code, relating to requirements governing the sale or purchase of banking institutions.

Introduction, first reading, 43
Referred to Committee on Industry, Business and Labor
Reported back, amended, 149
Amendments adopted, 171
Second reading, 189, 202
Passed, 202
To House, 243
Returned to Senate, 1041
Enrolled 1093
Signed by President, 1096

Sent to House, 1097
 Received from House, 1159
 Message to Governor, 1165
 Approved by Governor, 1245

Senate Bill No. 2072 — (Committee on Legislative Council Judicial System)

Senate Bill No. 2072. — A Bill for an Act to create and enact chapter 27-26 of the North Dakota Century Code, relating to the appointment of temporary judges; and declaring an emergency.

Introduction, first reading, 43
 Referred to Committee on Judiciary
 Reported back, amended, 191
 Amendments adopted, 223
 Engrossed, 232
 Re-engrossed, 1131, 1863
 Second reading, 241, 1131, 1863
 Passed, 241, 1131, 1863
 Emergency carried 1863
 To House, 297
 House amendments, 689
 Returned to Senate, 689, 1898 amended, 689
 Conference Committee, 828
 Conference Committee Report, 1123, 1836
 Senate Adopts, 1131, 1863 Reconsidered, 1215
 House Adopts 1898
 Senate does not concur, 827, 892
 Enrolled 1972
 Signed by President, 1973
 Sent to House, 1973
 Received from House, 1973
 Message to Governor, 1981
 Approved by Governor, 1991

Senate Bill No. 2073 — (Committee on Legislative Council Audit and Fiscal Review)

Senate Bill No. 2073. — A Bill for an Act to amend and reenact section 39-17-02 of the North Dakota Century Code, relating to unsatisfied judgment fund administrative expenses.

Introduction, first reading, 43
 Referred to Committee on State and Federal Government
 Reported back, do pass, 104
 Second reading, 129
 Passed, 130
 To House, 163
 Returned to Senate, 1265
 Enrolled 1308
 Signed by President, 1310
 Sent to House, 1310
 Received from House, 1313
 Message to Governor, 1313
 Approved by Governor, 1383

Senate Bill No. 2074 — (Committee on Legislative Council Legislative Procedure and Arrangements)

Senate Bill No. 2074. — A Bill for an Act to amend and reenact sections 54-03-02 and 54-03-02.1 of the North Dakota Century Code, relating to the date of convening of the legislative assembly.

Introduction, first reading, 43
Referred to Committee on State and Federal Government
Reported back, do pass, 79
Second reading, 100
Passed, 100
To House, 132
Returned to Senate, 1064
Enrolled 1128
Signed by President, 1128
Sent to House, 1130
Received from House, 1163
Message to Governor, 1168
Approved by Governor, 1272

Senate Bill No. 2075 — (Committee on Legislative Council Legislative Procedure and Arrangements)

Senate Bill No. 2075. — A Bill for an Act to amend and reenact section 54-35-02 of the North Dakota Century Code, relating to the powers and duties of the legislative council and to provide authority to screen and prioritize study resolutions; and declaring an emergency.

Introduction, first reading, 43
Referred to Committee on State and Federal Government
Reported back, amended, 102
Amendments adopted, 223
Engrossed, 232
Second reading, 241
Passed, 241
To House, 297
Returned to Senate, 1064
Enrolled 1128
Signed by President, 1128
Sent to House, 1130
Received from House, 1163
Message to Governor, 1168
Approved by Governor, 1272

Senate Bill No. 2076 — (Committee on Legislative Council Natural Resources)

Senate Bill No. 2076. — A Bill for an Act to provide for a state building code, with enforcement by cities, townships, and counties, and exemptions; and to amend sections 11-33-01, 40-47-01, and 58-03-11 of the North Dakota Century Code, relating to the zoning authority of counties, cities, and townships.

Introduction, first reading, 43

Referred to Committee on Political Subdivisions
 Reported back, amended, 192
 Floor amendments, 242
 Amendments adopted, 223
 Engrossed, 232
 Re-engrossed, 245
 Second reading, 242
 Passed, 242
 To House, 297
 Returned to Senate, 1551
 Enrolled 1650
 Signed by President, 1651
 Sent to House, 1651
 Received from House, 1651
 Message to Governor, 1651
 Approved by Governor, 1800

Senate Bill No. 2077 — (Committee on Legislative Council Retirement)

Senate Bill No. 2077. — A Bill for an Act to amend and reenact section 54-52-02.1 of the North Dakota Century Code, relating to membership of county, city, and noncertified school district employees in the public employees retirement system; and to repeal subsection 10 of section 54-52-17 of the North Dakota Century Code, relating to the opportunity for certain members of the public employees retirement system to withdraw from that system.

Introduction, first reading, 44
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 58
 Second reading, 72
 Passed, 73
 To House, 101
 Returned to Senate, 319
 Enrolled 322
 Signed by President, 327
 Sent to House, 327
 Received from House, 338
 Message to Governor, 338
 Approved by Governor, 614

Senate Bill No. 2078 — (Committee on Legislative Council State and Federal Government)

Senate Bill No. 2078. — A Bill for an Act to amend and reenact section 54-34-03 of the North Dakota Century Code, relating to the appointment of the business and industrial development commission.

Introduction, first reading, 44
 Referred to Committee on State and Federal Government
 Reported back, do pass, 104
 Second reading, 130
 Passed, 130
 To House, 163
 Returned to Senate, indefinitely postponed, 1506

Senate Bill No. 2079 — (Committee on Legislative Council State and Federal Government)

Senate Bill No. 2079. — A Bill for an Act to amend and reenact section 15-21-17 of the North Dakota Century Code, relating to the composition of the state board of public school education.

Introduction, first reading, 44
 Referred to Committee on Education
 Reported back, do pass, 105
 Second reading, 130
 Passed, 130
 To House, 163
 Returned to Senate, 1265
 Enrolled 1308
 Signed by President, 1310
 Sent to House, 1310
 Received from House, 1313
 Message to Governor, 1313
 Approved by Governor, 1383

Senate Bill No. 2080 — (Committee on Legislative Council State and Federal Government)

Senate Bill No. 2080. — A Bill for an Act to amend and reenact sections 20.1-02-23, 20.1-02-24, and 20.1-02-25 of the North Dakota Century Code, relating to the membership, compensation, meetings, and duties of the state game and fish advisory board.

Introduction, first reading, 44
 Referred to Committee on Natural Resources
 Reported back, amended, 246
 Amendments adopted, 281
 Engrossed, 300
 Second reading, 310
 Passed, 310
 To House, 359
 Returned to Senate, 1041
 Enrolled 1093
 Signed by President, 1096
 Sent to House, 1097
 Received from House, 1159
 Message to Governor, 1165
 Approved by Governor, 1245

Senate Bill No. 2081 — (Committee on Legislative Council State and Federal Government)

Senate Bill No. 2081. — A Bill for an Act to create and enact a new subsection to section 15-65-03, a new subsection to section 54-24-03, a new subsection to section 54-54-05, a new subsection to section 55-02-01.2, and a new subsection to section 55-09-02 of the North Dakota Century Code, relating to the duties of the North Dakota educational broadcasting council, state library commission, North Dakota council

on the arts and humanities, superintendent of the state historical board, and North Dakota heritage commission.

Introduction, first reading, 44
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 92
 Second reading, 119
 Lost, 119

Senate Bill No. 2082 — (Committee on Legislative Council State and Federal Government)

Senate Bill No. 2082. — A Bill for an Act to create and enact a new subsection to section 23-25-02 and section 44-08-03.1 of the North Dakota Century Code, relating to compensation and expenses for members of the air pollution control advisory council and general compensation for members of commissions, committees, councils, or boards; and to amend and reenact sections 2-05-01, 2-07-02.4, 4-02-1-05, and 4-02.1-09, subsection 3 of section 4-09-03, sections 4-10.1-06, 4-10.2-05, 4-10.3-05, 4-13.2-04, 4-18.1-04, 4-18.1-22, and 4-22-04, subsection 3 of section 4-27-05, sections 4-28-05 and 4-34-07, subsection 1 of section 6-01-03, sections 6-09.1-02, 12-55-02, 12-59-02, 12-61-02, 15-10-08, 15-20.3-01, 15-21-17, 15-38-17, 15-38.1-04, 15-39.1-08, 15-52-03, 15-62.2-03, 15-63-01, 15-65-02, 16-13-33, 16-16-16, 20.1-02-24, 23-01-02, 24-17-08, 25-04.1-05, 25-12-03, 25-15-03, 27-11-11, and 27-15-10, subsection 8 of section 27-23-03, sections 36-01-04, 37-18.1-04, 48-10-01, 50-06-04, and 50-26-03, subsection 1 of section 51-10-06, sections 52-02-07, 54-03-20.3, 54-34-03, 54-36-01, and 54-44.3-04, subsection 4 of section 54-52-03, sections 54-53-02, 54-54-03, 55-01-03, 55-01-09, 55-06-01, 55-06-02, 55-09-05, 57-23.1-01, 61-02-12, 61-24-04, 61-28-03, and 61-29-04 of the North Dakota Century Code, relating to the compensation and expense reimbursement of members of various boards, councils, committees, and commissions appointed or selected pursuant to law.

Introduction, first reading, 44
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 105
 Second reading, 131
 Lost, 131

Senate Bill No. 2083 — (Committee on Legislative Council State and Federal Government)

Senate Bill No. 2083. — A Bill for an Act to provide for the referral of proposed and existing administrative rules to an interim committee of the legislative council.

Introduction, first reading, 45
 Referred to Committee on State and Federal Government
 Reported back, do pass, 149
 Second reading, 183, 1596
 Passed, 183 Lost, 1596 Veto sustained
 To House, 228
 Returned to Senate, 1160
 Enrolled 1201
 Signed by President, 1203

Sent to House, 1204
 Received from House, 1237
 Message to Governor, 1244
 Vetoed by Governor, 1309
 To Secretary of State veto sustained, 1982

Senate Bill No. 2084 —

(Committee on Legislative Council State and Federal Government)

Senate Bill No. 2084. — A Bill for an Act to create and enact four new sections to the North Dakota Century Code, relating to senate confirmation of gubernatorial appointments; and to amend and reenact sections 15-65-01, 15-65-02, 15-65-03, and 15-65-04 of the North Dakota Century Code, relating to the creation, membership, and duties of the public broadcasting council.

Introduction, first reading, 45
 Referred to Committee on Education
 Reported back, amended, 105
 Amendments adopted, 126
 Engrossed, 136
 Second reading, 142
 Passed, 142
 To House, 187
 House amendments, 1544
 Returned to Senate, 1542, 1905 indefinitely postponed, amended, 1542
 Conference Committee, 1562
 Conference Committee Report, 1753
 Senate Adopts, 1753
 House Adopts, 1905
 Senate does not concur, 1562

Senate Bill No. 2085 — (Committee on Legislative Council Transportation)

Senate Bill No. 2085. — A Bill for an Act to provide state assistance for airports served by commercial air carriers and to provide procedures for the distribution of funds to such airports; to amend sections 57-56-01.1 and 57-56-03 of the North Dakota Century Code, relating to a tax on sales of jet aviation motor fuel and the distribution of proceeds; and to provide an appropriation.

Introduction, first reading, 45
 Referred to Committee on Transportation
 Reported back, do pass, 215 amended, 704, 877
 Re-referred to Committee on Appropriations, 215, 826
 Amendments adopted, 774, 896
 Engrossed, 792
 Re-engrossed, 928
 Second reading, 931
 Passed, 931
 Clincher motion, 931
 To House, 949
 Returned to Senate, 1551
 Enrolled 1650
 Signed by President, 1651

Sent to House, 1651
Received from House, 1651
Message to Governor, 1651
Approved by Governor, 1800

Senate Bill No. 2086 — (Committee on Legislative Council Transportation)

Senate Bill No. 2086. — A Bill for an Act to amend and reenact the second table of subdivision b of subsection 2 of section 39-04-19, subsection 3 of section 39-12-04, subsection 2 of section 39-12-05, and subsection 2 of section 39-12-05.1 of the North Dakota Century Code, relating to motor vehicle registration fees, length limitations on vehicles and combinations of vehicles, weight limitations for vehicles on the interstate system, and gross weight limitations on designated highways.

Introduction, first reading, 45
Referred to Committee on Transportation
Reported back, amended, 125
Amendments adopted, 136
Engrossed, 148
Re-engrossed, 1429
Second reading, 162, 1429
Passed, 162, 1430
To House, 208
House amendments, 1417
Returned to Senate, amended, 1415
Senate concurs, 1429
Enrolled 1512
Signed by President, 1513
Sent to House, 1513
Received from House, 1514
Message to Governor, 1549
Approved by Governor, 1650

Senate Bill No. 2087 — (Lodoen)

Senate Bill No. 2087. — A Bill for an Act to amend and reenact section 40-48-05 of the North Dakota Century Code, relating to members of the planning commission.

Introduction, first reading, 45
Referred to Committee on Political Subdivisions
Reported back, amended, 79
Floor amendments, 119
Amendments adopted, 90, 119
Engrossed, 103
Re-engrossed, 120
Second reading, 120
Passed, 120
To House, 144
Returned to Senate, 1041
Enrolled 1093

Signed by President, 1096
Sent to House, 1097
Received from House, 1159
Message to Governor, 1165
Approved by Governor, 1245

Senate Bill No. 2088 — (Lodoen)

Senate Bill No. 2088. — A Bill for an Act to amend and reenact sections 53-02-05 and 53-02-08 of the North Dakota Century Code, relating to permits to hold public dances or music festivals and the presence of law officers at public dances or music festivals.

Introduction, first reading, 46
Referred to Committee on Political Subdivisions
Reported back, amended, 136
Amendments adopted, 161
Engrossed, 164
Second reading, 183
Passed, 183
To House, 228
Returned to Senate, 1041

Senate Bill No. 2089 — (Lips)

Senate Bill No. 2089. — A Bill for an Act to amend and reenact section 16-13-16 of the North Dakota Century Code, relating to the compensation of members of county canvassing boards.

Introduction, first reading, 46
Referred to Committee on Judiciary
Reported back, do pass, 79
Second reading, 100
Passed, 101
To House, 133
Returned to Senate, indefinitely postponed, 1276

Senate Bill No. 2090 — (Melland)

Senate Bill No. 2090. — A Bill for an Act to create and enact a new section to chapter 54-03 of the North Dakota Century Code, relating to distribution of codes to legislators; and to amend and reenact section 46-04-01 of the North Dakota Century Code, relating to official distribution of state laws.

Introduction, first reading, 46
Referred to Committee on State and Federal Government
Reported back, do pass, 80
Second reading, 101
Passed, 101
To House, 133

Returned to Senate, 1159
 Enrolled 1201
 Signed by President, 1203
 Sent to House, 1204
 Received from House, 1237
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2091 — (Redlin)

Senate Bill No. 2091. — A Bill for an Act to amend and reenact subsection 4 of section 63-01.1-02, subsection 2 of section 63-01.1-03, and section 63-01.1-04 of the North Dakota Century Code, relating to definition of noxious weed, determination of which weeds are noxious statewide and countywide, and giving the county control authority power to declare county noxious weed for county purposes.

Introduction, first reading, 46
 Referred to Committee on Agriculture
 Reported back, amended, 246
 Amendments adopted, 281
 Engrossed, 300
 Second reading, 311
 Passed, 311
 To House, 359
 Returned to Senate, 1041

Senate Bill No. 2092 — (Melland)

Senate Bill No. 2092. — A Bill for an Act to allow creditors to charge a service charge in the amount of one and one-half percent on accounts receivable from thirty days after the obligation is incurred, and to require creditors to supply debtors with a periodic statement.

Introduction, first reading, 46
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 457
 Amendments adopted, 482
 Engrossed, 505
 Re-engrossed, 1450
 Reprinted, 518
 Second reading, 517, 1470, 1892
 Passed, 517, 1470, 1892 over Gov. veto
 Clincher motion, 1470
 To House, 582, 1892
 House amendments, 1417
 Returned to Senate, 1415, 1956 over veto amended, 1415
 Senate concurs, 1470
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1513
 Received from House, 1514
 Message to Governor, 1550
 Vetoed by Governor, 1725
 To Secretary of State veto sustained, 1982

Senate Bill No. 2093 — (Jones)

Senate Bill No. 2093. — A Bill for an Act to amend and reenact subsection 3 of section 39-21-40 of the North Dakota Century Code, relating to restrictions on tire equipment.

Introduction, first reading, 46
Referred to Committee on Transportation
Reported back, do pass, 68
Second reading, 86
Passed, 86
To House, 121
Returned to Senate, 1041
Enrolled 1093
Signed by President, 1097
Sent to House, 1097
Received from House, 1159
Message to Governor, 1165
Approved by Governor, 1245

Senate Bill No. 2094 — (Jones)

Senate Bill No. 2094. — A Bill for an Act to amend and reenact sections 15-63-02, 15-63-03, 15-63-04, and 15-63-05, all of the North Dakota Century Code, relating to scholarships for Indian students.

Introduction, first reading, 46
Referred to Committee on Education
Reported back, amended, 92
Amendments adopted, 108
Engrossed, 123
Second reading, 131
Passed, 131
To House, 163
Returned to Senate, 1265
Enrolled 1308
Signed by President, 1310
Sent to House, 1310
Received from House, 1313
Message to Governor, 1313
Approved by Governor, 1383

Senate Bill No. 2095 — (Jones)

Senate Bill No. 2095. — A Bill for an Act relating to appointments to vacant state offices.

Introduction, first reading, 46
Referred to Committee on State and Federal Government
Reported back, amended, 704
Amendments adopted, 774
Engrossed, 792
Re-engrossed, 1774
Reconsidered, 834
Second reading, 829, 834, 1774

Passed, 835
Lost 829, 1775
To House, 925
House amendments, 1344
Returned to Senate, amended, 1344
Conference Committee, 1394
Conference Committee Report, 1639
Senate Adopts, 1774
Senate does not concur, 1394

Senate Bill No. 2096 — (Albers)

Senate Bill No. 2096. — A Bill for an Act to create and enact nine new sections to chapter 4-30 of the North Dakota Century Code, relating to applicants for a dairy industries license satisfying the dairy department as to financial condition or otherwise providing security for payments to dairy producers; to amend and reenact sections 4-30-04, 4-30-07, 4-30-08, and 4-30-15 of the North Dakota Century Code, relating to the dairy department becoming trustee upon default of the licensee, remedies of claimants upon default of the licensee, dairy department appeals or compromises of actions, and suspension or revocation of license and judicial review; and to repeal section 4-30-03 of the North Dakota Century Code, relating to bonding of purchasers of dairy products.

Introduction, first reading, 47
Referred to Committee on Agriculture
Reported back, amended, 215
Amendments adopted, 235
Engrossed, 245
Second reading, 261
Passed, 261
To House, 319
Returned to Senate, 1415
Enrolled 1462
Signed by President, 1462
Sent to House, 1463
Received from House, 1515
Message to Governor, 1515
Approved by Governor, 1551

Senate Bill No. 2097 — (Solberg)

Senate Bill No. 2097. — A Bill for an Act to create and enact two new subsections to section 12.1-30-02 of the North Dakota Century Code, relating to personal property sales allowable on Sunday.

Introduction, first reading, 47
Referred to Committee on Industry, Business and Labor
Reported back, amended, 149
Indefinitely postponed, 202
Amendments adopted, 171
Engrossed, 189
Second reading, 202
Lost, 202

Senate Bill No. 2098 — (Barth)

Senate Bill No. 2098. — A Bill for an Act to amend and reenact sections 54-52.1-06 and 54-52.1-07 of the North Dakota Century Code, relating to the state contribution to the uniform group insurance program and optional coverage for employee's family.

Introduction, first reading, 47
 Referred to Committee on State and Federal Government
 Reported Back, do pass, 302,
 Indefinitely postponed, 530
 Re-referred to Committee on Appropriations, 303
 Second reading, 573
 Lost, 573

Senate Bill No. 2099 — (Redlin)

Senate Bill No. 2099. — A Bill for an Act to amend and reenact section 18-04-04 and section 18-04-05 of the North Dakota Century Code, relating to distribution of insurance premium tax to cities, rural fire departments and rural fire protection districts.

Introduction, first reading, 47
 Referred to Committee on Political Subdivisions
 Reported back, amended, 217, 705
 Re-referred to Committee on Appropriations, 236
 Amendments adopted, 235
 Engrossed, 245
 Re-engrossed, 1720
 Second reading, 898, 1720
 Passed, 898, 1720
 Clincher motion 1720
 To House, 949
 House amendments, 1696
 Returned to Senate, amended, 1693
 Enrolled 1801
 Signed by President, 1810
 Sent to House, 1810
 Received from House, 1814
 Message to Governor, 1818
 Approved by Governor, 1873

Senate Bill No. 2100 — (Lodoen)

Senate Bill No. 2100. — A Bill for an Act to amend and reenact section 12.1-27.1-12 of the North Dakota Century Code, relating to local control of entertainment in liquor establishments.

Introduction, first reading, 47
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 68
 Second reading, 86
 Passed, 86
 To House, 121
 Returned to Senate, 319
 Enrolled 322

Signed by President, 327
 Sent to House, 327
 Received from House, 338
 Message to Governor, 338
 Approved by Governor, 614

Senate Bill No. 2101 — (Melland)

Senate Bill No. 2101. — A Bill for an Act to amend and reenact sections 35-13-01, 35-13-02, 35-13-03, and 35-13-04 of the North Dakota Century Code, relating to authorization for a repairman's lien, contents of a lien statement and requirement of filing, inclusion of separate articles in one statement, and priority of liens.

Introduction, first reading, 47
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 218
 Amendments adopted, 236
 Reprinted, 262
 Engrossed, 245
 Second reading, 251
 Passed, 262
 To House, 319
 Returned to Senate, 1160
 Enrolled 1201
 Signed by President, 1203
 Sent to House, 1204
 Received from House, 1237
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2102 — (Thane)

Senate Bill No. 2102. — A Bill for an Act to authorize the state board of higher education to issue revenue bonds for the construction of student housing at the state school of science at Wahpeton; to provide an appropriation; and to declare an emergency.

Introduction, first reading, 47
 Referred to Committee on Education
 Reported back, do pass, 105
 Re-referred to Committee on Appropriations 72
 Second reading, 132
 Passed, 132
 Emergency carried, 132
 To House, 163
 Returned to Senate, 450
 Enrolled 452
 Signed by President, 477
 Sent to House, 478
 Received from House, 501
 Message to Governor, 525
 Approved by Governor, 614

Senate Bill No. 2103 — (Thane)

Senate Bill No. 2103. — A Bill for an Act to provide an appropriation for construction of a classroom-auditorium building at the state school of science; and to declare an emergency.

Introduction, first reading, 48
 Referred to Committee on Appropriations
 Reported back, do pass, 106
 Second reading, 132
 Passed, 132
 Emergency carried, 132
 To House, 163
 Returned to Senate, 450
 Enrolled 452
 Signed by President, 478
 Sent to House, 478
 Received from House, 501
 Message to Governor, 525
 Approved by Governor, 614

Senate Bill No. 2104 — (Melland, Nething)

Senate Bill No. 2104. — A Bill for an Act to create and enact a new subsection to section 40-57-02 of the North Dakota Century Code, to include postal facilities within the definition of projects under the Municipal Industrial Development Act of 1955; and to amend and reenact section 40-57-03, relating to the powers of a municipality under the Municipal Industrial Development Act.

Introduction, first reading, 48
 Referred to Committee on Industry, Business & Labor
 Reported back, indefinitely postponed, 150
 Second reading, 203
 Lost, 203

Senate Bill No. 2105 — (Miller)

Senate Bill No. 2105. — A Bill for an Act to require a thirty-day notice prior to evicting a mobile home owner from a mobile home park, and to amend sections 47-17-04 and 47-17-05 of the North Dakota Century Code, relating to the right of a grantor or lessor to reenter.

Introduction, first reading, 48
 Referred to Committee on Industry, Business, & Labor
 Indefinitely postponed, 457
 Second reading, 496
 Lost, 496

Senate Bill No. 2106 — (Sandness)

Senate Bill No. 2106. — A Bill for an Act to amend and reenact subsections 17.1 and 22 of section 39-01-01 of the North Dakota Century Code, relating to the definitions of farm trailer and implement of husbandry.

Introduction, first reading, 48
 Referred to Committee on Transportation
 Returned to Senate, 237
 Withdrawn, 237

Senate Bill No. 2107 — (Bank of North Dakota)

Senate Bill No. 2107. — A Bill for an Act to amend and reenact section 6-09.1-02 of the North Dakota Century Code, relating to the appointment, membership, officers, terms, duties, and compensation of the Bank of North Dakota advisory board of directors.

Introduction, first reading, 48
 Referred to Committee on Industry, Business, & Labor
 Reported back, amended, 193, 247
 Re-referred to Committee on Industry, Business, & Labor 222
 Amendments adopted, 281
 Engrossed, 300
 Second reading, 311
 Passed, 311
 To House, 359
 Returned to Senate, 1265
 Enrolled 1308
 Signed by President, 1310
 Sent to House, 1310
 Received from House, 1313
 Message to Governor, 1313
 Approved by Governor, 1383

Senate Bill No. 2108 — (Bank of North Dakota)

Senate Bill No. 2108. — A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota to make loans to savings and loan associations, credit unions, and federally chartered credit sources.

Introduction, first reading, 48
 Referred to Committee on Industry, Business, & Labor
 Reported back, indefinitely postponed, 150
 Second reading, 183
 Lost, 184

Senate Bill No. 2109 — (Bank of North Dakota)

Senate Bill No. 2109. — A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota to increase maximum loan value of farmland from one-half to sixty-five percent.

Introduction, first reading, 48
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 150
 Second reading, 184
 Passed, 184

To House, 228
 House amendments, 1275
 Returned to Senate, amended, 1275
 Conference Committee, 1348
 Conference Committee Report, 1527
 Senate adopts, 1527
 House adopts, 1683
 Senate does not concur, 1348
 Enrolled, 1760
 Signed by President, 1760
 Sent to House, 1760
 Received from House, 1775
 Message to Governor, 1776
 Approved by Governor, 1873

Senate Bill No. 2110 — (Bank of North Dakota)

Senate Bill No. 2110. — A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota to participate with subsidiary corporations, to purchase short term commercial and finance company paper, and to increase maximum loan value of farmland from one-half to sixty-five percent.

Introduction, first reading, 48
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 248
 Engrossed, 1666
 Second reading, 291, 1666
 Passed, 291, 1666
 To House, 327, 1709
 House amendments, 1417
 Returned to Senate, amended, 1414
 Conference Committee, 1470
 Conference Committee Report, 1590
 Senate adopts, 1666
 House adopts, 1819
 Enrolled, 1933
 Signed by President, 1937
 Sent to House, 1938
 Received from House, 1938
 Message to Governor, 1938
 Approved by Governor, 1991

Senate Bill No. 2111 — (Bank of North Dakota)

Senate Bill No. 2111. — A Bill for an Act to amend and reenact section 6-09-15 of the North Dakota Century Code, relating to the authority of the Bank of North Dakota to participate in loans made by federally chartered credit sources.

Introduction, first reading, 49
 Referred to Committee on Industry, Business, & Labor
 Reported back, indefinitely postponed, 248

Second reading, 291
Lost, 292

Senate Bill No. 2112 — (Health Department)

Senate Bill No. 2112. — A Bill for an Act to provide for licensing and regulation of nursing homes and other care facilities by the state department of health and to provide for consultation and cooperation with the state social service board and other state and local agencies; to amend and reenact section 23-16-01 of the North Dakota Century Code, relating to licensure of medical hospitals and state hospitals; and to repeal chapter 50-18 of the North Dakota Century Code, relating to licensing and regulation of boarding homes for the aged and infirm.

Introduction, first reading, 40
Referred to Committee on Social Welfare & Veteran's Affairs
Withdrawn, 109

Senate Bill No. 2113 — (Health Department)

Senate Bill No. 2113. — A Bill for an Act to provide for responsibility of inpatient and outpatient care to persons afflicted or suspected of being afflicted with tuberculosis; to create and enact a new section to chapter 25-04 of the North Dakota Century Code, relating to biennial reports and assistant superintendent at the San Haven state hospital; to amend and reenact subsection 5 of section 25-01-01 and sections 25-04-01 and 25-04-03 of the North Dakota Century Code, concerning the Grafton state school, and the San Haven state hospital and the powers and duties of the assistant superintendent; to repeal subsection 6 of section 25-01-01 and chapter 25-05 of the North Dakota Century Code, relating to the state sanatorium and to the care of tubercular persons.

Introduction, first reading, 49
Referred to Committee on State and Federal Government
Reported back, amended, 106
Floor amendments, 143
Amendments adopted, 126, 143
Engrossed, 136, 148
Re-engrossed, 143, 1667, 1863
Second reading, 143, 1667, 1863
Passed, 143, 1667, 1864
To House, 187, 1709
House amendments, 1240
Returned to Senate, 1239, 1898 amended, 1239
Conference Committee, 1246, 1766
Conference Committee Report, 1590, 1836
Senate adopts, 1667, 1863
House adopts, 1898
Senate does not concur 1246
Enrolled 1979
Signed by President, 1979
Sent to House, 1980
Received from House, 1980
Message to Governor, 1980
Approved by Governor, 1991

Senate Bill No. 2114 — (Bank of North Dakota)

Senate Bill No. 2114. — A Bill for an Act to amend and reenact section 6-09-15.3 of the North Dakota Century Code, eliminating the residency requirement, permitting loans secured by stock in bank holding companies, eliminating prohibition of loans in excess of North Dakota correspondent balances, and extending the disposal period of bank stock acquired by Bank of North Dakota in foreclosure from one year to five years.

Introduction, first reading, 49
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 80
Second reading, 101
Lost, 101

Senate Bill No. 2115 — (Lips)

Senate Bill No. 2115. — A Bill for an Act to amend and reenact section 26-03-49 of the North Dakota Century Code, relating to the inception and expiration dates for insurance policies; and declaring an emergency.

Introduction, first reading, 49
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 166
Second reading, 203
Passed, 203
Emergency carried, 203
To House, 243
Returned to Senate, 1041
Enrolled 1093
Signed by President, 1097
Sent to House, 1097
Received from House, 1159
Message to Governor, 1165
Approved by Governor, 1245

Senate Bill No. 2116 — (Melland)

Senate Bill No. 2116. — A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 57-38-01.2 and subdivision c of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for individuals, fiduciaries, and corporations.

Introduction, first reading, 50
Referred to Committee on Finance & Taxation
Reported back, indefinitely postponed, 508
Second reading, 548
Lost, 548

Senate Bill No. 2117 — (Goodman, Strinden)

Senate Bill No. 2117. — A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries and for corporations; and to repeal section 57-38-66 of the North Dakota Century Code, relating to the business and corporation privilege tax; and providing an effective date.

Introduction, first reading, 50

Referred to Committee on Finance and Taxation

Withdrawn, 771

Senate Bill No. 2118 — (Goodman, Strinden)

Senate Bill No. 2118. — A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the adjustments to corporate and individual income tax for the business privilege tax; to repeal section 57-38-66 of the North Dakota Century Code, relating to the business privilege tax; and to provide an effective date.

Introduction, first reading, 50

Referred to Committee on Finance & Taxation

Withdrawn, 441

Senate Bill No. 2119 — (Goodman)

Senate Bill No. 2119. — A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries; to repeal subsection 1 of section 57-38-66 of the North Dakota Century Code, relating to the business and corporation privilege tax on individuals, estates, and trusts; and providing an effective date.

Introduction, first reading, 50

Referred to Committee on Finance & Taxation

Withdrawn, 441

Senate Bill No. 2120 — (Livestock Sanitary Board)

Senate Bill No. 2120. — A Bill for an Act to amend and reenact section 36-01-04 of the North Dakota Century Code, relating to the compensation and expenses of members of the board.

Introduction, first reading, 50

Referred to Committee on State and Federal Government

Reported back, do pass, 151

Second reading, 184

Passed, 184

To House, 228

Returned to Senate, 1265
 Enrolled 1308
 Signed by President, 1310
 Sent to House, 1310
 Received from House, 1313
 Message to Governor, 1313
 Approved by Governor, 1384

Senate Bill No. 2121 — (Strand)

Senate Bill No. 2121. — A Bill for an Act to amend and reenact section 39-10.2-06 of the North Dakota Century Code, relating to requiring anyone, under the age of eighteen, operating a motorcycle to wear protective headgear, requiring anyone operating a motorcycle, eighteen or older, to have headgear in possession at all times, and requiring anyone riding upon a motorcycle to wear headgear at all times.

Introduction, first reading, 50
 Referred to Committee on Transportation
 Reported back, indefinitely postponed, 219
 Floor amendments, 312
 Reconsidered, 256
 Amendments adopted, 312
 Engrossed, 312
 Second reading, 243, 312
 Passed, 313
 Lost, 243
 To House, 359
 Returned to Senate, indefinitely postponed, 1551

Senate Bill No. 2122 — (Dept. of Public Instruction)

Senate Bill No. 2122. — A Bill for an Act to amend and reenact section 40-21-09 of the North Dakota Century Code, relating to election districts.

Introduction, first reading, 50
 Referred to Committee on Judiciary
 Reported back, do pass, 194
 Second reading, 225
 Passed, 226
 To House, 269
 Returned to Senate, 1457
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1514
 Message to Governor, 1550
 Approved by Governor, 1650

Senate Bill No. 2123 — (Dept. of Public Instruction)

Senate Bill No. 2123. — A Bill for an Act to amend and reenact section 15-34.2-14 of the North Dakota Century Code, relating to school bus drivers.

Introduction, first reading, 51
Referred to Committee on Education
Reported back, indefinitely postponed, 107
Second reading, 143
Lost, 144

Senate Bill No. 2124 — (Melland)

Senate Bill No. 2124. — A Bill for an Act to amend and reenact subsection 2 of section 28-26-01 of the North Dakota Century Code, relating to assessment of costs for frivolous actions.

Introduction, first reading, 5
Referred to Committee on Judiciary
Reported back, amended, indefinitely postponed, 167
Second reading, 203
Lost, 204

Senate Bill No. 2125 — (Strinden)

Senate Bill No. 2125. — A Bill for an Act to create and enact a new subsection to section 39-16-01 of the North Dakota Century Code, relating to the definition of consumer reporting agency; and to amend and reenact sections 39-16-03 and 39-16-03.1 of the North Dakota Century Code, relating to the highway commissioner releasing abstracts of operating records on court order only and the confidentiality of driver record abstracts more than three years old.

Introduction, first reading, 51
Referred to Committee on Transportation
Reported back, amended, 232
Amendments adopted, 256
Engrossed, 271
Re-engrossed, 1813
Second reading, 292, 1813
Passed, 292, 1813
To House, 327
House amendments, 1552
Returned to Senate, amended, 1551
Conference Committee, 1634
Conference Committee Report, 1783
Senate Adopts, 1813
House Adopts, 1857
Senate does not concur, 1634
Enrolled 1970
Signed by President, 1971
Sent to House, 1971
Received from House, 1971
Message to Governor, 1980
Vetced by Governor, 1991

Senate Bill No. 2126 — (Thane)

Senate Bill No. 2126. — A Bill for an Act to create and enact a new

section to chapter 49-22 of the North Dakota Century Code, relating to a public hearing and notice to individual landowners prior to a utility acquiring easements for transmission facilities.

Introduction, first reading, 51
Referred to Committee on Natural Resources
Withdrawn, 597

Senate Bill No. 2127 — (Dept. of Public Instruction)

Senate Bill No. 2127. — A Bill for an Act to amend and reenact subsection 2 of section 15-40.1-10 of the North Dakota Century Code, relating to county equalization funds.

Introduction, first reading, 51
Referred to Committee on Education
Reported back, indefinitely postponed, 107
Second reading, 144
Lost, 144

Senate Bill No. 2128 — (Dept. of Public Instruction)

Senate Bill No. 2128. — A Bill for an Act to amend and reenact subsection 2 of section 15-60-03 of the North Dakota Century Code, relating to the state school construction fund.

Introduction, first reading, 51
Referred to Committee on Education
Reported back, do pass, 108
Second reading, 162
Passed, 162
To House, 208
Returned to Senate, 1160
Enrolled 1201
Signed by President, 1203
Sent to House, 1204
Received from House, 1237
Message to Governor, 1244
Approved by Governor, 1340

Senate Bill No. 2129 — (Dept. of Public Instruction)

Senate Bill No. 2129. — A Bill for an Act to amend and reenact section 15-37-01 of the North Dakota Century Code, relating to teachers' oath.

Introduction, first reading, 51
Referred to Committee on Education
Reported back, do pass, 151 amended,
Second reading, 185
Passed, 185
To House, 228
Returned to Senate, 1064

Enrolled 1128
 Signed by President, 1128
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2130 — (Dept. of Public Instruction)

Senate Bill No. 2130. — A Bill for an Act to amend and reenact section 15-47-01 of the North Dakota Century Code, relating to starting age for kindergarten pupils.

Introduction, first reading, 51
 Referred to Committee on Education
 Reported back, amended, 167
 Amendments adopted, 190
 Engrossed, 212
 Second reading, 226
 Passed, 226
 To House, 269
 Returned to Senate, 1540
 Enrolled 1550
 Signed by President, 1598
 Sent to House, 1598
 Received from House, 1599
 Message to Governor, 1611
 Approved by Governor, 1650

Senate Bill No. 2131 — (Dept. of Public Instruction)

Senate Bill No. 2131. — A Bill for an Act to amend and reenact subsections 1 and 2 of section 15-40.2-05 of the North Dakota Century Code, relating to payment of tuition by school district.

Introduction, first reading, 51
 Referred to Committee on Education
 Reported back, do pass, 167
 Engrossed, 1792
 Second reading, 204, 1792
 Passed, 204, 1792
 To House, 243
 House amendments, 1545
 Returned to Senate, 1542, 1905 amended, 1542
 Conference Committee, 1562
 Conference Committee Report, 1754
 Senate adopts, 1792
 House adopts, 1905
 Senate does not concur, 1562
 Enrolled, 1972
 Signed by President, 1973
 Sent to House, 1973
 Received from House, 1973
 Message to Governor, 1981
 Vetoed by Governor, 1991

Senate Bill No. 2132 — (Game and Fish Dept.)

Senate Bill No. 2132. — A Bill for an Act to amend and reenact subsection 1 of section 20.1-03-11 of the North Dakota Century Code, relating to the age a person must be before he may apply for a big game hunting license.

Introduction, first reading, 51
Referred to Committee on Natural Resources
Reported back, do pass, 59
Second reading, 86
Passed, 87
To House, 121
Returned to Senate, 1064
Enrolled 1128
Signed by President, 1128
Sent to House, 1130
Received from House, 1163
Message to Governor, 1168
Approved by Governor, 1272

Senate Bill No. 2133 — (Tallackson)

Senate Bill No. 2133. — A Bill for an Act to provide for supplementary benefits to persons receiving workmen's compensation benefits under previous benefit allowances; and to provide an appropriation.

Introduction, first reading, 52
Referred to Committee on Industry, Business, & Labor
Reported back, indefinitely postponed, 623
Second reading, 678
Lost, 678

Senate Bill No. 2134 — (Hanson)

Senate Bill No. 2134. — A Bill for an Act to establish a North Dakota building codes council and to provide for the membership, organization, powers and duties, and funding of the council; and to provide an appropriation.

Introduction, first reading, 52
Referred to Committee on Political Subdivisions
Reported back, indefinitely postponed, 219
Second reading, 262
Lost, 262

Senate Bill No. 2135 — (Director of Instruction)

Senate Bill No. 2135. — A Bill for an Act to amend section 54-21-25 of the North Dakota Century Code, relating to contracting of services if suitable facilities or services are not available for adult inmates.

Introduction, first reading, 52

Referred to Committee on State & Federal Government
 Reported back, amended, 151
 Floor amendments, 204
 Amendments adopted, 172, 204
 Engrossed, 189
 Re-engrossed, 204, 1430
 Second reading, 204, 1430
 Passed, 205, 1430
 To House, 243
 Returned to Senate, amended, 1344
 Senate concurs 1430
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1514
 Message to Governor, 1550
 Approved by Governor, 1650

Senate Bill No. 2136 — (Director of Instruction)

Senate Bill No. 2136. — A Bill for an Act to amend and reenact sections 54-23-12 and 54-23-18 of the North Dakota Century Code, relating to required inspections of the director of institutions within his institutions, and meetings with heads of institutions and the director of institutions.

Introduction, first reading, 52
 Referred to Committee on State & Federal Government
 Reported back, amended, 92
 Amendments adopted, 109
 Engrossed, 123
 Second reading, 162
 Passed, 163
 To House, 208
 Returned to Senate, 1265
 Enrolled 1308
 Signed by President, 1310
 Sent to House, 1310
 Received from House, 1313
 Message to Governor, 1313
 Approved by Governor, 1384

Senate Bill No. 2137 — (Miller)

Senate Bill No. 2137. — A Bill for an Act to amend and reenact section 54-52-17 of the North Dakota Century Code, relating to prior service credit and withdrawal from the public employees retirement system; and to provide for retroactivity.

Introduction, first reading, 52
 Referred to Committee on State & Federal Government
 Reported back, amended, 195
 Amendments adopted, 223
 Engrossed, 232
 Second reading, 262

Passed, 263
 To House, 319
 Returned to Senate, 1644
 Enrolled 1706
 Signed by President, 1707
 Sent to House, 1707
 Received from House, 1707
 Message to Governor, 1707
 Approved by Governor, 1807

Senate Bill No. 2138 — (Fritzell)

Senate Bill No. 2138. — A Bill for an Act to create and enact a new section to chapter 47-10 of the North Dakota Century Code, relating to reimbursement for governmental interference in the sale of real property.

Introduction, first reading, 52
 Referred to Committee on Natural Resources
 Reported back, indefinitely postponed, 12
 Second reading, 185
 Lost, 185

Senate Bill No. 2139 — (Fritzell)

Senate Bill No. 2139. — A Bill for an Act to amend and reenact section 15-47-37 of the North Dakota Century Code, relating to instructing school students concerning the United States and state constitutions and the pledge of allegiance, and providing for instruction concerning the national anthem.

Introduction, first reading, 52
 Referred to Committee on Education
 Reported back, do pass, 195
 Second reading, 226
 Passed, 226
 To House, 269
 Returned to Senate, 1457
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1514
 Message to Governor, 1550
 Approved by Governor, 1650

Senate Bill No. 2140 — (Naaden, Mutch)

Senate Bill No. 2140. — A Bill for an Act to provide for the state board of equalization to review the amount of funds in the general fund and to make rate adjustments to the sales and use tax law.

Introduction, first reading, 52
 Referred to Committee on Finance & Taxation
 Reported back, indefinitely postponed, 368
 Second reading, 399
 Lost, 400

Senate Bill No. 2141 — (Fritzell)

Senate Bill No. 2141. — A Bill for an Act to amend and reenact sections 20.1-02-17 and 20.1-02-18 of the North Dakota Century Code, relating to assent to federal aid projects for wildlife and fish restoration, and consent to United States' acquisition of areas for migratory bird reservations; and to repeal sections 20.1-02-17.1, 20.1-02-18.1, and 20.1-02-18.2 of the North Dakota Century Code, relating to procedures and conditions for land acquisitions for wildlife and fish restoration, submission of federal wildlife area proposed acquisitions to county commissioners, and negotiation of leases, easements, and servitudes for wildlife production purposes.

Introduction, first reading, 53
 Referred to Committee on Natural Resources
 Reported back, indefinitely postponed, 152
 Floor amendments, 186
 Amendments adopted, 186
 Engrossed, 16, 189
 Second reading, 185, 186
 Lost, 186

Senate Bill No. 2142 — (Wheat Commission)

Senate Bill No. 2142. — A Bill for an Act to amend and reenact section 4-28-07 of the North Dakota Century Code, relating to the wheat tax levy.

Introduction, first reading, 53
 Referred to Committee on Agriculture
 Reported back, do pass, 152
 Engrossed, 1470
 Second reading, 186, 1471
 Passed, 187, 1471
 Clincher motion 1471
 To House, 228
 House amendments, 1457
 Returned to Senate, amended, 1457
 Senate concurs, 1470
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1514
 Message to Governor, 1550
 Approved by Governor, 1650

Senate Bill No. 2143 — (Solberg, A. Hausauer)

Senate Bill No. 2143. — A Bill for an Act to amend and reenact subsections 1 and 2 of section 57-02-08.1 of the North Dakota Century Code, relating to property tax credits for persons sixty-five years of age or older.

Introduction, first reading, 53
 Referred to Committee on Finance & Taxation
 Reported back, amended, 108

Indefinitely postponed, 303
 Re-referred to Committee on Appropriations, 126
 Amendments adopted, 126
 Engrossed, 136
 Second reading, 334
 Lost, 334

Senate Bill No. 2144 — (Dept. of Accounts & Purchases)

Senate Bill No. 2144. — A Bill for an Act to amend and reenact sections 54-44.3-01, 54-44.3-03, 54-44.3-05, 54-44.3-15, and 54-44.3-22 and subsection 3 of section 54-44.3-07, and subsection 1 and 6 of section 54-44.3-12 of the North Dakota Century Code, relating to the central personnel system.

Introduction, first reading, 53
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 168, 530
 Re-referred to Committee on State & Federal Government, 205
 Second reading, 573
 Lost, 574

Senate Bill No. 2145 — (Miller)

Senate Bill No. 2145. — A Bill for an Act to create and enact a new section to chapter 23-10 of the North Dakota Century Code, relating to determination of reasonableness of mobile home park rules.

Introduction, first reading, 53
 Referred to Committee on Industry, Business, & Labor
 Reported back, indefinitely postponed, 458
 Second reading, 496
 Lost, 496

Senate Bill No. 2146 — (Wright)

Senate Bill No. 2146. — A Bill for an Act to create and enact a new section to chapter 20.1-03 and three new subsections to section 20.1-03-12 of the North Dakota Century Code, relating to frog licenses and frog license fees; and to amend and reenact subsection 31 of section 20.1-03-12 and section 20.1-06-17 of the North Dakota Century Code, relating to resident frog license fees and regulations governing commercial frogging.

Introduction, first reading, 53
 Referred to Committee on Natural Resources
 Reported back, amended, 125
 Amendments adopted, 136
 Engrossed, 148
 Second reading, 163
 Passed, 163
 To House, 208
 Returned to Senate, 1064
 Enrolled 1128

Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2147 — (Dept. of Accounts & Purchases)

Senate Bill No. 2147. — A Bill for an Act to create and enact section 54-16-13 of the North Dakota Century Code, relating to Emergency Commission action on requests to increase appropriation authority for intergovernmental service fund agencies.

Introduction, first reading, 53
 Referred to Committee on State & Federal Government
 Reported back, do pass, 168, 369
 Reconsidered, 222
 Re-referred to Committee on Appropriations, 222
 Second reading, 205, 400
 Passed, 400
 Lost, 205
 To House, 449
 Returned to Senate, 1160
 Enrolled 1201
 Signed by President, 1203
 Sent to House, 1204
 Received from House, 1237
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2148 — (Dept. of Accounts & Purchases)

Senate Bill No. 2148. — A Bill for an Act to amend and reenact section 54-44.1-11 of the North Dakota Century Code, relating to the time during which appropriations remain available.

Introduction, first reading, 54
 Referred to Committee on State and Federal Government
 Reported back, amended, 195
 Amendments adopted, 223
 Engrossed, 232
 Second reading, 263
 Passed, 263
 To House, 319
 Enrolled 1201
 Signed by President, 1203
 Sent to House, 1204
 Received from House, 1237
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2149 — (Health Department)

Senate Bill No. 2149. — A Bill for an Act to provide for the creation of

a board of medical investigations; to provide for termination of the board; and to provide an appropriation.

Introduction, first reading, 54
 Referred to Committee on Social Welfare and Veteran's Affairs
 Reported back, do pass, 413
 Amended, 137, 322
 Indefinitely postponed, 323
 Re-referred to Committee on Appropriations 161, Social Welfare & Veterans Affairs 380, Appropriations 465
 Amendments adopted, 161, 340, 657, 692
 Engrossed, 166
 Re-engrossed, 364, 761
 Second reading, 443, 785
 Lost, 444, 78
 Reconsidered, 465

Senate Bill No. 2150 — (Sands)

Senate Bill No. 2150. — A Bill for an Act to create and enact a new section to any legislation enacted by the forty-sixth legislative assembly providing for a severance tax on coal, to provide an exemption for coal used for space heating purposes.

Introduction, first reading, 54
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 762
 Floor amendments, 829
 Amendments adopted, 830
 Engrossed, 830
 Re-engrossed, 1821
 Reprinted, 831
 Second reading, 830, 1821
 Passed, 830, 1821
 To House, 925
 House amendments, 1803
 Returned to Senate, amended, 1803
 Senate concurs, 1821
 Enrolled 1896
 Signed by President, 1896
 Sent to House, 1897
 Received from House, 1915
 Message to Governor, 1931
 Vetoed by Governor, 1991

Senate Bill No. 2151 — (Melland)

Senate Bill No. 2151. — A Bill for an Act to establish a legislative committee on administrative rules with authority to review proposed and existing administrative rules.

Introduction, first reading, 54
 Referred to Committee on State and Federal Government
 Reported back, do pass, 249
 Engrossed 412
 Second reading, 292, 1665

Passed, 293, 1665 over Gov. veto
 To House, 327, 1801 over Govs. veto
 Returned to Senate, 1276, 1956 over veto
 Enrolled 1340
 Signed by President, 1340
 Sent to House, 1341
 Received from House, 1341
 Message to Governor, 1341
 Vetoed by Governor, 1425
 Signed certification over veto 1975
 Sent to House certificate, 1975
 Received from House, 1975
 Certification to Secretary of State, 1981

Senate Bill No. 2152 — (Wenstrom, Goodman, Tallackson, Mertens, Opedahl, Wessman)

Senate Bill No. 2152. — A Bill for an Act to amend and reenact sections 43-26-01, 43-26-04, 43-26-05, 43-26-06, 43-26-07, 43-26-08, 43-26-09, 43-26-10, 43-26-11, 43-26-12, and 43-26-13 of the North Dakota Century Code, relating to the examination, registration, and practice of physical therapy and physical therapist assistants; and to repeal sections 43-26-02 and 43-26-03 of the North Dakota Century Code, relating to the duties of the state board of medical examiners and the state physical therapy examining committee.

Introduction, first reading, 54
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, do pass, 233
 Second reading, 263
 Passed, 264
 To House, 319
 Returned to Senate, 1238
 Enrolled 1274
 Signed by President, 1275
 Sent to House, 1275
 Received from House, 1303
 Message to Governor, 1305
 Approved by Governor, 1381

Senate Bill No. 2153 — (Real Estate Commission)

Senate Bill No. 2153. — A Bill for an Act to amend and reenact subsection 2 of section 43-23-08 and subsection 1 of section 43-23-11.1 of the North Dakota Century Code, relating to license standards and grounds for suspension or revocation of licenses of real estate brokers and salesmen.

Introduction, first reading, 54
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 168
 Amendments adopted, 190
 Engrossed, 212
 Re-engrossed, 212, 1792

Second reading, 226, 1792
 Passed, 227, 1792
 To House, 269
 House amendments, 1345
 Returned to Senate, 1344, 1905 amended, 1344
 Conference Committee, 1471
 Conference Committee Report, 1754
 Senate Adopts, 1792
 House Adopts 1905
 Senate does not concur, 1471
 Enrolled 1979
 Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2154 — (Disaster Emergency Service)

Senate Bill No. 2154. — A Bill for an Act to authorize the reimbursement of the federal government for the state's twenty-five percent share of the Individual and Family Grant Program that was conducted in North Dakota following the spring flood of 1978; and provide for an appropriation.

Introduction, first reading, 55
 Referred to Committee on Appropriations
 Reported back, amended, 219
 Amendments adopted, 236
 Engrossed, 264
 Second reading, 264
 Passed, 264
 To House, 319
 Returned to Senate, 1238
 Enrolled 1274
 Signed by President, 1275
 Sent to House, 1275
 Received from House, 1304
 Message to Governor, 1305
 Approved by Governor, 1381

Senate Bill No. 2155 — (Agriculture Department)

Senate Bill No. 2155. — A Bill for an Act to amend and reenact section 4-35-21 of the North Dakota Century Code, relating to reports of pesticide accidents or loss.

Introduction, first reading, 55
 Referred to Committee on Agriculture
 Reported back, amended, 220
 Amendments adopted, 236
 Engrossed, 245
 Second reading, 264
 Passed, 265

To House, 319
 Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2156 — (Natural Resources)

Senate Bill No. 2156. — A Bill for an Act to authorize the industrial commission or its designee to make natural gas well status determinations and findings pursuant to the Natural Gas Policy Act of 1978 and to make oil well status determinations and findings pursuant to any future federal legislation or rules; and declaring an emergency.

Introduction, first reading, 55
 Referred to Committee on Natural Resources
 Reported back, amended, 458
 Amendments adopted, 482
 Engrossed, 506
 Re-engrossed, 1280
 Second reading, 518, 1280
 Passed, 519, 1280
 To House, 582
 House amendments, 1240
 Returned to Senate, amended, 1239
 Senate concurs, 1280
 Enrolled 1340
 Signed by President, 1340
 Sent to House, 1341
 Received from House, 1341
 Message to Governor, 1341
 Approved by Governor, 1384

Senate Bill No. 2157 — (Committee on Judiciary)

Senate Bill No. 2157. — A Bill for an Act to create and enact a new section to chapter 47-30 of the North Dakota Century Code, relating to the right of access to reports of property presumed abandoned.

Introduction, first reading, 55
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, amended, 169, 249 indefinitely postponed, 281
 Floor amendments, 313
 Re-referred to Committee on Judiciary, 190
 Amendments adopted, 281
 Engrossed, 300
 Re-engrossed, 313
 Second reading, 313
 Lost, 313

Senate Bill No. 2158 — (Committee on Social Welfare and Veterans Affairs)

Senate Bill No. 2158. — A Bill for an Act to amend and reenact section 50-09-07 of the North Dakota Century Code, relating to county social service board investigations of applicants for aid to dependent children.

Introduction, first reading, 55
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, do pass, 68
 Second reading, 120
 Passed, 120
 To House, 144
 Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2159 — (Committee on Judiciary)

Senate Bill No. 2159 — A Bill for an Act to amend and reenact subsection 1 of section 27-20-13, subsection 2 of section 27-20-37, and section 50-25.1-08 of the North Dakota Century Code, relating to informal adjustment of minors, to taking minors into custody, to the modification or vacation of orders of the juvenile court, and to the appointment of guardians ad litem.

Introduction, first reading, 55
 Referred to Committee on Judiciary
 Reported back, amended, 249, 369
 Floor amendments, 396
 Re-referred to Committee on Judiciary, 309
 Amendments adopted, 281, 396
 Engrossed, 300
 Re-engrossed, 1815
 Second reading, 422, 1815
 Passed, 422, 1815
 Reprinted, 422
 To House, 478
 House amendments, 1345
 Returned to Senate, 1344, 1898 amended, 1344
 Conference Committee, 1430
 Conference Committee Report 1784
 Senate Adopts, 1815
 House Adopts 1898
 Senate does not concur, 1430
 Enrolled 1972
 Signed by President, 1973
 Sent to House, 1973
 Received from House, 1973
 Message to Governor, 1981
 Approved by Governor, 1991

Senate Bill No. 2160 — (Olin, Strinden)

Senate Bill No. 2160. — A Bill for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to an adjustment to taxable income for individuals and fiduciaries with respect to unemployment compensation benefits.

Introduction, first reading, 61
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 706
 Amendments adopted, 775
 Engrossed, 792
 Re-engrossed, 1566
 Second reading, 831, 1566, 1892
 Passed, 831, 1567
 Lost, 1893 veto sustained
 Clincher motion, 1567
 To House, 925
 House amendments, 1418
 Returned to Senate, amended, 1416
 Senate concurs, 1566
 Enrolled 1651
 Signed by President, 1651
 Sent to House, 1651
 Received from House, 1651
 Message to Governor, 1652
 Vetoed by Governor, 1796
 To Secretary of State veto sustained, 1982

Senate Bill No. 2161 — (Tallackson, Nelson)

Senate Bill No. 2161. — A Bill for an Act to repeal subsection 12 of section 57-39.2-04 of the North Dakota Century Code, relating to the exemption from sales tax for certain sales made to out-of-state buyers.

Introduction, first reading, 61
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 196
 Second reading, 227
 Lost, 227

Senate Bill No. 2162 — (Committee on State and Federal Government)

Senate Bill No. 2162. — A Bill for an Act to amend and reenact section 18-04-05 of the 1977 Supplement to the North Dakota Century Code, relating to the appropriation limit of distributions of fire insurance premiums to city and rural fire departments.

Introduction, first reading, 61
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 303
 Second reading, 334
 Lost, 334

Senate Bill No. 2163 — (Committee on State and Federal Government)

Senate Bill No. 2163. — A Bill for an Act to amend and reenact subsection 3 of section 54-44.2-02 of the North Dakota Century Code, relating to the powers and duties of the office of central data processing.

Introduction, first reading, 61
 Referred to Committee on State and Federal Government
 Reported back, do pass, 169
 Second reading, 205
 Passed, 206
 To House, 243
 Returned to Senate, 1160
 Enrolled 1201
 Signed by President, 1203
 Sent to House, 1204
 Received from House, 1237
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2164 — (Committee on State and Federal Government)

Senate Bill No. 2164. — A Bill for an Act to amend and reenact section 15-61-05 of the North Dakota Century Code, relating to disposition of surplus property.

Introduction, first reading, 61
 Referred to Committee on State and Federal Government
 Reported back, do pass, 169
 Second reading, 206
 Passed, 206
 To House, 243
 Returned to Senate, 1160
 Enrolled 1202
 Signed by President, 1203
 Sent to House, 1204
 Received from House, 1237
 Message to Governor 1244
 Approved by Governor, 1340

Senate Bill No. 2165 — (Committee on State and Federal Government)

Senate Bill No. 2165. — A Bill for an Act to amend and reenact subsections 8, 9, and 11 of section 54-44-04; and to repeal section 54-14-03 and subsection 10 of section 54-44-04 of the North Dakota Century Code, relating to the powers and duties of the director of accounts and purchases and the office of the budget.

Introduction, first reading, 61
 Referred to Committee on State and Federal Government
 Reported back, amended, 303 indefinitely postponed, 196
 Re-referred to Committee on State and Federal Government, 222
 Amendments adopted, 340

Reprinted, 401
 Engrossed, 364
 Second reading, 400
 Passed, 400
 To House, 449
 Returned to Senate, 1160
 Enrolled 1202
 Signed by President, 1203
 Sent to House, 1204
 Received from House, 1237
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2166 — (Solberg, Wenstrom, Sorum)

Senate Bill No. 2166. — A Bill for an Act to amend and reenact section 19-02.1-14.1 of the North Dakota Century Code, relating to brand and generic name drug definitions and the labeling of prescription drugs; and providing that a physician may direct a pharmacist to prescribe a generic name drug and pass along the savings to the purchaser.

Introduction, first reading, 62
 Referred to Committee on Social Welfare and Veterans Affairs
 Withdraw, 597

Senate Bill No. 2167 — (Miller)

Senate Bill No. 2167. — A Bill for an Act to allow mobile home owners to locate storm shelters on the lots on which their mobile homes are located in mobile home parks, and to provide for the location and ownership of mobile home storm shelters.

Introduction, first reading, 62
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 659 indefinitely postponed, 692
 Floor amendments, 659
 Amendments adopted, 692
 Engrossed, 762
 Second reading, 785
 Lost, 785

Senate Bill No. 2168 — (Orange, Vosper, Dotzenrod)

Senate Bill No. 2168. — A Bill for an Act to limit the establishment of radioactive waste material repositories in North Dakota.

Introduction, first reading, 62
 Referred to Committee on Natural Resources
 Reported back, do pass, 274
 Second reading, 313
 Passed, 314
 To House, 359

Returned to Senate, 1064
Enrolled 1128
Signed by President, 1129
Sent to House, 1130
Received from House, 1163
Message to Governor, 1168
Approved by Governor, 1272

Senate Bill No. 2169 — (Strinden)

Senate Bill No. 2169. — A Bill for an Act to create and enact a new section to chapter 12.1-32 of the North Dakota Century Code, relating to a sentence of death or life imprisonment for murder and providing a proceeding separate from the trial to determine the sentence; to create and enact chapter 12.1-32.1 of the North Dakota Century Code, relating to the trial court setting a time for execution and issuing a warrant of execution; the delivery of a murderer to the prison warden; the delivery of a statement of conviction, sentence, and evidence to the governor; the governor's power to reprieve a death sentence; infliction of the death penalty by lethal injection; time of execution; the warden or deputy warden serving as executioner; a return concerning the execution; who is allowed at an execution; a jury to witness the execution; disposition of the body; proceedings in case of escape; the procedure when a condemned convict appears mentally ill; a sentence suspension when a condemned female prisoner is pregnant; and fees and mileage incurred under the Act; to amend and reenact sections 12.1-16-01 and 12.1-32.01 of the North Dakota Century Code, relating to murder and the penalty for murder, making murder a capital felony punishable by death or life imprisonment; and providing an appropriation.

Introduction, first reading, 69
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 508
Second reading, 548
Lost, 549

Senate Bill No. 2170 — (Tallackson, Kingsbury)

Senate Bill No. 2170. — A Bill for an Act to provide for a severance tax upon all coal mines; to provide procedures for the imposition, collection, and administration of such tax; to provide for the allocation of moneys collected; to provide an impact program for impacted school districts, cities, counties, and other taxing districts; to provide for the establishment of a coal impact commission; to provide for impact loans to be administered by the board of university and school lands; and to provide a penalty.

Introduction, first reading, 69
Referred to Committee on Finance and Taxation
Reported back, indefinitely postponed, 530
Second reading, 574
Lost, 574

Senate Bill No. 2171 — (Hanson)

Senate Bill No. 2171. — A Bill for an Act to amend and reenact section 15-40.1-16 of the North Dakota Century Code, relating to aid to school districts for providing school bus transportation.

Introduction, first reading, 69
 Referred to Committee on Education
 Reported back, do pass, 274 indefinitely postponed, 434
 Re-referred to Committee on Appropriations, 274
 Second reading, 468
 Lost, 469

Senate Bill No. 2172 — (State & Federal Government)

Senate Bill No. 2172. — A Bill for an Act to amend and reenact subsection 2 of section 6-01-03 of the North Dakota Century Code, relating to the makeup of the state credit union board.

Introduction, first reading, 69
 Referred to Committee on State & Federal Government
 Reported back, amended, 196
 Amendments adopted, 223
 Engrossed, 232
 Second reading, 265
 Passed, 265
 To House, 319
 Returned to Senate, 1265
 Enrolled 1308
 Signed by President, 1310
 Sent to House, 1310
 Received from House, 1313
 Message to Governor, 1313
 Approved by Governor, 1384

Senate Bill No. 2173 — (State and Federal Government)

Senate Bill No. 2173. — A Bill for an Act to amend and reenact sections 54-45-02 and 54-45-03 of the North Dakota Century Code, relating to the duties of the department of civil air patrol and to the expenditure of funds by the civil air patrol for secretarial or administrative personnel.

Introduction, first reading, 69
 Referred to Committee on State and Federal Government
 Reported back, do pass, 197
 Second reading, 227
 Passed, 228
 To House, 269
 Returned to Senate, 1265
 Enrolled 1308
 Signed by President, 1310
 Sent to House, 1310
 Received from House, 1313
 Message to Governor, 1313
 Approved by Governor, 1384

Senate Bill No. 2174 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2174. — A Bill for an Act to amend and reenact section 6-06-08 of the North Dakota Century Code, relating to the supervision of credit unions by the state credit union board, examinations, and fees.

Introduction, first reading, 70
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 170
 Second reading, 206
 Passed, 206
 To House, 243
 Returned to Senate, 1064
 Enrolled, 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2175 — (Committee on Industry, Business and Labor)

Senate Bill No. 2175. — A Bill for an Act to provide for fees for applications presented to the state banking board; and to amend and reenact sections 6-02-06 and 6-03-15 of the North Dakota Century Code, relating to fees for applications presented to the state banking board.

Introduction, first reading, 70
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 152
 Engrossed, 1471
 Second reading, 187, 1471
 Passed, 187, 1472
 Clincher motion, 1472
 To House, 228
 House amendments, 1346
 Returned to Senate, amended, 1344
 Senate concurs, 1471
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1514
 Message to Governor, 1550
 Approved by Governor, 1650

Senate Bill No. 2176 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2176. — A Bill for an Act to amend and reenact section 6-06-11 of the North Dakota Century Code, relating to annual meetings, election of directors and committees of credit unions.

Introduction, first reading, 70
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 170

Second reading, 206
 Passed, 207
 To House, 243
 Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2177 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2177. — A Bill for an Act to amend and reenact section 6-05-28 of the North Dakota Century Code, relating to the examination of annuity, deposit, surety, and trust companies, fees therefore, and the commissioner's authority over such companies.

Introduction, first reading, 70
 Referred to Committee on Industry, Business, & Labor
 Reported back, amended, 197
 Amendments adopted, 223
 Engrossed, 232
 Second reading, 265
 Passed, 265
 To House, 319
 Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2178 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2178. — A Bill for an Act to create and enact a new section to chapter 7-02 of the North Dakota Century Code, relating to savings and loan association account insurance; to amend and reenact section 7-01-07 of the North Dakota Century Code, relating to insurance requirement and certificates of authority of state savings and loan associations; and providing a penalty.

Introduction, first reading, 70
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 170
 Second reading, 207
 Passed, 207
 To House, 243
 Returned to Senate, 1160
 Enrolled, 1202
 Signed by President, 1203

Sent to House, 1204
 Received from House, 1237
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2179 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2179. — A Bill for an Act to amend and reenact section 7-01-04 of the North Dakota Century Code, relating to capital of savings and loan associations.

Introduction, first reading, 70
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 250
 Second reading, 293
 Passed, 293
 To House, 327
 Returned to Senate, 1064
 Enrolled 1138
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2180 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2180. — A Bill for an Act to amend and reenact section 13-05-04 of the North Dakota Century Code, relating to the annual license fee for collection agencies.

Introduction, first reading, 70
 Referred to Committee on Industry, Business, & Labor
 Reported back, amended, 274, 459
 Indefinitely postponed, 274
 Floor amendments, 519
 Re-referred to Committee on Industry, Business & Labor 309
 Amendments adopted, 482, 519
 Engrossed, 506
 Re-engrossed, 519
 Second reading, 519
 Passed, 519
 To House, 582
 Returned to Senate, 1265
 Enrolled 1308
 Signed by President, 1310
 Sent to House, 1310
 Received from House, 1313
 Message to Governor, 1313
 Approved by Governor, 1384

Senate Bill No. 2181 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2181. — A Bill for an Act to amend and reenact section 6-03-70 of the North Dakota Century Code, relating to submission of reports to the commissioner.

Introduction, first reading, 70
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 250
Second reading, 293
Passed, 293
To House, 327
Returned to Senate, 1064
Enrolled 1128
Signed by President, 1129
Sent to House, 1130
Received from House, 1163
Message to Governor, 1168
Approved by Governor, 1272

Senate Bill No. 2182 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2182. — A Bill for an Act to amend and reenact section 6-03-59 of the North Dakota Century Code, relating to loan limitation.

Introduction, first reading, 71
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 274
Second reading, 314
Passed, 314
To House, 359
Returned to Senate, 1064
Enrolled 1128
Signed by President, 1129
Sent to House, 1130
Received from House, 1163
Message to Governor, 1168
Approved by Governor, 1272

Senate Bill No. 2183 — (Committee on Industry, Business & Labor)

Senate Bill No. 2183. — A Bill for an Act to amend and reenact section 6-03-27 of the North Dakota Century Code, relating to list of shareholders and requirement of notification of change in control.

Introduction, first reading, 71
Referred to Committee on Industry, Business, & Labor
Reported back, amended, 370
Amendments adopted, 396
Engrossed, 411
Second reading, 422
Passed, 423
To House, 478
Returned to Senate, 1064
Enrolled 1128
Signed by President, 1129
Sent to House, 1130
Received from House, 1163
Message to Governor, 1168
Approved by Governor, 1272

Senate Bill No. 2184 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2184. — A Bill for an Act to create and enact a new section to chapter 13-05 of the North Dakota Century Code, relating to biennial report of collection agencies; and to amend and reenact sections 6-01-10, 7-05-03, 13-03-10, and 13-03.1-10 of the North Dakota Century Code, relating to the biennial reports of the state banking board, state credit union board, and department of banking and financial institutions.

Introduction, first reading, 71
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 370
 Engrossed, 1135
 Second reading, 401, 1135
 Passed, 401, 1135
 To House, 449
 House amendments, 1065
 Returned to Senate, 1064
 Senate concurs 1135
 Enrolled 1135
 Signed by President, 1203
 Sent to House, 1204
 Received from House, 1237
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2185 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2185. — A Bill for an Act to amend and reenact section 6-01-18 of the North Dakota Century Code, relating to reports and examinations of institutions insured in federal deposit insurance corporation.

Introduction, first reading, 71
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 275
 Second reading, 314
 Passed, 314
 To House, 359
 Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2186 — (Committee on Judiciary)

Senate Bill No. 2186. — A Bill for an Act to create the political subdivision liability fund, to provide for limitations on payments from such fund, providing an appropriation and declaring an emergency.

Introduction, first reading, 71
 Referred to Committee on Judiciary
 Reported Back: Do Pass, 587, amended, 413

Re-referred to Committee on Appropriations, 441
 Amendments adopted, 441
 Engrossed, 451
 Re-engrossed, 1567
 Second reading, 638, 1567
 Passed, 639, 1567
 Clincher motion, 1567
 Emergency carried, 639, 1567
 To House, 758
 House amendments, 1545
 Returned to Senate, amended, 1542
 Senate concurs, 1567
 Enrolled 1650
 Signed by President, 1651
 Sent to House, 1651
 Received from House, 1651
 Message to Governor, 1652
 Approved by Governor, 1800

Senate Bill No. 2187 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2187. — A Bill for an Act to amend and reenact section 6-01-09 of the North Dakota Century Code, relating to the supervision and examination of banks.

Introduction, first reading, 71
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 275
 Second reading, 314
 Passed, 315
 To House, 359
 Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor 1272

Senate Bill No. 2188 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2188. — A Bill for an Act to amend and reenact subsection 8 of section 6-03-02 of the North Dakota Century Code, relating to powers of banks.

Introduction, first reading, 71
 Referred to Committee on Industry, Business, & Labor
 Reported back, indefinitely postponed, 623
 Second reading, 678
 Lost, 679

Senate Bill No. 2189 — (Lee)

Senate Bill No. 2189. — A Bill for an Act to create a new section to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program, combining the funds of the trusts created by the forty-fourth and forty-fifth legislative assemblies under the coal severance tax legislation and administered by the state land department.

Introduction, first reading, 71
Referred to Committee on Finance & Taxation
Reported back, do pass, 509
Second reading, 549
Passed, 549
To House, 511
Returned to Senate, indefinitely postponed, 2177

Senate Bill No. 2190 — (Lee, Representative Freborg)

Senate Bill No. 2190. — A Bill for an Act to provide that fifty percent of oil and gas bonus payments received by the board of university and school lands be apportioned and distributed to the public schools for their support and maintenance, and that the remaining fifty percent be placed in a permanent fund with the interest from the fund distributed to the schools.

Introduction, first reading, 72
Referred to Committee on Finance & Taxation
Withdrawn, 514

Senate Bill No. 2191 — (Hanson, Olin)

Senate Bill No. 2191. — A Bill for an Act to amend and reenact section 43-07-10 of the North Dakota Century Code, relating to the renewal of licenses for contractors.

Introduction, first reading, 72
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 388
Second reading, 423
Passed, 423
To House, 478
Returned to Senate, 1160
Enrolled 1202
Signed by President, 1203
Sent to House, 1204
Received from House, 1237
Message to Governor, 1244
Approved by Governor, 1340

Senate Bill No. 2192 — (Tallackson, Strinden)

Senate Bill No. 2192. — A Bill for an Act to create and enact a new subsection to section 57-40.3-04 of the North Dakota Century Code,

relating to the exemption from the motor vehicle excise tax of casual sales of motor vehicles between individuals.

Introduction, first reading, 72
 Referred to Committee on Finance & Taxation
 Reported back, indefinitely postponed, 170
 Second reading, 207
 Lost, 208

Senate Bill No. 2193 — (Lips)

Senate Bill No. 2193 — A Bill for an Act to create and enact a new subsection to section 43-23-08 of the North Dakota Century Code, relating to continuing education requirements for real estate brokers and salesmen.

Introduction, first reading, 80
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 250
 Second reading, 293
 Lost, 293

Senate Bill No. 2194 — (Lips)

Senate Bill No. 2194. — A Bill for an Act to create and enact a new section to chapter 26-03 of the North Dakota Century Code, relating to the coordination of benefits by insurance companies, hospital service corporations, or medical service corporations.

Introduction, first reading, 80
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 198
 Second reading, 228
 Passed, 228
 To House, 269
 Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2195 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2195. — A Bill for an Act to amend and reenact sections 6-10-01, 6-10-03, and 6-10-04 of the North Dakota Century Code, relating to agents for deposits.

Introduction, first reading, 80
 Referred to Committee on Industry, Business, & Labor
 Reported back, indefinitely postponed, 370
 Second reading, 401
 Lost, 401

Senate Bill No. 2196 — (Redlin)

Senate Bill No. 2196. — A Bill for an Act to create and enact three new subdivisions to subsection 26 of section 57-39.2-04 and three new subdivisions to subsection 12 of section 57-40.2-04 of the North Dakota Century Code, relating to exemptions from sales and use tax for sales of equipment used to modify motor vehicles, real property, and motorized implements of husbandry for use by physically disabled individuals; and to create and enact a new subsection to 57-40.3-04 of the North Dakota Century Code, relating to an exemption from the motor vehicle excise tax for certain sales to handicapped individuals.

Introduction, first reading, 81
 Referred to Committee on Finance & Taxation
 Reported back, amended, 250
 Amendments adopted, 281
 Engrossed, 300
 Re-engrossed, 1525
 Second reading, 315, 1525
 Passed, 315, 1525
 Clincher motion, 1525
 To House, 359
 House amendments, 1507
 Returned to Senate, amended, 1507
 Senate concurs, 1525
 Enrolled 1550
 Signed by President, 1598
 Sent to House, 1598
 Received from House, 1599
 Message to Governor, 1611
 Approved by Governor, 1706

Senate Bill No. 2197 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2197. — A Bill for an Act to create and enact a new section to chapter 6-03 of the North Dakota Century Code relating to the definition of making loans; to amend and reenact sections 6-03-13.1, 6-03-17 and 6-03-69 of the North Dakota Century Code, relating to bank separate facilities; paying and receiving stations and report of examining committee.

Introduction, first reading, 81
 Referred to Committee on Industry, Business, & Labor
 Reported back, amended, 389
 Amendments adopted, 418
 Engrossed, 431
 Second reading, 444
 Passed, 444
 To House, 502
 Returned to Senate, indefinitely postponed, 1644

Senate Bill No. 2198 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2198. — A Bill for an Act to amend and reenact section 6-01-17 of the North Dakota Century Code, relating to fees for the examination of banks.

Introduction, first reading, 81
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 275
 Engrossed, 1214
 Second reading, 315, 1214
 Passed, 316, 1215
 To House, 359
 House amendments, 1065
 Returned to Senate, 1064
 Conference Committee 1135
 Senate concurs, 1214
 Senate does not concur, 1135
 Reconsidered, 1214
 Enrolled 1274
 Signed by President, 1275
 Sent to House, 1275
 Received from House, 1304
 Message to Governor, 1305
 Approved by Governor, 1381

Senate Bill No. 2199 — (Committee on Industry, Business and Labor)

Senate Bill No. 2199. — A Bill for an Act to amend and reenact subsection 1 of section 6-01-03 of the North Dakota Century Code, relating to the makeup of the banking board and regular meetings thereof.

Introduction, first reading, 81
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 389
 Amendments adopted, 418
 Engrossed, 431
 Second reading, 444
 Passed, 444
 To House, 502
 Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2200 — (Committee on Industry, Business and Labor)

Senate Bill No. 2200. — A Bill for an Act to amend and reenact sections 6-09-29, 6-10-06, and 7-05-01 of the North Dakota Century Code, relating to fees for the examination of the Bank of North Dakota, agents for deposits, and savings and loan associations.

Introduction, first reading, 81
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 276
 Second reading, 316
 Passed, 316

To House, 359
 Returned to Senate, 1265
 Enrolled 1308
 Signed by President, 1310
 Sent to House, 1310
 Received from House, 1312
 Message to Governor, 1312
 Approved by Governor, 1384

Senate Bill No. 2201 — (Committee on Industry, Business and Labor)

Senate Bill No. 2201. — A Bill for an Act to amend and reenact section 52-09-03 of the North Dakota Century Code, relating to the administration of the old-age and survivors insurance system and to amend and reenact subsection D of section 52-09-20 of the North Dakota Century Code, relating to the determination of the primary insurance benefit under the North Dakota old-age and survivor insurance system.

Introduction, first reading, 81
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 623
 Second reading, 679
 Passed, 679
 To House, 789
 Returned to Senate, 1265
 Enrolled 1308
 Signed by President, 1310
 Sent to House, 1311
 Received from House, 1312
 Message to Governor, 1312
 Approved by Governor, 1384

Senate Bill No. 2202 — (Committee on Industry, Business and Labor)

Senate Bill No. 2202. — A Bill for an Act to create and enact a new subsection to section 52-04-06 of the North Dakota Century Code, relating to variations in unemployment compensation rates.

Introduction, first reading, 81
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 659
 Second reading, 747
 Passed, 748
 To House, 823
 Returned to Senate, 1309
 Enrolled 1385
 Signed by President, 1385
 Sent to House, 1386
 Received from House, 1386
 Message to Governor, 1387
 Approved by Governor, 1461

Senate Bill No. 2203 — (Shallow)

Senate Bill No. 2203. — A Bill for an Act to place a two-year freeze on the assessed valuation of real property; providing for an effective date; and declaring an emergency.

Introduction, first reading, 81
Referred to Committee on Finance and Taxation
Reported back, 762
Re-referred to Committee on Finance and Taxation, 824
Withdrawn, 860

Senate Bill No. 2204 — (Committee on Industry, Business and Labor)

Senate Bill No. 2204. — A Bill for an Act to amend and reenact subsection 3 of section 52-06-01 of the North Dakota Century Code, relating to eligibility for unemployment compensation benefits.

Introduction, first reading, 82
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 660
Second reading, 748
Passed, 748
To House, 823
Returned to Senate, 1309
Enrolled 1385
Signed by President, 1385
Sent to House, 1386
Received from House, 1386
Message to Governor, 1387
Approved by Governor, 1461

Senate Bill No. 2205 — (Committee on Industry, Business and Labor)

Senate Bill No. 2205. — A Bill for an Act to amend and reenact subsection 9 of section 52-01-01 of the North Dakota Century Code, relating to unemployment compensation definitions, and to amend and reenact subsections 1 and 2 of section 52-04-19.1 of the North Dakota Century Code and to create and enact a new subsection to section 52-04-19.1 of the North Dakota Century Code, relating to financing unemployment compensation benefits.

Introduction, first reading, 82
Referred to Committee on Industry, Business and Labor
Withdrawn, 513

Senate Bill No. 2206 — (Committee on Industry, Business and Labor)

Senate Bill No. 2206. — A Bill for an Act to provide for the licensure and regulation of those persons engaged in the business of finding lenders for persons or businesses desirous of obtaining funds and to provide a penalty.

Introduction, first reading, 82
Referred to Committee on Industry, Business and Labor

Reported back, amended, 371
Amendments adopted, 396
Engrossed, 411
Re-engrossed, 1567
Second reading, 423, 1567
Passed, 423, 1568
Clincher motion, 1568
To House, 478
House amendments, 1545
Returned to Senate, amended, 1542
Senate concurs, 1567
Enrolled 1650
Signed by President, 1651
Sent to House, 1651
Received from House, 1651
Message to Governor, 1652
Approved by Governor, 1800

Senate Bill No. 2207 — (Committee on Transportation)

Senate Bill No. 2207. — A Bill for an Act to provide for the removal of harvested hay on the rights of way of the state highway system and providing for the forfeiture of the hay upon failure to remove.

Introduction, first reading, 82
Referred to Committee on Transportation
Reported back, do pass, 220
Engrossed, 1280
Second reading, 265, 1280
Passed, 266, 1281
To House, 319
House amendments, 1266
Returned to Senate, amended, 1265
Senate concurs, 1280
Enrolled 1340
Signed by President, 1340
Sent to House, 1341
Received from House, 1341
Message to Governor, 1341
Approved by Governor, 1384

Senate Bill No. 2208 — (Committee on State and Federal Government)

Senate Bill No. 2208. — A Bill for an Act to amend and reenact subsection 1 of section 54-44.1-06 of the North Dakota Century Code, relating to the preparation of budget data.

Introduction, first reading, 82
Referred to Committee on State and Federal Government
Reported back, amended, 561, 660
Re-referred to Committee on State and Federal Government, 586
Amendments adopted, 693
Engrossed, 762
Second reading, 785

Passed, 786
To House, 854
Returned to Senate, 1160
Enrolled 1202
Signed by President, 1203
Sent to House, 1204
Received from House, 1238
Message to Governor, 1244
Approved by Governor, 1340

Senate Bill No. 2209 — (Committee on Industry, Business and Labor)

Senate Bill No. 2209. — A Bill for an Act to provide for regulation of repair of motor vehicles, appliances, and dwelling places; and providing a penalty.

Introduction, first reading, 82
Referred to Committee on Industry, Business and Labor
Reported back, indefinitely postponed, 389
Second reading, 423
Lost, 424

Senate Bill No. 2210 — (Redlin, Farrington)

Senate Bill No. 2210. — A Bill for an Act to amend and reenact sections 54-03-02 and 54-03-02.1 of the North Dakota Century Code, to provide for regularly scheduled special sessions of the legislative assembly in even-numbered years.

Introduction, first reading, 82
Referred to Committee on State and Federal Government
Reported back, indefinitely postponed, 304
Second reading, 334
Lost, 335

Senate Bill No. 2211 — (Hanson)

Senate Bill No. 2211. — A Bill for an Act to amend and reenact section 43-09-14 of the North Dakota Century Code, relating to the surety bond of a master and class B electrician.

Introduction, first reading, 82
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 390
Second reading, 424
Passed, 424
To House, 478
Returned to Senate, 1160
Enrolled 1202
Signed by President, 1203
Sent to House, 1204
Received from House, 1238
Message to Governor, 1244
Approved by Governor, 1340

Senate Bill No. 2212 — (Holmberg, Wenstrom)

Senate Bill No. 2212. — A Bill for an Act to amend and reenact section 16-11-07 of the North Dakota Century Code, relating to the ballot order of measures to be submitted to electors; or, in the alternative, to amend and reenact section 16.1-06-09 of the North Dakota Century Code, as created by section 4 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, relating to the ballot order of measures to be submitted to the electors.

Introduction, first reading, 93
 Referred to Committee on Judiciary
 Reported back, amended, 414
 Floor amendments, 469
 Amendments adopted, 441
 Engrossed, 451
 Re-engrossed, 469
 Second reading, 469
 Passed, 470
 To House, 525
 Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2213 — (Barth, Representatives Meyer, Riehl, Langley)

Senate Bill No. 2213. — A Bill for an Act to provide for decreasing annual payments from the state general fund to cities and counties in lieu of the estate tax; to amend and reenact sections 6-09.3-03, 10-18.1-09, 23-14-14, 27-07-40, subsection 5 of section 30.1-01-06, subsection 1 of section 30.1-21-01, subsection 2 of section 40-33.1-12, sections 40-33.1-13, 40-35-12, 40-36-07, 40-57-13, subsection 2 of section 40-61-14, sections 40-61-15, 47-19-06, 55-08-08, subsection 2 of section 59-04.1-01, and subsection 1 of section 59-04.1-05 of the North Dakota Century Code, relating to references to estate taxes and exemptions from taxation; to repeal subsections 9 and 10 of section 47-19-02 and chapter 57-37.1 of the North Dakota Century Code, relating to estate taxation; to provide an appropriation; and to provide an effective date.

Introduction, first reading, 93
 Referred to Committee on Political Subdivisions
 Re-referred to Committee on Finance and Taxation, 109
 Withdrawn, 577

Senate Bill No. 2214 — (Committee on Natural Resources)

Senate Bill No. 2214. — A Bill for an Act placing jurisdiction over storage or disposal of nuclear and other wastes in the industrial commission, providing for permits for such storage or disposal, providing exemptions, providing for administrative regulations; and providing penalties.

Introduction, first reading, 93
 Referred to Committee on Natural Resources
 Reported back, amended, 345
 Amendments adopted, 365
 Engrossed, 388
 Re-engrossed, 1431
 Second reading, 401, 1431
 Passed, 402, 1431
 To House, 450
 House amendments, 1418
 Returned to Senate, amended, 1416
 Senate concurs, 1431
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1514
 Message to Governor, 1550
 Approved by Governor, 1650

Senate Bill No. 2215 — (Committee on Education)

Senate Bill No. 2215. — A Bill for an Act to create and enact a new section to chapter 15-39.1 of the North Dakota Century Code, relating to permitting nonpublic school teachers to participate in the teachers' fund for retirement; and to amend subsection 3 of section 15-39.1-10 of the North Dakota Century Code, relating to the eligibility of nonpublic school teachers to participate in the teachers' fund for retirement.

Introduction, first reading, 94
 Referred to Committee on Education
 Reported back, do pass, 415 amended, 486
 Re-referred to Committee on Education, 444
 Amendments adopted, 513
 Engrossed, 528
 Second reading, 549
 Passed, 550
 To House, 611
 Returned to Senate, 1265
 Enrolled 1308
 Signed by President, 1310
 Sent to House, 1311
 Received from House, 1313
 Message to Governor, 1313
 Approved by Governor, 1384

Senate Bill No. 2216 — (Committee on Industry, Business and Labor)

Senate Bill No. 2216. — A Bill for an Act to create and enact a new section to Title 65 of the North Dakota Century Code, relating to the establishment of a workmen's compensation advisory council.

Introduction, first reading, 94
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 487
 Second reading, 519
 Lost, 520

Senate Bill No. 2217 — (Committee on Industry, Business and Labor)

Senate Bill No. 2217. — A Bill for an Act to create and enact a new section to chapter 65-05 of the North Dakota Century Code, relating to an offset of social security benefits.

Introduction, first reading, 94
Referred to Committee on Industry, Business and Labor
Reported back, amended, 661
Amendments adopted, 693
Engrossed, 762
Second reading, 786
Passed, 786
To House, 854
Returned to Senate, 1309
Enrolled 1385
Signed by President, 1385
Sent to House, 1386
Received from House, 1386
Message to Governor, 1387
Approved by Governor, 1461

Senate Bill No. 2218 — (Committee on Natural Resources)

Senate Bill No. 2218. — A Bill for an Act to create and enact a new section to chapter 23-25 of the North Dakota Century Code, relating to the collection of fees for the issuance of permits or registration certificates for air contaminant sources by the state department of health; to amend and reenact section 23-25-04.1 of the North Dakota Century Code, relating to the issuance of permits or registration certificates for air contaminant sources.

Introduction, first reading, 94
Referred to Committee on Natural Resources
Reported back, amended, 459
Amendments adopted, 483
Engrossed, 506
Re-engrossed, 1525
Second reading, 520, 1525
Passed, 520, 1526
Clincher motion, 1526
To House, 582
House amendments, 1507
Returned to Senate, amended, 1507
Senate concurs, 1525
Enrolled 1550
Signed by President, 1598
Sent to House, 1598
Received from House, 1599
Message to Governor, 1611
Approved by Governor, 1650

Senate Bill No. 2219 — (Committee on Industry, Business and Labor)

Senate Bill No. 2219. — A Bill for an Act to amend and reenact section 65-05-01, subsection 4 of section 65-05-16, and section 65-05-17 of

the North Dakota Century Code, relating to filing claims for compensation and an increase in death benefits; and to declare an emergency.

Introduction, first reading, 94
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 661
 Amendments adopted, 693
 Engrossed, 762
 Re-engrossed, 1472
 Second reading, 786, 1472
 Passed, 786, 1472
 Emergency carried, 1472
 To House, 854
 House amendments, 1418
 Returned to Senate, amended, 1416
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1514
 Message to Governor, 1550
 Approved by Governor, 1650

Senate Bill No. 2220 — (Committee on Social Welfare and Veterans Affairs)

Senate Bill No. 2220. — A Bill for an Act to create and enact a new section to chapter 23-20.1 of the North Dakota Century Code, relating to the collection of fees for the issuance of licenses and registration certificates for sources of ionizing radiation by the state department of health.

Introduction, first reading, 94
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, do pass, 530 amended, 252
 Re-referred to Committee on Appropriations, 282
 Amendments adopted, 282
 Engrossed, 300
 Second reading, 574
 Passed, 575
 To House, 642
 Returned to Senate, indefinitely postponed, 1241

Senate Bill No. 2221 — (Committee on Industry, Business and Labor)

Senate Bill No. 2221. — A Bill for an Act to repeal chapter 47-23 of the North Dakota Century Code, relating to the use of the North Dakota trademark and to the approval, by the state laboratories Department, for the use of the trademark.

Introduction, first reading, 94
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 390
 Second reading, 424
 Passed, 425

To House, 478
Returned to Senate, 1160
Enrolled 1202
Signed by President, 1203
Sent to House, 1204
Received from House, 1238
Message to Governor, 1244
Approved by Governor, 1340

Senate Bill No. 2222 — (Committee on Education)

Senate Bill No. 2222. — A Bill for an Act to provide for the leasing of certain lands managed and controlled by the state board of higher education.

Introduction, first reading, 94
Referred to Committee on Education
Reported back, do pass, 171
Second reading, 208
Passed, 208
To House, 243
Returned to Senate, 1265
Enrolled 1308
Signed by President, 1310
Sent to House, 1311
Received from House, 1313
Message to Governor, 1313
Approved by Governor, 1384

Senate Bill No. 2223 — (Committee on Industry, Business and Labor)

Senate Bill No. 2223. — A Bill for an Act to amend and reenact section 6-01-07 of the North Dakota Century Code, relating to records of state banking board, state credit union board and commissioner of banking and financial institutions.

Introduction, first reading, 95
Referred to Committee on Industry, Business and Labor
Reported back, amended, 277
Amendments adopted, 309
Engrossed, 322
Second reading, 335
Passed, 335
To House, 385
Returned to Senate, 1064
Enrolled 1128
Signed by President, 1129
Sent to House, 1130
Received from House, 1163
Message to Governor, 1168
Approved by Governor, 1272

Senate Bill No. 2224 — (Committee on Industry, Business and Labor)

Senate Bill No. 2224. — A Bill for an Act to create and enact section 6-01-07.1 of the North Dakota Century Code, relating to confidentiality of records.

Introduction, first reading, 95
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 276
 Engrossed, 322
 Second reading, 335
 Passed, 336
 To House, 385
 Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2225 — (Committee on Social Welfare and Veterans Affairs)

Senate Bill No. 2225. — A Bill for an Act to amend and reenact sections 37-11-01 and 37-11-02 and to repeal sections 37-11-04, 37-11-06 and 37-11-07 of the North Dakota Century Code, relating to compensation for disability or death of members of the North Dakota National Guard.

Introduction, first reading, 95
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, do pass, 221
 Second reading, 266
 Passed, 266
 To House, 319
 Returned to Senate, 1343
 Enrolled 1424
 Signed by President, 1424
 Sent to House, 1424
 Received from House, 1424
 Message to Governor, 1459
 Approved by Governor, 1518

Senate Bill No. 2226 — (Committee on Education)

Senate Bill No. 2226. — A Bill for an Act to repeal chapter 197 of the 1969 Session Laws of North Dakota relating to the adoption of the quarter system of institutions of higher education in the state.

Introduction, first reading, 95
 Referred to Committee on Education
 Reported back, do pass, 487
 Second reading, 520
 Passed, 521
 To House, 582
 Returned to Senate, indefinitely postponed, 1459

Senate Bill No. 2227 — (Committee on Education)

Senate Bill No. 2227. — A Bill for an Act to authorize the state board

of higher education to sell and convey certain land owned by the state of North Dakota, proceeds to go to the general fund.

Introduction, first reading, 95
Referred to Committee on education
Reported back, amended, 662
Amendments adopted, 693
Engrossed, 762
Re-engrossed, 1720
Second reading, 787, 1720
Passed, 787, 1720
Clincher motion, 1720
To House, 854
House amendments, 1609
Returned to Senate, amended, 1601
Senate concurs, 1720
Enrolled, 1801
Signed by President, 1810
Sent to House, 1810
Received from House, 1814
Message to Governor, 1814
Approved by Governor, 1991

Senate Bill No. 2228 — (Committee on State and Federal Government)

Senate Bill No. 2228. — A Bill for an Act to provide authority for the North Dakota workmen's compensation bureau to utilize bureau reserve funds or to issue negotiable bonds for the purpose of construction of an office building, to establish the location of the office building, to provide a grant of land, to provide for the advertising and letting of construction bids, to provide for the rental of space to state agencies, and to provide for incidental authority in the North Dakota workmen's compensation bureau necessary to accomplish the purposes of this Act.

Introduction, first reading, 95
Referred to Committee on State and Federal Government
Reported back, do pass, 277
Indefinitely postponed, 434
Re-referred to Committee on Appropriations, 277
Second reading, 470
Lost, 470

Senate Bill No. 2229 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2229. — A Bill for an Act to amend and reenact subsections 1 and 2 of section 52-06-04 of the North Dakota Century Code, relating to unemployment compensation weekly benefit amount and qualifying wages; and to amend and reenact section 52-06-05 of the North Dakota Century Code, relating to maximum potential unemployment compensation benefits.

Introduction, first reading, 95
Referred to Committee on Industry, Business, & Labor

Reported back, amended, 662
 Amendments adopted, 693
 Engrossed, 762
 Re-engrossed, 1472
 Second reading, 787, 1472
 Passed, 787, 1473
 Clincher motion 1473
 To House, 854
 House amendments, 1419
 Returned to Senate, amended, 1416
 Senate concurs, 1472
 Enrolled, 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1514
 Message to Governor, 1550
 To Secretary of State, unsigned, 1706

Senate Bill No. 2230 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2230. — A Bill for an Act to amend and reenact section 49-03.1-02 of the North Dakota Century Code, relating to the definition of public utility.

Introduction, first reading, 95
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 371
 Engrossed, 1174
 Second reading, 402, 1174
 Passed, 403, 1174
 To House, 450
 House amendments, 1162
 Returned to Senate, amended, 1116
 Senate concurs, 1174
 Enrolled 1243
 Signed by President, 1268
 Sent to House, 1268
 Received from House, 1272
 Message to Governor, 1273
 Approved by Governor, 1381

Senate Bill No. 2231 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2231. — A Bill for an Act to amend and reenact subsections 6 and 26 of section 52-01-01, section 52-02-01 and section 52-07.1-02 of the North Dakota Century Code, relating to the North Dakota Unemployment Compensation Law, and to amend and reenact section 52-08-02 and section 52-08-03 of the North Dakota Century Code, relating to the North Dakota state employment service.

Introduction, first reading, 96
 Referred to Committee on Industry, Business, & Labor
 Reported back, amended, 663
 Amendments adopted, 693
 Engrossed, 762
 Second reading, 787

Passed, 788
 To House, 855
 Returned to Senate, 1265
 Enrolled, 1308
 Signed by President, 1310
 Sent to House, 1311
 Received from House, 1313
 Message to Governor, 1313
 Approved by Governor, 1384

Senate Bill No. 2232 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2232. — A Bill for an Act to amend and reenact subsection 4 of section 52-01-01 and subsection 1 of section 52-06-02 of the North Dakota Century Code, and to repeal subsection 10 of section 52-06-02 of the North Dakota Century Code, relating to disqualification for unemployment compensation benefits.

Introduction, first reading, 96
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 663
 Second reading, 748
 Passed, 748
 To House, 823
 Returned to Senate, 1309
 Enrolled 1385
 Signed by President, 1385
 Sent to House, 1386
 Received from House, 1386
 Message to Governor, 1387
 Approved by Governor, 1461

Senate Bill No. 2233 — (Committee on Natural Resources)

Senate Bill No. 2233. — A Bill for an Act to create and enact section 49-22-08.1 of the North Dakota Century Code, relating to applications for route permits and the designation of transmission facility routes; to amend and reenact section 49-22-02, subsections 1, 5, 10, 11, and 12 of section 49-22-03, sections 49-22-05.1, 49-22-07, 49-22-07.2, 49-22-08, 49-22-09, 49-22-13, 49-22-14.1, 49-22-16, and 49-22-18, subsections 3 and 4 of section 49-22-21, and section 49-22-22 of the North Dakota Century Code, relating to the statement of policy; definitions; the inventory of exclusion and avoidance areas; criteria; certificates of site compatibility and route permits; the waiver of procedures and time schedules; applications for certificates; the designation of sites and corridors; factors to be considered in evaluating applications and the designation of sites, corridors, and routes; public hearings; cooperation with state and federal agencies; the effect of issuance of certificates or permits; local land-use, zoning, or building rules, regulations, or ordinances; state agency rules; rules and regulations; penalties; and application fees; to repeal sections 49-22-10, 49-22-11, 49-22-12.1, and 49-22-15 of the North Dakota Century Code, relating to the designation of sites and corridors, the approval of specific routes, emergency certification, and public participation.

Introduction, first reading, 96
 Referred to Committee on Natural Resources
 Reported back, amended, 763
 Amendments adopted, 792
 Engrossed, 825
 Re-engrossed, 1815
 Second reading, 831, 1815
 Passed, 832, 1816
 To House, 925
 House amendments, 1553
 Returned to Senate, amended, 1551
 Conference Committee, 1634
 Conference Committee Report, 1785
 Senate adopts, 1815
 House adopts, 1895
 Senate does not concur 1634
 Enrolled, 1979
 Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2234 — (Reiten, Orange)

Senate Bill No. 2234. — A Bill for an Act to amend and reenact sections 16-10-12 and 16-10-16 of the North Dakota Century Code, if House Bill No. 1138 is not approved by the forty-sixth legislative assembly, relating to compensation for election officials.

Introduction, first reading, 109
 Referred to Committee on Judiciary
 Reported back, do pass, 277
 Second reading, 316
 Passed, 316
 To House, 359
 Returned to Senate, indefinitely postponed, 1277

Senate Bill No. 2235 — (Schirado)

Senate Bill No. 2235. — A Bill for an Act to amend and reenact sections 24-08-01 and 24-08-03 of the North Dakota Century Code, relating to authority of the board of county commissioners to construct, rebuild or repair a bridge under its own supervision.

Introduction, first reading, 109
 Referred to Committee on Transportation
 Reported back, do pass, 233
 Engrossed, 1431
 Second reading, 266, 1431
 Passed, 266, 1431
 To House, 319
 House amendments, 1419
 Returned to Senate, amended, 1416
 Senate concurs 1431
 Enrolled 1512

Signed by President, 1513
 Sent to House, 1514
 Received from House, 1514
 Message to Governor, 1550
 Approved by Governor, 1650

Senate Bill No. 2236 — (Christensen)

Senate Bill No. 2236. — A Bill for an Act to amend and reenact subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to the annual compensation of juvenile supervisors.

Introduction, first reading, 109
 Referred to Committee on Judiciary
 Reported back, do pass, 305
 Second reading, 336
 Lost, 336

Senate Bill No. 2237 — (Melland)

Senate Bill No. 2237. — A Bill for an Act to amend and reenact section 57-06-01 of the North Dakota Century Code, relating to the exemption of one-way paging and communication systems from property taxation under chapter 57-06.

Introduction, first reading, 109
 Referred to Committee on Finance & Taxation
 Reported back, amended, 198
 Amendments adopted, 223
 Engrossed, 232
 Re-engrossed, 1634
 Second reading, 267, 1634
 Passed, 267, 1634
 Clincher motion, 1634
 To House, 319
 House amendments, 1609
 Returned to Senate, amended, 1601
 Senate concurs, 1634
 Enrolled, 1706
 Signed by President, 1707
 Sent to House, 1707
 Received from House, 1707
 Message to Governor, 1707
 Approved by Governor, 1807

Senate Bill No. 2238 — (Melland)

Senate Bill No. 2238. — A Bill for an Act to amend and reenact section 41-04-30 of the North Dakota Century Code, relating to a bank customer's right to stop payment of a check.

Introduction, first reading, 109
 Referred to Committee on Industry, Business, & Labor
 Reported back, indefinitely postponed, 623
 Passed, 679
 Lost, 680

Senate Bill No. 2239 — (Committee on Natural Resources)

Senate Bill No. 2239. — A Bill for an Act to create and enact a new section to chapter 49-02 of the North Dakota Century Code, relating to commission regulation of nonessential or wasteful consumption of gas furnished by gas utilities.

Introduction, first reading, 109
 Referred to Committee on Natural Resources
 Reported back, indefinitely postponed, 233
 Second reading, 267
 Lost, 267

Senate Bill No. 2240 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2240. — A Bill for an Act to amend and reenact section 49-02-01 of the North Dakota Century Code, relating to public service commission jurisdiction over utilities.

Introduction, first reading, 110
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 371
 Second reading, 402
 Passed, 403
 To House, 450
 Returned to Senate, 1506
 Enrolled, 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1514
 Message to Governor, 1550
 Approved by Governor, 1706

Senate Bill No. 2241 — (Committee on State & Federal Government)

Senate Bill No. 2241. — A Bill for an Act to create and enact three new sections to chapter 54-52 and a new subsection to section 54-52-01 of the North Dakota Century Code, relating to the definition of “penitentiary employee”, and assessments, contributions, length of service, and normal retirement age for penitentiary employees.

Introduction, first reading, 110
 Referred to Committee on State & Federal Government
 Reported back, do pass, 252, 435
 Rereferred to Committee on Appropriations, 252
 Second reading, 470
 Passed, 470
 To House, 525
 Returned to Senate, indefinitely postponed, 1551

Senate Bill No. 2242 — (Committee on Education)

Senate Bill No. 2242. — A Bill for an Act to amend and reenact section 15-20.2-04 of the North Dakota Century Code, relating to multi-district center boards, appointment of members, terms, compensation and vacancies.

Introduction, first reading, 110
 Referred to Committee on Education
 Reported back, amended, 252
 Amendments adopted, 282
 Engrossed, 300
 Second reading, 316
 Passed, 317
 To House, 359
 Returned to Senate, 1160
 Enrolled, 1202
 Signed by President, 1204
 Sent to House, 1204
 Received from House, 1238
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2243 — (Committee on State & Federal Government)

Senate Bill No. 2243. — A Bill for an Act to create and enact a new section to chapter 55-02 of the North Dakota Century Code, to provide protection of archeological, historical or paleontological sites by limiting access to and release of information from files held by the state historical society of North Dakota.

Introduction, first reading, 110
 Referred to Committee on State & Federal Government
 Reported back, do pass, 253
 Second reading, 294
 Passed, 294
 To House, 327
 Returned to Senate, 1265
 Enrolled 1308
 Signed by President, 1310
 Sent to House, 1311
 Received from House, 1313
 Message to Governor, 1313
 Approved by Governor, 1384

Senate Bill No. 2244 — (Committee on Transportation)

Senate Bill No. 2244. — A Bill for an Act to create and enact a new section to chapters 39-18, 39-22, and 39-22.1 of the North Dakota Century Code, relating to the disposition of mobile home dealer fees, motor vehicle dealer fees, and semitrailer dealer fees.

Introduction, first reading, 110
 Referred to Committee on Transportation
 Reported back, do pass, 221
 Second reading, 267
 Passed, 268
 To House, 319
 Returned to Senate, 1238
 Enrolled 1274
 Signed by President, 1275

Sent to House, 1275
Received from House, 1304
Message to Governor, 1305
Approved by Governor, 1381

Senate Bill No. 2245 — (Committee on Transportation)

Senate Bill No. 2245. — A Bill for an Act to create and enact two new subsections to section 39-01-01 of the North Dakota Century Code, relating to definitions of lienholder, and salvage certificate of title; and to amend and reenact subsections 29 and 37 of section 39-01-01 of the North Dakota Century Code, relating to definitions of manufacturer and owner.

Introduction, first reading, 110
Referred to Committee on Transportation
Reported back, amended, 323
Floor amendments, 380
Amendments adopted, 340
Engrossed, 364
Re-engrossed, 1432
Second reading, 380, 1432
Passed, 380, 1432
To House, 429
House amendments, 1420
Returned to Senate, amended, 1416
Senate concurs, 1431
Enrolled 1512
Signed by President, 1513
Sent to House, 1514
Received from House, 1515
Message to Governor, 1549
Approved by Governor, 1706

Senate Bill No. 2246 — (Committee on Transportation)

Senate Bill No. 2246. — A Bill for an Act to amend and reenact sections 39-05-03 and 39-05-17 of the North Dakota Century Code, relating to the department's refusal to license a vehicle until application for a title certificate is made and transfer of title to a vehicle.

Introduction, first reading, 110
Referred to Committee on Transportation
Reported back, amended, 345
Amendments adopted, 365
Reprinted, 403
Engrossed, 388
Re-engrossed, 1432
Second reading, 403, 1432
Passed, 403, 1432
To House, 450
House amendments, 1420
Returned to Senate, amended, 1416
Senate concurs, 1432

Enrolled, 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1515
 Message to Governor, 1549
 Approved by Governor, 1650

Senate Bill No. 2247 — (Committee on Transportation)

Senate Bill No. 2247. — A Bill for an Act to amend and reenact section 39-24-03 of the North Dakota Century Code, relating to the registration dates for snowmobiles.

Introduction, first reading, 111
 Referred to Committee on Transportation
 Reported back, do pass, 221
 Second reading, 268
 Passed, 268
 To House, 319
 Returned to Senate, 1198
 Enrolled 1243
 Signed by President, 1268
 Sent to House, 1268
 Received from House, 1272
 Message to Governor, 1273
 Approved by Governor, 1381

Senate Bill No. 2248 — (Committee on Transportation)

Senate Bill No. 2248. — A Bill for an Act to amend and reenact subsection 5 of section 39-04-19 and subsection 1 of section 39-04-23 of the North Dakota Century Code, relating to farm truck registration and change of registration to a higher gross weight.

Introduction, first reading, 111
 Referred to Committee on Transportation
 Reported back, amended, 347-350
 Amendments adopted, 365
 Reprinted, 403
 Engrossed, 388
 Second reading, 403
 Passed, 403
 To House, 450
 Returned to Senate, 1198
 Enrolled 1243
 Signed by President, 1268
 Sent to House, 1268
 Received from House, 1272
 Message to Governor, 1273
 Approved by Governor, 1381

Senate Bill No. 2249 — (Committee on Transportation)

Senate Bill No. 2249. — A Bill for an Act to create and enact a new chapter to title 39 of the North Dakota Century Code, relating to licensing of wholesale motor vehicle dealers; and providing a penalty.

Introduction, first reading, 111
 Referred to Committee on Transportation
 Reported back, do pass, 562
 Second reading, 600
 Passed, 601
 To House, 688
 House amendments, 1545
 Returned to Senate, 1542, 1905, amended, 1542
 Conference Committee, 1562
 Conference Committee Report, 1754
 Senate adopts, 1755
 House adopts, 1905
 Senate does not concur, 1562
 Enrolled 1979
 Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2250 — (Committee on Transportation)

Senate Bill No. 2250. — A Bill for an Act to create and enact a new section to chapter 49-19 of the North Dakota Century Code, relating to common carrier pipelines and the necessity to secure a certificate of public convenience and necessity from the public service commission.

Introduction, first reading, 112
 Referred to Committee on Transportation
 Reported back, do pass, 435
 Second reading, 470
 Passed, 471
 To House, 512
 Returned to Senate, indefinitely postponed, 1551

Senate Bill No. 2251 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2251. — A Bill for an Act to provide for mandatory health insurance coverage for newborn children under an insured's family policy.

Introduction, first reading, 112
 Referred to Committee on Industry, Business, & Labor
 Reported back, amended, 390
 Amendments adopted, 418
 Engrossed, 431
 Second reading, 445
 Passed, 445
 To House, 502
 Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2252 — (Committee on Social Welfare & Veteran's Affairs)

Senate Bill No. 2252. — A Bill for an Act to create and enact a new subsection to section 15-29-08 of the North Dakota Century Code, relating to the powers and duties of the school board; and to create and enact eleven new sections to the North Dakota Century Code, relating to the regulation of boarding home care for special education students; and providing a penalty.

Introduction, first reading, 112
 Referred to Committee on Social Welfare & Veteran's Affairs
 Reported back, do pass, 221
 Re-referred to Committee on Appropriations, 222 — no recommendation
 Engrossed, 1769
 Second reading, 601, 1769
 Passed, 601, 1769
 To House, 688
 House amendments, 1655
 Returned to Senate, amended, 1655
 Enrolled, 1820
 Signed by President, 1851
 Sent to House, 1851
 Received from House, 1856
 Message to Governor, 1856
 Approved by Governor, 1991

Senate Bill No. 2253 — (Committee on Social Welfare & Veteran's Affairs)

Senate Bill No. 2253. — A Bill for an Act to create and enact five new sections to chapter 14-09 of the North Dakota Century Code, relating to wage assignment and orders for withholding and transmitting earnings for child support enforcement purposes; procedures for dissolving, revoking or modifying such assignments or orders; duties and liabilities of employers under such assignments and orders; and the creation of a lien on property to aid in the enforcement of child support obligations.

Introduction, first reading, 112
 Referred to Committee on Social Welfare & Veteran's Affairs
 Reported back, amended, 233
 Amendments adopted, 256
 Engrossed, 271
 Re-engrossed, 1770
 Second reading, 294, 1770
 Passed, 295, 1770
 To House, 327
 House amendments, 1734
 Returned to Senate, amended, 1734
 Senate concurs, 1770
 Enrolled, 1820
 Signed by President, 1851
 Sent to House, 1851
 Received from House, 1856

Message to Governor, 1856
 Approved by Governor, 1991

Senate Bill No. 2254 — (Committee on Natural Resources)

Senate Bill No. 2254. — A Bill for an Act to create and enact Chapter 61-02.1 of the North Dakota Century Code, relating to the establishment of a special fund for water use fees.

Introduction, first reading, 112
 Referred to Committee on Natural Resources
 Reported back, amended, 459
 Amendments adopted, 483
 Engrossed, 506
 Re-engrossed, 1634
 Second reading, 521, 1635
 Passed, 521, 1635
 Clicher motion, 1635
 To House, 582
 House amendments, 1554
 Returned to Senate, amended, 1551
 Senate concurs, 1634
 Enrolled 1760
 Signed by President, 1760
 Sent to House, 1761
 Received from House, 1775
 Message to Governor, 1776
 Approved by Governor, 1960

Senate Bill No. 2255 — (Committee on Political Subdivisions)

Senate Bill No. 2255. — A Bill for an Act to amend and reenact section 58-03-11 of the North Dakota Century Code, relating to the zoning regulations and restrictions of organized townships.

Introduction, first reading, 112
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 222
 Second reading, 241
 Passed, 242
 To House, 297
 Returned to Senate, 1064
 Enrolled, 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2256 — (Committee on Finance & Taxation)

Senate Bill No. 2256. — A Bill for an Act to amend and reenact section 57-01-02.1 of the North Dakota Century Code, relating to sales and use tax collection agreements with home rule cities.

Introduction, first reading, 112
 Referred to Committee on Finance & Taxation
 Reported back, amended, 305, 587
 Re-referred to Committee on Appropriations, 327
 Amendments adopted, 327, 615
 Engrossed, 340
 Re-engrossed, 645, 1315
 Second reading, 682, 1315
 Passed, 682, 1315
 To House, 789
 House amendments, 1276
 Returned to Senate, amended, 1275
 Senate concurs, 1315
 Enrolled 1385
 Signed by President, 1385
 Sent to House, 1386
 Received from House, 1386
 Message to Governor, 1387
 Approved by Governor, 1462

Senate Bill No. 2257 — (Committee on Finance & Taxation)

Senate Bill No. 2257. — A Bill for an Act to create and enact a new section to chapter 57-40.2 of the North Dakota Century Code, relating to the use taxes upon contractors and subcontractors; and providing an effective date.

Introduction, first reading, 112
 Referred to Committee on Finance & Taxation
 Reported back, amended, 706
 Indefinitely postponed, 706
 Amendments adopted, 775
 Engrossed, 792
 Second reading, 832
 Lost, 832

Senate Bill No. 2258 — (Committee on Finance & Taxation)

Senate Bill No. 2258. — A Bill for an Act to create and enact a new section to chapter 57-58 of the North Dakota Century Code, relating to personal property replacement money; to amend and reenact subsection 2 of section 57-02-08.1, sections 57-05-01, 57-13-03, 57-34-02 and 57-34-03 of the North Dakota Century Code, relating to a minimum amount of refund for senior citizens, the assessment date of railroad property, the annual meeting place of the state board of equalization, reports of telephone companies, and the computation of telephone company tax by the tax commissioner.

Introduction, first reading, 113
 Referred to Committee on Finance & Taxation
 Reported back, do pass, 253
 Second reading, 295
 Passed, 295
 To House, 327
 Returned to Senate, 1096

Enrolled, 1169
 Signed by President, 1169
 Sent to House, 1170
 Received from House, 1202
 Message to Governor, 1205
 Approved by Governor, 1272

Senate Bill No. 2259 — (Committee on Finance & Taxation)

Senate Bill No. 2259. — A Bill for an Act to create and enact a new subsection to section 25-09-05, a new section to chapter 57-35, a new section to chapter 57-35.1, and a new section to chapter 57-35.2 of the North Dakota Century Code, relating to confidentiality of tax information; and to amend and reenact subsection 4 of section 50-09-08, subsection 2 of section 57-37.1-22, and subsection 3 of section 57-38-57 of the North Dakota Century Code, relating to confidentiality of tax information.

Introduction, first reading, 113
 Referred to Committee on Finance & Taxation
 Reported back, do pass, 254
 Second reading, 295
 Passed, 296
 To House, 327
 Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2260 — (Committee on Finance & Taxation)

Senate Bill No. 2260. — A Bill for an Act to amend and reenact subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the deduction of taxes paid to foreign countries; and providing for an effective date.

Introduction, first reading, 113
 Referred to Committee on Finance & Taxation
 Reported back, do pass, 254
 Engrossed, 1174
 Second reading, 296, 1174
 Passed, 296, 1175
 To House, 327
 House amendments, 1162
 Returned to Senate, 1161
 Senate concurs, 1174
 Enrolled 1243
 Signed by President, 1268
 Sent to House, 1268
 Received from House, 1272
 Message to Governor, 1273
 Approved by Governor, 1381

Senate Bill No. 2261 — (Committee on Natural Resources)

Senate Bill No. 2261. — A Bill for an Act to create and enact three new sections to Chapter 61-04 of the North Dakota Century Code, relating to “best management practices”, for farming land to be irrigated by water.

Introduction, first reading, 113
Referred to Committee on Natural Resources
Reported back, indefinitely postponed, 435
Second reading, 471
Lost, 471

Senate Bill No. 2262 — (Committee on Finance & Taxation)

Senate Bill No. 2262. — A Bill for an Act to create and enact a new section to chapter 57-01 of the North Dakota Century Code, relating to the application of refunds and credits; and providing an effective date.

Introduction, first reading, 113
Referred to Committee on Finance & Taxation
Reported back, amended, 254
Amendments adopted, 282
Engrossed, 300
Second reading, 317
Passed, 317
To House, 359
Returned to Senate, 1096
Enrolled 1169
Signed by President, 1169
Sent to House, 1170
Received from House, 1202
Message to Governor, 1205
Approved by Governor, 1272

Senate Bill No. 2263 — (Committee on Social Welfare & Veteran's Affairs)

Senate Bill No. 2263. — A Bill for an Act to create and enact a new subdivision to subsection 1 of section 14-15-09 of the North Dakota Century Code, relating to the social service board or a county social service board being named as a respondent in an adoption proceeding; and to amend and reenact subsections 2, 5, and 6 of section 14-15-11 and subsection 3 of section 14-15-13 of the North Dakota Century Code, relating to investigations for adoptions, and disposition of adoption petition.

Introduction, first reading, 113
Referred to Committee on Social Welfare & Veteran's Affairs
Reported back, amended, 234
Floor amendments, 256
Amendments adopted, 256
Engrossed, 271, 1816
Re-engrossed, 2112

Second reading, 296, 1816
 Passed, 296, 1816
 To House, 327
 House amendments, 1266
 Returned to Senate, amended, 1265
 Conference Committee, 1433
 Conference Committee Report, 1785
 Senate adopts, 1816
 House adopts, 1896
 Senate does not concur, 1433
 Enrolled 1972
 Signed by President, 1973
 Sent to House, 1973
 Received from House, 1973
 Message to Governor, 1981
 Approved by Governor, 1991

Senate Bill No. 2264 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2264. — A Bill for an Act to amend and reenact section 6-03-60 of the North Dakota Century Code, relating to restrictions and conditions on loans to and purchases from directors, officers, and employees of state banking associations and officers and employees of banking department.

Introduction, first reading, 114
 Referred to Committee on Industry, Business, & Labor
 Reported back, amended, 624
 Amendments adopted, 646
 Engrossed, 692
 Second reading, 748
 Passed, 749
 To House, 823
 Returned to Senate, 1265
 Enrolled, 1308
 Signed by President, 1310
 Sent to House, 1311
 Received from House, 1313
 Message to Governor, 1313
 Approved by Governor, 1384

Senate Bill No. 2265 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2265. — A Bill for an Act to amend and reenact subsections 2 and 3 of section 52-04-03 of the North Dakota Century Code, relating to wages subject to unemployment compensation contributions; to amend and reenact section 52-04-05 of the North Dakota Century Code, relating to standard rate of unemployment compensation contributions; to amend and reenact section 52-04-06 of the North Dakota Century Code, relating to variations in standard rate of unemployment compensation contributions; to provide an effective date; and declaring an emergency.

Introduction, first reading, 114
 Referred to Committee on Industry, Business, & Labor

Reported back, amended, 664
Amendments adopted, 693
Engrossed, 762
Second reading, 788
Passed, 788
To House, 855
Returned to Senate, 1309
Enrolled, 1385
Signed by President, 1385
Sent to House, 1386
Received from House, 1386
Message to Governor, 1387
Approved by Governor, 1462

Senate Bill No. 2266 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2266. — A Bill for an Act to create and enact a new chapter to title 51 of the North Dakota Century Code, relating to illegal restraints of trade and monopolies, and penalties and remedies for violations of this chapter; and to repeal chapter 51-08 of the North Dakota Century Code, relating to pools and trusts.

Introduction, first reading, 114
Referred to Committee on Industry, Business, & Labor
Reported back, amended, 460
Amendments adopted, 483
Engrossed, 506
Second reading, 521
Lost, 521

Senate Bill No. 2267 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2267. — A Bill for an Act to create and enact a new section to chapter 51-04 of the North Dakota Century Code, relating to optional licensing of transient merchants by the attorney general; and to amend and reenact subsection 1 of section 51-04-01 of the North Dakota Century Code, relating to the definition of transient merchants; to amend and reenact section 51-04-02 of the North Dakota Century Code, relating to the application for a transient merchants license; to amend and reenact section 51-04-03 of the North Dakota Century Code, relating to license fees and issuance of a bond; to amend and reenact section 51-04-05 of the North Dakota Century Code, relating to the failure of a transient merchant's affidavit for certain sales; to amend and reenact section 51-04-07 of the North Dakota Century Code, relating to service of process; and to amend and reenact section 51-04-08 of the North Dakota Century Code, relating to certain excepted sales from the transient merchants law.

Introduction, first reading, 114
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 460
Engrossed, 1473
Second reading, 496, 1473
Passed, 497, 1473

Clincher motion, 1473
To House, 554
House amendments, 1420
Returned to Senate, amended, 1416
Senate concurs, 1473
Enrolled 1512
Signed by President, 1513
Sent to House, 1514
Received from House, 1515
Message to Governor, 1549
Approved by Governor, 1706

Senate Bill No. 2268 — (Committee on Transportation)

Senate Bill No. 2268. — A Bill for an Act to create and enact a new section to chapter 24-12 and to amend and reenact sections 24-03-09 and 24-12-04 of the North Dakota Century Code, relating to the payments of rewards in matters concerning highway vandalism and to provide for signing of highway construction projects.

Introduction, first reading, 114
Referred to Committee on Transportation
Reported back, do pass, 234
Floor amendments, 268, 282
Reconsidered, 282
Amendments adopted, 282
Engrossed, 300
Second reading, 268, 282
Passed, 269, 283
To House, 327
Returned to Senate, 1238
Enrolled 1274
Signed by President, 1275
Sent to House, 1275
Received from House, 1304
Message to Governor, 1305
Approved by Governor, 1381

Senate Bill No. 2269 — (Committee on Education)

Senate Bill No. 2269. — A Bill for an Act to create and enact a new section to chapter 15-21 of the North Dakota Century Code, relating to accreditation standards; and to amend and reenact subsection 1 of section 15-34.1-03, and sections 15-38-07, 15-41-24 and 15-41-25 of the North Dakota Century Code, relating to the requirements for the minimum curriculum of all schools and the approval of private schools.

Introduction, first reading, 115
Referred to Committee on Education
Reported back, do pass, 278
Engrossed, 1721
Second reading, 318. 1821
Passed, 318, 1721

Clincher motion, 1721
 To House, 359
 House amendments, 1554
 Returned to Senate, amended, 1551
 Senate concurs, 1721
 Enrolled 1820
 Signed by President, 1851
 Sent to House, 1851
 Received from House, 1856
 Message to Governor, 1856
 Approved by Governor, 1991

Senate Bill No. 2270 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2270. — A Bill for an Act to amend and reenact section 26-01-04 and 26-17.1-33 of the North Dakota Century Code, relating to the fees chargeable by the commissioner of insurance and refund of the agents examination appointment fee.

Introduction, first reading, 115
 Referred to Committee on Industry, Business, & Labor
 Reported back, indefinitely postponed, 391
 Second reading, 425
 Lost, 425

Senate Bill No. 2271 — (Committee on Industry, Business, & Labor)

Senate Bill No. 2271. — A Bill for an Act to require inclusion of occupational therapy service under group accident and health policies, hospital service contracts and medical service contracts.

Introduction, first reading, 115
 Referred to Committee on Industry, Business, & Labor
 Reported back, indefinitely postponed, 391
 Second reading, 425
 Lost, 425

Senate Bill No. 2272 — (Committee on Transportation)

Senate Bill No. 2272. — A Bill for an Act to create and enact three new sections to chapter 39-21 of the North Dakota Century Code, relating to additional lighting equipment on vehicles, vehicular hazard warning signals, and the duration of the department's approval of equipment; to create and enact two new sections to chapter 39-27 of the North Dakota Century Code, relating to lights and brakes on motor-driven cycles; to amend and reenact sections 39-21-01, 39-21-03, subsection 2 of section 39-21-04, sections 39-21-05, 39-21-06, subsection 1 of section 39-21-10, subsection 1 of section 39-21-11, sections 39-21-13, 39-21-14, 39-21-15, 39-21-16, subsections 1 and 4 of section 39-21-17, sections 39-21-19, 39-21-20, subsection 2 of section 39-21-21, subsection 1 of section 39-21-25, sections 39-21-29, 39-21-30, 39-21-31, 39-21-35, 39-21-36, 39-21-39, 39-21-41, 39-21-41.1, 39-21-42, 39-21-43, 39-21-44, 39-21-45, 39-21-46, and 39-21-50 of the North Dakota Century Code, relating to when lamps are required, head lamps on motor vehicles, location of tail lamps,

reflectors on new motor vehicles, stop lamps and turn signals on new motor vehicles, location of reflectors, visibility of reflectors, lamp on projecting loads, lamps on parked vehicles, lamps and reflectors on farm equipment, lamps on vehicles not covered by other sections, spot lamps, auxiliary driving lamps, signal lamps and devices, multiple beam road lighting equipment, use of multiple beam road lighting equipment, the required number of head lamps; selling or using lamps and related equipment, department approval of equipment, revocation of approval of equipment, hydraulic brake fluid specifications, horns and warning devices, windshields on vehicles, safety glazing material, safety belt requirements, when vehicles must carry flares, display of warning devices, vehicles transporting explosives, air conditioning equipment, scope and effect of regulations, and the slow-moving vehicle emblem; and to repeal sections 39-21-23 and 39-21-34 of the North Dakota Century Code, relating to headlights and brakes on motor-driven cycles.

Introduction, first reading, 115
 Referred to Committee on Transportation
 Reported back, amended, 350
 Amendments adopted, 365
 Engrossed, 388
 Re-engrossed, 1433
 Second reading, 403, 1433
 Passed, 404, 1444
 To House, 450
 House amendments, 1421
 Returned to Senate, amended, 1416
 Senate concurs, 1433
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1515
 Message to Governor, 1549
 Approved by Governor, 1706

Senate Bill No. 2273 — (Miller)

Senate Bill No. 2273. — A Bill for an Act to amend and reenact section 54-52-17 of the North Dakota Century Code, relating to normal and postponed retirement under the public employees retirement system.

Introduction, first reading, 115
 Referred to Committee on State & Federal Government
 Reported back, do pass, 488
 Indefinitely postponed, 306
 Re-referred to Committee on State & Federal Government, 330
 Second reading, 521
 Passed, 522
 To House, 582
 Returned to Senate, 1415
 Enrolled, 1462
 Signed by President, 1462
 Sent to House, 1463

Received from House, 1515
Message to Governor, 1515
Approved by Governor, 1551

Senate Bill No. 2274 — (Strندن)

Senate Bill No. 2274. — A Bill for an Act to provide for an appropriation for the construction of a computer center addition to the engineering complex at North Dakota state university of agriculture and applied science.

Introduction, first reading, 127
Referred to Committee on Appropriations
Withdrawn, 379

Senate Bill No. 2275 — (Iszler, Reiten, Strand)

Senate Bill No. 2275. — A Bill for an Act to amend and reenact subsection 7 of section 20.1-03-12 of the North Dakota Century Code, relating to the age for lower-priced resident fishing licenses.

Introduction, first reading, 127
Referred to Committee on Natural Resources
Withdrawn, 379

Senate Bill No. 2276 — (Nothing)

Senate Bill No. 2276. — A Bill for an Act to create and enact a new section to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program to provide qualifications for the director of the coal development impact office and to require confirmation by the senate; to amend and reenact section 14 of chapter 560 of the 1977 Session Laws of North Dakota, relating to the coal development impact office and providing for qualifications for the director and confirmation by the senate; setting forth grant guidelines; and declaring an emergency.

Introduction, first reading, 127
Referred to Committee on State and Federal Government
Reported back, 531
Floor amendments, 575
Amendments adopted, 575
Engrossed, 575
Second reading, 575
Passed, 576
Emergency carried, 576
To House, 642
Returned to Senate, indefinitely postponed, 1955

Senate Bill No. 2277 — (Goodman)

Senate Bill No. 2277. — A Bill for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries; and declaring an emergency.

Introduction, first reading, 127
 Referred to Committee on Finance and Taxation
 Withdrawn, 419

Senate Bill No. 2278 — (Lips, Tennesos, Reiten, Rep. Olson)

Senate Bill No. 2278. — A Bill for an Act to provide for notification by the employment security bureau to base-period employers of actual or estimated charges against the base-period employers' accounts.

Introduction, first reading, 127
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 664
 Amendments adopted, 693
 Engrossed, 762
 Second reading, 788
 Passed, 789
 To House, 855
 Returned to Senate, 1309
 Enrolled 1385
 Signed by President, 1385
 Sent to House, 1386
 Received from House, 1387
 Message to Governor 1387
 Approved by Governor, 1462

Senate Bill No. 2279 — (Lips, Tennesos, Reiten, Rep. Olson)

Senate Bill No. 2279. — A Bill for an Act to amend and reenact subsection 1 of section 52-06-02 of the North Dakota Century Code, relating to disqualification for unemployment compensation benefits.

Introduction, first reading, 127
 Referred to Committee on Industry, Business and Labor
 Withdrawn, 647

Senate Bill No. 2280 — (Vosper, Iszler, Nelson, Representative Berg, Dotzenrod, R. Jacobson)

Senate Bill No. 2280. — A Bill for an Act to create and enact five new sections to chapter 10-06 of the North Dakota Century Code, authorizing small family-type corporations to engage in farming and ranching operations within specified limitations, providing for a definition of farming, requiring reports, and providing for enforcement; to amend and reenact section 10-06-01 of the North Dakota Century Code, prohibiting farming by corporations; to repeal sections 10-06-02, 10-06-03, 10-06-05, and 10-06-06 of the North Dakota Century Code, relating to disposal of lands acquired prior to July 29, 1932, disposal of lands acquired subsequent to July 29, 1932, title to farm lands acquired by corporation since July 29, 1932, and the sale of the lands of noncomplying corporations; and providing a penalty.

Introduction, first reading, 138
 Referred to Committee on Agriculture
 Reported back, amended, 664

Lost, 693
 Amendments adopted, 693
 Engrossed, 762
 Second reading, 812
 Passed, 812
 Reprinted, 812
 Lost, 1937
 Veto sustained, 1937
 To House, 893
 Returned to Senate, 1762
 Enrolled 1801
 Signed by President, 1810
 Sent to House, 1810
 Received from House, 1814
 Message to Governor, 1818
 Vetoed by Governor, 1934
 To Secretary of State veto sustained, 1982

Senate Bill No. 2281 — (Committee on Appropriations)

Senate Bill No. 2281. — A Bill for an Act to amend and reenact section 16-17-18.1 of the North Dakota Century Code, relating to political party delegates to national conventions and their expenses.

Introduction, first reading, 138
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 306
 Second reading, 336
 Lost, 336

Senate Bill No. 2282 — (Orange, Barth)

Senate Bill No. 2282. — A Bill for an Act to create and enact a new subsection to each of sections 57-39.2-04 and 57-40.2-04 of the North Dakota Century Code, to provide retail sales tax and use tax exemptions for clothing and wearing apparel, including fabrics and other items to be incorporated directly therein.

Introduction, first reading, 138
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 372
 Second reading, 404
 Lost, 405

Senate Bill No. 2283 — (Nothing)

Senate Bill No. 2283. — A Bill for an Act to create and enact section 27-20-51.1 of the North Dakota Century Code, relating to the release of the name and age of a child involved in a juvenile court proceeding and the nature of the allegations against him under certain conditions; and to amend and reenact sections 27-20-51 of the North Dakota Century Code, relating to the inspection of a juvenile's court files and records under the Uniform Juvenile Court Act.

Introduction, first reading, 138

Referred to Committee on Judiciary
 Reported back, amended, 707
 Amendments adopted, 775
 Engrossed, 792
 Reprinted, 833
 Second reading, 832
 Passed, 833
 To House, 925
 Returned to Senate, indefinitely postponed, 1310

Senate Bill No. 2284 — (Tallackson, Representative Kingsbury, Gorder)

Senate Bill No. 2284. — A Bill for an Act to provide an appropriation to the Grafton state school to indemnify Mrs. Ray Holt, Mrs. Myrtle McDonald, Mr. Tim Holt, Nygard's Auto, Inc., and Wally's Fairway Foods, all of Grafton, North Dakota, for property and other losses suffered due to the acts of residents of Grafton state school.

Introduction, first reading, 138
 Referred to Committee on State and Federal Government
 Reported back, amended, 255
 Amendments adopted, 282
 Engrossed, 300
 Re-engrossed, 1635
 Second reading, 318, 1635
 Passed, 318, 1635
 Clincher motion, 1635
 To House, 359
 House amendments, 1554
 Returned to Senate, amended, 1551
 Senate concurs, 1635
 Enrolled 1760
 Signed by President, 1760
 Sent to House, 1761
 Received from House, 1775
 Message to Governor, 1776
 Approved by Governor, 1960

Senate Bill No. 2285 — (Peterson, Strand, Smykowski, Representative Berger, Knutson)

Senate Bill No. 2285. — A Bill for an Act to amend and reenact section 15-39.1-09, section 15-39.1-10, and section 15-39.1-11 of the North Dakota Century Code, relating to assessments for teachers, age for eligibility for benefits, calculation of benefits, and to vested rights in retirement benefits in the teachers' fund for retirement.

Introduction, first reading, 138
 Referred to Committee on Education
 Reported back, do pass, 372
 Engrossed, 1526
 Second reading, 405, 1526
 Clincher motion, 1526
 Passed, 405, 1526

To House, 450
 House amendments, 1508
 Returned to Senate, amended, 1507
 Senate concurs, 1526
 Enrolled 1550
 Signed by President, 1598
 Sent to House, 1598
 Received from House, 1599
 Message to Governor, 1611
 Approved by Governor, 1650

Senate Bill No. 2286 — (Holmberg)

Senate Bill No. 2286. — A Bill for an Act to amend and reenact section 11-15-07 of the North Dakota Century Code, relating to the fees charged and collected by the sheriff on behalf of the county.

Introduction, first reading, 138
 Referred to Committee on Judiciary
 Reported back, amended, 624, 708
 Re-referred to Committee on Judiciary, 646
 Amendments adopted, 775
 Engrossed, 792
 Re-engrossed, 1798
 Reprinted, 833
 Second reading, 833
 Passed, 1799
 To House, 925
 House amendments, 1457
 Returned to Senate, 1457, 1905 amended, 1457
 Conference Committee, 1474
 Conference Committee Report, 1755
 Senate adopts, 1798
 House adopts, 1905
 Senate does not concur, 1474
 Enrolled 1977
 Signed by President, 1977
 Sent to House, 1978
 Received from House, 1978
 Message to Governor, 1982
 Approved by Governor, 1991

Senate Bill No. 2287 — (Thane)

Senate Bill No. 2287. — A Bill for an Act to amend and reenact section 49-18-02 of the North Dakota Century Code, relating to excepting motor carriers transporting nonliquid fertilizers from regulation by the public service commission.

Introduction, first reading, 139
 Referred to Committee on Transportation
 Reported back, do pass, 323
 Amendments adopted, 1674
 Engrossed, 1675

Second reading, 357
 Passed, 358
 To House, 408
 Returned to Senate, 935
 Senate requests return, 900
 Withdrawn, 935
 Reconsidered, 935

Senate Bill No. 2288 — (Thane)

Senate Bill No. 2288. — A Bill for an Act to amend and reenact section 20.1-01-08 and subsection 3 of section 20.1-05-04 of the North Dakota Century Code, relating to hunting with the aid of an artificial light; and to repeal section 20.1-01-09 of the North Dakota Century Code, relating to the types of guns permitted in the hunting of raccoons with the aid of an artificial light.

Introduction, first reading, 139
 Referred to Committee on Natural Resources
 Withdrawn

Senate Bill No. 2289 — (Nothing)

Senate Bill No. 2289. — A Bill for an Act to amend and reenact section 15-45-01 of the North Dakota Century Code, to allow the electors of a school district to petition the school board to place the question of establishing a kindergarten on the ballot at the next annual or special school election.

Introduction, first reading, 139
 Referred to Committee on Education
 Reported back, amended, 531
 Amendments adopted, 558
 Engrossed, 586
 Reprinted, 601
 Second reading, 601
 Passed, 601
 To House, 688
 Returned to Senate, indefinitely postponed, 1506

Senate Bill No. 2290 — (Lashkowitz, Iszler)

Senate Bill No. 2290. — A Bill for an Act to amend and reenact section 36-21.1-09 of the North Dakota Century Code, relating to restrictions on giving away animals.

Introduction, first reading, 139
 Referred to Committee on Agriculture
 Reported back, amended, 235
 Amendments adopted, 256
 Engrossed, 271
 Second reading, 296
 Passed, 297
 To House, 327

Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2291 — (Lashkowitz, Holmberg)

Senate Bill No. 2291. — A Bill for an Act to provide for supplementary benefits to persons receiving workmen's compensation benefits under previous benefit allowances; and to provide an appropriation.

Introduction, first reading, 139
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 488
 Second reading, 522
 Lost, 522

Senate Bill No. 2292 — (Jones)

Senate Bill No. 2292. — A Bill for an Act to create and enact chapter 32-09.1 of the North Dakota Century Code, relating to proceeding by garnishment in state courts; to amend and reenact sections 33-05-06, 33-05-08, 33-05-09, 33-05-11, 33-05-13, 33-05-14, 33-05-15, and 33-05-16 of the North Dakota Century Code, relating to garnishment actions in county justice court; and to repeal chapter 32-09 of the North Dakota Century Code, relating to proceeding by garnishment in state courts.

Introduction, first reading, 139
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 709
 Second reading, 812
 Lost, 813

Senate Bill No. 2293 — (Barth, Albers, Representative Nicholas)

Senate Bill No. 2293. — A Bill for an Act to provide for enactment of an interstate compact to provide for a commission to conduct comprehensive and continuing studies and investigations of agricultural grain marketing practices, procedures, and controls and their relationship to and effect upon the citizens and economies of the member states; to provide for filing of bylaws; and to provide an appropriation.

Introduction, first reading, 139
 Referred to Committee on Agriculture
 Reported back, Indefinitely postponed, 461
 Second reading, 497
 Lost, 497

Senate Bill No. 2294 — (Lee)

Senate Bill No. 2294. — A Bill for an Act to amend and reenact subsection 1 of section 19-02.1-15 of the North Dakota Century Code, relating to drugs limited to dispensing on prescription.

Introduction, first reading, 139
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, do pass, 351
Second reading, 380
Passed, 380
To House, 429
Returned to Senate, 1238
Enrolled 1274
Signed by President, 1275
Sent to House, 1275
Received from House, 1304
Message to Governor, 1305
Approved by Governor, 1381

Senate Bill No. 2295 — (Lodoen)

Senate Bill No. 2295. — A Bill for an Act to amend and reenact subsection 5 of section 43-35-02, and sections 43-35-07 and 43-35-17 of the North Dakota Century Code, relating to certificates issued by the state board of water well contractors.

Introduction, first reading, 140
Referred to Committee on State and Federal Government
Reported back, amended, 306
Floor amendments, 358
Amendments adopted, 328, 358
Engrossed, 340, 364
Re-engrossed, 358
Second reading, 358
Passed, 358
To House, 408
Returned to Senate, 1310
Enrolled 1385
Signed by President, 1385
Sent to House, 1386
Received from House, 1386
Message to Governor, 1387
Approved by Governor, 1462

Senate Bill No. 2296 — (Lodoen)

Senate Bill No. 2296. — A Bill for an Act to create and enact three new sections to chapter 43-35 of the North Dakota Century Code, and to amend and reenact Sections 43-35-02, 43-35-11, 43-35-12, 43-35-13, 43-35-14, 43-35-19, 43-35-20 and 43-35-22, relating to licensing of water well contractors.

Introduction, first reading, 140
Referred to Committee on State and Federal Government

Reported back, do pass, 278
 Second reading, 318, 330
 Reconsidered, 330
 Passed, 319
 Lost, 330

Senate Bill No. 2297 — (Lips, Solberg)

Senate Bill No. 2297. — A Bill for an Act to provide for a mill levy or service charge by cities or park districts for the operation and maintenance of forestry activities.

Introduction, first reading, 140
 Referred to Committee on State and Federal Government
 Reported back, amended, 255
 Amendments adopted, 282
 Engrossed, 300
 Re-engrossed, 1868
 Second reading, 328, 1868
 Passed, 328, 1868
 To House, 385
 House amendments, 1346
 Returned to Senate, 1344, 1898 amended, 1344
 Conference Committee, 1395
 Conference Committee Report, 1842
 Senate adopts, 1867
 House adopts, 1898
 Senate does not concur, 1394
 Enrolled 1972
 Signed by President, 1973
 Sent to House, 1973
 Received from House, 1973
 Message to Governor, 1981
 Approved by Governor, 1991

Senate Bill No. 2298 — (Barth, Schirado)

Senate Bill No. 2298. — A Bill for an Act making an appropriation to the North Dakota state industrial school for construction of a vocational education and maintenance shop complex.

Introduction, first reading, 140
 Referred to Committee on Appropriations
 Reported back, do pass, indefinitely postponed, 278
 Second reading, 328
 Lost, 328

Senate Bill No. 2299 — (Erdman, Nelson, Redlin, Representative Olson, Peterson, Peltier)

Senate Bill No. 2299. — A Bill for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, providing a property tax exemption for certain associations and corporations furnishing potable water.

Introduction, first reading, 140
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 372
 Second reading, 405
 Passed, 406
 To House, 450
 Returned to Senate, 1310
 Enrolled 1385
 Signed by President, 1385
 Sent to House, 1386
 Received from House, 1387
 Message to Governor, 1387
 Approved by Governor, 1462

Senate Bill No. 2300 — (Lips)

Senate Bill No. 2300. — A Bill for an Act to amend an reenact section 35-27-02 of the North Dakota Century Code, relating to the claiming of a mechanic's lien by a contractor who contracts with an agent of the owner of real estate.

Introduction, first reading, 140
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 668
 Second reading, 749
 Passed, 749
 To House, 823
 Returned to Senate, 1457
 Enrolled 1462
 Signed by President, 1462
 Sent to House, 1463
 Received from House, 1515
 Message to Governor, 1515
 Approved by Governor, 1551

Senate Bill No. 2301 — (Nothing)

Senate Bill No. 2301. — A Bill for an Act relating to cutting, rerouting, or diverting telephone lines to prevent telephone communications by a person holding hostages with persons other than law enforcement officers; and to provide for telephone company security employee assistance to law enforcement officers and a defense to legal actions for providing such assistance.

Introduction, first reading, 153
 Referred to Committee on Judiciary
 Reported back, do pass, 391
 Second reading, 425
 Passed, 426
 To House, 478
 Returned to Senate, indefinitely postponed, 1310

Senate Bill No. 2302 — (Lahkowitz)

Senate Bill No. 2302. — A Bill for an Act to prohibit duplication of

keys marked with "Do Not Duplicate", "Do Not Copy", or words of similar intent; and providing a penalty.

Introduction, first reading, 153
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 668
 Amendments adopted, 694
 Engrossed, 762
 Second reading, 813
 Passed, 813
 To House, 893
 Returned to Senate, 1343
 Enrolled 1424
 Signed by President, 1424
 Sent to House, 1424
 Received from House, 1424
 Message to Governor, 1459
 Approved by Governor, 1518

Senate Bill No. 2303 — (Jones, Farrington)

Senate Bill No. 2303. — A Bill for an Act to provide for the involuntary dissolution of the North Dakota rural rehabilitation corporation; to create and enact two new sections to chapter 54-17 of the North Dakota Century Code, relating to the transfer of the corporation's assets to the industrial commission for use in making loans to beginning farmers; to amend and reenact section 6-09-33 of the North Dakota Century Code, relating to the administration of the assets of the North Dakota rural rehabilitation corporation by the Bank of North Dakota; and to repeal sections 10-12-03 and 10-12-04 and subsection 18 of section 57-02-08 of the North Dakota Century Code, relating to taxation of property of the rural rehabilitation corporation, receipt of assets of the corporation by the industrial commission upon dissolution of the corporation, and exemption from taxation of the personal property belonging to the rural rehabilitation corporation.

Introduction, first reading, 153
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 488, 710
 Re-referred to Committee on Industry, Business and Labor, 513
 Second reading, 814
 Lost, 815

Senate Bill No. 2304 — (Fritzell)

Senate Bill No. 2304. — A Bill for an Act to amend and reenact section 30.1-14-01.1 of the North Dakota Century Code, relating to forms to be provided by a county court and county courts with increased jurisdiction to an applicant for informal probate or informal appointment proceedings under the Uniform Probate Code.

Introduction, first reading, 154
 Referred to Committee on Judiciary
 Reported back do pass, 391
 Engrossed, 1315

Second reading, 426, 1315
 Passed, 426, 1316
 To House, 478
 House amendments, 1276
 Returned to Senate, amended, 1275
 Senate concurs, 1315
 Enrolled 1385
 Signed by President, 1385
 Sent to House, 1386
 Received from House, 1387
 Message to Governor, 1387
 Approved by Governor, 1462

Senate Bill No. 2305 — (Nething, Hoffner, Wright, Representative Backes, Strinden, Leibhan)

Senate Bill No. 2305. — A Bill for an Act to direct the adjutant general to compile and publish a record of men and women in military service during the Vietnam conflict; and to provide an appropriation.

Introduction, first reading, 154
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, do pass, 509
 Second reading, 550
 Passed, 550
 To House, 611
 Returned to Senate, 1506
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1515
 Message to Governor, 1549
 Approved by Governor, 1706

Senate Bill No. 2306 — (Vosper, Erdman)

Senate Bill No. 2306. — A Bill for an Act to provide for the inspection and grading of agricultural commodities by the North Dakota seed commission; to repeal section 4-25-05 of the North Dakota Century Code, relating to seed sales regulation by the North Dakota seed commission; and providing an appropriation.

Introduction, first reading, 154
 Referred to Committee on Agriculture
 Reported back, do pass, 324 amended, 532
 Re-referred to Committee on Appropriations, 324
 Amendments adopted, 558
 Engrossed, 586
 Second reading, 601
 Passed, 602
 To House, 688
 Returned to Senate, 1540
 Enrolled 1550
 Signed by President, 1598
 Sent to House, 1598

Received from House, 1599
 Message to Governor, 1611
 Approved by Governor, 1650

Senate Bill No. 2307 — Tennesfos, Erdman, Reiten, Representative Kloubee)

Senate Bill No. 2307. — A Bill for an Act to provide for the optional assessment of private recreational, open space, and park lands, and to provide for the payment of higher taxes on such lands if there is a change in ownership or use after taxes have been paid.

Introduction, first reading, 154
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 532
 Second reading, 577
 Lost, 577

Senate Bill No. 2308 — (Jones)

Senate Bill No. 2308. — A Bill for an Act to create and enact a new section to chapter 28-21 of the North Dakota Century Code, relating to levy on third party for small judgment debts.

Introduction, first reading, 154
 Referred to Committee on Judiciary
 Withdrawn, 476

Senate Bill No. 2309 — (Tennesfos, Farrington)

Senate Bill No. 2309. — A Bill for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code, relating to a credit for contributions to nonprofit private institutions of secondary and postsecondary education; and providing an effective date.

Introduction, first reading, 154
 Referred to Committee on Finance & Taxation
 Reported back, amended, 710
 Amendments adopted, 775
 Engrossed, 792
 Re-engrossed, 1816
 Second reading, 883, 1816
 Passed, 834, 1817
 To House, 925
 House amendments, 1555
 Returned to Senate, amended, 1551
 Conference Committee, 1636
 Conference Committee Report, 1786
 Senate adopts, 1816
 House adopts, 1896
 Senate does not concur, 1635
 Enrolled 1977
 Signed by President, 1977
 Sent to House, 1978
 Received from House, 1978
 Message to Governor, 1982
 Approved by Governor, 1991

Senate Bill No. 2310 — (Krauter, Olin, Representative Meyer, Thompson)

Senate Bill No. 2310. — A Bill for an Act to create the west river water supply district in order to coordinate and facilitate the development and implementation of a plan for the supplementation of the water resources of Dickinson and other North Dakota counties and governmental entities with water from the Missouri River; and providing and appropriation.

Introduction, first reading, 154
 Referred to Committee on Appropriations
 Reported back, amended, 324, 710, 846
 Re-referred to Committee on Finance & Taxation, 340
 Appropriations, 775
 Amendments adopted, 340, 775, 858
 Engrossed, 364
 Re-engrossed, 792, 1868
 Reprinted, 899
 Second reading, 899, 1868
 Passed, 899, 1868
 To House, 949
 House amendments, 1735
 Returned to Senate, 1734, 1898 amended, 1734
 Conference Committee, 1750
 Conference Committee Report, 1843
 Senate adopts, 1868
 House adopts, 1898
 Senate does not concur, 1750
 Enrolled, 1979
 Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2311 — (Nothing, Melland)

Senate Bill No. 2311. — A Bill for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code to allow an income tax credit for contributions to the North Dakota independent college fund.

Introduction, first reading, 154
 Referred to Committee on Finance & Taxation
 Reported back, do pass, 533
 Second reading, 577
 Passed, 578
 To House, 642
 Returned to Senate, indefinitely postponed, 1540

Senate Bill No. 2312 — (Nothing, Representative Strinden)

Senate Bill No. 2312. — A Bill for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to tying the individual income tax to an inflation adjustment figure.

Introduction, first reading, 155
 Referred to Committee on Finance & Taxation
 Reported back, indefinitely postponed, 587
 Second reading, 639
 Lost, 639

Senate Bill No. 2313 — (Miller)

Senate Bill No. 2313. — A Bill for an Act to amend and reenact subsection 8 of section 54-52-01 and section 54-52-05 of the North Dakota Century Code, relating to definition of terms and membership and assessments for the public employees retirement system.

Introduction, first reading, 155
 Referred to Committee on State & Federal Government
 Reported back, do pass, 307
 Amended, 533
 Re-referred to Committee on Appropriations, 307
 Amendments adopted, 558
 Engrossed, 586
 Re-engrossed, 1721
 Second reading, 602, 1721
 Passed, 602, 1722
 Clincher motion, 1722
 To House, 688
 House amendments, 1609
 Returned to Senate, amended, 1601
 Senate concurs, 1721
 Enrolled 1801
 Signed by President, 1810
 Sent to House, 1810
 Received from House, 1814
 Message to Governor, 1818
 Approved by Governor, 1873

Senate Bill No. 2314 — (Miller, Representative Koski, Hoffner)

Senate Bill No. 2314. — A Bill for an Act to create and enact two new sections to chapter 23-10 of the North Dakota Century Code, relating to the authority of mobile home owners to sublet their homes on lots situated in mobile home parks and the authority of mobile home owners to sell their mobile homes without interference by mobile home park owners.

Introduction, first reading, 154
 Referred to Committee on Industry, Business, & Labor
 Reported back, indefinitely postponed, 461
 Second reading, 497
 Lost, 498

Senate Bill No. 2315 — (Solberg, Albers)

Senate Bill No. 2315. — A Bill for an Act to repeal chapter 19-05 of the North Dakota Century Code, relating to oleomargarine.

Introduction, first reading, 155
 Referred to Committee on Agriculture
 Reported back, do pass, 324
 Second reading, 358
 Passed, 359
 To House, 408
 Returned to Senate, 1064
 Enrolled 1128
 Signed by President, 1129
 Sent to House, 1130
 Received from House, 1163
 Message to Governor, 1168
 Approved by Governor, 1272

Senate Bill No. 2316 — (Miller, Representative Christensen)

Senate Bill No. 2316. — A Bill for an Act to create and enact a new section to title 12.1 of the North Dakota Century Code, relating to the manufacture, sale, or delivery of marijuana, hashish, and cocaine paraphernalia; to the definition of paraphernalia and other terms; and providing a penalty.

Introduction, first reading, 155
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 720
 Second reading, 815, 1722
 Passed, 815, 1722
 Clincher motion, 1722
 To House, 893
 House amendments, 1609
 Returned to Senate, amended, 1601
 Senate concurs, 1722
 Enrolled 1802
 Signed by President, 1810
 Sent to House, 1810
 Received from House, 1814
 Message to Governor, 1818
 Approved by Governor, 1873

Senate Bill No. 2317 — (Tennefos, Representative Vander Vorst)

Senate Bill No. 2317. — A Bill for an Act to provide foundation program payments to school districts for high school students not enrolled in schools of the district; and to provide an appropriation.

Introduction, first reading, 155
 Referred to Committee on Education
 Reported back, indefinitely postponed, 372
 Second reading, 406
 Lost, 406

Senate Bill No. 2318 — (Orange, Holmberg)

Senate Bill No. 2318. — A Bill for an Act making an appropriation to the school for the blind for construction of a garage and storage addition.

Introduction, first reading, 155
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 278
 Second reading, 328
 Lost 328

Senate Bill No. 2319 — (Peterson, Hanson, Representative Kloubec)

Senate Bill No. 2319. — A Bill for an Act to amend and reenact section 18-11-07, subsection 2 of section 18-11-15, and section 18-11-18 of the North Dakota Century Code, relating to officers of an alternate firemen's relief association, service pensions for association members, and proportional decrease in benefits for association members.

Introduction, first reading, 155
 Referred to Committee on State & Federal Government
 Reported back, do pass, 279
 Second reading, 329
 Passed, 329
 To House, 385
 Returned to Senate, 1310
 Enrolled, 1385
 Signed by President, 1386
 Sent to House, 1386
 Received from House, 1387
 Message to Governor, 1387
 Approved by Governor, 1462

Senate Bill No. 2320 — (Orange)

Senate Bill No. 2320. — A Bill for an Act to provide for the registration of transporters of radioactive materials, to provide for routing and surveillance of radioactive material shipments, to provide penalties for violation of this Act, and to direct the health department to formulate procedures in the event of a nuclear transportation emergency.

Introduction, first reading, 155
 Referred to Committee on Transportation
 Reported back, indefinitely postponed, 435
 Second reading, 471
 Lost, 472

Senate Bill No. 2321 — (Albers)

Senate Bill No. 2321. — A Bill for an Act to amend and reenact section 15-53.1-27 of the North Dakota Century Code, relating to the continuance of elementary schools in reorganized districts.

Introduction, first reading, 156
 Referred to Committee on Education
 Reported back, do pass, 255
 Engrossed, 1395
 Second reading, 297, 1395
 Passed, 297, 1395

To House, 327
 House amendments, 1347
 Returned to Senate, amended, 1344
 Senate concurs, 1395
 Enrolled, 1462
 Signed by President, 1462
 Sent to House, 1463
 Received from House, 1515
 Message to Governor, 1516
 Approved by Governor, 1551

Senate Bill No. 2322 — (Reiten, Erdman, Representatives Marsden, Timm)

Senate Bill No. 2322. — A Bill for an Act to create and enact a new section to chapter 11-28.2 of the North Dakota Century Code, relating to the power of recreation service districts to make improvements and finance the cost thereof through levying special assessments and taxes, imposing service charges and issuing warrants; and to amend and reenact section 11-28.2-04 of the North Dakota Century Code, relating to powers of recreation service districts and levying of special assessments.

Introduction, first reading, 156
 Referred to Committee on Political Subdivisions
 Reported back, amended, 626
 Amendments adopted, 646
 Engrossed, 692
 Second reading, 749
 Passed, 750
 To House, 823
 Returned to Senate, 1198
 Enrolled 1243
 Signed by President, 1268
 Sent to House, 1268
 Received from House, 1272
 Message to Governor, 1273
 Approved by Governor, 1381

Senate Bill No. 2323 — (Jones)

Senate Bill No. 2323. — A Bill for an Act making an appropriation to the school for the deaf for the construction of a youth dormitory and central infirmary.

Introduction, first reading, 156
 Referred to Committee on Appropriation
 Reported back, indefinitely postponed, 279
 Second reading, 329
 Lost, 330

Senate Bill No. 2324 — (Melland)

Senate Bill No. 2324. — A Bill for an Act to amend and reenact section 30.1-21-03 of the North Dakota Century Code, relating to the time for closing estates by sworn statement of the personal representative.

Introduction, first reading, 156
 Referred to Committee on Judiciary
 Reported back, do pass, 392
 Second reading, 426
 Passed, 427
 To House, 478
 Returned to Senate, indefinitely postponed, 1096

Senate Bill No. 2325 — (Melland)

Senate Bill No. 2325. — A Bill for an Act to authorize the legislative council to conduct public educational programs on referred measures; and declaring an emergency.

Introduction, first reading, 156
 Referred to Committee on State and Federal Government
 Reported back, do pass, 279
 Floor amendments, 356
 Amendments adopted, 356
 Engrossed, 364
 Re-engrossed, 356
 Second reading, 356
 Lost, 357

Senate Bill No. 2326 — (Lashkowitz, Reiten)

Senate Bill No. 2326. — A Bill for an Act to repeal section 40-45-17 of the North Dakota Century Code, relating to a reduction of police retirement benefits by the amount of benefits received from workmen's compensation.

Introduction, first reading, 156
 Referred to Committee on Industry, Business, & Labor
 Reported back, indefinitely postponed, 720
 Second reading, 815
 Passed, 816
 To House, 893
 Returned to Senate, 1310
 Enrolled 1385
 Signed by President, 1386
 Sent to House, 1386
 Received from House, 1387
 Message to Governor, 1387
 Approved by Governor, 1462

Senate Bill No. 2327 — (Olin, Krauter, Jacobsen, Representative Thompson, Christensen, Murphy)

Senate Bill No. 2327. — A Bill for an Act to require the state board of higher education to purchase a working ranch unit for the Dickinson experiment station; to create a committee to select the working ranch unit; to authorize the state board of higher education to sell certain land presently used by the Dickinson experiment station; to authorize the board of university and school lands to invest permanent funds of the common schools in the working ranch unit; to provide an appropriation; and to declare an emergency.

Introduction, first reading, 156
 Referred to Committee on Agriculture
 Reported back, amended, 461, 721
 Re-referred to Committee on Appropriations, 483
 Amendments adopted, 483, 775
 Engrossed, 506
 Re-engrossed, 792
 Second reading, 834
 Passed, 834
 Emergency carried, 834
 To House, 925
 Returned to Senate, 1540
 Enrolled 1550
 Signed by President, 1598
 Sent to House, 1598
 Received from House, 1599
 Message to Governor, 1611
 Approved by Governor, 1650

Senate Bill No. 2328 — (Orange, Fritzell, Representatives Pomeroy, Stenehjen, Swiontek)

Senate Bill No. 2328. — A Bill for an Act to limit the construction and operation of nuclear energy conversion facilities in North Dakota.

Introduction, first reading, 157
 Referred to Committee on State & Federal Government
 Reported back, indefinitely postponed, 307
 Second reading, 336
 Lost, 337

Senate Bill No. 2329 — (Melland, Sandness)

Senate Bill No. 2329. — A Bill for an Act to create and enact a new section to chapter 15-41 of the North Dakota Century Code, relating to early graduation from high school upon completion of requirements.

Introduction, first reading, 157
 Referred to Committee on Education
 Reported back, indefinitely postponed, 415
 Second reading, 445
 Lost, 445

Senate Bill No. 2330 — (Committee on Appropriations)

Senate Bill No. 2330. — A Bill for an Act to allow low pressure natural gas pipelines to cross federal lands located in North Dakota.

Introduction, first reading, 157
 Referred to Committee on State & Federal Government
 Reported back, amended, 280
 Floor amendments, 309
 Amendments adopted, 309
 Engrossed, 322

Second reading, 354, 1893
 Passed, 354
 Lost, 1893
 Veto sustained
 To House, 408
 Returned to Senate, 1310
 Enrolled, 1385
 Signed by President, 1386
 Sent to House, 1386
 Received from House, 1387
 Message to Governor, 1387
 Veto by Governor, 1518
 To Secretary of State, veto sustained, 1962

Senate Bill No. 2331 — (Melland)

Senate Bill No. 2331. — A Bill for an Act to create and enact two new subsections to section 10-24-05 of the North Dakota Century Code, relating to the general powers of a nonprofit corporation, and providing that a nonprofit corporation shall have power to act as a trustee of a trust and be a remainderman beneficiary of a trust for which it acts as a trustee.

Introduction, first reading, 157
 Referred to Committee on Judiciary
 Reported back, do pass, 562
 Second reading, 602
 Passed, 603
 To House, 688
 Returned to Senate, 1160
 Enrolled, 1202
 Signed by President, 1204
 Sent to House, 1204
 Received from House, 1238
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2332 — (Wright)

Senate Bill No. 2332. — A Bill for an Act to amend and reenact sections 39-06-45, 39-06.1-05, subsection 1 of section 39-06.1-08, and subdivisions a and b of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to penalties for permitting unauthorized persons to drive, offenses excepted from noncriminal disposition, definition of nonmoving violation, and points assigned for noncriminal disposition.

Introduction, first reading, 157
 Referred to Committee on Judiciary
 Reported back, amended, 668
 Amendments adopted, 694
 Engrossed, 762
 Second reading, 816
 Passed, 816
 To House, 893
 Returned to Senate, indefinitely postponed, 1551

Senate Bill No. 2333 — (Solberg)

Senate Bill No. 2333. — A Bill for an Act to create and enact a new section to chapter 8-08 of the North Dakota Century Code, relating to a limitation on actions by common carriers.

Introduction, first reading, 157
 Referred to Committee on Transportation
 Reported back, do pass, 325
 Second reading, 359
 Passed, 359
 To House, 408
 Returned to Senate, 1198
 Enrolled, 1243
 Signed by President, 1268
 Sent to House, 1268
 Received from House, 1273
 Message to Governor, 1273
 Approved by Governor, 1381

Senate Bill No. 2334 — (Naaden, Mutch, Vosper, Representative Berge)

Senate Bill No. 2334. — A Bill for an Act to amend and reenact sections 6-09.3-03, 10-18.1-09, 23-14-14, 27-07-40, subsection 5 of section 30.1-01-06, subsection 1 of section 30.1-21-01, subsection 2 of section 40-33.1-12, sections 40-33.1-13, 40-35-12, 40-36-07, 40-57-13, subsection 2 of section 40-61-14, sections 40-61-15, 47-19-06, 55-08-08, subsection 2 of section 59-04.1-01, and subsection 1 of section 59-04.1-05 of the North Dakota Century Code, relating to references to estate taxes and exemptions from taxation; to repeal subsections 9 and 10 of section 47-19-02 and chapter 57-37.1 of the North Dakota Century Code, relating to estate taxation; and to provide an effective date.

Introduction, first reading, 157
 Referred to Committee on Finance & Taxation
 Withdrawn, 576

Senate Bill No. 2335 — (Farrington)

Senate Bill No. 2335. — A Bill for an Act to create and enact a new section to chapter 39-10.2 of the North Dakota Century Code, relating to liability insurance requirements for motorcycles.

Introduction, first reading, 157
 Referred to Committee on Judiciary
 Withdrawn, 441

Senate Bill No. 2336 — (Farrington)

Senate Bill No. 2336. — A Bill for an Act to amend and reenact section 47-18-01, 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 exempt from execution, the value of a homestead subject to execution, and the disposition of the proceeds from the execution.

Introduction, first reading, 158
 Referred to Committee on Finance & Taxation
 Reported back, do pass, 626
 Re-referred to Committee on Judiciary, 222
 Second reading, 682
 Passed, 682
 To House, 789
 Returned to Senate, 1160
 Enrolled 1202
 Signed by President, 1204
 Sent to House, 1204
 Received from House, 1238
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2337 — (Albers, Lee, Jacobson, Representatives Gunsch, Winkjer)

Senate Bill No. 2337. — A Bill for an Act to create and enact two new sections to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program, providing for a coal development impact commission to appoint the director of the coal impact office and to serve as an appeals board; to amend and reenact sections 57-62-04 and 57-62-05 of the North Dakota Century Code, providing for a coal development impact commission to appoint the director of the coal impact office and to serve as an appeals board; to provide an effective date; and to declare an emergency.

Introduction, first reading, 158
 Referred to Committee on Natural Resources
 Reported back, indefinitely postponed, 626
 Second reading, 683
 Lost, 683

Senate Bill No. 2338 — (Thane, Smykowski, Nelson, Strinden)

Senate Bill No. 2338. — A Bill for an Act to amend and reenact section 57-54-08 of the North Dakota Century Code, to reduce the motor vehicle fuel tax on sales of gasohol; and declaring an emergency.

Introduction, first reading, 158
 Referred to Committee on Finance & Taxation
 Reported back, amended, 627
 Amendments adopted, 646
 Engrossed, 692
 Re-engrossed, 1395
 Second reading, 750, 1395
 Passed, 750, 1395
 Emergency carried, 1395
 To House, 823
 House amendments, 1347
 Returned to Senate, amended, 1344
 Enrolled 1462
 Signed by President, 1462
 Sent to House, 1463

Received from House, 1515
Message to Governor, 1516
Approved by Governor 1551

Senate Bill No. 2339 — (Tennefos, Peterson, Solberg, Rep. Kloubec)

Senate Bill No. 2339. — A Bill for an Act to create and enact a new subsection to section 52-06-02 of the North Dakota Century Code, relating to disqualification for unemployment compensation benefits.

Introduction, first reading, 158
Referred to Committee on Industry, Business, & Labor
Reported back, amended, 669
Amendments adopted, 694
Engrossed, 762
Re-engrossed, 1474
Second reading, 816, 1474
Passed, 817, 1474
Clincher motion, 1474
To House, 893
House amendments, 1458
Returned to Senate, amended, 1457
Senate concurs, 1474
Enrolled 1512
Signed by President, 1513
Sent to House, 1514
Received from House, 1515
Message to Governor, 1550
Approved by Governor, 1670

Senate Bill No. 2340 — (Holmberg, Farrington)

Senate Bill No. 2340. — A Bill for an Act to provide for presidential preference primary elections in presidential election years; and to amend and reenact sections 16-04-01, 16-04-11, and 16-04-20, relating to the primary election date, notice to county auditors of the offices to be filled at the primary, and filing petitions to obtain a separate column on the primary election ballot; or, in the alternative, to create and enact sections 16.1-11-01, 16.1-11-02, and 16.1-11-25 of the North Dakota Century Code, relating to the primary election date, notifying the county auditors of the offices to be filled at the primary, and filing petitions to obtain a separate column on the primary ballot; and to repeal sections 16-04-01, 16-04-11, and 16-04-20 of the North Dakota Century Code, as described above, if House Bill No. 1138 is approved by the forty-sixth legislative assembly.

Introduction, first reading, 158
Referred to Committee on Judiciary
Reported back, amended, 563
Indefinitely postponed, 563
Amendments adopted, 586
Engrossed, 614
Re-engrossed, 1207
Second reading, 639, 1207
Passed, 639, 1208

To House, 758
 House amendments, 1199
 Returned to Senate, 1198, 1644 over veto amended, 1198
 Senate concurs, 1207
 Enrolled, 1274
 Signed by President, 1275
 Sent to House, 1275, 1350, 1463, 1600
 Received from House, 1304
 Message to Governor, 1305
 Veto by Governor, 1350
 President signed certification over veto, 1599
 Passed over Governor's veto, 1350
 Messaged to Secretary of State, 1981

Senate Bill No. 2341 — (Goodman, Farrington, Jacobson, Rep. Gackle, Conny, Strinden)

Senate Bill No. 2341. — A Bill for an Act relating to the taxation of property at true and full value, a homestead exemption, the assessment of agricultural land, limitations on increases or forced reductions in property taxes levied by taxing districts for certain years, and statements of full consideration; to create and enact a new subsection to section 57-13-04 of the North Dakota Century Code, relating to the powers and duties of the state board of equalization; to amend and reenact sections 15-48-01, 15-48-04, 15-48-05, 21-03-04, subsections 1, 5, and 6 of section 21-03-06, section 40-49-14, subsections 20, 22, and 26 of section 57-02-08, subsection 1 of section 57-02-08.1, sections 57-02-27 and 57-02-28, subsection 1 of section 57-13-04, and section 57-55-04 of the North Dakota Century Code, relating to statutory limitations on the indebtedness of political subdivisions, property tax exemptions and the homestead credit, the assessment of property at true and full value, the basis for the computation of property taxes, the powers and duties of the state board of equalization, and the taxation of mobile homes; providing a penalty; and providing an effective date.

Introduction, first reading, 172
 Referred to Committee on Finance and Taxation
 Reported back, amended, 722
 Re-referred to Committee on Finance & Taxation, 824
 Amendments adopted, 775
 Withdrawn, 827

Senate Bill No. 2342 — (Holmberg, Strand, Vosper, Rep. Kelly)

Senate Bill No. 2342. — A Bill for an Act to authorize reciprocal postsecondary vocational education agreements with Minnesota; and to provide an appropriation.

Introduction, first reading, 172
 Referred to Committee on Education
 Reported back, indefinitely postponed, 509
 Second reading, 550
 Lost, 551

Senate Bill No. 2343 — (Lips, Melland)

Senate Bill No. 2343. — A Bill for an Act to provide for branch banking.

Introduction, first reading 172
 Referred to Committee on Industry, Business & Labor
 Reported back indefinitely postponed, 627
 Floor amendments, 683
 Lost, 684

Senate Bill No. 2344 — (Reiten)

Senate Bill No. 2344. — A Bill for an Act to amend and reenact sections 50-24-33 and 50-24.1-07 of the North Dakota Century Code, relating to recovery from estates of recipients of assistance to the aged, blind, or disabled.

Introduction, first reading, 172
 Referred to Committee on Social Welfare & Veteran's Affairs
 Reported back, amended, 373
 Amendments adopted, 396
 Engrossed, 411
 Second reading, 427
 Passed, 427
 To House, 478
 Returned to Senate, 1457
 Enrolled, 1512
 Signed by President, 1513
 Sent to House, 1513
 Received from House, 1514
 Message to Governor, 1550
 Approved by Governor, 1706

Senate Bill No. 2345 — (Reiten)

Senate Bill No. 2345. — A Bill for an Act to repeal Chapter 43-22 of the North Dakota Century Code, relating to the registration, bonding, and activities of persons engaged in the business of buying leases, mineral rights, royalties, or other interests in oil or gas properties and certain other described minerals.

Introduction, first reading, 172
 Referred to Committee on Industry, Business & Labor
 Reported back, Do Pass 373
 Second Reading 406
 Lost 406
 Second reading, 406
 Passed 446
 To House 502
 Returned to Senate 1199

Senate Bill No. 2346 — (Holmberg, Rep. Stenehjem)

Senate Bill No. 2346. — A Bill for an Act requiring open voting at all public meetings.

Introduction, first reading, 172
 Referred to Committee on Judiciary
 Reported back, amended, 627
 Amendments adopted, 646
 Engrossed, 692
 Second reading, 750
 Passed, 750
 To House, 823
 Returned to Senate, 1160
 Enrolled, 1202
 Signed by President, 1204
 Sent to House, 1204
 Received from House, 1238
 Message to Governor, 1244
 Approved by Governor, 1340

Senate Bill No. 2347 — (Lashkowitz)

Senate Bill No. 2347. — A Bill for an Act to create and enact a new section to chapter 39-06 of the North Dakota Century Code, requiring an anatomical gift designation and allergy designation on the reverse side of operator's license; and to amend and reenact subsection 1 of section 39-06-14 of the North Dakota Century Code, relating to issuing operator's licenses.

Introduction, first reading, 173
 Referred to Committee on Transportation
 Withdrawn, 341

Senate Bill No. 2348 — (Orange, Representative Pomeroy)

Senate Bill No. 2348. — A Bill for an Act to require disclosure of the unit price of specified consumer commodities, to require the disclosure of the total price of such commodities, to specify the means of disclosure, to delegate rulemaking authority to the state laboratories department; and to provide a penalty.

Introduction, first reading, 173
 Referred to Committee on State & Federal Government
 Second reading, 551
 Lost, 551

Senate Bill No. 2349 — (Olin)

Senate Bill No. 2349. — A Bill for an Act to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds to construct a revenue-producing facility at Dickinson state college; to make an appropriation; to set a limitation and to provide an exception to it; and to declare an emergency.

Introduction, first reading, 173
 Referred to Committee on Education
 Reported back, do pass, 280, 374
 Re-referred to Committee on Appropriations, 280

Second reading, 406
 Passed, 407
 Emergency carried, 407
 To House, 450
 Returned to Senate, 1344
 Enrolled, 1424
 Signed by President, 1424
 Sent to House, 1424
 Received from House, 1424
 Message to Governor, 1459
 Approved by Governor, 1518

Senate Bill No. 2350 — (Albers, Solberg)

Senate Bill No. 2350. — A Bill for an Act to create and enact a new section to chapter 39-09 of the North Dakota Century Code, relating to limitations on the reduction of speed zone speed limits; and to amend and reenact sections 39-06.1-06 and 39-06.1-09 of the North Dakota Century Code, as contained in sections 1 and 2 of House Bill No. 1449, as approved by the forty-sixth legislative assembly, relating to fines and points assessed against driver's licenses for violation of speed limits, and to the definition of moving violation, and removing certain violations related to motorcycles from that legislation; and to amend and reenact paragraph 11 of subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to points assessed against driving records for speeding violations.

Introduction, first reading, 173
 Referred to Committee on Transportation
 Reported back, do pass, 436
 Engrossed, 1817
 Second reading, 472, 1817
 Passed, 472, 1817
 To House, 525
 House amendments, 1609
 Returned to Senate, 1601, 1897 amended, 1601
 Conference Committee, 1636
 Conference Committee Report, 1786
 Senate adopts, 1817
 House adopts, 1897
 Senate does not concur, 1636
 Enrolled 1977
 Signed by President, 1977
 Sent to House, 1978
 Received from House, 1978
 Message to Governor, 1982
 Vetoed by Governor, 1991

Senate Bill No. 2351 — (Lashkowitz)

Senate Bill No. 2351. — A Bill for an Act to provide for the licensing of dealers and distributors of burglar alarms; and providing a penalty.

Introduction, first reading, 173
 Referred to Committee on Industry, Business and Labor

Reported back, indefinitely postponed, 628
Second reading, 684
Lost, 684

Senate Bill No. 2352 — (Shablow)

Senate Bill No. 2352. — A Bill for an Act to amend and reenact section 24-05-04 of the North Dakota Century Code, relating to when the board of county commissioners shall advertise for rental contracts or agreements for use of road machinery or articles for the improvement of highways.

Introduction, first reading, 173
Referred to Committee on Political Subdivisions
Reported back, do pass, 325
Second reading, 380
Passed, 381
To House, 429
Returned to Senate, 1064
Enrolled 1128
Signed by President, 1129
Sent to House, 1131
Received from House, 1163
Message to Governor, 1168
Approved by Governor, 1272

Senate Bill No. 2353 — (Shablow)

Senate Bill No. 2353. — A Bill for an Act to amend and reenact sections 11-11-26 of the 1977 Supplement to the North Dakota Century Code, relating to when the board of county commissioners shall advertise for bids.

Introduction, first reading, 173
Referred to Committee on Political Subdivisions
Reported back, amended, 325
Amendments adopted, 341
Engrossed, 364
Second reading, 381
Lost, 381

Senate Bill No. 2354 — (Lee)

Senate Bill No. 2354. — A Bill for an Act to amend and reenact section 11-15-01.1 of the North Dakota Century Code, relating to qualifications of sheriffs.

Introduction, first reading, 173
Referred to Committee on Judiciary
Reported back, do pass, 628
Engrossed, 1818
Second reading, 684, 1818
Passed, 684, 1818
To House, 789

House amendments, 1347
 Returned to Senate, 1344, indefinitely postponed, 1896 amended, 1344
 Conference Committee, 1434
 Conference Committee Report, 1789
 Senate adopts, 1818
 House adopts, 1896
 Senate does not concur, 1434

Senate Bill No. 2355 — (Tennefos)

Senate Bill No. 2355. — A Bill for an Act to amend and reenact sections 16-20-08 and 16-20-09 of the North Dakota Century Code, relating to prohibiting labor organizations from using funds generated by dues in political campaigns; and providing a penalty.

Introduction, first reading, 174
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 670
 Second reading, 750
 Passed, 751
 To House, 823
 Returned to Senate, indefinitely postponed, 1540

Senate Bill No. 2356 — (Peterson, Representative Olson)

Senate Bill No. 2356. — A Bill for an Act to create and enact a new section to chapter 43-13 of the North Dakota Century Code, relating to the certification of optometrists to use ocular diagnostic pharmaceutical agents; to amend and reenact subsection 1 of section 43-13-01 and subsection 4 of section 43-15-01 of the North Dakota Century Code, relating to definitions; and providing an expiration date.

Introduction, first reading, 174
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, amended, 628
 Floor amendments, 751
 Amendments adopted, 646, 751
 Engrossed, 692
 Re-engrossed, 751, 1474
 Second reading, 751, 1474
 Clincher motion, 1475
 Passed, 752, 1475
 To House, 823
 House amendments, 1458
 Returned to Senate, amended, 1457
 Senate concurs, 1474
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1515
 Message to Governor, 1550
 Approved by Governor, 1650

Senate Bill No. 2357 — (Lashkowitz)

Senate Bill No. 2357. — A Bill for an Act to create and enact a new subsection to section 39-01-01 and a new section to chapter 39-10.1 of the North Dakota Century Code, relating to a definition of “motorized bicycle” and required age for operation of a motorized bicycle; and to amend and reenact subsections 2 and 32 of section 39-01-01 of the North Dakota Century Code, relating to the definition of “bicycle” and “motor vehicle”.

Introduction, first reading, 174
Referred to Committee on Transportation
Reported back, do pass, 352
Engrossed, 1568
Second reading, 381, 1568
Passed, 382, 1568
To House, 429
House amendments, 1546
Returned to Senate, amended, 1542
Senate concurs, 1568
Enrolled 1650
Signed by President, 1651
Sent to House, 1651
Received from House, 1651
Message to Governor, 1652
Approved by Governor, 1800

Senate Bill No. 2358 — (Holmberg, Redlin, Reiten, Representatives Black, Mattson, Reed)

Senate Bill No. 2358. — A Bill for an Act to amend and reenact section 15-47-05 of the North Dakota Century Code, relating to qualifications for voting in school district elections for school officers and for eligibility for school district offices; and declaring an emergency.

Introduction, first reading, 174
Referred to Committee on Judiciary
Reported back, amended, 726
Amendments adopted, 775
Engrossed, 792
Second reading, 835
Passed, 835
Emergency carried, 835
To House, 925
Returned to Senate, 1310
Enrolled 1385
Signed by President, 1386
Sent to House, 1386
Received from House, 1387
Message to Governor, 1387
Approved by Governor, 1462

Senate Bill No. 2359 — (Peterson)

Senate Bill No. 2359. — A Bill for an Act to create and enact a new subsection to section 49-02-02 of the North Dakota Century Code, relating to cooperation with federal and state agencies dealing with federal energy laws.

Introduction, first reading, 174
Referred to Committee on State and Federal Government
Reported back, amended, 280
Amendments adopted, 309
Engrossed, 322
Second reading, 354
Passed, 354
To House, 408
Returned to Senate, 1310
Enrolled 1385
Signed by President, 1386
Sent to House, 1386
Received from House, 1387
Message to Governor, 1387
Approved by Governor, 1462

Senate Bill No. 2360 — (Nelson)

Senate Bill No. 2360. — A Bill for an Act to amend and reenact section 15-40.2-08 of the North Dakota Century Code relating to residency determination in child placement cases for school tuition purposes.

Introduction, first reading, 174
Referred to Committee on Education
Reported back, do pass, 307
Second reading, 354
Passed, 355
To House, 408
Returned to Senate, 1310
Enrolled 1385
Signed by President, 1386
Sent to House, 1386
Received from House, 1387
Message to Governor, 1387
Approved by Governor, 1462

Senate Bill No. 2361 — (Lips)

Senate Bill No. 2361. — A Bill for an Act to amend and reenact section 39-16-03.1 of the North Dakota Century Code, relating to the number of years entries on driver records and abstracts are open to the public.

Introduction, first reading, 174
Referred to Committee on Transportation
Reported back, indefinitely postponed, 352
Second reading, 382
Lost, 382

Senate Bill No. 2362 — (Lashkowitz)

Senate Bill No. 2362. — A Bill for an Act to amend and reenact sections 16-11-10, 16-21-01, and 16-21.1-02 of the North Dakota Century Code, relating to the duty of the county auditor to distribute election supplies and the use of paper ballots in precincts in which voting machines are used; or, in the alternative, to amend and reenact sections 16.1-06-10, 16.1-06-11 and 16.1-06-16 of the North Dakota Century Code, as created by section 4 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, relating to the duty of the county auditor to distribute election supplies and the use of paper ballots in precincts in which voting machines are used.

Introduction, first reading, 174
 Referred to Committee on Judiciary
 Reported back, amended, 670, 727 indefinitely postponed, 671
 Re-referred to Committee on Judiciary, 694
 Amendments adopted, 775
 Engrossed, 792
 Second reading, 835
 Lost, 836

Senate Bill No. 2363 — (Reiten, Barth)

Senate Bill No. 2363. — A Bill for an Act to create and enact subsection 12 of section 6-06-06 of the North Dakota Century Code, relating to authority of state credit unions to exercise federal powers; to amend and reenact section 6-06-04 of the North Dakota Century Code, relating to amendments to bylaws and certificate of organization; to amend and reenact subsection 7 of section 6-06-12 of the North Dakota Century Code, relating to loan limits.

Introduction, first reading, 175
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 462 amended, 534
 Floor amendments, 603, 636
 Re-referred to Committee on Industry, Business and Labor, 498
 Amendments adopted, 558, 603
 Reconsidered, 636
 Engrossed, 586
 Re-engrossed, 603, 636
 Second reading, 603, 636
 Passed, 637
 Lost, 604
 To House, 758
 Returned to Senate, 1344
 Enrolled 1424
 Signed by President, 1424
 Sent to House, 1424
 Received from House, 1424
 Message to Governor, 1459
 Approved by Governor, 1518

Senate Bill No. 2364 — (Lee)

Senate Bill No. 2364. — A Bill for an Act to amend and reenact subsection 4 of section 23-13-02.1, subsection 2 of section 23-13-02.3, sections 23-13-02.4 and 23-13-02.5, and subsection 1 of section 23-13-02.6 of the North Dakota Century Code, relating to the use of coin-operated and card-operated dispensing devices in self-service motor fuel dispensing facilities.

Introduction, first reading, 175
Referred to Committee on Transportation
Reported back, do pass, 534
Second reading, 578
Passed, 578
To House, 642
Enrolled 1760
Signed by President, 1760
Sent to House, 1761
Received from House, 1775
Message to Governor, 1776
Approved by Governor, 1873

Senate Bill No. 2365 — (Lips, Strand)

Senate Bill No. 2365. — A Bill for an Act to amend and reenact section 44-08-01 of the North Dakota Century Code, relating to the preference given to North Dakota bidders and sellers in the purchase of athletic equipment by public schools; and declaring an emergency.

Introduction, first reading, 175
Referred to Committee on Education
Reported back, indefinitely postponed, 415
Second reading, 446
Lost, 446

Senate Bill No. 2366 — (Melland)

Senate Bill No. 2366. — A Bill for an Act to eliminate requirements for a bid bond in certain bids submitted to the state and its political subdivisions by eliminating the requirement of a bid bond or certified check in bidding on vehicles if the bidder is already bonded.

Introduction, first reading, 175
Referred to Committee on Political Subdivisions
Reported back, do pass, 352
Engrossed, 1099
Second reading, 382, 1099
Passed, 382, 1099
To House, 429
House amendments, 1065
Returned to Senate, 1064
Senate concurs, 1099
Enrolled 1169
Signed by President, 1170

Sent to House, 1170
Received from House, 1202
Message to Governor, 1205
Approved by Governor, 1272

Senate Bill No. 2367 — (Nething, Melland)

Senate Bill No. 2367. — A Bill for an Act to authorize the state health officer of the state department of health to sell three tracts of land owned by the state of North Dakota and used by the state hospital.

Introduction, first reading, 175
Referred to Committee on State and Federal Government
Reported back, amended, 728
Amendments adopted, 776
Engrossed, 792
Re-engrossed, 1869
Second reading, 826, 1869
Passed, 836, 1869
To House, 925
House amendments, 1696
Returned to Senate, 693, 1898 amended, 1693
Conference Committee, 1742
Conference Committee Report, 1843
Senate adopts, 1868
House adopts, 1898
Senate does not concur, 1742
Enrolled 1970
Signed by President, 1971
Sent to House, 1971
Received from House, 1981
Messaged to Governor, 1981
Vetoed by Governor, 1991

Senate Bill No. 2368 — (Lashkowitz, Holmberg, Sands)

Senate Bill No. 2368. — A Bill for an Act to amend and reenact sections 15-47-43 and 15-53.1-02 of the North Dakota Century Code, relating to changing school district boundaries automatically upon changing city boundaries.

Introduction, first reading, 175
Referred to Committee on Education
Reported back, indefinitely postponed, 462
Second reading, 498
Lost, 498

Senate Bill No. 2369 — (Hanson, Smykowski, Iszler)

Senate Bill No. 2369. — A Bill for an Act to prohibit state employees or officers employed on a full-time basis from receiving compensation, wages, or unvouchered reimbursement for living expenses for performing duties resulting from any other state employment or service, including service in the legislative assembly.

Introduction, first reading, 176
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 416
 Second reading, 446
 Lost, 446

Senate Bill No. 2370 — (Thane, Naaden)

Senate Bill No. 2370. — A Bill for an Act to create and enact a new section to chapter 47-05 of the North Dakota Century Code, relating to cancellation of certain easements; and to amend and reenact section 47-05-12 of the North Dakota Century Code, relating to extinguishment of servitudes.

Introduction, first reading, 176
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 352
 Second reading, 382
 Lost, 383

Senate Bill No. 2371 — (Tennefos, Peterson; Rep. Rued, Vander Vorst)

Senate Bill No. 2371. — A Bill for an Act to amend and reenact section 52-06-36 of the North Dakota Century Code, relating to the factors considered in determining suitability for work and good cause for voluntarily leaving with respect to unemployment compensation benefits.

Introduction, first reading, 176
 Referred to Committee on Industry, Business, & Labor
 Reported back, amended, 728
 Amendments adopted, 776
 Engrossed, 792
 Second reading, 836, 1893
 Passed, 837
 Lost, 1894
 Veto sustained
 To House, 925
 Returned to Senate, 1540
 Enrolled, 1550
 Signed by President, 1598
 Sent to House, 1598
 Received from House, 1599
 Message to Governor, 1612
 Veto by Governor, 1759
 To Secretary of State, veto sustained, 1982

Senate Bill No. 2372 — (Tallackson, Rep. Brokaw)

Senate Bill No. 2372. — A Bill for an Act to authorize school districts to levy for replacement costs for school buses.

Introduction, first reading, 176
 Referred to Committee on Education
 Reported back, indefinitely postponed, 392

Amendments adopted, 418
Engrossed, 431
Second reading, 446
Passed, 447
To House, 502
Returned to Senate, indefinitely postponed, 1415

Senate Bill No. 2373 — (Wenstrom, Solberg; Rep. Meiers, Hoffner)

Senate Bill No. 2373. — A Bill for an Act to provide a state matching program for county and city senior citizen programs and activities; and to provide an appropriation.

Introduction, first reading, 176
Referred to Committee on Finance & Taxation
Reported back, do pass, 462
Indefinitely postponed, 729
Re-referred to Committee on Social Welfare & Veteran's Affairs 309.
Re-referred to Committee on Appropriations, 462
Second reading, 817
Lost, 817

Senate Bill No. 2374 — (Walsh; Rep. Walsh)

Senate Bill No. 2374. — A Bill for an Act to provide for the creation of a grain alcohol motor vehicle fuel tax fund, for its administration by the agricultural products utilization commission to further the production and marketing of grain alcohol-blended motor vehicle fuels; to amend and reenact sections 57-50-01, 57-50-03.1, 57-50-05, and 57-54-08 of the North Dakota Century Code, relating to refunding the motor vehicle fuel tax and to the amount of the motor vehicle fuel tax on fuel with a grain alcohol blend; and to provide an appropriation.

Introduction, first reading, 176
Referred to Committee on Finance & Taxation
Reported back, indefinitely postponed, 729
Second reading, 817
Lost, 818

Senate Bill No. 2375 — (Jones)

Senate Bill No. 2375. — A Bill for an Act to create and enact a new section to chapter 20.1-02 of the North Dakota Century Code, relating to the powers of the state game and fish commissioner, deputy commissioner, chief game wardens or district game wardens.

Introduction, first reading, 176
Referred to Committee on Natural Resources
Reported back, do pass, 353
Engrossed, 1098
Second reading, 383, 1098
Passed, 383, 1099
To House, 429

House amendments, 1066
 Returned to Senate, 1064
 Senate concurs, 1098
 Enrolled, 1169
 Signed by President, 1170
 Sent to House, 1170
 Received from House, 1202
 Message to Governor, 1205
 Approved by Governor, 1272

Senate Bill No. 2376 — (Committee on Appropriations)

Senate Bill No. 2376. — A Bill for an Act to amend and reenact sections 11-27-09.1 and 57-02.1-06 of the North Dakota Century Code, relating to allocation of federal and state payments for game and fish lands.

Introduction, first reading, 187
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 326
 Second reading, 383
 Lost, 384

Senate Bill No. 2377 — (Melland)

Senate Bill No. 2377. — A Bill for an Act to amend and reenact sections 15-62.2-01, 15-62.2-02, 15-62.2-03, and 15-62.2-04 of the North Dakota Century Code, relating to the student financial assistance program and providing that the program be administered by the state board of higher education.

Introduction, first reading, 177
 Referred to Committee on Education
 Reported back, do pass, 281
 Engrossed, 1475
 Second reading, 330, 1475
 Passed, 331, 1475
 Clincher Motion, 1475
 To House, 385
 House amendments, 1347
 Returned to Senate, amended, 1344
 Senate concurs, 1475
 Enrolled, 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1515
 Message to Governor, 1550
 Approved by Governor, 1706

Senate Bill No. 2378 — (Reiten, Redlin)

Senate Bill No. 2378. — A Bill for an Act making an appropriation for defraying the expense of remodeling and renovating pioneer hall at Minot state college; and declaring an emergency.

Introduction, first reading, 177
 Referred to Committee on Appropriations
 Reported back, amended, 488
 Amendments adopted, 513
 Engrossed, 528
 Re-engrossed, 586, 1281
 Second reading, 551, 1281
 Passed, 551, 1281
 Emergency lost, 551, carried, 1281
 To House, 611
 House amendments, 1267
 Returned to Senate, amended, 1265
 Senate concurs, 1281
 Enrolled, 1340
 Signed by President, 1340
 Sent to House, 1341
 Received from House, 1341
 Message to Governor, 1341
 Approved by Governor, 1384

Senate Bill No. 2379 — (Christensen)

Senate Bill No. 2379. — A Bill for an Act to create and enact three new subsections to section 19-02.1-14.1 of the North Dakota Century Code, relating to the selecting and dispensing of generic name drug products, the liability of pharmacists, manufacturing standards and practices; and to amend and reenact subsections 1 and 2 of section 19-02.1-14.1 of the North Dakota Century Code, relating to definitions and the labeling of prescription drugs.

Introduction, first reading, 177
 Referred to Committee on Social Welfare & Veteran's Affairs
 Reported back, amended, 416, 463
 Re-referred to Committee on Social Welfare & Veteran's Affairs, 441
 Amendments adopted, 483
 Engrossed, 506
 Re-engrossed, 1722
 Second reading, 518, 1722
 Passed, 518, 1723
 Clincher motion, 1723
 To House, 582
 House amendments, 1697
 Returned to Senate, amended, 1693
 Senate concurs, 1722
 Enrolled 1802
 Signed by President, 1810
 Sent to House, 1810
 Received from House, 1814
 Message to Governor, 1818
 Approved by Governor, 1873

Senate Bill No. 2380 — (Sands, Farrington)

Senate Bill No. 2380. — A Bill for an Act to amend and reenact sections 61-16-08 and 61-21-03 of the North Dakota Century Code,

relating to the eligibility, term of office, and compensation for appointed members to a water management district board, and the appointment, term, removal, and compensation of the board of drainage commissioners.

Introduction, first reading, 177
Referred to Committee on Agriculture
Reported back, do pass, 463
Engrossed, 1476
Second reading, 498, 1476
Passed, 499, 1476
Clincher motion, 1476
To House, 554
House amendments, 1458
Returned to Senate, amended, 1457
Enrolled, 1512
Signed by President, 1513
Sent to House, 1514
Received from House, 1515
Message to Governor, 1550
Approved by Governor, 1706

Senate Bill No. 2381 — (Wenstrom, Schirado)

Senate Bill No. 2381. — A Bill for an Act to provide death benefits to spouses and dependents of law enforcement officers and correctional officers killed during the performance of official duty; and providing an appropriation.

Introduction, first reading, 177
Referred to Committee on State & Federal Government
Reported back, indefinitely postponed, 308
Second reading, 355
Lost, 355

Senate Bill No. 2382 — (Thane, Smykowski)

Senate Bill No. 2382. — A Bill for an Act providing for additional fees for motor vehicles to supplement the county road and bridge funds and providing for distribution of the additional fees; providing an appropriation; providing an effective date; and providing an expiration date.

Introduction, first reading, 177
Referred to Committee on Transportation
Reported back, indefinitely postponed, 729
Floor amendments, 818
Amendments adopted, 818, 819
Engrossed, 818, 819
Second reading, 819
Passed, 819
To House, 893
Returned to Senate, indefinitely postponed, 1698

Senate Bill No. 2383 — (Solberg)

Senate Bill No. 2383. — A Bill for an Act to amend and reenact sections 25-15-01, 25-15-02, 25-15-03, 25-15-04, 25-15-05, 25-15-06, and 25-15-07 of the North Dakota Century Code, relating to vocational rehabilitation facilities for the handicapped.

Introduction, first reading, 177
 Referred to Committee on Social Welfare & Veteran's Affairs
 Reported back, amended, 588
 Amendments adopted, 615
 Engrossed, 646
 Re-engrossed, 1799, 1869
 Second reading, 684, 1799, 1869
 Passed, 685, 1799, 1869
 To House, 789
 House amendments, 1276
 Returned to Senate, 1275, 1819, 1898 amended, 1275
 Conference Committee, 1434, 1821
 Conference Committee Report, 1755, 1844
 Senate adopts, 1799, 1869
 House adopts, 1898
 Senate does not concur, 1434
 Senate requests return, 1819
 Reconsidered, 1821
 Enrolled, 1972
 Signed by President, 1973
 Sent to House, 1973
 Received from House, 1973
 Message to Governor, 1981
 Approved by Governor, 1991

Senate Bill No. 2384 — (Christensen; Rep. Winkjer)

Senate Bill No. 2384. — A Bill for an Act to provide a new subsection to section 15-38.1-14 of the North Dakota Century Code, pertaining to executive sessions under the Teachers' Representation and Negotiation Act.

Introduction, first reading, 178
 Referred to Committee on Education
 Reported back, do pass, 308
 Engrossed, 1385, 1389
 Second reading, 355
 Passed, 356
 Lost, 356
 To House, 408, 1389
 Returned to Senate, indefinitely postponed, 1355, 1916

Senate Bill No. 2385 — (Sandness, Lee, Berube)

Senate Bill No. 2385. — A Bill for an Act to establish a state policy statement in the areas of abortion and childbirth, family planning, payment for abortions by health insurance contracts, and limiting

abortions in government hospitals in North Dakota; providing a penalty; and declaring an emergency.

Introduction, first reading, 178
 Referred to Committee on Social Welfare & Veteran's Affairs
 Reported back, indefinitely postponed, 463
 Engrossed, 1771
 Second reading, 499, 1771
 Passed, 499, 1771
 Emergency Carried, 499, 1771
 To House, 554, 1700, 1710
 House amendments, 1700
 Returned to Senate, amended, 1710
 Senate concurs, 1770
 House requests return 1710
 Enrolled 1820
 Signed by President, 1851
 Sent to House, 1851
 Received from House, 1865
 Message to Governor, 1865
 Approved by Governor, 1991

Senate Bill No. 2386 — (Vosper; Rep. Olson)

Senate Bill No. 2386. — A Bill for an Act to amend and reenact section 4-10.3-08 of the North Dakota Century Code, requiring a handler of edible beans to record in the report to the council the individual and total amounts of edible beans received, sold, or shipped by the handler.

Introduction, first reading, 178
 Referred to Committee on Agriculture
 Reported back, do pass, 436
 Second reading, 472
 Passed, 472
 To House, 525
 Returned to Senate, 1457
 Enrolled, 1462
 Signed by President, 1462
 Sent to House, 1463
 Received from House, 1515
 Message to Governor, 1516
 Approved by Governor, 1551

Senate Bill No. 2387 — (Solberg; Rep. Brokaw)

Senate Bill No. 2387. — A Bill for an Act establishing educational placement services for children of mandatory school age prior to placement by judicial or social service agencies, for determination of appropriate educational programs, appeals and scope of review.

Introduction, first reading, 178
 Referred to Committee on Social Welfare & Veteran's Affairs
 Reported back, indefinitely postponed, 416
 Second reading, 447
 Lost, 447

Senate Bill No. 2388 — (Naaden)

Senate Bill No. 2388. — A Bill for an Act to amend and reenact subsection 1 of section 39-04-18, subsection 4 of section 39-04-19, section 39-04-26, and subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to abolishing separate motor vehicle registration for farm trailers; and to repeal subsection 17.1 of section 39-01-01 of the North Dakota Century Code, relating to definition of farm trailer.

Introduction, first reading, 178
Referred to Committee on Transportation
Reported back, indefinitely postponed, 535
Second reading, 578
Lost, 578

Senate Bill No. 2389 — (Barth, Reiten)

Senate Bill No. 2389. — A Bill for an Act to create and enact subsection 11 to section 6-06-06 of the North Dakota Century Code, relating to powers of credit unions.

Introduction, first reading, 178
Referred to Committee on Industry, Business, & Labor
Withdrawn, 553

Senate Bill No. 2390 — (Orange, Sandness)

Senate Bill No. 2390. — A Bill for an Act to amend and reenact sections 15-10-18.2, 15-10-18.3, and 37-01-40 of the North Dakota Century Code; and to repeal chapter 37-20 of the North Dakota Century Code, relating to benefits for veterans and dependents.

Introduction, first reading, 178
Referred to Committee on Social Welfare & Veteran's Affairs
Reported back, amended, 374
Amendments adopted, 396
Engrossed, 411
Second reading, 427
Passed, 427
To House, 478
Returned to Senate, 1238
Enrolled, 1274
Signed by President, 1275
Sent to House, 1275
Received from House, 1304
Message to Governor, 1305
Approved by Governor, 1381

Senate Bill No. 2391 — (Vosper)

Senate Bill No. 2391. — A Bill for an Act to create and enact a new section to chapter 39-24 of the North Dakota Century Code, relating to a snowmobile safety course for operators of snowmobiles between the

ages of twelve and sixteen; to amend and reenact subsection 6 of section 39-24-09 of the North Dakota Century Code, relating to the possession of a valid driver's license or permit by operators of snowmobiles.

Introduction, first reading, 178
 Referred to Committee on Transportation
 Reported back, amended, 436
 Amendments adopted, 453
 Engrossed, 481
 Re-engrossed, 1636
 Second reading, 499, 1636
 Passed, 499, 1636
 Clincher motion, 1636
 To House, 554
 Senate concurs, 1636
 Enrolled, 1706
 Signed by President, 1707
 Sent to House, 1707
 Received from House, 1707
 Message to Governor, 1707
 Approved by Governor, 1807

Senate Bill No. 2392 — (Jones)

Senate Bill No. 2392. — A Bill for an Act to create and enact a new section to chapter 20.1-08 of the North Dakota Century Code, relating to the proclamation of a muzzle loading rifle season.

Introduction, first reading, 179
 Referred to Committee on Natural Resources
 Reported back, indefinitely postponed, 353
 Second reading, 384
 Lost, 384
 House amendments, 1556
 Returned to Senate, amended, 1551

Senate Bill No. 2393 — (Orange, Holmberg)

Senate Bill No. 2393. — A Bill for an Act to amend and reenact section 15-10-02 of the North Dakota Century Code, to provide for an advisory faculty member to sit on the board of higher education.

Introduction, first reading, 179
 Referred to Committee on Education
 Reported back, indefinitely postponed, 308
 Second reading, 356
 Lost, 356

Senate Bill No. 2394 — (Farrington, Sands)

Senate Bill No. 2394. — A Bill for an Act to create and enact a new subsection to section 27-20-51 of the North Dakota Century Code, relating to the confidentiality of juvenile court records and files and the inspection of those files by certain school officials.

Introduction, first reading, 179
Referred to Committee on Judiciary
Reported back, amended, 729
Amendments adopted, 776
Engrossed, 792
Second reading, 837
Passed, 837
To House, 925
Returned to Senate, 1310
Enrolled, 1385
Signed by President, 1386
Sent to House, 1386
Received from House, 1387
Message to Governor, 1387
Approved by Governor, 1462

Senate Bill No. 2395 — (Smykowski)

Senate Bill No. 2395. — A Bill for an Act to amend and reenact section 15-28-05 of the North Dakota Century Code, relating to the compensation for election officials at public school district elections.

Introduction, first reading, 179
Referred to Committee on Education
Reported back, do pass, 392
Second reading, 427
Passed, 428
To House, 478
Returned to Senate, indefinitely postponed, 1459

Senate Bill No. 2396 — (Albers)

Senate Bill No. 2396. — A Bill for an Act to create and enact a new subsection to section 11-11-14 of the North Dakota Century Code, relating to powers of boards of county commissioners.

Introduction, first reading, 179
Referred to Committee on Political Subdivisions
Reported back, do pass, 464
Second reading, 499
Passed, 500
To House, 554
Returned to Senate, 1064
Enrolled, 1128
Signed by President, 1129
Sent to House, 1131
Received from House, 1163
Message to Governor, 1168
Approved by Governor, 1272

Senate Bill No. 2397 — (Smykowski)

Senate Bill No. 2397. — A Bill for an Act to amend and reenact subsection 3 of section 39-10-46 of the North Dakota Century Code,

relating to school buses actuating red visual signals when in the process of stopping and allowing school buses to actuate red visual signals on all city streets.

Introduction, first reading, 179
 Referred to Committee on Transportation
 Reported back, indefinitely postponed, 437
 Second reading, 472
 Lost, 473

Senate Bill No. 2398 — (Shablow, Jones)

Senate Bill No. 2398. — A Bill for an Act to amend and reenact sections 61-21-11 and 61-21-15 of the North Dakota Century Code, relating to the bond required of petitioners wishing to construct a drain and allocation of costs when a petition to drain is denied.

Introduction, first reading, 179
 Referred to Committee on Agriculture
 Reported back, do pass, 730 amended, 510 indefinitely postponed, 510
 Re-referred to Committee on Agriculture, 596
 Reconsidered, 596
 Amendments adopted, 528
 Engrossed, 558
 Second reading, 579, 819
 Passed, 819
 Lost, 579
 To House, 893
 Returned to Senate, 1457
 Enrolled, 1512
 Signed by President, 1513
 Sent to House, 1513
 Received from House, 1514
 Message to Governor, 1550
 Approved by Governor, 1706

Senate Bill No. 2399 — (Naaden, Mutch, Tennesfos; Rep. Olson, Gackle, Wald)

Senate Bill No. 2399. — A Bill for an Act relating to the submission of the question of the proposed ratification of amendments to the Constitution of the United States to the people for a plebiscite.

Introduction, first reading, 179
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 564
 Second reading, 604
 Lost, 604

Senate Bill No. 2400 — (Fritzell; Rep. Eagles)

Senate Bill No. 2400. — A Bill for an Act to amend and reenact sections 14-05-24 and 14-06-03 of the North Dakota Century Code, relating to divorce, permanent alimony, and division of property, and to legal separation, permanent maintenance, and division of property.

Introduction, first reading, 180
 Referred to Committee on Judiciary
 Withdrawn, 483

Senate Bill No. 2401 — (Fritzell; Rep. Wessman)

Senate Bill No. 2401. — A Bill for an Act to create and enact a new section to chapter 61-03 of the North Dakota Century Code, relating to removal of unauthorized drains.

Introduction, first reading, 180
 Referred to Committee on Agriculture
 Reported back, indefinitely postponed, 437
 Second reading, 473
 Lost, 473

Senate Bill No. 2402 — (Walsh; Rep. Walsh)

Senate Bill No. 2402. — A Bill for an Act to amend and reenact paragraph 25 of subdivision a of subsection 3 of section 39-06.1-10 and section 39-08-20 of the North Dakota Century Code, relating to violation of driving without liability insurance and points assessed for the violation.

Introduction, first reading, 180
 Referred to Committee on Judiciary
 Reported back, amended, 671
 Re-referred to Committee on Industry, Business, & Labor
 Amendments, 694
 Second reading, 819
 Lost, 820

Senate Bill No. 2403 — (Roen, Rait, Jacobson; Rep. Meiers, Maixner, Martin)

Senate Bill No. 2403. — A Bill for an Act to require recording of mineral interests which have been severed from the surface, to provide a method of filing and verifying ownership of severed mineral interests, forfeiture for failure to file, publication of the requirements of this Act, and a filing fee; and to repeal subsection 2 of section 11-18-03 of the North Dakota Century Code.

Introduction, first reading, 180
 Referred to Committee on Natural Resources
 Reported back, indefinitely postponed, 730
 Second reading, 820
 Lost, 820

Senate Bill No. 2404 — (Melland)

Senate Bill No. 2404. -- A Bill for an Act to create and enact five new sections to chapter 51-13 of the North Dakota Century Code, relating to retail installment contract prohibited provisions, payments to last known contract holders, statements of unpaid balance, authority to

purchase contracts, and applicability; and to amend and reenact sections 51-13-01, 51-13-02, 51-13-03, and 51-13-06 of the North Dakota Century Code, relating to retail installment contract definitions, contents, finance charges, and refinancing.

Introduction, first reading, 180
 Referred to Committee on Industry, Business, & Labor
 Reported back, amended, 671, 730
 Re-referred to Committee on Industry, Business, & Labor, 694
 Amendments adopted, 776
 Reprinted, 837
 Engrossed, 794
 Re-engrossed, 1723
 Second reading, 837, 1723
 Passed, 837, 1724
 Clincher motion, 1724
 To House, 925
 House amendments, 1697
 Returned to Senate, amended, 1693
 Senate concurs, 1723
 Enrolled 1820
 Signed by President, 1851
 Sent to House, 1851
 Received from House, 1856
 Message to Governor, 1856
 Approved by Governor, 1991

Senate Bill No. 2405 — (Albers, Roen, Sands)

Senate Bill No. 2405. — A Bill for an Act to amend and reenact subsection 3 of section 41-02-33 of the North Dakota Century Code, relating to the applicability of implied warranties in the sale of cattle, hogs, sheep, and horses.

Introduction, first reading, 180
 Referred to Committee on Agriculture
 Reported back, do pass, 564
 Engrossed, 1822
 Second reading, 604, 1822
 Passed, 604, 1822
 To House, 688, 1853
 House amendments, 1740
 Returned to Senate, amended, 1734
 Conference Committee, 1750
 Conference Committee Report, 1789
 Senate adopts, 1822
 House adopts, 1896
 Senate does not concur, 1750
 Enrolled 1970
 Signed by President, 1971
 Sent to House, 1971
 Received from House, 1971
 Message to Governor, 1981
 Approved by Governor, 1991

Senate Bill No. 2406 — (Nething, Tennesfos)

Senate Bill No. 2406. — A Bill for an Act to amend and reenact sections 39-27-08 and 39-27-22 of the North Dakota Century Code, relating to requiring motorcycle mufflers to meet standards for noise control, and requiring the motor vehicle department to approve muffler requirements.

Introduction, first reading, 180
Referred to Committee on Transportation
Reported back, amended, 535
Amendments adopted, 558
Reprinted, 605
Engrossed, 586
Second reading, 604
Passed, 605
To House, 688
Enrolled, 1512
Signed by President, 1513
Sent to House, 1514
Received from House, 1515
Message to Governor, 1550
Approved by Governor, 1706

Senate Bill No. 2407 — (Erdman)

Senate Bill No. 2407. — A Bill for an Act to amend and reenact section 50-03-01 of the North Dakota Century Code, relating to an additional county levy for the support of the poor.

Introduction, first reading, 180
Referred to Committee on Political Subdivisions
Reported back, amended, 438
Amendments adopted, 453
Engrossed, 491
Second reading, 500
Passed, 500
To House, 554
Returned to Senate, indefinitely postponed, 1241

Senate Bill No. 2408 — (Tennesfos, Roen)

Senate Bill No. 2408. — A Bill for an Act relating to registration of professional geologists, providing definitions, creating a state board of registration for professional geologists, providing the qualifications of board members, providing for compensation and payment of expenses of the board, providing for removal of board members and filling vacancies, providing for board organization and meetings, describing the powers and duties of the board, providing for disposition of board funds, requiring certain records to be kept, requiring the printing of a roster of all registered geologists, providing for application for registration and registration fees, providing for examinations, providing certificates of registration and their renewal, providing for reissuance of public certifications, providing that geological work

contracted by the state or its political subdivisions shall be by registered geologists, with exceptions, providing for disciplinary actions and revocation of certificates, providing for appeals from the action of the board, and providing penalties.

Introduction, first reading, 181
Referred to Committee on Natural Resources
Reported back, indefinitely postponed, 629
Second reading, 685
Lost, 685

Senate Bill No. 2409 — (Sorum)

Senate Bill No. 2409. — A Bill for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, exempting from the sales tax the sales at food concessions at theaters and sporting events.

Introduction, first reading, 181
Referred to Committee on Finance & Taxation
Reported back, amended, 374
Second reading, 407
Lost, 407

Senate Bill No. 2410 — (Albers)

Senate Bill No. 2410. — A Bill for an Act to create and enact section 4-30-38.1; and to amend and reenact sections 4-30-02, 4-30-12, 4-30-13, 4-30-14, 4-30-16, 4-30-17, 4-30-18, 4-30-19, 4-30-20, 4-30-27, 4-30-33, 4-30-36, 4-30-38, 4-30-39, 4-30-55, and 4-30-56; and to repeal chapter 19-06 and section 4-30-36.1 of the North Dakota Century Code, all relating to dairy products production and regulation.

Introduction, first reading, 180
Referred to Committee on Agriculture
Reported back, amended, 564
Amendments adopted, 586
Engrossed, 614
Re-engrossed, 1724
Second reading, 640, 1724
Passed, 640, 1724
Clincher motion, 1724
To House, 758
House amendments, 1688
Returned to Senate, amended, 1683
Senate concurs, 1724
Enrolled, 1820
Signed by President, 1851
Sent to House, 1851
Received from House, 1856
Message to Governor, 1856
Approved by Governor, 1991

Senate Bill No. 2411 — (Christensen, Goodman; Rep. Stenehjem)

Senate Bill No. 2411. — A Bill for an Act to create and enact a new subsection to section 25-03.1-30 of the North Dakota Century Code, relating to modification of treatment orders and to the rights of patients; to amend and reenact sections 12-47-27, 12-47-28, 12-47-29, 25-03.1-04, 25-03.1-05, 25-03.1-06, 25-03.1-08, 25-03.1-09, 25-03.1-10, 25-03.1-11, 25-03.1-13, 25-03.1-14, 25-03.1-16, 25-03.1-19, 25-03.1-21, 25-03.1-22, 25-03.1-23, 25-03.1-24, 25-03.1-25, 25-03.1-26, 25-03.1-27, and 25-03.1-31, subsection 3 of section 25-03.1-34, section 25-03.1-41, and subsection 2 of section 25-03.1-42 of the North Dakota Century Code, and to amend and reenact in the alternative sections 25-03.1-02, 25-03.1-03, and 25-03.1-29 of the North Dakota Century Code, all sections relating to the transfer of penitentiary inmates to the state hospital or other treatment facility, delivery of the written order by the warden, recovery of the person transferred, definitions, jurisdiction, voluntary admission, discharge of voluntary patients, right to release on application, petition for involuntary treatment, review of petition for involuntary treatment, involuntary treatment, examination and report on involuntary treatment, right to counsel, duty of state's attorney, medication pending treatment order, involuntary treatment hearing, alternatives to hospitalization, involuntary treatment orders, petition for continuing treatment orders, right to treat, emergency detention or hospitalization, emergency procedure, notice and statement of rights, appeal, review of the current status of continuing treatment, transfer of patients, rights of patients, limitations and restrictions of patient's rights, and limitation of liability; and to repeal section 25-03.1-32 of the North Dakota Century Code, relating to a periodic hearing and petition for discharge.

Introduction, first reading, 199

Referred to Committee on Social Welfare & Veteran's Affairs

Reported back, amended, 793

Floor amendments, 858

Amendments adopted, 827, 859

Reprinted, 860

Engrossed, 857

Re-engrossed, 859, 1726

Second reading, 859, 1726

Passed, 859, 1726

Clincher motion, 1726

To House, 928

House amendments, 1688

Returned to Senate, amended, 1683

Senate concurs, 1725

Enrolled, 1820

Signed by President, 1851

Sent to House, 1852

Received from House, 1856

Message to Governor, 1856

Approved by Governor, 1991

Senate Bill No. 2412 — (Jones)

Senate Bill No. 2412. — A Bill for an Act to provide for the

appointment of interpreters to assist deaf persons in judicial and administrative proceedings.

Introduction, first reading, 199
 Referred to Committee on Judiciary
 Reported back, amended, 535
 Amendments adopted, 558
 Reprinted, 605
 Engrossed, 586
 Re-engrossed, 1822, 1939
 Second reading, 605, 1822, 1939
 Passed, 605, 1822, 1940
 To House, 688, 1853
 House amendments, 1162
 Returned to Senate, 1161, 1945 amended, 1161
 Conference Committee, 1206, 1897
 Conference Committee Report, 1790, 1939
 Senate adopts, 1822, 1939
 House adopts, 1945
 House does not adopt, 1896
 Senate does not concur, 1206
 Enrolled, 1970
 Signed by President, 1971
 Sent to House, 1971
 Received from House, 1971
 Message to Governor, 1981
 Approved by Governor, 1991

Senate Bill No. 2413 — (Appropriations)

Senate Bill No. 2413. — A Bill for an Act to amend and reenact sections 4-01-21, 15-21-02, 26-01-03, 34-05-01.2, 49-01-05, 54-07-04, 54-08-03, 54-09-05, 54-10-10, 54-11-13, 54-12-11, and 57-01-04 of the North Dakota Century Code as amended by chapter 480 of the 1977 Session Laws of North Dakota, relating to salaries of elected state officials; and providing a contingent effective date.

Introduction, first reading, 200
 Referred to Committee on Appropriations
 Reported back, amended, 733
 Amendments adopted, 776
 Engrossed, 792
 Second reading, 837
 Passed, 838
 To House, 925
 Returned to Senate, 1698
 Enrolled 1760
 Signed by President, 1760
 Sent to House, 1761
 Received from House, 1775
 Message to Governor, 1776
 Approved by Governor, 1873

Senate Bill No. 2414 — (Albers)

Senate Bill No. 2414. — A Bill for an Act to amend and reenact subsection 4 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of county officers.

Introduction, first reading, 223
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 464
 Second reading, 500
 Passed, 501
 To House, 554
 Returned to Senate, 1096
 Enrolled 1169
 Signed by President, 1170
 Sent to House, 1170
 Received from House, 1202
 Message to Governor, 1205
 Approved by Governor, 1272

Senate Bill No. 2415 — (Melland)

Senate Bill No. 2415. — A Bill for an Act to amend and reenact sections 7-02-04 and 13-04-01 of the North Dakota Century Code, relating to charges on installment savings and loan association and bank loans.

Introduction, first reading, 223
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 629
 Engrossed, 1727
 Second reading, 685, 1727
 Passed, 686, 1727
 To House, 789
 House amendments, 1689
 Returned to Senate, amended, 1683
 Senate concurs, 1726
 Enrolled 1802
 Signed by President, 1810
 Sent to House, 1810
 Received from House, 1814
 Message to Governor, 1818
 Approved by Governor, 1960

Senate Bill No. 2416 — (Hoffner)

Senate Bill No. 2416. — A Bill for an Act to amend and reenact section 16-04-15.1 of the North Dakota Century Code, relating to a secret consolidated primary election ballot and its form, and providing that the title shall be printed at both ends.

Introduction, first reading, 223
 Referred to Committee on Judiciary
 Returned to Senate, 237
 Withdrawn, 237

Senate Bill No. 2417 — (Jones; Rep. Berg)

Senate Bill No. 2417. — A Bill for an Act relating to the removal of illegal dikes and dams by water management districts.

Introduction, first reading, 224
 Referred to Committee on Agriculture
 Reported back, do pass, 438
 Second reading, 473
 Passed, 473
 To House, 525
 Returned to Senate, 1802
 Enrolled 1896
 Signed by President, 1896
 Sent to House, 1897
 Received from House, 1915
 Message to Governor, 1931
 Approved by Governor, 1991

Senate Bill No. 2418 — (Lodoen)

Senate Bill No. 2418. — A Bill for an Act to amend and reenact section 47-14-09 of the North Dakota Century Code, relating to the definition of usury, its prohibition and the maximum contract rate.

Introduction, first reading, 224
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 674
 Amendments adopted, 694
 Engrossed, 762
 Re-engrossed, 1727
 Second reading, 820, 1727
 Passed, 821, 1727
 Clincher motion, 1728
 To House, 893
 House amendments, 1689
 Returned to Senate, amended, 1683
 Senate concurs, 1727
 Enrolled 1802
 Signed by President, 1810
 Sent to House, 1810
 Received from House, 1814
 Message to Governor, 1818
 Approved by Governor, 1960

Senate Bill No. 2419 — (Olin)

Senate Bill No. 2419. — A Bill for an Act to create and enact a new section to chapter 57-38.2 of the North Dakota Century Code, relating to qualified plan income averaging, computation, and election; to amend and reenact section 57-38.2-02 and section 57-38.2-04 of the North Dakota Century Code, relating to qualified plan income averaging and rules and regulations; and providing an effective date and declaring an emergency.

Introduction, first reading, 236
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 629
 Second reading, 686
 Lost, 686

Senate Bill No. 2420 — (Schirado)

Senate Bill No. 2420. — A Bill for an Act to amend and reenact sections 11-33-03, 40-47-03, and 58-03-12 of the North Dakota Century Code, relating to the purpose of zoning regulations and the definition of the term “comprehensive plan”.

Introduction, first reading, 256
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 464
 Second reading, 501
 Lost, 501

Senate Bill No. 2421 — (Goodman)

Senate Bill No. 2421. — A Bill for an Act to create and enact a new section to chapter 40-23; and to create and enact a new section to chapter 57-02 of the North Dakota Century Code, relating to assessment and taxation of townhouse property.

Introduction, first reading, 256
 Referred to Committee on Finance and Taxation
 Reported back, amended, 417
 Amendments adopted, 441
 Engrossed, 451
 Re-engrossed, 1316
 Second reading, 474, 1316
 Passed, 474, 1316
 To House, 525
 House amendments, 1276
 Returned to Senate, amended, 1275
 Senate concurs, 1316
 Enrolled 1385
 Signed by President, 1386
 Sent to House, 1386
 Received from House, 1387
 Message to Governor, 1387
 Approved by Governor, 1462

Senate Bill No. 2422 — (Nothing, Melland)

Senate Bill No. 2422. — A Bill for an Act to amend and reenact section 10-30-02 of the North Dakota Century Code, relating to purposes of a state development corporation.

Introduction, first reading, 256
 Referred to Committee on State and Federal Government
 Reported back, do pass, 375
 Second reading, 407

Passed, 407
 To House, 450
 Returned to Senate, 1310
 Enrolled 1385
 Signed by President, 1386
 Sent to House, 1386
 Received from House, 1387
 Message to Governor, 1387
 Approved by Governor, 1462

Senate Bill No. 2423 — (Hanson, Tallackson)

Senate Bill No. 2423. — A Bill for an Act to create and enact a new section to chapter 49-05 of the North Dakota Century Code, relating to the effectiveness of suspended public utility rates under bond.

Introduction, first reading, 257
 Referred to Committee on State and Federal Government
 Reported back, do pass, 417
 Second reading, 447
 Passed, 448
 To House, 502
 Returned to Senate, indefinitely postponed, 1762

Senate Bill No. 2424 — (Lee)

Senate Bill No. 2424. — A Bill for an Act to create and enact a new section to chapter 20.1-06 of the North Dakota Century Code, relating to the conducting of fishing tournaments.

Introduction, first reading, 257
 Referred to Committee on Natural Resources
 Reported back, amended, 489
 Amendments adopted, 513
 Engrossed, 528
 Second reading, 551
 Passed, 552
 To House, 611
 Returned to Senate, indefinitely postponed, 1415

Senate Bill No. 2425 — (Christensen)

Senate Bill No. 2425. — A Bill for an Act to amend and reenact subsection 1 of section 39-08-01 of the North Dakota Century Code, relating to operating a motor vehicle under the influence of alcohol.

Introduction, first reading, 257
 Referred to Committee on Judiciary
 Reported back, do pass, 674
 Second reading, 752
 Lost, 752

Senate Bill No. 2426 — (Wright)

Senate Bill No. 2426. — A Bill for an Act to create and enact new sections to chapter 11-33 of the North Dakota Century Code, relating to county subdivision authority.

Introduction, first reading, 257
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 438
 Second reading, 474
 Lost, 474

Senate Bill No. 2427 — (Wright)

Senate Bill No. 2427. — A Bill for an Act to create and enact new sections to chapter 58-03 of the North Dakota Century Code, relating to township subdivision authority.

Introduction, first reading, 257
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 438
 Second reading, 474
 Lost, 475

Senate Bill No. 2428 — (Hoffner; Rep. Meiers)

Senate Bill No. 2428. — A Bill for an Act to amend and reenact section 16-11-06 of the North Dakota Century Code, relating to the arrangement of names on ballots; or, in the alternative, to amend and reenact section 16.1-06-07 of the North Dakota Century Code as created by section 4 of House Bill No. 1138 as approved by the forty-sixth legislative assembly, relating to the arrangement of names on ballots; and providing an effective date.

Introduction, first reading, 257
 Referred to Committee on Judiciary
 Reported back, amended, 773
 Amendments adopted, 777
 Engrossed, 792
 Second reading, 838
 Passed, 838
 To House, 925
 Returned to Senate, indefinitely postponed, 1540

Senate Bill No. 2429 — (Tallackson; Rep. Kingsbury)

Senate Bill No. 2429. — A Bill for an Act making an appropriation to provide funds for salary increases for Grafton state school nonprofessional employees.

Introduction, first reading, 257
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 439
 Second reading, 475
 Lost, 475

Senate Bill No. 2430 — (Hanson, Lips, Tennesfos, Fritzell)

Senate Bill No. 2430. — A Bill for an Act to create and enact a new subsection to section 40-02-01 of the North Dakota Century Code, relating to the requisites for incorporation as a city; to provide an expiration date; and declaring an emergency.

Introduction, first reading, 257
 Referred to Committee on Political Subdivisions
 Reported back, amended, 589
 Amendments adopted, 615
 Engrossed, 646
 Re-engrossed, 1928
 Second reading, 686, 1928
 Passed, 687, 1928
 Emergency carried, 1928
 To House, 789
 House amendments, 1690
 Returned to Senate, 1683, 1939 amended, 1683
 Conference Committee, 1719
 Conference Committee Report, 1791, 1918
 Senate adopts, 1928
 House adopts, 1939
 Senate does not concur, 1719
 Enrolled 1977
 Signed by President, 1977
 Sent to House, 1978
 Received from House, 1978
 Message to Governor, 1982
 Approved by Governor, 1991

Senate Bill No. 2431 — (Iszler; Rep. Lardy)

Senate Bill No. 2431. — A Bill for an Act to amend and reenact section 58-03-11 of the North Dakota Century Code, relating to the establishment, limitation, and scope of zoning districts.

Introduction, first reading, 283
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 464
 Second reading, 522
 Lost, 523

Senate Bill No. 2432 — (Lee)

Senate Bill No. 2432. — A Bill for an Act to amend and reenact section 57-55-01 of the North Dakota Century Code, relating to the definition of mobile home for the purpose of taxation.

Introduction, First Reading, 283
 Referred to Committee on Finance and Taxation
 Reported back, amended, 537
 Amendments adopted, 558
 Engrossed, 586
 Re-engrossed, 1667
 Second reading, 605, 1667
 Passed, 606, 1668
 To House, 688, 1709
 House amendments, 1347
 Returned to Senate, amended, 1344
 Conference Committee, 1476
 Conference Committee Report, 1639

Senate adopts, 1667
 House adopts, 1819
 Senate does not concur, 1476
 Enrolled 1896
 Signed by President, 1896
 Sent to House, 1897
 Received from House, 1916
 Message to Governor, 1931
 Approved by Governor, 1991

Senate Bill No. 2433 — (Wright)

Senate Bill No. 2433. — A Bill for an Act to create and enact a new section to chapter 12.1-26 of the North Dakota Century Code, relating to the carrying of loaded firearms in motor vehicles and providing a penalty.

Introduction, first reading, 283
 Referred to Committee on Judiciary
 Reported back, amended, 675, 734
 Re-referred to Committee on Judiciary, 694
 Amendments adopted, 777
 Engrossed, 792
 Second reading, 838
 Passed, 839
 To House, 925
 Returned to Senate, 1506
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1515
 Received from House, 1550
 Message to Governor, 1550
 Approved by Governor, 1706

Senate Bill No. 2434 — (Reiten)

Senate Bill No. 2434. — A Bill for an Act to create the North Dakota housing finance agency and define its powers in financing residential housing affordable by persons and families of low and moderate income; and to provide an appropriation.

Introduction, first reading, 283
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 489
 Second reading, 523
 Lost, 523

Senate Bill No. 2435 — (Albers, Thane, Iszler; Rep. Lang, Maixner, Dotzenrod)

Senate Bill No. 2435. — A Bill for an Act to create and enact two new sections to chapter 32-15 of the North Dakota Century Code, relating to requiring an appraisal committee to set the value of land that is required for public use, and requiring a period of negotiation when land is required for public use; to create and enact two new sections to

chapter 54-01.1 of the North Dakota Century Code, relating to replacement of property with property or cash of equal value upon relocation, and requiring the condemning agency to pay all the capital gains tax, upon sale, in instances of the adjoining property losing its value as an economic unit because of condemnation; and to amend and reenact subsections 2 and 3 of section 54-01.1-03 of the North Dakota Century Code, relating to moving and related expenses upon relocation.

Introduction, first reading, 283
 Referred to Committee on State and Federal Government
 Reported back, amended, 538 indefinitely postponed, 629
 Re-referred to Committee on Appropriations, 558
 Amendments adopted, 558
 Engrossed, 586
 Second reading, 687
 Lost, 687

Senate Bill No. 2436 — (Hanson, Olin)

Senate Bill No. 2436. — A Bill for an Act to amend and reenact sections 2-07-09.1, 11-11-28, 15-34.2-07, 39-03-08.3, 40-22-20, 40-28-07, 40-29-07, 40-31-03, 40-54-01, 48-02-04, and 61-19-08 of the North Dakota Century Code, relating to submission of bidders' bonds in envelopes separate from bids.

Introduction, first reading, 283
 Referred to Committee on Natural Resources
 Reported back, amended, 465
 Amendments adopted, 483
 Engrossed, 506
 Second reading, 523
 Passed, 523
 To House, 582
 Returned to Senate, 1096
 Enrolled 1169
 Signed by President, 1170
 Sent to House, 1170
 Received from House, 1202
 Message to Governor, 1205
 Approved by Governor, 1272

Senate Bill No. 2437 — (Tallackson; Rep. Tweten)

Senate Bill No. 2437. — A Bill for an Act to amend and reenact subsection 2 of section 57-38-66 of the North Dakota Century Code, exempting cooperatives from the business privilege tax; and providing an effective date.

Introduction, first reading, 284
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 539
 Second reading, 579
 Lost, 579

Senate Bill No. 2438 — (Solberg, Lashkowitz)

Senate Bill No. 2438. — A Bill for an Act to provide an additional fee for motorcycle safety education to be deposited in a motorcycle education fund, to establish standards for motorcycle safety courses, to reimburse public schools and approved organizations for programs, to promote safety in the use and operation of motorcycles; to amend and reenact subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to motorcycle education requirements for motorcycle operators' permits and licenses for applicants under sixteen years of age; providing an effective date; and providing appropriations.

Introduction, first reading, 284
 Referred to Committee on Transportation
 Reported back, amended, 439, 630
 Re-referred to Committee on Appropriations, 453
 Amendments adopted, 453, 646
 Engrossed, 481
 Re-engrossed, 691, 1870, 1928
 Second reading, 752, 1928
 Passed, 752, 1928
 To House, 823
 House amendments, 1690
 Returned to Senate, 1683, 1939 amended, 1683
 Conference Committee, 1719
 Conference Committee Report, 1844, 1870, 1918
 Senate adopts, 1870, 1928
 House adopts, 1939
 Senate does not concur, 1719
 Enrolled 1979
 Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2439 — (Committee on Appropriations)

Senate Bill No. 2439. — A Bill for an Act to set forth legislative intent covering any appropriation for school textbooks, to provide that a portion of oil and gas bonus payments received by the board of university and school lands be apportioned and distributed to the public schools, to provide that a portion of foundation program per-pupil payment increases be contingent on other fund distributions, and to provide for the contingent transfer of unused Vietnam bonus funds for the foundation program; to amend and reenact section 4 of chapter 476 of the 1975 Session Laws of North Dakota, relating to legislative intent concerning the Vietnam bonus sinking fund; to amend and reenact sections 15-40.1-06, 15-40.1-16, and 54-17.1-12 of the North Dakota Century Code, relating to the level of educational support per pupil for the 1979-81 biennium, aid for school bus transportation, and Vietnam bonus funds; and to declare an emergency.

Introduction, first reading, 284
 Referred to Committee on Education

Reported back, amended, 734, 877
 Floor amendments, 1948 — Lost
 Re-referred to Committee on Education, 820
 Amendments adopted, 777, 896
 Engrossed, 792
 Re-engrossed, 928, 1869, 1948
 Second reading, 931, 1948
 Passed, 932, 1949
 Clincher Motion, 932
 Emergency carried, 932, 1949
 To House, 949, 1729, 1949
 House amendments, 1730
 Returned to Senate, 1698, 1730, 1956 amended, 1730
 Conference Committee, 1805
 Conference Committee Report, 1946
 Senate adopts, 1947
 House adopts, 1956
 Senate does not concur, 1805
 House requests return, 1729
 Enrolled 1979
 Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2440 — (Melland)

Senate Bill No. 2440. — A Bill for an Act regarding the powers and duties of the budget section of the legislative council including the authority to make budget recommendations for state agencies and institutions to the legislative assembly.

Introduction, first reading, 284
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 735
 Re-referred to Committee on State and Federal Government, 379
 Second reading, 821
 Lost, 821

Senate Bill No. 2441 — (Mutch)

Senate Bill No. 2441. — A Bill for an Act to establish a public policy with regard to certain unconstitutional federal statutes, rules, regulations, executive orders and office policies and their validity within the jurisdiction of North Dakota.

Introduction, first reading, 284
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 735
 Second reading, 821
 Passed, 822

Senate Bill No. 2442 — (Mutch)

Senate Bill No. 2442. — A Bill for an Act to amend and reenact subsection 2 of section 57-02-08.1 of the North Dakota Century Code, eliminating the homestead credit for persons living in government subsidized low or middle income housing.

Introduction, first reading, 284
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 417
 Second reading, 448
 Lost, 448

Senate Bill No. 2443 — (Krauter, Barth, Dotzenrod)

Senate Bill No. 2443. — A Bill for an Act relating to recordation of mineral interests, escheat of nonrecorded mineral interests, and the sale and redemption of such interests; and providing an effective date.

Introduction, first reading, 285
 Referred to Committee on Agriculture
 Reported back, amended, 675
 Amendments adopted, 694
 Engrossed, 762
 Second reading, 822
 Passed, 822
 To House, 893
 Returned to Senate, indefinitely postponed, 1762

Senate Bill No. 2444 — (Strinden, Cussons)

Senate Bill No. 2444. — A Bill for an Act to require a final court decision if the constitutionality or propriety of a proposed public school program containing a religious theme, content, songs or alleged obscene material is challenged in court, and providing a declaration of legislative intent.

Introduction, first reading, 285
 Referred to Committee on Judiciary
 Reported back, amended, 735
 Amendments adopted, 777
 Engrossed, 792
 Second reading, 839
 Passed, 839
 To House, 925
 Returned to Senate, indefinitely postponed, 1540

Senate Bill No. 2445 — (Olin, Miller; Rep. A. Hausauer)

Senate Bill No. 2445. — A Bill for an Act to amend and reenact section 26-27-01 of the North Dakota Century Code, relating to participation by doctors of podiatric medicine in nonprofit medical service corporations.

Introduction, first reading, 285

Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, do pass, 589
 Second reading, 640
 Passed, 640
 To House, 758
 Senate requests return, 966
 Received from House 1014
 Withdrawn, 1014

Senate Bill No. 2446 — (Nelson)

Senate Bill No. 2446. — A Bill for an Act to create and enact a new section to chapter 26-01 of the North Dakota Century Code, relating to the regulation of the solicitation of life insurance contracts.

Introduction, first reading, 285
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 675
 Re-referred to Committee on Industry, Business and Labor, 513
 Second reading, 752
 Passed, 753
 To House, 823
 Returned to Senate, 1540
 Enrolled 1550
 Signed by President, 1598
 Sent to House, 1598
 Received from House, 1599
 Message to Governor, 1612
 Approved by Governor, 1758

Senate Bill No. 2447 — (Tennefos)

Senate Bill No. 2447. — A Bill for an Act to amend and reenact sections 43-25-02, 43-25-03, 43-25-04, 43-25-05, 43-25-06, 43-25-07, 43-25-08, 43-25-09, 43-25-10, 43-25-11, 43-25-12, and 43-26-12 of the North Dakota Century Code, relating to massage registration and defining "massage therapist", exemption from registration, nonapplication of physical therapist registration provisions, and replacing masseur and masseuse with massage therapist.

Introduction, first reading, 285
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, indefinitely postponed, 590
 Second reading, 640
 Lost, 641

Senate Bill No. 2448 — (Farrington; Rep. Boyum, Melby)

Senate Bill No. 2448. — A Bill for an Act providing an appropriation for publication of North Dakota history textbooks and their subsequent distribution to elementary schools.

Introduction, first reading, 285
 Referred to Committee on Appropriations
 Reported back, indefinitely postponed, 440
 Second reading, 475
 Lost, 475

Senate Bill No. 2449 — (Nelson)

Senate Bill No. 2449. — A Bill for an Act to create and enact a new section to chapter 57-15 and a new subsection to section 58-03-07 of the North Dakota Century Code, relating to a township tax levy for airport purpose and to the powers of townships concerning airports; and declaring an emergency.

Introduction, first reading, 285
Referred to Committee on Political Subdivisions
Reported back, do pass, 565
Floor amendments, 606
Amendments Withdrawn, 641
Second reading, 641, 678
Passed, 641, 678
Emergency Lost, 641 — Carried, 678
To House, 789
Returned to Senate, 1415
Enrolled 1462
Signed by President, 1463
Sent to House, 1463
Received from House, 1515
Message to Governor, 1516
Approved by Governor, 1551

Senate Bill No. 2450 — (Barth, Rep. Kretschmar)

Senate Bill No. 2450. — A Bill for an Act to provide for parimutuel horse racing conducted by nonprofit charitable, fraternal, religious, and veterans' organizations, civic and service clubs, and other public-spirited organizations; definitions; the creation of a racing commission; appointment of a director of racing; racing commission powers and duties; issuance of licenses; license authorization and fees; allotment of racing days to applicants; bets and certificates; bet payoff formulas; payments to school districts; audits and investigations; reasons and procedure for license refusal, suspension and revocation; and the attorney general to represent the commission in hearings; and providing a penalty.

Introduction, first reading, 285
Referred to Committee on State and Federal Government
Reported back, do pass, 736 indefinitely postponed, 510
Floor amendments, 552
Re-referred to Committee on State and Federal Government, 553
Amendments adopted, 552
Engrossed, 553
Second reading, 822
Passed, 882
To House, 893
House amendments, 1677
Returned to Senate, amended, 1676
Conference Committee, 1742
Conference Committee Report, 1800
Senate adopts, 1800
House adopts, 1955

Senate does not concur, 1742
 Enrolled 1979
 Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Governor, 1980
 Vetoed by Governor, 1991

Senate Bill No. 2451 — (Smykowski)

Senate Bill No. 2451. — A Bill for an Act to amend and reenact subsection 16 of section 20.1-03-12 of the North Dakota Century Code, relating to the license fee required of a nonresident fur buyer.

Introduction, first reading, 286
 Referred to Committee on State and Federal Government
 Reported back, do pass, 375
 Second reading, 408
 Passed, 408
 To House, 450
 Returned to Senate, 1506
 Enrolled 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1515
 Message to Governor, 1550
 Approved by Governor, 1706

Senate Bill No. 2452 — (Wenstrom, Lips, Jones; Rep. Mertens)

Senate Bill No. 2452. — A Bill for an Act to amend and reenact section 15-18-07 of the North Dakota Century Code, relating to state aid for junior colleges or educational centers.

Introduction, first reading, 286
 Referred to Committee on Education
 Reported back, amended, 511, 736
 Re-referred to Committee on Appropriations, 528
 Amendments adopted, 528, 777
 Engrossed, 558
 Re-engrossed, 792, 1771
 Second reading, 839, 1771
 Passed, 839, 1771
 To House, 925
 House amendments, 1740
 Returned to Senate, amended, 1734
 Senate concurs, 1771
 Enrolled 1802
 Signed by President, 1810
 Sent to House, 1810
 Received from House, 1814
 Message to Governor, 1818
 Approved by Governor, 1873

Senate Bill No. 2453 — (Jacobson)

Senate Bill No. 2453. — A Bill for an Act to amend and reenact section 61-04-14 of the North Dakota Century Code, relating to extending time for application to beneficial use.

Introduction, first reading, 286
Referred to Committee on Natural Resources
Reported back, do pass, 465
Second reading, 523
Passed, 523
To House, 581
Returned to Senate, 1096
Enrolled 1168
Signed by President, 1170
Sent to House, 1170
Received from House, 1202
Message to Governor, 1205
Approved by Governor, 1272

Senate Bill No. 2454 — (Strand)

Senate Bill No. 2454. — A Bill for an Act to amend and reenact section 46-05-03 of the North Dakota Century Code, relating to the printing fees for legal publications.

Introduction, first reading, 286
Referred to Committee on Judiciary
Reported back, amended, 630
Amendments adopted, 646
Engrossed, 692
Second reading, 753
Passed, 753
To House, 823
Returned to Senate, 1540
Enrolled 1550
Signed by President, 1598
Sent to House, 1598
Received from House, 1599
Message to Governor, 1612
Approved by Governor, 1650

Senate Bill No. 2455 — (Tennefos; Rep. Kloubec)

Senate Bill No. 2455. — A Bill for an Act to amend and reenact sections 57-35-04, 57-35.1-01, and 57-35.2-02 of the North Dakota Century Code, relating to taxation of banks, trust companies, and savings and loan associations, and exempting from the basis of taxation interest or income on bonds issued under the Municipal Industrial Development Act; and to provide an effective date.

Introduction, first reading, 286
Referred to Committee on Finance and Taxation
Reported back, amended, 631

Amendments adopted, 646
 Engrossed, 692
 Re-engrossed, 1823
 Second reading, 753, 1823
 Passed, 754, 1823
 To House, 823, 1853
 House amendments, 1677
 Returned to Senate, amended, 1676
 Conference Committee, 1682
 Conference Committee Report, 1791
 Senate adopts, 1823
 House adopts, 1896
 Senate does not concur, 1682
 Enrolled 1972
 Signed by President, 1973
 Sent to House, 1973
 Received from House, 1973
 Message to Governor, 1981
 Approved by Governor, 1991

Senate Bill No. 2456 — (Naaden, Smykowski)

Senate Bill No. 2456. — A Bill for an Act to amend and reenact section 4-21.1-02 of the North Dakota Century Code, relating to administration of nurseries and nurseymen and appointment of a state entomologist.

Introduction, first reading, 286
 Referred to Committee on Agriculture
 Reported back, indefinitely postponed, 565
 Second reading, 606
 Lost, 607

Senate Bill No. 2457 — (Orange, Rep. Pomeroy)

Senate Bill No. 2457. — A Bill for an Act to amend and reenact subsection 6 of section 52-06-02 of the North Dakota Century Code, relating to disqualification of students registered for full attendance at an established school, college, or university from receiving unemployment benefits.

Introduction, first reading, 286
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 632
 Second reading, 687
 Lost, 688

Senate Bill No. 2458 — (Christensen)

Senate Bill No. 2458. — A Bill for an Act to prohibit all plea agreement or bargaining in the courts of this state effective July 1, 1983; and providing an effective date.

Introduction, first reading, 287
 Referred to Committee on Judiciary

Reported back, indefinitely postponed, 632
 Second reading, 688
 Lost, 688

Senate Bill No. 2459 — (Lips)

Senate Bill No. 2459. — A Bill for an Act to amend and reenact section 15-53.1-02 of the North Dakota Century Code, relating to boundary changes in school districts.

Introduction, first reading, 287
 Referred to Committee on Education
 Reported back, indefinitely postponed, 511
 Second reading, 553
 Lost, 553

Senate Bill No. 2460 — (Melland, Goodman)

Senate Bill No. 2460. — A Bill for an Act to establish the office of federal aid coordinator and to provide for the powers and duties of that office and the assumption of the responsibilities of the division of economic opportunity, the state planning division, the office of energy management, and the special projects coordinator; to amend and reenact subsection 3 of section 20.1-02-17.1, and sections 20.1-02-18.1, 23-11-30, 23-18.2-27, 54-01-05.4, 54-01.1-08, 54-40.1-01, subsection 2 of section 54-40.1-02, and subsection 6 of section 54-40.1-04 of the North Dakota Century Code, relating to various responsibilities of the federal aid coordinator office; and to repeal sections 54-07-06, 54-34.1-01, 54-34.1-02, 54-34.1-03, 54-34.1-04, 54-34.1-05, 54-34.1-08, 54-34.1-09, and 54-34.1-15 of the North Dakota Century Code, relating to the division of economic opportunity and the state planning division; to require the legislative council to review the effect of consolidation of offices into the office of federal aid coordinator; and to provide an appropriation for the federal aid coordinator office and the natural resources council.

Introduction, first reading, 287
 Referred to Committee on State and Federal Government
 Reported back, amended, 539, 737
 Re-referred to Committee on Appropriations, 582
 Amendments adopted, 558, 777
 Engrossed, 586
 Re-engrossed, 792, 1870
 Second reading, 840, 1870
 Passed, 841, 1871
 To House, 925, 1896
 House amendments, 1677
 Returned to Senate, amended, 1676
 Conference Committee, 1750
 Conference Committee Report, 1848
 Senate adopts, 1870
 House adopts, 1915
 Senate does not concur, 1750
 Enrolled 1970
 Signed by President, 1971

Sent to House, 1971
 Received from House, 1971
 Message to Governor, 1981
 Vetoed by Governor, 1991

Senate Bill No. 2461 — (Thane, Sandness; Rep. Dietz)

Senate Bill No. 2461. — A Bill for an Act to authorize a school district mill levy for unemployment compensation benefits.

Introduction, first reading, 287
 Referred to Committee on Education
 Reported back, amended, 511
 Amendments adopted, 528
 Engrossed, 558
 Re-engrossed 1728,
 Second reading, 579, 1728
 Passed, 580, 1728
 Clincher motion, 1728
 To House, 642
 House amendments, 1681
 Returned to Senate, amended, 1676
 Senate concurs, 1728
 Enrolled 1820
 Signed by President, 1851
 Sent to House, 1852
 Received from House, 1856
 Message to Governor, 1856
 Approved by Governor, 1991

Senate Bill No. 2462 — (Iszler, Roen, Sorum; Rep. Herman, Unhjem, Lipsiea)

Senate Bill No. 2462. — A Bill for an Act to create and enact a new section to chapter 57-15, relating to the authorization of a one-half mill levy by counties to establish and maintain youth programs.

Introduction, first reading, 287
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 565
 Re-referred to Committee on Political Subdivisions, 309
 Second reading, 607
 Passed, 607
 To House, 688
 Returned to Senate, indefinitely postponed, 1506

Senate Bill No. 2463 — (Thane, Sandness; Rep. Dietz)

Senate Bill No. 2463. — A Bill for an Act to create and enact a new subsection to section 43-32-30 of the North Dakota Century Code, relating to the exemption from licensure as a psychologist of persons practicing as school psychologists.

Introduction, first reading, 287
 Referred to Committee on Education

Reported back, do pass, 540
Engrossed, 1823
Second reading, 580, 1823
Passed, 480, 1824
To House, 642, 1853
House amendments, 1681
Returned to Senate, amended, 1676
Conference Committee, 1750
Conference Committee Report, 1791
Senate adopts, 1823
House adopts, 1896
Senate does not concur, 1750
Enrolled 1970
Signed by President, 1971
Sent to House, 1971
Received from House, 1981
Message to Governor, 1981
Approved by Governor, 1991

Senate Bill No. 2464 — (Redlin)

Senate Bill No. 2464. — A Bill for an Act to create and enact a new section to chapter 15-03 of the North Dakota Century Code, relating to the execution of instruments under the board of university and school lands loan pool account.

Introduction, first reading, 287
Referred to Committee on Education
Reported back, do pass, 540
Second reading, 580
Passed, 580
To House, 642
Returned to Senate, 1312
Enrolled 1385
Signed by President, 1386
Sent to House, 1386
Received from House, 1387
Message to Governor, 1387
Approved by Governor, 1462

Senate Bill No. 2465 — (Smykowski, Strinden, Thane)

Senate Bill No. 2465. — A Bill for an Act to amend and reenact sections 15-18-03 and 15-18-04.2 of the North Dakota Century Code, relating to mill levies for junior colleges and off-campus educational centers.

Introduction, first reading, 287
Referred to Committee on Finance and Taxation
Reported back, amended, 739
Amendments adopted, 778
Engrossed, 792
Re-engrossed, 1526
Second reading, 842, 1527
Passed, 842, 1527
Clincher Motion, 1527

To House, 925
 House amendments, 1508
 Returned to Senate, amended, 1507
 Senate concurs, 1526
 Enrolled 1550
 Signed by President, 1598
 Sent to House, 1598
 Received from House, 1599
 Message to Governor, 1612
 Approved by Governor, 1650

Senate Bill No. 2466 — (Lee, Jones, Iszler; Rep. Freborg, Schindler)

Senate Bill No. 2466. — A Bill for an Act to provide for allocation payments received by counties by the federal government in lieu of taxes.

Introduction, first reading, 288
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 590
 Second reading, 641
 Lost, 642

Senate Bill No. 2467 — (Lashkowitz)

Senate Bill No. 2467. — A Bill for an Act to promote energy development on state-owned lands; to authorize the industrial commission to acquire or construct, but not to operate, energy-related facilities, together with all necessary appurtenances; to authorize the issuance and sale of revenue bonds for the purpose of this Act; and to appropriate the revenue received by the industrial commission for payment of the principal and interest of the bonds.

Introduction, first reading, 288
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 739
 Second reading, 822
 Lost, 823

Senate Bill No. 2468 — (Vosper, Schirado)

Senate Bill No. 2468. — A Bill for an Act to amend and reenact section 30.1-23-01 of the North Dakota Century Code, relating to collecting the personal property of a decedent by affidavit under the Uniform Probate Code.

Introduction, first reading, 288
 Referred to Committee on Judiciary
 Reported back, do pass, 632
 Second reading, 744
 Passed, 745
 To House, 823
 Returned to Senate, indefinitely postponed, 1277

Senate Bill No. 2469 — (Barth, Krauter; Rep. Meyer, Riehl)

Senate Bill No. 2469. — A Bill for an Act to create and enact subsection 6.1 to section 6-01-02 of the North Dakota Century Code, relating to definition of corporate central credit unions; to amend and reenact section 6-06-19 of the North Dakota Century Code, relating to exemption of North Dakota central credit union from borrowing limitations; to amend and reenact section 6-06-21 of the North Dakota Century Code, relating to reserving requirements of corporate central credit unions.

Introduction, first reading, 288
Referred to Committee on Industry, Business, & Labor
Reported back, amended, 740
Amendments adopted, 778
Engrossed, 792
Second reading, 842
Passed, 843
To House, 925
Returned to Senate, 1506
Enrolled 1512
Signed by President, 1513
Sent to House, 1514
Received from House, 1515
Message to Governor, 1550
Approved by Governor, 1706

Senate Bill No. 2470 — (Lips)

Senate Bill No. 2470. — A Bill for an Act to create and enact five new sections to chapter 40-50 of the North Dakota Century Code, relating to the making by the owner of public improvements for a platted subdivision and financing of the cost by the city approving the plat; and declaring an emergency.

Introduction, first reading, 288
Referred to Committee on Political Subdivisions
Reported back, indefinitely postponed, 566
Second reading, 607
Lost, 607

Senate Bill No. 2471 — (Hoffner, Sandness; Rep. Fleming)

Senate Bill No. 2471. — A Bill for an Act to provide for an interim study of the establishment of procedures for containment of health care costs and to provide for the appointment of four additional lay members of the health council, appointed by the governor, to serve on the health council, during the interim, only for consideration of business dealing with the establishment of methods and procedures for maintenance of quality health care and containment of health care costs.

Introduction, first reading, 288
Referred to Committee on Social Welfare & Veteran's Affairs

Reported back, indefinitely postponed, 566
Second reading, 607
Lost, 608

Senate Bill No. 2472 — (Solberg)

Senate Bill No. 2472. — A Bill for an Act to provide for the registration and licensing of firms and individuals engaged in the business of servicing portable and fixed fire extinguisher systems by the state fire marshal; and providing a penalty.

Introduction, first reading, 289
Referred to Committee on Industry, Business, & Labor
Reported back, indefinitely postponed, 633
Second reading, 745
Lost, 745

Senate Bill No. 2473 — (Vosper)

Senate Bill No. 2473. — A Bill for an Act to amend and reenact subsection 4 of section 43-19.1-02, sections 43-19.1-03 and 43-19.1-04, subsection 5 of section 43-19.1-29 and section 43-19.1-30 of the North Dakota Century Code, relating to the registration and regulation of the practice of engineering and land surveying.

Introduction, first reading, 289
Referred to Committee on State & Federal Government
Reported back, amended, 393
Amendments adopted, 418
Engrossed, 431
Second reading, 448
Passed, 448
To House, 502
Returned to Senate, indefinitely postponed, 1551

Senate Bill No. 2474 — (Rait; Rep. Jacobson, Opedahl)

Senate Bill No. 2474. — A Bill for an Act to create and enact a new section to chapter 57-02 of the North Dakota Century Code, providing for a graduated land tax; to create and enact two new subsections to section 57-02-01 of the North Dakota Century Code, relating to definitions for property tax purposes; to amend and reenact section 57-15-02 of the North Dakota Century Code, relating to the determination of property tax rates; and to provide a penalty.

Introduction, first reading, 289
Referred to Committee on Finance & Taxation
Reported back, indefinitely postponed, 541
Second reading, 580
Lost, 581

Senate Bill No. 2475 — (Dotzenrod)

Senate Bill No. 2475. — A Bill for an Act to create and enact section 63-01.1-10.1; to amend and reenact subsections 4 and 5 of section 63-01.1-

02 and sections 63-01.1-03, 63-01.1-04, 63-01.1-05, 63-01.1-06, subsection 2 of section 63-01.1-12, section 63-01.1-13 and subsection 1 of section 63-01.1-15 of the North Dakota Century Code; and to repeal section 63-01.1-07 of the North Dakota Century Code, all relating to the definition and control of noxious weeds.

Introduction, first reading, 289
 Referred to Committee on Agriculture
 Reported back, amended, 590
 Amendments adopted, 615
 Engrossed, 646
 Second reading, 745
 Passed, 746
 To House, 823
 Returned to Senate, 1506
 Enrolled, 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1515
 Message to Governor, 1550
 Approved by Governor, 1706

Senate Bill No. 2476 — (Hoffner; Rep. Marten, Vander Vorst, Tinjum)

Senate Bill No. 2476. — A Bill for an Act to create and enact a new section to chapter 61-04 of the North Dakota Century Code; and to amend and reenact sections 61-02-11 and 61-03-13 of the North Dakota Century Code, relating to the authority of the state engineer concerning irrigation water permits, and to the procedure for issuance of rules and regulations.

Introduction, first reading, 289
 Referred to Committee on Agriculture
 Reported back, indefinitely postponed, 591
 Second reading, 642
 Lost, 642

Senate Bill No. 2477 — (Sorum, Wright)

Senate Bill No. 2477. — A Bill for an Act to provide for the freezing of school district boundaries upon a vote of the electors, to provide for sending pupils to other school districts, and relating to foundation aid payments and procedures for pupils attending other school districts.

Introduction, first reading, 289
 Referred to Committee on Education
 Reported back, indefinitely postponed, 633
 Second reading, 746
 Lost, 746

Senate Bill No. 2478 — (Committee on Delayed Bills)

Senate Bill No. 2478. — A Bill for an Act making an appropriation to the state historical society to renovate the museum at the Pembina state historic site.

Introduction, first reading, 419
 Referred to Committee on Appropriations
 Reported back, amended, 541
 Amendments adopted, 558
 Engrossed, 586
 Second reading, 608
 Passed, 608
 To House, 688
 Returned to Senate, 1540
 Enrolled, 1550
 Signed by President, 1598
 Sent to House, 1598
 Received from House, 1599
 Message to Governor, 1612
 Approved by Governor, 1650

Senate Bill No. 2479 — (Committee on Delayed Bills)

Senate Bill No. 2479. — A Bill for an Act to amend and reenact section 12.1-27.1-12 of the North Dakota Century Code as contained in section 1 of Senate Bill No. 2100, as approved by the forty-sixth legislative assembly, relating to state preemption of local laws regulating obscenity except when local ordinances are specifically authorized; and declaring an emergency.

Introduction, first reading, 465
 Referred to Committee on Judiciary
 Reported back, do pass, 675
 Second reading, 754
 Passed, 754
 Emergency carried, 754
 To House, 823
 Returned to Senate, indefinitely postponed, 1310

Senate Bill No. 2480 — (Committee on Delayed Bills)

Senate Bill No. 2480. — A Bill for an Act to provide for the transfer of the functions of the state laboratories department to the state laboratories division of the state department of health for a temporary period and to provide for an ongoing study of the state laboratories division during that temporary period; to create and enact section 19-01-01.1, a new section to chapter 23-09, a new section to chapter 23-10, and a new subsection to section 54-12-01 of the North Dakota Century Code, relating to the definition of the state laboratories department and related terms, the inspection of hotels, restaurants, boardinghouses, and mobile home parks, and the placement of a consumer affairs office in the office of the attorney general; to amend and reenact sections 4-30-18, 19-01-01, 19-01-02, 19-01-05, 19-01-13, 19-01-17, 19-01-18, subsection 1 of section 19-02.1-01, subsection 7 of section 19-10-01, subsection 1 of section 19-21-01, and subsection 2 of section 23-10-01 of the North Dakota Century Code, relating to the abolishment of the state laboratories department and the state laboratories commission and the transfer of functions to the state department of health; and to repeal sections 19-01-02.1, 19-01-03, 19-01-04, 19-01-06, 19-01-07, 19-01-08, and 23-09-02 of the

North Dakota Century Code, relating to the director and assistant director of the state laboratories department, and the offices, fees, and expenses of the department.

Introduction, first reading, 615
Referred to Committee on State & Federal Government
Reported back, amended, 1255
Floor amendments, 1318
Re-referred to Committee on Appropriations, 877
Amendments adopted, 1279, 1318
Engrossed, 1307
Re-engrossed, 1318
Second reading, 1397
Passed, 1397
To House, 1405
Returned to Senate, indefinitely postponed, 1762

Senate Bill No. 2481 — (Committee on Delayed Bills)

Senate Bill No. 2481. — A Bill for an Act to amend and reenact subsection 1 of section 15-38.1-07, sections 15-38.1-08 and 15-38.1-09, subdivision a of subsection 1 of section 15-38.1-12, and subdivision a of subsection 1 of section 15-38.1-13 of the North Dakota Century Code, relating to specifying the areas that teachers may negotiate with school boards.

Introduction, first reading, 755
Referred to Committee on Education
Reported back, do pass, 878
Amendments adopted, 899, 967
Engrossed, 899
Re-engrossed, 967
Second reading, 899, 967
Reconsidered, 931
Lost, 900, 967

Senate Bill No. 2482 — (Committee on Delayed Bills)

Senate Bill No. 2482. — A Bill for an Act to provide for distribution of the surplus funds on deposit in the Vietnam bonus fund to eligible Vietnam conflict veterans.

Introduction, first reading, 755
Referred to Committee on Appropriations
Reported back, indefinitely postponed, 846
Second reading, 860
Lost, 860

Senate Bill No. 2483 — (Committee on Delayed Bills)

Senate Bill No. 2483. — A Bill for an Act to create and enact section 54-40-02.1 of the North Dakota Century Code, relating to the joint construction and use of a public building by a city and a county; and to amend and reenact section 54-40-03 of the North Dakota Century Code, relating to the disbursement of funds under an agreement for the joint exercise of governmental powers.

Introduction, first reading, 974
 Referred to Committee on Political Subdivisions
 Reported back, amended, 1361, 1439
 Re-referred to Committee on Political Subdivisions, 1389
 Amendments adopted, 1461
 Engrossed, 1512
 Second reading, 1521
 Passed, 1522
 Clincher Motion, 1522
 To House, 1601
 Returned to Senate, 1700
 Enrolled, 1760
 Signed by President, 1760
 Sent to House, 1761
 Received from House, 1775
 Message to Governor, 1776
 Filed with Secretary of State without signature, 1991

Senate Bill No. 2484 — (Committee on Delayed Bills)

Senate Bill No. 2484. — A Bill for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to itemizing of deductions; to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to the definition of the United States Internal Revenue Code of 1954, as amended, for North Dakota income tax purposes; providing an effective date; and declaring an emergency.

Introduction, first reading, 1043
 Referred to Committee on Finance & Taxation
 Reported back, do pass, 1326
 Floor amendments, 1351
 Amendments adopted, 1351
 Engrossed, 1351
 Re-engrossed, 1899
 Second reading, 1351, 1899
 Passed, 1352, 1900
 Emergency carried, 1352, 1900
 To House, 1455
 House amendments, 1681
 Returned to Senate, 1676, 1939 amended, 1676
 Conference Committee, 1682
 Conference Committee Report, 1876
 Senate adopts, 1899
 House adopts, 1939
 Senate does not concur, 1682
 Enrolled, 1977
 Signed by President, 1977
 Sent to House, 1978
 Received from House, 1978
 Message to Governor, 1982
 Approved by Governor, 1991

Senate Bill No. 2485 — (Committee on Delayed Bills)

Senate Bill No. 2485. — A Bill for an Act to create and enact chapter 61-24.1 of the North Dakota Century Code, creating the Garrison

diversion mitigation and enhancement lands commission and setting forth the powers and duties thereof.

Introduction, first reading, 1398
 Referred to Committee on Natural Resources
 Reported back, do pass, 1441
 Second reading, 1486
 Passed, 1486
 To House, 1546
 Returned to Senate, 1762
 Enrolled 1802
 Signed by President, 1810
 Sent to House, 1810
 Received from House, 1814
 Message to Governor, 1818
 Approved by Governor, 1873

Senate Bill No. 2486 — (Committee on Delayed Bills)

Senate Bill No. 2486. — A Bill for an Act to amend and reenact sections 61-02-04, 61-02-07, and 61-02-13 of the North Dakota Century Code, relating to membership of the state water commission, employment of staff, and compensation and expenses of the commission and staff; and declaring an emergency.

Introduction, first reading, 1487
 Referred to Committee on Natural Resources
 Reported back, do pass, 1532
 Floor amendments, 1569
 Amendments adopted, 1569
 Engrossed, 1569
 Second reading, 1569
 Passed, 1570
 Clincher motion, 1570
 Emergency carried, 1570
 To House, 1654
 Returned to Senate, indefinitely postponed, 1852

Senate Bill No. 2487 — (Committee on Delayed Bills)

Senate Bill No. 2487. — Capital Construction Fund. A Bill for an Act for a conditional transfer of funds to a state capital construction fund, providing for budget section approval, and providing an appropriation for the construction, remodeling, and equipping of, or additions to, buildings of state agencies, departments, and institutions.

Introduction, first reading, 1487
 Referred to Committee on Appropriations
 Reported back, do pass, 1574
 Floor amendments, 1672
 Amendments adopted, 1674
 Engrossed, 1675
 Re-engrossed, 1941
 Second reading, 1675, 1941
 Passed, 1676, 1944

Clincher motion, 1676
 To House, 1709
 House amendments, 1855
 Returned to Senate, 1855, 1945 amended, 1855
 Conference Committee, 1858
 Conference Committee Report, 1940
 Senate adopts, 1941
 House adopts, 1945
 Senate does not concur, 1858
 Enrolled, 1979
 Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Governor, 1980
 Approved by Governor, 1991

Senate Bill No. 2488 — (Committee on Delayed Bills)

Senate Bill No. 2488 — A Bill for an Act to amend and reenact section 65-05-17 of the North Dakota Century Code, as amended by Senate Bill No. 2219 as approved by the Forty-sixth Legislative Assembly, relating to widows' death benefits under workmen's compensation.

Introduction, first reading, 1828
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 1857
 Second reading, 1860
 Passed, 1861
 Clincher motion, 1861
 To House, 1861
 Returned to Senate, 1955
 Enrolled, 1977
 Signed by President, 1977
 Sent to House, 1978
 Received from House, 1978
 Message to Governor, 1982
 Approved by Governor, 1991

Senate Concurrent Resolutions

Senate Concurrent Resolution No. 4001 — (Committee on Legislative Council Appropriations)

Senate Concurrent Resolution No. 4001. — A concurrent resolution directing a Legislative Council study of the feasibility and benefits of reorganizing the executive branch of state government.

Introduction, first reading, 55
 Referred to Committee on State and Federal Government
 Reported back, do pass, 171
 Second reading, 208
 Adopted, 208
 To House, 228
 Returned to Senate, 1096
 Enrolled, 1169
 Signed by President, 1170
 Sent to House, 1170
 Received from House, 1203
 Message to Secretary of State, 1205

Senate Concurrent Resolution No. 4002 — (Committee on Legislative Council Constitutional Revision)

Senate Concurrent Resolution No. 4002. — A concurrent resolution to repeal article 14 of the amendments to the Constitution of the State of North Dakota, relating to state operation of terminal grain elevators in Minnesota or Wisconsin.

Introduction, first reading, 56
 Referred to Committee on Constitutional Revision
 Reported back, indefinitely postponed, 1258
 Second reading, 1281
 Lost, 1282

Senate Concurrent Resolution No. 4003 — (Committee on Legislative Council Constitutional Revision)

Senate Concurrent Resolution No. 4003. — A concurrent resolution to repeal section 177 of the Constitution of North Dakota and article 24 of the amendments to the Constitution of the State of North Dakota, relating to an acreage tax and a mill levy to create a hail insurance fund.

Introduction, first reading, 56
 Referred to Committee on Constitutional Revision
 Reported back, indefinitely postponed, 1258
 Second reading, 1282
 Lost, 1282

Senate Concurrent Resolution No. 4004 — (Committee on Legislative Council Constitutional Revision)

Senate Concurrent Resolution No. 4004. — A concurrent resolution to amend section 182 of the Constitution of the State of North Dakota, relating to the security of bonds issued or guaranteed by the state.

Introduction, first reading, 56
 Referred to Committee on Constitutional Revision
 Reported back, do pass, 740
 Second reading, 843
 Adopted, 843
 To House, 925
 Returned to Senate, 1160
 Enrolled, 1202
 Signed by President, 1204
 Sent to House, 1204
 Received from House, 1238
 Message to Secretary of State, 1241

Senate Concurrent Resolution No. 4005 —
 (Committee on Legislative Council Garrison Diversion Overview)

Senate Concurrent Resolution No. 4005. — A concurrent resolution to recreate a special Garrison Diversion Legislative Overview Committee to review matters concerning Garrison diversion through the upcoming interim and the next legislative session and to represent legislative interests in the Garrison Diversion Project.

Introduction, first reading, 56
 Referred to Committee on State and Federal Government
 Reported back, do pass, 153
 Second reading, 187
 Adopted, 187
 To House, 228
 Returned to Senate, 1655
 Enrolled, 1760
 Signed by President, 1760
 Sent to House, 1771
 Received from House, 1775
 Message to Secretary of State, 1776

Senate Concurrent Resolution No. 4006 —
 (Committee on Legislative Council Judicial System)

Senate Concurrent Resolution No. 4006. — A concurrent resolution for the amendment of section 173 of the Constitution of the State of North Dakota, relating to the election of certain county officials; for the repeal of subsection 6 of section 69 of the Constitution of the State of North Dakota, relating to the jurisdiction of police magistrates, constables, and justices of the peace; and providing an effective date.

Introduction, first reading, 56
 Referred to Committee on Constitutional Revision
 Reported back, do pass, 1177
 Second reading, 1208
 Adopted, 1209

To House, 1275
 Returned to Senate, 1655
 Enrolled, 1760
 Signed by President, 1760
 Sent to House, 1761
 Received from House, 1775
 Message to Secretary of State, 1776

Senate Concurrent Resolution No. 4007 —
 (Committee on Legislative Council Legislative Procedure and
 Arrangements)

Senate Concurrent Resolution No. 4007. — A concurrent resolution directing the Legislative Council to conduct a study of legislative retirement programs.

Introduction, first reading, 56
 Referred to Committee on State and Federal Government
 Reported back, do pass, 199
 Indefinitely postponed, 308
 Re-referred to Committee on State and Federal Government, 222
 Second reading, 356
 Lost, 356

Senate Concurrent Resolution No. 4008 — (Redlin)

Senate Concurrent Resolution No. 4008. — A concurrent resolution for the ratification of a proposed amendment to the Constitution of the United States, to provide for District of Columbia representation in Congress.

Introduction, first reading, 56
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 222
 Second reading, 239
 Lost, 240

Senate Concurrent Resolution No. 4009 —
 (Committee on Constitutional Revision)

Senate Concurrent Resolution No. 4009. — A concurrent resolution for the amendment of section 161 of the Constitution of the State of North Dakota, relating to the leasing of lands granted to the state for educational and charitable purposes; and providing an effective date.

Introduction, first reading, 62
 Referred to Committee on Constitutional Revision
 Reported back, amended, 1072
 Floor amendments, 1134
 Amendments adopted, 1097
 Engrossed, 1128
 Re-engrossed, 1134
 Second reading, 1134

Adopted, 1134
 To House, 1204
 Returned to Senate, indefinitely postponed, 1969

Senate Concurrent Resolution No. 4010 — (Strinden, Naaden, Tallackson)

Senate Concurrent Resolution No. 4010. — A concurrent resolution urging the United States Congress not to pass any legislation mandating conversion to the metric system in the United States.

Introduction, first reading, 72
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 541
 Second reading, 581
 Adopted, 581
 To House, 642
 Returned to Senate, 1540
 Enrolled, 1550
 Signed by President, 1598
 Sent to House, 1598
 Received from House, 1599
 Message to Secretary of State, 1612

Senate Concurrent Resolution No. 4011 — (Committee on Constitutional Revision)

Senate Concurrent Resolution No. 4011. — A concurrent resolution for the amendment of section 45 of the Constitution of the State of North Dakota, relating to the compensation of members of the Legislative Assembly and providing an independent commission to set legislative pay and compensation.

Introduction, first reading, 83
 Referred to Committee on Constitutional Revision
 Reported back, indefinitely postponed, 740
 Second reading, 843
 Lost, 844

Senate Concurrent Resolution No. 4012 — (Committee on Natural Resources)

Senate Concurrent Resolution No. 4012. — A concurrent resolution directing the Legislative Council to study and review possible implementation of Section 404 of the Federal Water Pollution Control Act by the State of North Dakota through its State Water Commission as provided in the Clean Water Act of 1977.

Introduction, first reading, 116
 Referred to Committee on Natural Resources
 Second reading, 408
 Adopted, 408
 To House, 450
 Returned to Senate, 1198

Enrolled, 1243
Signed by President, 1268
Sent to House, 1268
Received from House, 1273
Message to Secretary of State, 1273

Senate Concurrent Resolution No. 4013 — (Orange, Vosper)

Senate Concurrent Resolution No. 4013. — A concurrent resolution urging Congress to formulate a single, rational policy for regulating nuclear materials and development.

Introduction, first reading, 127
Referred to Committee on State & Federal Government
Reported back, do pass, 281
Second reading, 330
Adopted, 330
To House, 385
Returned to Senate, 1096
Enrolled, 1169
Signed by President, 1170
Sent to House, 1170
Received from House, 1203
Message to Secretary of State, 1205

Senate Concurrent Resolution No. 4014 — (Nothing, Hoffner; Rep. Strinden)

Senate Concurrent Resolution No. 4014. — A concurrent resolution urging the Secretary of Interior to proceed with the design, planning and construction of the Garrison Diversion Project.

Introduction, first reading, 140
Referred to Committee on Agriculture
Reported back, do pass, 235
Second reading, 269
Adopted, 269
To House, 297
Returned to Senate, 1007
Enrolled, 1040
Signed by President, 1041
Sent to House, 1041
Received from House, 1041
Message to Secretary of State, 1060

Senate Concurrent Resolution No. 4015 — (Naaden)

Senate Concurrent Resolution No. 4015. — A concurrent resolution requesting the Congress of the United States to propose an amendment to the Constitution of the United States for ratification by the states to provide protection of the right to life of all human beings.

Introduction, first reading, 140
Referred to Committee on Social Welfare & Veteran's Affairs
Reported back, indefinitely postponed, 376
Re-referred to Committee on Judiciary, 161

Re-engrossed, 1969
 Second reading, 421, 1969
 Adopted, 421, 1969
 To House, 478, 1969
 House amendments, 1655
 Returned to Senate, amended, 1655
 Conference Committee, 1772, 1904, 1955
 Conference Committee Report, 1850, 1954
 Senate concurs, 1969
 Adopts, 1969
 Senate does not concur, 1772
 Senate does not adopt, 1900, 1955
 Reconsidered, 1969
 Enrolled, 1979
 Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Secretary of State, 1981

Senate Concurrent Resolution No. 4016 — (Jones)

Senate Concurrent Resolution 4016. — A concurrent resolution directing the Legislative Council to study and review the possibility of barge traffic on the Missouri River above Sioux City, Iowa, with emphasis on alternative means and economic and logistical effects of such navigation, and routes to be taken by extension of the Missouri River Navigation Project from its present head at Sioux City, Iowa.

Introduction, first reading, 141
 Referred to Committee on Transportation
 Reported back, do pass, 566
 Second reading, 608
 Adopted, 608
 To House, 688
 Returned to Senate, 1415
 Enrolled, 1462
 Signed by President, 1463
 Sent to House, 1463
 Received from House, 1515
 Message to Secretary of State, 1515

Senate Concurrent Resolution No. 4017 — (Lashkowitz)

Senate Concurrent Resolution No. 4017. — A concurrent resolution designating Henry R. Martinson of Fargo and Lydia O. Jackson of Grafton as Poets Laureate of North Dakota.

Introduction, first reading, 159
 Second reading, 160
 Adopted, 160
 To House, 188
 Returned to Senate, 209
 Enrolled, 212
 Signed by President, 212

Sent to House, 228
 Received from House, 229
 Message to Secretary of State, 229

Senate Concurrent Resolution No. 4018 — (Lee, Iszler; Rep. Freborg, Lang, Schindler)

Senate Concurrent Resolution No. 4018. — A concurrent resolution urging Congress to amend Public Law 94-565 to provide that in lieu of tax payments be allocated among all local units of government in proportion to the tax loss suffered by the various local units, or to authorize the states to provide for the allocation of the in lieu of tax payments.

Introduction, first reading, 160
 Referred to Committee on Finance & Taxation
 Reported back, do pass, 591
 Re-referred to Committee on Political Subdivisions, 337
 Second reading, 754
 Adopted, 754
 To House, 823
 Returned to Senate, 1344
 Enrolled, 1424
 Signed by President, 1424
 Sent to House, 1424
 Received from House, 1424
 Message to Secretary of State, 1459

Senate Concurrent Resolution No. 4019 — (Iszler, Lips, Schirado)

Senate Concurrent Resolution No. 4019. — A concurrent resolution directing a Legislative Council study of the North Dakota state penitentiary, state farm, and the "sunny farm" in Mandan as integral parts of a total corrections master plan for the state.

Introduction, first reading, 181
 Referred to Committee on Judiciary
 Reported back, amended, 542
 Amendments adopted, 558
 Engrossed, 586
 Second reading, 609
 Adopted, 609
 To House, 688
 Returned to Senate, 1160
 Enrolled, 1202
 Signed by President, 1204
 Sent to House, 1204
 Received from House, 1238
 Message to Secretary of State, 1241

Senate Concurrent Resolution No. 4020 — (Hanson)

Senate Concurrent Resolution No. 4020. — A concurrent resolution of greetings to the participants of the 14th International Rare Earth

Conference to be held at North Dakota State University, Fargo, North Dakota, on June 25-28, 1979.

Introduction, first reading, 200
Second reading, 200
Adopted, 201
To House, 228
Returned to Senate, 241
Enrolled, 246
Signed by President, 272
Sent to House, 298
Received from House, 298
Message to Secretary of State, 298

Senate Concurrent Resolution No. 4021 — (Nething, Hoffner; Rep. Strinden, Backes)

Senate Concurrent Resolution No. 4021. — A concurrent resolution urging Congress to exempt North Dakota lignite from provisions of any Federal coal severance tax enacted for the purpose of alleviating impacts created by increased coal train traffic.

Introduction, first reading, 224
Referred to Committee on Transportation
Reported back, amended, 292
Amendments adopted, 615
Engrossed, 646
Second reading, 754
Adopted, 754
To House, 823
Returned to Senate, 1655
Enrolled, 1760
Signed by President, 1760
Sent to House, 1761
Received from House, 1775
Message to Secretary of State, 1776

Senate Concurrent Resolution No. 4022 — (Melland, Goodman; Rep. Winkjer, Kloubec)

Senate Concurrent Resolution No. 4022. — A concurrent resolution urging the President of the United States and the Congress to grant the state of North Dakota a two-year delay in complying with the regulations being promulgated by the Department of the Interior pursuant to the Surface Mining Reclamation and Control Act of 1977.

Introduction, first reading, 257
Referred to Committee on Natural Resources
Reported back, amended, 353
Amendments adopted, 365
Engrossed, 388
Second reading, 399
Adopted, 399
To House, 429

Returned to Senate, 554
Enrolled, 557
Signed by President, 582
Sent to House, 582
Received from House, 582
Message to Secretary of State, 582

Senate Concurrent Resolution No. 4023 — (Jacobson, Roen; Rep. Murphy, Thompson, Wald)

Senate Concurrent Resolution No. 4023. — A concurrent resolution urging the Secretary of Agriculture to delete the Twin Buttes area from any legislation to increase the National Wilderness System, and to manage the area and all other areas of the Little Missouri National Grasslands for multiple uses pursuant to the Badlands and Rolling Prairies management plans.

Introduction, first reading, 258
Referred to Committee on Natural Resources
Reported back, do pass, 440
Second reading, 475
Adopted, 476
To House, 525
Returned to Senate, 689
Enrolled, 692
Signed by President, 823
Sent to House, 824
Received from House, 824
Message to Secretary of State, 824

Senate Concurrent Resolution No. 4024 — (Lips, Melland)

Senate Concurrent Resolution No. 4024. — A concurrent resolution urging Governor Arthur A. Link to designate the week of October 7-13, 1979, as Fire Prevention Week, and October 7, 1979, as Firefighters' Memorial Sunday.

Introduction, first reading, 289
Second reading, 290
Adopted, 290
To House, 319
Returned to Senate, 338
Enrolled, 365
Signed by President, 364
Sent to House, 364
Received from House, 364
Message to Secretary of State, 386

Senate Concurrent Resolution No. 4025 — (Wright, Goodman)

Senate Concurrent Resolution No. 4025 — A concurrent resolution directing the legislative council to study the alternative methods available for the assessment of railroad operating property by the state board of equalization.

Introduction, first reading, 290
 Referred to Committee on Finance & Taxation
 Reported back, do pass, 741
 Second reading, 844
 Adopted, 844
 To House, 925
 Returned to Senate, 1310
 Enrolled, 1385
 Signed by President, 1386
 Sent to House, 1386
 Received from House, 1387
 Message to Secretary of State, 1388

Senate Concurrent Resolution No. 4026 — (Jones)

Senate Concurrent Resolution No. 4026. — A concurrent resolution urging state agencies, departments, boards, and commissions to furnish the Employment Security Bureau with information relating to employment opportunities.

Introduction, first reading, 326
 Referred to Committee on State & Federal Government
 Reported back, do pass, 490
 Second reading, 524
 Adopted, 524
 To House, 582
 Returned to Senate, 1096
 Enrolled, 1169
 Signed by President, 1170
 Sent to House, 1170
 Received from House, 1203
 Message to Secretary of State, 1205

Senate Concurrent Resolution No. 4027 — (Holmberg, Christensen)

Senate Concurrent Resolution No. 4027. — A concurrent resolution of the North Dakota Legislative Assembly calling for an amendment to the United States Constitution permitting the District of Columbia to be represented in the House of Representatives of the United States Congress.

Introduction, first reading, 326
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 764
 Second reading, 845
 Lost, 845

Senate Concurrent Resolution No. 4028 — (Melland)

Senate Concurrent Resolution No. 4028. — A concurrent resolution to request appropriate action by the Congress, either acting by consent of two-thirds of both houses or, upon the application of the legislatures of two-thirds of the several states, calling a constitutional convention to propose an amendment to the Federal Constitution to require, with certain exceptions, that the federal budget be balanced.

Introduction, first reading, 341
 Referred to Committee on State & Federal Government
 Reported back, do pass, 490
 Floor amendments, 524 Lost, 524
 Second reading, 524, 525
 Adopted, 525
 To House, 582
 Returned to Senate, indefinitely postponed, 1969

Senate Concurrent Resolution No. 4029 —
 (Committee on Transportation)

Senate Concurrent Resolution No. 4029. — A concurrent resolution urging the Congress of the United States and the trustee in bankruptcy of the Milwaukee Road railroad to maintain Lines West as a viable and operating railroad line.

Introduction, first reading, 241
 Referred to Committee on Transportation
 Reported back, amended, 592
 Amendments adopted, 615
 Engrossed, 646
 Re-engrossed, 1749
 Second reading, 754, 1749
 Adopted, 754, 1749
 To House, 823
 House amendments, 1656
 Returned to Senate, amended, 1655
 Enrolled, 1802
 Signed by President, 1810
 Sent to House, 1810
 Received from House, 1814
 Message to Secretary of State, 1819

Senate Concurrent Resolution No. 4030 — (Nothing; Rep. Strinden)

Senate Concurrent Resolution No. 4030. — A concurrent resolution urging Congress to discontinue government assistance to striking employees.

Introduction, first reading, 341
 Referred to Committee on State & Federal Government
 Second reading, 844
 Adopted, 844
 Enrolled, 1760
 Signed by President, 1760
 Sent to House, 1761
 Received from House, 1775
 Message to Secretary of State, 1776

Senate Concurrent Resolution No. 4031 — (Nothing; Rep. Strinden)

Senate Concurrent Resolution No. 4031. — A concurrent resolution urging a congressional investigation of the United States Postal

Service, and directing that the resolution be delivered by courier to appropriate persons in Washington so as to avoid the risk of delay or loss in the United States mail.

Introduction, first reading, 341
Referred to Committee on State & Federal Government
Reported back, do pass, 490
Second reading, 581
Adopted, 581
To House, 642
Returned to Senate, indefinitely postponed, 1096

Senate Concurrent Resolution No. 4032 — (Nething; Rep. Strinden)

Senate Concurrent Resolution No. 4032. — A concurrent resolution urging the Congress of the United States to review and amend the federal statute relating to the earned income exemption in the aid to families with dependent children program.

Introduction, first reading, 341
Referred to Committee on State & Federal Government
Reported back, do pass, 491
Second reading, 609
Adopted, 609
To House, 688
Returned to Senate, 1096
Enrolled, 1169
Signed by President, 1170
Sent to House, 1170
Received from House, 1203
Message to Secretary of State, 1205

Senate Concurrent Resolution No. 4033 — (Melland, Lee; Rep. Winkjer)

Senate Concurrent Resolution No. 4033. — A concurrent resolution to request appropriate action by the Congress, either acting by consent of two-thirds of both houses or, upon the application of the legislatures of two-thirds of the several states, calling a constitutional convention to propose an amendment to the Federal Constitution to prohibit federal estate taxes.

Introduction, first reading, 341
Referred to Committee on State & Federal Government
Reported back, do pass, 542
Amended, 609
Amendments adopted, 844
Engrossed, 844
Second reading, 844
Adopted, 845
To House, 925
Returned to Senate, 1655
Enrolled, 1760
Signed by President, 1760
Sent to House, 1761
Received from House, 1775
Message to Secretary of State, 1776

Senate Concurrent Resolution No. 4034 — (Sorum, Wright, Farrington, Rep. Peltier, Houmann, Schindler)

Senate Concurrent Resolution No. 4034. — A concurrent resolution urging the governor to request an emergency condition designation for North Dakota from the Environmental Protection Agency to control or eliminate blackbird depredation of sunflowers and other crops.

Introduction, first reading, 342
Referred to Committee on Agriculture
Reported back, amended, 741
Amendments adopted, 778
Floor amendments, 845
Adopted, 845
Engrossed, 792
Second reading, 846
Adopted, 846
To House, 925
Returned to Senate, 1415
Enrolled, 1462
Signed by President, 1463
Sent to House, 1463
Received from House, 1515
Message to Secretary of State, 1516

Senate Concurrent Resolution No. 4035 — (Melland)

Senate Concurrent Resolution No. 4035. — A concurrent resolution directing the Legislative Council to conduct a study of the Administrative Agencies Practice Act.

Introduction, first reading, 342
Referred to Committee on State & Federal Government
Reported back, do pass, 543
Second reading, 610
Adopted, 610
To House, 688
Returned to Senate, 1096
Enrolled, 1169
Signed by President, 1170
Sent to House, 1170
Received from House, 1203
Message to Secretary of State, 1205

Senate Concurrent Resolution No. 4036 — (Melland)

Senate Concurrent Resolution No. 4036. — A concurrent resolution directing the Legislative Council to study land use policies for state-owned land and uniformity of transfer requirements for state-owned land.

Introduction, first reading, 342
Referred to Committee on State & Federal Government
Reported back, do pass, 543

Second reading, 610
Adopted, 610
To House, 688
Returned to Senate, 1096
Enrolled, 1169
Signed by President, 1170
Sent to House, 1170
Received from House, 1203
Message to Secretary of State, 1205

Senate Concurrent Resolution No. 4037 — (Melland)

Senate Concurrent Resolution No. 4037. — A concurrent resolution for the amendment of sections 71 and 82 of the Constitution of the State of North Dakota, relating to the election of the governor, lieutenant governor, treasurer, commissioner of insurance, and commissioner of agriculture to a two-year term in 1980 and thereafter to four-year terms.

Introduction, first reading, 342
Referred to Committee on Constitutional Revision
Reported back, withdrawn, 1037

Senate Concurrent Resolution No. 4038 — (Iszler, Smykowski, Strinden)

Senate Concurrent Resolution No. 4038. — A concurrent resolution urging Congress to recognize the contribution of a spouse as homemaker for estate tax and social security purposes.

Introduction, first reading, 342
Referred to Committee on State & Federal Government
Reported back, do pass, 543
Second reading, 610
Adopted, 610
To House, 688
Returned to Senate, 1310
Enrolled, 1385
Signed by President, 1386
Sent to House, 1386
Received from House, 1387
Message to Secretary of State, 1388

Senate Concurrent Resolution No. 4039 — (Nething; Rep. Strinden)

Senate Concurrent Resolution No. 4039. — A concurrent resolution opposing the Bureau of Alcohol, Tobacco, and Firearms' back door approach to a computerized firearms registration system.

Introduction, first reading, 342
Referred to Committee on State & Federal Government
Reported back, amended, 491
Amendments adopted, 513
Engrossed, 528
Second reading, 610

Adopted, 610
 To House, 688
 Returned to Senate, 1096
 Enrolled, 1169
 Signed by President, 1170
 Sent to House, 1170
 Received from House, 1203
 Message to Secretary of State, 1205

Senate Concurrent Resolution No. 4040 — (Lashkowitz)

Senate Concurrent Resolution No. 4040. — A concurrent resolution directing the Legislative Council to study the taxation of real property with emphasis upon the role of the state board of equalization.

Introduction, first reading, 342
 Referred to Committee on Finance & Taxation
 Reported back, do pass, 543
 Second reading, 610
 Adopted, 611
 To House, 688
 Returned to Senate, 1310
 Enrolled, 1385
 Signed by President, 1386
 Sent to House, 1386
 Received from House, 1387
 Message to Secretary of State, 1388

Senate Concurrent Resolution No. 4041 — (Mutch)

Senate Concurrent Resolution No. 4041. — A concurrent resolution to rescind North Dakota's ratification of the Equal Rights Amendment; and providing an effective date.

Introduction, first reading, 342
 Referred to Committee on Judiciary
 Reported back, do pass, 742
 Re-referred to Committee on Judiciary, 344
 Floor amendment, 813
 Adopted, 814
 Engrossed, 814
 Second reading, 814
 Adopted, 814
 To House, 893
 Returned to Senate, indefinitely postponed, 1277

Senate Concurrent Resolution No. 4042 — (Wenstrom)

Senate Concurrent Resolution No. 4042. — A concurrent resolution for the amendment of section 84 of the North Dakota Constitution, relating to the salaries of public officers.

Introduction, first reading, 342
 Referred to Committee on Constitutional Revision
 Reported back, amended, 878

Amendments adopted, 896
Second reading, 932
Adopted, 933
To House, 949
Returned to Senate, 1096
Enrolled, 1169
Signed by President, 1170
Sent to House, 1170
Received from House, 1203
Message to Secretary of State, 1205

Senate Concurrent Resolution No. 4043 — (Mutch, Naaden, Lee, Strinden)

Senate Concurrent Resolution No. 4043. — A concurrent resolution disapproving the current foreign policy regarding China.

Introduction, first reading, 343
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 765
Second reading, 846
Lost, 846

Senate Concurrent Resolution No. 4044 — (Sorum, Erdman; Rep. Backes)

Senate Concurrent Resolution No. 4044. — A concurrent resolution urging the United States Department of State to refer the matter of flood control and water use in the Souris River Basin to the International Joint Commission for its investigation and recommendations.

Introduction, first reading, 343
Referred to Committee on Natural Resources
Reported back, indefinitely postponed, 765
Second reading, 860
Lost, 860

Senate Concurrent Resolution No. 4045 — (Jones)

Senate Concurrent Resolution No. 4045. — A concurrent resolution directing the Legislative Council to study the potential for agricultural crop residue or waste known as biomass residue, as an energy source, with emphasis on the economic feasibility, the cost of production, evaluation of the technology, and the possibility of state and federal grants and tax incentives and relief, to further the development of agricultural crop residue powered systems.

Introduction, first reading, 343
Referred to Committee on Agriculture
Reported back, amended, 742
Amendments adopted, 778
Engrossed, 792
Second reading, 860
Adopted, 870

To House, 928
 Returned to Senate, 1415
 Enrolled, 1462
 Signed by President, 1463
 Sent to House, 1463
 Received from House, 1515
 Message to Secretary of State, 1516

Senate Concurrent Resolution No. 4046 — (Barth, Shablow, Sands; Rep. Solberg, Hove, Mertens)

Senate Concurrent Resolution No. 4046. — A concurrent resolution directing the legislative council to conduct an interim study to examine the effectiveness of the state's disaster mitigation, preparedness, response, and recovery programs and to determine the feasibility of future legislation to better enable the state and its political subdivisions to meet all types of disasters and emergencies.

Introduction, first reading, 343
 Referred to Committee on State and Federal Government
 Reported back, do pass, 544
 Second reading, 611
 Adopted, 611
 To House, 688
 Returned to Senate, 1096
 Enrolled, 1169
 Signed by President, 1170
 Sent to House, 1170
 Received from House, 1203
 Message to Secretary of State, 1205

Senate Concurrent Resolution No. 4047 — (Hoffner, Nething, Reiten; Rep. Backes, Strinden)

Senate Concurrent Resolution No. 4047. — A concurrent resolution offering a panegyric pronouncement on the press; declaring Thursday, February 15, 1979, as North Dakota Editors Day at the Forty-sixth Legislative Assembly; and welcoming Mr. Walter Ridder, a distinguished journalist and former national columnist, to North Dakota.

Introduction, first reading, 378
 Second reading, 379
 Adopted, 379
 To House, 408
 Returned to Senate, 450
 Enrolled, 452
 Signed by President, 478
 Sent to House, 478
 Received from House, 501
 Message to Secretary of State, 503

Senate Concurrent Resolution No. 4048 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4048. — A concurrent resolution expressing sorrow on the death of Arlon G. Hazen, former Dean of the College of Agriculture at North Dakota State University.

Introduction, first reading, 396
 Second reading, 397
 Adopted, 397
 To House, 429
 Returned to Senate, 526
 Enrolled, 527
 Signed by President, 554
 Sent to House, 554
 Received from House, 554
 Message to Secretary of State, 555

Senate Concurrent Resolution No. 4049 — (Hanson, Reiten, Fritzell, Schirado, Lips)

Senate Concurrent Resolution No. 4049. — A concurrent resolution directing a Legislative Council study of residential developments in rural areas near cities and the incorporation of cities.

Introduction, first reading, 397
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 592
 Second reading, 845
 Adopted, 845
 To House, 925
 Returned to Senate, 1344
 Enrolled, 1424
 Signed by President, 1424
 Sent to House, 1424
 Received from House, 1424
 Message to Secretary of State, 1459

Senate Concurrent Resolution No. 4050 — (Melland)

Senate Concurrent Resolution No. 4050. — A concurrent resolution directing a Legislative Council study of the use of special funds and cash accounts maintained in the state treasury and of the state's accounting system.

Introduction, first reading, 419
 Referred to Committee on Appropriations
 Reported back, do pass
 Second reading, 845
 Adopted, 845
 To House, 925
 Returned to Senate, 1655
 Enrolled, 1760
 Signed by President, 1760
 Sent to House, 1761
 Received from House, 1775
 Message to Secretary of State, 1776

Senate Concurrent Resolution No. 4051 — (Hoffner, Wenstrom)

Senate Concurrent Resolution No. 4051. — A concurrent resolution to establish a procedure for calling the Forty-sixth Legislative Assembly back into regular session after July 1, 1979, should the remaining constitutional time allotted for the regular session be needed.

Introduction, first reading, 419
Referred to Committee on State and Federal Government
Reported back, amended, 742
Amendments adopted, 778
Engrossed, 792
Second reading, 861
Adopted, 861
To House, 928
Returned to Senate, indefinitely postponed, 1962

Senate Concurrent Resolution No. 4052 — (Dotzenrod)

Senate Concurrent Resolution No. 4052. — A concurrent resolution directing a Legislative Council study of state aid to nonpublic schools.

Introduction, first reading, 445
Referred to Committee on Education
Reported back, do pass, 878
Second reading, 900
Adopted, 900
To House, 949
Returned to Senate, 1506
Enrolled, 1512
Signed by President, 1513
Sent to House, 1514
Received from House, 1515
Message to Secretary of State, 1516

Senate Concurrent Resolution No. 4053 — (Sandness)

Senate Concurrent Resolution No. 4053. — A concurrent resolution requesting the legislative council to study the laws relating to residence for poor relief purposes, North Dakota Century Code chapters 50-01 and 50-02, and to determine the adequacy of the provisions of these chapters.

Introduction, first reading, 491
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, do pass, 765
Floor amendment, 861
Amendments adopted, 861
Engrossed, 861
Second reading, 861
Adopted, 861
To House, 928
Returned to Senate, 1415
Enrolled, 1462

Signed by President, 1463
 Sent to House, 1463
 Received from House, 1515
 Message to Secretary of State, 1516

Senate Concurrent Resolution No. 4054 — (Strinden, Thane, Smykowski)

Senate Concurrent Resolution No. 4054. — A concurrent resolution for the amendment of sections 31 and 77 of the Constitution of the State of North Dakota, relating to the powers and duties of the lieutenant governor and to the election of the president pro tempore of the senate.

Introduction, first reading, 491
 Referred to Committee on Constitutional Revision
 Withdrawn, 1246

Senate Concurrent Resolution No. 4055 — (Solberg)

Senate Concurrent Resolution No. 4055. — A concurrent resolution directing the Legislative Council to study and review motor vehicle registration and title registration.

Introduction, first reading, 595
 Referred to Committee on Transportation
 Reported back, do pass, 799
 Second reading, 861
 Adopted, 861
 To House, 928
 Returned to Senate, 1415
 Enrolled, 1462
 Signed by President, 1463
 Sent to House, 1463
 Received from House, 1515
 Message to Secretary of State, 1516

Senate Concurrent Resolution No. 4056 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4056. — A concurrent resolution expressing the support of the Forty-sixth Legislative Assembly and urging cooperation for the Young Men's Christian Association model legislature program.

Introduction, first reading, 616
 Referred to Committee on State and Federal Government
 Reported back, do pass, 847
 Second reading, 861
 Adopted, 862
 To House, 928
 Returned to Senate, 1655
 Enrolled, 1760
 Signed by President, 1760
 Sent to House, 1761
 Received from House, 1775
 Message to Secretary of State, 1776

Senate Concurrent Resolution No. 4057 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4057. — A concurrent resolution urging the United States Congress to permanently suspend the carryover basis rules enacted under the 1976 Tax Reform Act and to restore the stepped-up basis rules applicable to the basis of property acquired from a decedent dying after 1976 to apply the same basis rules which were applicable prior to the 1976 Tax Reform Act.

Introduction, first reading, 616
Referred to Committee on Finance and Taxation
Reported back, amended, 743, 765
Re-referred to Committee on Finance and Taxation, 778
Engrossed, 826
Second reading, 862
Adopted, 862
To House, 928
Returned to Senate, 1310
Enrolled, 1385
Signed by President, 1386
Sent to House, 1386
Received from House, 1387
Message to Secretary of State, 1388

Senate Concurrent Resolution No. 4058 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4058. — A concurrent resolution urging Congress to take appropriate steps to ensure continued AMTRAK service and to provide for a review of AMTRAK service schedules to make the schedules more compatible with the needs of a majority of passengers.

Introduction, first reading, 616
Referred to Committee on Transportation
Reported back, amended, 949
Floor amendments, 966
Amendments adopted, 966
Engrossed, 965
Second reading, 1014
Adopted, 1014
To House, 1063
Returned to Senate, 1551
Enrolled, 1650
Signed by President, 1651
Sent to House, 1651
Received from House, 1651
Message to Secretary of State, 1652

Senate Concurrent Resolution No. 4059 — (Lips)

Senate Concurrent Resolution No. 4059. — A concurrent resolution directing the Legislative Council to study state employees retirement.

Introduction, first reading, 616
 Referred to Committee on State and Federal Government
 Reported back, amended, 879
 Floor amendments, 896
 Amendments adopted, 896
 Engrossed, 927
 Second reading, 933
 Adopted, 933
 To House, 949
 Returned to Senate, 1506
 Enrolled, 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1515
 Message to Secretary of State, 1516

Senate Concurrent Resolution No. 4060 — (Sandness)

Senate Concurrent Resolution No. 4060. — A concurrent resolution directing a Legislative Council study of the community placement program at the Grafton State School.

Introduction, first reading, 647
 Referred to Committee on Education
 Reported back, do pass, 879
 Second reading, 900
 Adopted, 900
 To House, 949
 Returned to Senate, 1506
 Enrolled, 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1515
 Message to Secretary of State, 1516

Senate Concurrent Resolution No. 4061 — (Melland)

Senate Concurrent Resolution No. 4061. — A concurrent resolution to repeal section 39 of the Constitution of the State of North Dakota, relating to the appointment or election of members of the Legislative Assembly to other offices, the emoluments of which have been increased during those legislators' terms of office.

Introduction, first reading, 755
 Referred to Committee on Constitutional Revision
 Reported back, do pass, 1258
 Second reading, 1282
 Adopted, 1282
 To House, 1342
 Returned to Senate, 1655
 Enrolled, 1760
 Signed by President, 1760
 Sent to House, 1761
 Received from House, 1775
 Message to Secretary of State, 1776

Senate Concurrent Resolution No. 4062 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4062. A concurrent resolution urging the State Board of Higher Education and the state educational institutions under its control and administration to participate in programs sponsored by the National Science Foundation.

Introduction, first reading, 755
Referred to Committee on Education
Reported back, do pass, 879
Second reading, 900
Adopted, 900
To House, 949
Returned to Senate, 1655
Enrolled, 1760
Signed by President, 1760
Sent to House, 1761
Received from House, 1775
Message to Secretary of State, 1776

Senate Concurrent Resolution No. 4063 — (Hoffner, Wright; Rep. Langley, Vander Vorst, Peltier)

Senate Concurrent Resolution No. 4063. — A concurrent resolution directing a Legislative Council study of the local delivery of programs by the Farmers Home Administration.

Introduction, first reading, 778
Referred to Committee on Agriculture
Reported back, do pass, 1105
Second reading, 1134
Adopted, 1134
To House, 1204
Returned to Senate, 1655
Enrolled, 1760
Signed by President, 1761
Sent to House, 1761
Received from House, 1775
Message to Secretary of State, 1776

Senate Concurrent Resolution No. 4064 — (Hoffner, Sands, Smykowski; Rep. Flemming, Freborg)

Senate Concurrent Resolution No. 4064. — A concurrent resolution directing the Legislative Council to conduct a performance review in the area of higher education during the 1979-81 biennium.

Introduction, first reading, 778
Referred to Committee on Education
Reported back, amended, 880
Amendments adopted, 896
Engrossed, 927
Second reading, 933
Adopted, 933
To House, 949
Returned to Senate, indefinitely postponed, 1924

Senate Concurrent Resolution No. 4065 — (Hoffner)

Senate Concurrent Resolution No. 4065. — A concurrent resolution directing the Legislative Council to study cost information systems at institutions of higher education.

Introduction, first reading, 778
Referred to Committee on Education
Reported back, do pass, 880
Second reading, 900
Adopted, 900
To House, 949
Returned to Senate, 1540
Enrolled, 1550
Signed by President, 1598
Sent to House, 1598
Received from House, 1599
Message to Secretary of State, 1612

Senate Concurrent Resolution No. 4066 — (Nothing)

Senate Concurrent Resolution No. 4066. — A concurrent resolution for the amendment of section 186 of the Constitution of the State of North Dakota, relating to the expenditure of public moneys by appropriation only, exceptions, requiring itemized written statements for bills, claims, accounts, or demands against the state, limiting expenditures to state revenues and reserves, providing a ceiling for appropriations, providing for the filing and publishing of an accurate financial statement of the state's financial condition; and providing an effective date.

Introduction, first reading, 807
Referred to Committee on Constitutional Revision
Reported back, indefinitely postponed, 1259
Second reading, 1397
Adopted, 1398
To House, 1506
Returned to Senate, indefinitely postponed, 1924

Senate Concurrent Resolution No. 4067 — (Jacobson)

Senate Concurrent Resolution No. 4067. — A concurrent resolution directing the Legislative Council to conduct an interim study to consider the adequacy and sufficiency of the state's surface mining and reclamation laws to enable the state to secure an approved state regulatory program under the Surface Mining Control and Reclamation Act of 1977.

Introduction, first reading, 807
Referred to Committee on Natural Resources
Reported back, do pass, 1073
Second reading, 1100
Adopted, 1101
To House, 1171

Returned to Senate, 1415
 Enrolled, 1462
 Signed by President, 1463
 Sent to House, 1463
 Received from House, 1515
 Message to Secretary of State, 1516

Senate Concurrent Resolution No. 4068 — (Holmberg, Solberg, Strand, Rep. Strinden, Fleming, Kelly)

Senate Concurrent Resolution No. 4068. — A concurrent resolution directing a Legislative Council study of reciprocity agreements for students enrolled in out-of-state vocational and professional education programs.

Introduction, first reading, 808
 Referred to Committee on Education
 Reported back, amended, 880
 Amendments adopted, 896
 Engrossed, 927
 Second reading, 934
 Adopted, 934
 To House, 949
 Returned to Senate, 1540
 Enrolled, 1550
 Signed by President, 1598
 Sent to House, 1598
 Received from House, 1599
 Message to Secretary of State, 1612

Senate Concurrent Resolution No. 4069 — (Sands)

Senate Concurrent Resolution No. 4069. — A concurrent resolution directing a legislative council study of the feasibility and benefits of revising chapter 32-09 of the North Dakota Century Code dealing with garnishment.

Introduction, first reading, 808
 Referred to Committee on Judiciary
 Reported back, amended, 1178
 Amendments adopted, 1205
 Engrossed, 1244
 Second reading, 1247
 Adopted, 1247
 To House, 1311
 Returned to Senate, 1540
 Enrolled, 1550
 Signed by President, 1598
 Sent to House, 1598
 Received from House, 1599
 Message to Secretary of State, 1612

Senate Concurrent Resolution No. 4070 — (Lashkowitz)

Senate Concurrent Resolution No. 4070. — A concurrent resolution directing the Legislative Council to conduct a study of crime prevention methods with respect to controlled substances.

Introduction, first reading, 808
 Referred to Committee on Judiciary
 Reported back, do pass, 1493
 Second reading, 1522
 Adopted, 1522
 To House, 1601
 Returned to Senate, indefinitely postponed, 1924

Senate Concurrent Resolution No. 4071 — (Nething, Hoffner)

Senate Concurrent Resolution No. 4071. — A concurrent resolution directing the Legislative Council to study legislative rules.

Introduction, first reading, 808
 Referred to Committee on State and Federal Government
 Reported back, do pass, 974
 Second reading, 1013
 Adopted, 1013
 To House, 1063
 Returned to Senate, 1506
 Enrolled, 1512
 Signed by President, 1513
 Sent to House, 1514
 Received from House, 1515
 Message to Secretary of State, 1516

Senate Concurrent Resolution No. 4072 — (Melland)

Senate Concurrent Resolution No. 4072. — A concurrent resolution directing the Legislative Council to conduct a study of general fund revenues and expenditures during the next biennium.

Introduction, first reading, 808
 Referred to Committee on Appropriations
 Reported back, do pass, 1493
 Second reading, 1522
 Adopted, 1522
 Clincher motion, 1522
 To House, 1601
 Returned to Senate, 1924
 Enrolled, 1972
 Signed by President, 1973
 Sent to House, 1973
 Received from House, 1973
 Message to Secretary of State, 1981

Senate Concurrent Resolution No. 4073 — (Hoffner)

Senate Concurrent Resolution No. 4073. — A concurrent resolution proposing an amendment to section 47 of the Constitution of the State of North Dakota, relating to the judging of the qualification of its members by the Legislative Assembly, and to legislative election contests.

Introduction, first reading, 808
Referred to Committee on Constitutional Revision
Withdrawn, 1246

Senate Concurrent Resolution No. 4074 — (Nething, Melland)

Senate Concurrent Resolution No. 4074. — A concurrent resolution directing the Legislative Council to conduct a study of the compensation and fringe benefits currently made available to state employees.

Introduction, first reading, 808
Referred to Committee on State and Federal Government
Reported back, do pass, 975
Second reading, 1013
Adopted, 1013
To House, 1063
Returned to Senate, 1506
Enrolled, 1512
Signed by President, 1513
Sent to House, 1514
Received from House, 1515
Message to Secretary of State, 1516

Senate Concurrent Resolution No. 4075 — (Melland)

Senate Concurrent Resolution No. 4075. — A concurrent resolution directing the Legislative Council to study the organization and financing of special education.

Introduction, first reading, 808
Referred to Committee on Education
Reported back, do pass, 881
Second reading, 900
Adopted, 900
To House, 949
Returned to Senate, 1506
Enrolled, 1512
Signed by President, 1513
Sent to House, 1514
Received from House, 1515
Message to Secretary of State, 1516

Senate Concurrent Resolution No. 4076 — (Lashkowitz)

Senate Concurrent Resolution No. 4076. — A concurrent resolution directing the Legislative Council to study the procedures involved in family law and other related domestic relations matters.

Introduction, first reading, 808
 Referred to Committee on Judiciary
 Reported back, amended, 1145
 Amendments adopted, 1173
 Engrossed, 1202
 Re-engrossed, 1749
 Second reading, 1209, 1749
 Adopted, 1209, 1749
 To House, 1275
 House amendments, 1656
 Returned to Senate, 1655
 Amended, 1655
 Senate concurs, 1749
 Enrolled, 1760
 Signed by President, 1761
 Sent to House, 1761
 Received from House, 1775
 Message to Secretary of State, 1776

Senate Concurrent Resolution No. 4077 — (Thane, Solberg)

Senate Concurrent Resolution No. 4077. — A concurrent resolution directing the Legislative Council to study alternative methods of providing an equitable means of financing county roads and bridges.

Introduction, first reading, 808
 Referred to Committee on Transportation
 Return to Senate floor, 1935
 Withdrawn, 1935

Senate Concurrent Resolution No. 4078 — (Albers, Thane)

Senate Concurrent Resolution No. 4078. — A concurrent resolution directing the Legislative Council to study eminent domain procedures for condemnation of land acquired for public use, and relocation assistance.

Introduction, first reading, 809
 Referred to Committee on Natural Resources
 Reported back, amended, 1105
 Amendments adopted, 1131
 Engrossed, 1169
 Second reading, 1175
 Adopted, 1175
 Returned to Senate, 1655
 Enrolled, 1760
 Signed by President, 1761
 Sent to House, 1761
 Received from House, 1775
 Message to Secretary of State, 1776

Senate Concurrent Resolution No. 4079 — (Jacobson, Roen)

Senate Concurrent Resolution No. 4079. — A concurrent resolution directing the Legislative Council to conduct a study of the legal

methods for discovering and categorizing severed mineral interests and to develop a pilot project to identify mineral interests in a particular township.

Introduction, first reading, 809
Referred to Committee on Natural Resources
Reported back, do pass, 1073
Second reading, 1100
Adopted, 1100
To House, 1171
Returned to Senate, 1415
Enrolled, 1462
Signed by President, 1463
Sent to House, 1463
Received from House, 1515
Message to Secretary of State, 1516

Senate Concurrent Resolution No. 4080 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4080. — A concurrent resolution urging the United States Department of Agriculture, the United States Department of Commerce, the United States Department of Energy, the United States Department of Transportation, and the Small Business Administration to assist and encourage the manufacture and marketing of gasohol; and urging Congress to consider any requests for funds to support any related programs.

Introduction, first reading, 875
Referred to Committee on Agriculture
Reported back, do pass, 1106
Second reading, 1134
Adopted, 1135
To House, 1204
Returned to Senate, 1655
Enrolled, 1760
Signed by President, 1761
Sent to House, 1761
Received from House, 1775
Message to Secretary of State, 1776

Senate Concurrent Resolution No. 4081 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4081. — A concurrent resolution to proclaim the week of July 30, 1979, through August 5, 1979, as National High School Rodeo Week in the State of North Dakota.

Introduction, first reading, 929
Second reading, 930
Adopted, 930
To House, 949
Returned to Senate, 1041
Enrolled, 1094

Signed by President, 1097
Sent to House, 1097
Received from House, 1159
Message to Secretary of State, 1165

Senate Concurrent Resolution No. 4082 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4082. — A concurrent resolution recognizing the value of the legislative internship program and commending its participants.

Introduction, first reading, 1066
Engrossed, 1175
Second reading, 1067, 1175
Adopted, 1067, 1175
To House, 1094
House amendments, 1163
Returned to Senate, 1163
Senate concurs, 1175
Enrolled, 1243
Signed by President, 1268
Sent to House, 1268
Received from House, 1273
Message to Secretary of State, 1273

Senate Concurrent Resolution No. 4083 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4083. — A concurrent resolution congratulating the University of North Dakota hockey team and its coach John Gasparini on the team's outstanding 1978-79 season.

Introduction, first reading, 1172
Second reading, 1173
Adopted, 1173
To House, 1173
Returned to Senate, 1200
Enrolled, 1243
Signed by President, 1268
Sent to House, 1268
Received from House, 1273
Message to Secretary of State, 1273

Senate Concurrent Resolution No. 4084 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4084. — A concurrent resolution congratulating Tony Huck of Valley City State College on winning the 1979 National Association of Intercollegiate Athletics national wrestling championship in the 190 pound division.

Introduction, first reading, 1284
Second reading, 1285

Adopted, 1285
To House, 1342
Returned to Senate, 1506
Enrolled, 1512
Signed by President, 1513
Sent to House, 1514
Received from House, 1515
Message to Secretary of State, 1516

Senate Concurrent Resolution No. 4085 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4085. — A concurrent resolution directing the Garrison Diversion Overview Committee to conduct a study of the Garrison Diversion Project and its present and potential effects on North Dakota, which study is to emphasize the problems concerning the acquisition of fish and wildlife mitigation and enhancement acreage and the feasibility of constructing a pipeline to deliver municipal and industrial water to users.

Introduction, first reading, 1488
Referred to Committee on Natural Resources
Reported back, do pass, 1533
Second reading, 1570
Adopted, 1570
To House, 1643
Returned to Senate, 1924
Enrolled, 1977
Signed by President, 1977
Sent to House, 1978
Received from House, 1978
Message to Secretary of State, 1978

Senate Concurrent Resolution No. 4086 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4086. — A concurrent resolution providing for the completion of the legislative journals of the House and Senate.

Introduction, first reading, 1520
Second reading, 1570
Adopted, 1570
To House, 1643
Returned to Senate, 1924
Enrolled, 1972
Signed by President, 1973
Sent to House, 1973
Received from House, 1973
Message to Secretary of State, 1981

Senate Concurrent Resolution No. 4087 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4087. — A concurrent resolution urging the President and the Congress of the United States to undertake the necessary actions to provide for the reimbursement of the states by the federal government for all costs incurred in implementing new or expanded federal programs.

Introduction, first reading, 1642
 Referred to Committee on State and Federal Government
 Reported back, do pass, 1777
 Second reading, 1807
 Adopted, 1807
 To House, 1810
 Returned to Senate, 1924
 Enrolled, 1979
 Signed by President, 1979
 Sent to House, 1980
 Received from House, 1980
 Message to Secretary of State, 1981

Senate Concurrent Resolution No. 4088 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4088. — A concurrent resolution directing the Legislative Council to study the rights of children.

Introduction, first reading, 1642
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, do pass, 1777
 Second reading, 1807
 Adopted, 1807
 To House, 1810, 1960
 House amendments, 1925
 Returned to Senate, 1925, 1963 Amended, 1925
 Conference Committee, 1932
 Conference Committee Report, 1956
 Adopts, 1957
 Enrolled, 1977
 Signed by President, 1977
 Sent to House, 1978
 Received from House, 1978
 Message to Secretary of State, 1981

Senate Concurrent Resolution No. 4089 — (Committee on Delayed Bills)

Senate Concurrent Resolution No. 4089. — A concurrent resolution directing the Legislative Council to study the state's judicial system.

Introduction, first reading, 1743
 Referred to Committee on Judiciary
 Reported back, do pass, 1777

Second reading, 1807
Adopted, 1808
Clincher motion, 1808
To House, 1810
Returned to Senate, 1924
Enrolled, 1970
Signed by President, 1971
Sent to House, 1971
Received from House, 1971
Message to Secretary of State, 1981

Senate Resolutions

Senate Resoution No. 1 — (Nothing)

Joint Resolution No. 1. — A joint resolution welcoming the Honorable Milton R. Young to the Joint Session of the Forty-sixth Legislative Assembly, and recognizing his significant achievements.

Introduction, first reading, 10
Amendments adopted, 11

Senate Resolution No. 2 — (Committee on Delayed Bills)

Senate Resolution No. 2. — A resolution congratulating the Demonettes, the Bismarck High School girls' drill team, and their adviser Mrs. Linda Chesrown, on taking first place in the military precision competition in the Drill Team World-National Pageant, Santa Monica, California.

Introduction, first reading, 806
Second reading, 807
Passed, 807
Enrolled 826
Signed by President, 854
Approved by Governor, 855

Senate Memorial Resolutions

Senate Memorial Resolution No. 1 —

Senate Memorial Resolution No. 1. — A memorial resolution for deceased members of the Senate of the State of North Dakota.

Introduction, first reading, 1391

Second reading, 1392

Adopted, 1392

Enrolled 1462

Signed by President, 1463

Approved by Governor, 1463

Record of House Bills

House Bill No. 1001

House Bill No. 1001. Legislative Branch — A Bill for an Act to appropriate money for the expenses of the legislative branch of government; and declaring an emergency.

To Senate, 893
 First reading, 924
 Referred to Committee on Appropriations
 Reported back, amended, 1399
 Amendments adopted, 1426
 Second reading, 1465
 Passed, 1465
 Clincher motion, 1465
 Emergency carried, 1465
 Returned to House, 1546 amended, 1546
 House adopts, 1656
 Received from House, 1761
 Signed by President, 1761
 Returned to House, 1762

House Bill No. 1002

House Bill No. 1002. — A Bill for an Act directing the legislative council to administer a scientific and technological research and development program, to set out its responsibilities and duties, to provide for its staffing; to set forth legislative intent concerning the coal trust fund; and to provide an appropriation.

To Senate, 935
 First reading, 990
 Referred to Committee on Appropriations
 Reported back, amended, 1441
 Floor amendments, 1464
 Amendments adopted, 1464
 Second reading, 1522
 Passed, 1523
 Clincher motion, 1523
 Returned to House, amended, 1600
 Conference Committee, 1637
 Senate adopts, 1901
 House adopts, 1867
 House does not concur, 1637
 Received from House, 1972
 Signed by President, 1972
 Returned to House, 1972

House Bill No. 1003

House Bill No. 1003. — A Bill for an Act making an appropriation to the legislative assembly for improvements to and renovation of the state capitol; and declaring an emergency.

To Senate, 854
 First reading, 890

Referred to Committee on Appropriations
 Reported back, amended, 1178
 Amendments adopted, 1206
 Second reading, 1247
 Passed, 1247
 Emergency carried, 1247
 Returned to House, amended, 1311
 House adopts, 1656
 Received from House, 1761
 Signed by President, 1761
 Returned to House, 1762

House Bill No. 1004

House Bill No. 1004. Board of Higher Education — A Bill for an Act making an appropriation for defraying the expenses of the board of higher education and various divisions thereof of the state of North Dakota.

To Senate, 935
 First reading, 990
 Referred to Committee on Appropriations
 Reported back, amended, 1575
 Amendments adopted, 1612
 Second reading, 1657, 1901
 Passed, 1657, 1901
 Clincher motion, 1657
 Returned to House, 1024, 1683 amended, 1683
 Conference Committee, 1728
 Conference Committee Report, 1877
 Senate adopts, 1901
 House adopts, 1857
 House does not concur, 1710
 House request return, 1024
 Returned to Senate, 1096
 Received from House, 1976
 Signed by President, 1976
 Returned to House, 1976

House Bill No. 1005

House Bill No. 1005. Institutions of Higher Education — A Bill for an Act making an appropriation for defraying the expenses of the various institutions under the supervision of the board of higher education of the state of North Dakota.

To Senate, 962
 First reading, 990
 Referred to Committee on Appropriations
 Reported back, amended, 1576
 Floor amendments, 1657 — Lost 1660
 Amendments adopted, 1612
 Second reading, 1660, 1901
 Passed, 1660, 1902
 Clincher motion, 1660
 Returned to House, amended, 1683
 Conference Committee 1728

Conference Committee Report 1878
 Senate adopts, 1901
 House adopts, 1857
 Received from House, 1972
 Signed by President, 1972
 Returned to House, 1972

House Bill No. 1006

House Bill No. 1006. Vocational Education — A Bill for an Act making an appropriation for defraying the expenses of the state board of vocational education of the state of North Dakota.

To Senate, 642
 First reading, 647
 Referred to Committee on Appropriations
 Reported back, amended, 1051
 Floor amendments, 1101
 Amendments adopted, 1068, 1101
 Second reading, 1101
 Passed, 1101
 Returned to House, amended, 1171
 Conference Committee 1326
 Conference Committee Report 1902
 Senate adopts, 1902
 House adopts, 1810
 House does not concur, 1304
 Received from House, 1974
 Signed by President, 1974
 Returned to House, 1975

House Bill No. 1007

House Bill No. 1007. State Aid to Junior Colleges — A Bill for an Act making an appropriation for providing assistance to the junior colleges of the state of North Dakota.

To Senate, 962
 First reading, 990
 Referred to Committee on Appropriations
 Reported back, amended, 1533
 Amendments adopted, 1563
 Second reading, 1619
 Passed, 1620
 Clincher motion, 1620
 Returned to House, amended, 1654
 House concurs, 1793
 Received from House, 1852
 Signed by President, 1864
 Returned to House, 1865

House Bill No. 1008

House Bill No. 1008. Division of Independent Study — A Bill for an Act making an appropriation for defraying the expenses of the division of independent study of the state of North Dakota.

To Senate, 925
 First reading, 956
 Referred to Committee on Appropriations
 Reported back, do pass, 1400
 Second reading, 1434
 Passed, 1434
 Returned to House, 1546
 Received from House, 1597
 Signed by President, 1597
 Returned to House, 1598

House Bill No. 1009

House Bill No. 1009. Extension Division and Experiment Stations — A Bill for an Act making an appropriation for defraying the expenses of the extension division and the experiment stations of North Dakota state university of agriculture and applied science.

To Senate, 935
 First reading, 990
 Referred to Committee on Appropriations
 Reported back, amended, 1578
 Amendments adopted, 1612
 Second reading, 1661
 Passed, 1661
 Clincher motion, 1661
 Returned to House, amended, 1683
 Conference Committee, 1775
 Conference Committee Report, 1009
 Senate adopts, 1902
 House adopts, 1857
 House does not concur, 1768
 Received from House, 1974
 Signed by President, 1974
 Returned to House, 1975

House Bill No. 1010

House Bill No. 1010. Department of Health — A Bill for an Act making an appropriation for defraying the expenses of the department of health of the state of North Dakota.

To Senate, 962
 First reading, 990
 Referred to Committee on Appropriations
 Reported back, amended, 1579
 Amendments adopted, 1613
 Second reading, 1661, 1968
 Passed, 1661, 1968
 Clincher motion, 1661
 Returned to House, 1683, 1968 Amended, 1683
 Conference Committee, 1729, 1871, 1945
 Conference Committee Report, 1965
 Senate adopts, 1968
 House adopts, 1962
 House does not adopt, 1871, 1938

House does not concur, 1710
Received from House, 1976
Signed by President, 1976
Returned to House, 1976

House Bill No. 1011

House Bill No. 1011. Social Service Board — A Bill for an Act making an appropriation for defraying the expenses of the social service board of the state of North Dakota.

To Senate, 962
First reading, 990
Referred to Committee on Appropriations
Reported back, amended, 1585
Amendments adopted, 1614
Second reading, 1662
Passed, 1662
Clincher motion, 1662
Returned to House, amended, 1683
House concurs, 1793
Received from House, 1852
Signed by President, 1864
Returned to House, 1865

House Bill No. 1012

House Bill No. 1012. Council on Human Resources — A Bill for an Act making an appropriation for defraying the expenses of the governor's council on human resources of the State of North Dakota.

To Senate, 478
First reading, 492
Referred to Committee on Appropriations
Reported back, amended, 881
Amendments adopted, 896
Second reading, 967
Passed, 967
Returned to House, amended, 1040
House concurs, 1097
Received from House, 1196
Signed by President, 1197
Returned to House, 1197

House Bill No. 1013

House Bill No. 1013. — A Bill for an Act making an appropriation for defraying the expenses of the Indian Affairs Commission of the State of North Dakota.

To Senate, 450
First reading, 466
Referred to Committee on Appropriations
Reported back, amended, 799

Amendments adopted, 827
Second reading, 863
Passed, 863
Returned to House, amended, 929
House concurs, 1007
Received from House, 1089
Signed by President, 1090
Returned to House, 1094

House Bill No. 1014

House Bill No. 1014. Department of Veterans' Affairs — A Bill for an Act making an appropriation for defraying the expenses of the department of veterans' affairs of the state of North Dakota.

To Senate, 502
First reading, 514
Referred to Committee on Appropriations
Reported back, amended, 847
Amendments adopted, 858
Second reading, 901
Passed, 901
Returned to House, amended, 1008
House concurs, 1089
Received from House, 1160
Signed by President, 1163
Returned to House, 1164

House Bill No. 1015

House Bill No. 1015. — Office of Economic Opportunity — A Bill for an Act making an appropriation for defraying the expenses of the office of economic opportunity of the State of North Dakota.

To Senate, 925
First reading, 956
Referred to Committee on Appropriations
Reported back, indefinitely postponed, 1106
Second reading, 1136
Lost, 1136
Returned to House, 1205, indefinitely postponed

House Bill No. 1016

House Bill No. 1016. Aeronautics Commission — A Bill for an Act making an appropriation for defraying the expenses of the aeronautics commission of the state of North Dakota.

To Senate, 854
First reading, 890
Referred to Committee on Appropriations
Reported back, Do pass, 975
Second reading, 1014
Passed, 1015

Returned to House, 1063
Received from House, 1160
Signed by President, 1163
Returned to House, 1164

House Bill No. 1017

House Bill No. 1017. Weather Modification Board — A Bill for an Act making an appropriation for defraying the expenses of the weather modification board of the State of North Dakota.

To Senate, 824
First reading, 851
Referred to Committee on Appropriations
Reported back, do pass, 949
Second reading, 967
Passed, 968
Returned to House, 1040
Received from House, 1095
Signed by President, 1124
Returned to House, 1124

House Bill No. 1018

House Bill No. 1018. Department of Banking and Financial Institutions — A Bill for an Act making an appropriation for defraying the expenses of the department of banking and financial institutions of the state of North Dakota.

To Senate, 502
First reading, 514
Referred to Committee on Appropriations
Reported back, do pass, 800
Second reading, 863
Passed, 863
Returned to House, 928
Received from House, 1006
Signed by President, 1008
Returned to House, 1008

House Bill No. 1019

House Bill No. 1019. Securities Commissioner — A Bill for an Act making an appropriation for defraying the expenses of the securities commissioner of the state of North Dakota.

To Senate, 689
First reading, 755
Referred to Committee on Appropriations
Reported back, amended, 1073
Amendments adopted, 1097
Second reading, 1136, 1800
Passed, 1137, 1800
Returned to House, amended, 1205

Conference Committee, 1326
Conference Committee Report, 1756
Senate adopts, 1799
House adopts, 1762
House does not concur, 1304
Received from House, 1936
Signed by President, 1937
Returned to House, 1938

House Bill No. 1020

House Bill No. 1020. State Fire Marshall — A Bill for an Act making an appropriation for defraying the expenses of the state fire marshall of the State of North Dakota.

To Senate, 926
First reading, 956
Referred to Committee on Appropriations
Reported back, do pass, 1052
Second reading, 1069
Passed, 1069
Returned to House, 1129
Received from House, 1238
Signed by President, 1239
Returned to House, 1239

House Bill No. 1021

House Bill No. 1021. State Laboratories Department — A Bill for an Act making an appropriation for defraying the expenses of the state laboratories department of the state of North Dakota.

To Senate, 553
First reading, 568
Referred to Committee on Appropriations
Reported back, indefinitely postponed, 1493
Second reading, 1661
Clincher motion, 1662
Passed, 1662
Returned to House, indefinitely postponed, 1682

House Bill No. 1022

House Bill No. 1022. Livestock Sanitary Board — A Bill for an Act making an appropriation for defraying the expenses of the livestock sanitary board of the state of North Dakota.

To Senate, 525
First reading, 545
Referred to Committee on Appropriations
Reported back, do pass, 766
Second reading, 863
Passed, 864
Returned to House, 928

Received from House, 1006
Signed by President, 1008
Returned to House, 1008

House Bill No. 1023

House Bill No. 1023. Milk Stabilization Board — A Bill for an Act making an appropriation for defraying the expenses of the milk stabilization board of the state of North Dakota.

To Senate, 525
First reading, 545
Referred to Committee on Appropriations
Reported back, do pass, 766
Reconsidered, 902
Second reading, 901, 902
Passed, 901, 902
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1062

House Bill No. 1024

House Bill No. 1024. North Dakota State Fair Association — A Bill for an Act making an appropriation for defraying the expenses of the state fair association of the state of North Dakota.

To Senate, 935
First reading, 991
Referred to Committee on Appropriations
Reported back, amended, 1586
Amendments adopted, 1614
Clincher motion, 1663
Second reading, 1663, 1903
Passed, 1663, 1903
Returned to House, amended, 1683
Conference Committee, 1729
Conference Committee Report, 1880
Senate adopts, 1903
House adopts, 1857
House does not concur, 1710
Received from House, 1974
Signed by President, 1974
Returned to House, 1975

House Bill No. 1025

House Bill No. 1025. Business and Industrial Development Department — A Bill for an Act making an appropriation for defraying the expenses of the business and industrial development department of the State of North Dakota.

To Senate, 581
First reading, 595

Referred to Committee on Appropriations
Reported back, amended, 1146
Amendments adopted, 1173
Second reading, 1209
Passed, 1209
Returned to House, amended, 1274
House adopts, 1656
Received from House, 1708
Signed by President, 1708
Returned to House, 1708

House Bill No. 1026

House Bill No. 1026. Abandoned Motor Vehicles — A Bill for an Act making an appropriation for defraying the expenses of the abandoned motor vehicles division of the state of North Dakota.

To Senate, 298
First reading, 309
Referred to Committee on Appropriations
Reported back, do pass, 566
Floor amendments, 864
Amendments adopted, 864
Second reading, 864
Passed, 864
Returned to House, amended, 929
House concurs, 1007
Received from House, 1095
Signed by President, 1124
Returned to House, 1124

House Bill No. 1027

House Bill No. 1027. Combined Law Enforcement Council — A Bill for an Act making an appropriation for defraying the expenses of the combined law enforcement council of the state of North Dakota.

To Senate, 854
First reading, 890
Referred to Committee on Appropriations
Reported back, amended, 1400
Amendments adopted, 1426
Second reading, 1570
Clincher motion, 1571
Passed, 1571
Returned to House, amended, 1643
Conference Committee, 1729
Conference Committee Report, 1903
Senate adopts, 1903
House adopts, 1866
House does not concur, 1710
Received from House, 1976
Signed by President, 1976
Returned to House, 1976

House Bill No. 1028

House Bill No. 1028. Highway Patrol — A Bill for an Act making an appropriation for defraying the expenses of the highway patrol and the various divisions thereof of the state of North Dakota.

To Senate, 962
First reading, 991
Referred to Committee on Appropriations
Reported back, amended, 1534
Amendments adopted, 1564
Second reading, 1620
Clincher motion, 1620
Passed, 1620
Returned to House, amended, 1654
House concurs, 1802
Received from House, 1916
Signed by President, 1924
Returned to House, 1924

House Bill No. 1029

House Bill No. 1029. Highway Department — A Bill for an Act making an appropriation for defraying the expenses of the highway department of the state of North Dakota.

To Senate, 962
First reading, 991
Referred to Committee on Appropriations
Reported back, amended, 1534
Floor amendments, lost, 1621
Amendments adopted, 1564 (2)
Second reading, 1621
Clincher motion, 1622
Passed, 1622
Returned to House, amended, 1654
House concurs, 1802
Received from House, 1852
Signed by President, 1864
Returned to House, 1865

House Bill No. 1030

House Bill No. 1030. Upper Great Plains Transportation Institute — A Bill for an Act making an appropriation for defraying the expenses of the upper great plains transportation institute of the state of North Dakota.

To Senate, 925
First reading, 957
Referred to Committee on Appropriations
Reported back, amended, 1445
Amendments adopted, 1464
Second reading, 1523, 1903

Clincher motion, 1523
Passed, 1523, 1904
Returned to House, amended, 1600
Conference Committee, 1637
Conference Committee Report, 1881
Senate adopts, 1903
House adopts, 1857
House does not concur, 1636
Received from House, 1972
Signed by President, 1972
Returned to House, 1972

House Bill No. 1031

House Bill No. 1031. — A Bill for an Act making an appropriation for defraying the expenses of the motor vehicle department of the state of North Dakota; and declaring an emergency.

To Senate, 789
First reading, 809
Referred to Committee on Appropriations
Reported back, do pass, 1074
Second reading, 1102
Passed, 1102
Emergency carried, 1102
Returned to House, 1171
Received from House, 1264
Signed by President, 1268
Returned to House, 1269

House Bill No. 1032

House Bill No. 1032. Commissioner of University and School Lands — A Bill for an Act making an appropriation for defraying the expenses of the commissioner of university and school lands of the state of North Dakota.

To Senate, 893
First reading, 924
Referred to Committee on Appropriations
Reported back, amended, 1074
Amendments adopted, 1097
Second reading, 1137
Passed, 1137
Returned to House, amended, 1205
Conference Committee, 1326
Conference Committee Report, 1904
Senate adopts, 1904
House adopts, 1867
House does not concur, 1304
Received from House, 1974
Signed by President, 1974
Returned to House, 1975

House Bill No. 1033

House Bill No. 1033. Industrial Commission — A Bill for an Act making an appropriation for defraying the expenses of the state industrial commission and the agencies under the management of the industrial commission of the state of North Dakota.

To Senate, 893
 First reading, 924
 Referred to Committee on Appropriations
 Reported back, amended, 1445
 Floor amendments, 1572
 Amendments adopted, 1464, 1572
 Second reading, 1572
 Clincher motion, 1572
 Passed, 1572
 Returned to House, amended, 1643
 Conference Committee, 1729
 Conference Committee Report, 1904
 Senate adopts, 1904
 House adopts, 1867
 House does not concur, 1710
 Received from House, 1974
 Signed by President, 1974
 Returned to House, 1975

House Bill No. 1034

House Bill No. 1034. Public Employees Retirement System and Group Insurance — A Bill for an Act making an appropriation for defraying the administrative expenses of the public employees retirement system and the group insurance program of the state of North Dakota.

To Senate, 935
 First reading, 991
 Referred to Committee on Appropriations
 Reported back, do pass, 1074
 Second reading, 1102
 Passed, 1102
 Returned to House, 1171
 Received from House, 1264
 Signed by President, 1268
 Returned to House, 1269

House Bill No. 1035

House Bill No. 1035. Teachers' Fund for Retirement — A Bill for an Act making an appropriation for defraying the expenses of the teachers' fund for retirement of the state of North Dakota.

To Senate, 502
 First reading, 514
 Referred to Committee on Appropriations
 Reported back, amended, 800

Floor amendments, 1042
Amendments adopted, 827, 1042
Second reading, 865, 1042
Passed, 865, 1043
Returned to House, amended, 929, 1095
House concurs, 1007, 1311
Senate requests reutrn, 1024
Received from House, 1035
Reconsidered, 1042
Received from House, 1413
Signed by President, 1414
Returned to House, 1414

House Bill No. 1036

House Bill No. 1036. Employment Security Bureau — A Bill for an Act making an appropriation for defraying the expenses of the employment security bureau and divisions thereof of the state of North Dakota.

To Senate, 854
First reading, 890
Referred to Committee on Appropriations
Reported back, amended, 1401
Amendments adopted, 1426
Second reading, 1465
Passed, 1466
Returned to House, amended, 1546
House adopts, 1656
Received from House, 1761
Signed by President, 1761
Returned to House, 1762

House Bill No. 1037

House Bill No. 1037. Workmen's Compensation Bureau — A Bill for an Act making an appropriation for defraying the expenses of the workmen's compensation bureau of the state of North Dakota.

To Senate, 581
First reading, 596
Referred to Committee on Appropriations
Reported back, amended, 1027
Amendments adopted, 1043
Second reading, 1069
Passed, 1070
Returned to House, amended, 1129
House concurs, 1311
Received from House, 1413
Signed by President, 1414
Returned to House, 1414

House Bill No. 1038

House Bill No. 1038. — A Bill for an Act making an appropriation for defraying the expenses of the crime victims reparations act under the supervision of the workmen's compensation bureau of the State of North Dakota.

To Senate, 385
First reading, 397
Referred to Committee on Appropriations
Reported back, do pass, 567
Second reading, 865
Passed, 865
Returned to House, 928
Received from House, 1006
Signed by President, 1008
Returned to House, 1008

House Bill No. 1039

House Bill No. 1039. Transfer From Mill and Elevator — A Bill for an Act to transfer moneys from the accumulated and undivided profits of the North Dakota mill and elevator association to the general fund of the state of North Dakota.

To Senate, 502
First reading, 514
Referred to Committee on Appropriations
Reported back, do pass, 801
Second reading, 865
Passed, 866
Returned to House, 928
Received from House, 1006
Signed by President, 1008
Returned to House, 1008

House Bill No. 1040

House Bill No. 1040. Transfer From Bank of North Dakota — A Bill for an Act to transfer moneys from the accumulated and undivided profits of the Bank of North Dakota to the general fund of the state of North Dakota.

To Senate, 502
First reading, 514
Referred to Committee on Appropriations
Reported back, do pass, 801
Second reading, 866
Passed, 866
Returned to House, 928
Received from House, 1006
Signed by President, 1008
Returned to House, 1008

House Bill No. 1041

House Bill No. 1041. — A Bill for an Act to create and enact a new section to chapter 54-03 of the North Dakota Century Code, relating to distribution of the North Dakota Administrative Code to each member of the legislative assembly; to amend and reenact section 28-32-03.2 of the North Dakota Century Code, relating to printing, sales, and distribution of the administrative code; and providing an appropriation.

To Senate, 429
 First reading, 441
 Referred to Committee on Appropriations
 Reported back, do pass, 633
 Second reading, 866
 Passed, 867
 Returned to House, 928
 Received from House, 1006
 Signed by President, 1008
 Returned to House, 1008

House Bill No. 1042

House Bill No. 1042. — A Bill for an Act to create and enact two new sections to chapter 54-44.3 of the North Dakota Century Code, relating to revisions to the classification and compensation plan established by the central personnel division, and setting forth intent that employee complaints be resolved by basic agency grievance procedures and a statewide appeal mechanism.

To Senate, 298
 First reading, 310
 Referred to Committee on State and Federal Government
 Reported back, amended, 394
 Amendments adopted, 418
 Second reading, 449, 1668
 Passed, 449, 1668
 Returned to House, 502, 1709 amended, 502
 Conference Committee, 582
 Conference Committee Report, 1596
 Senate adopts, 1668
 House adopts, 1547
 House does not concur, 554
 Received from House, 1777
 Signed by President, 1794
 Returned to House, 1794

House Bill No. 1043

House Bill No. 1043. — A Bill for an Act to amend and reenact sections 54-27-10 and 54-27-11 of the North Dakota Century Code, relating to the time during which appropriations become available.

To Senate, 338
 First reading, 360

Referred to Committee on State and Federal Government
 Reported back, do pass, 882
 Second reading, 901
 Passed, 902
 Returned to House, 1007
 Received from House, 1042
 Signed by President, 1062
 Returned to House, 1062

House Bill No. 1044

House Bill No. 1044 — A Bill for an Act to create and enact a new chapter to the North Dakota Century Code, relating to establishing jails, jail contracts, and regional corrections centers; definitions; grades of jail facilities; who may be confined in jail; confinement of state and federal inmates; housing of inmates; detained witnesses and pretrial detainees; commitment papers; jail registers; jail physical plants; safety and sanitation; jail administration; organization and management; supervision of inmates; inmate rights; meal payments; inmate personal property; searches; punishment of inmates; prohibited acts; removal of inmates in emergencies; inmate work programs; annoyance of inmates; inmate educational and counseling programs; jail standards and inspections; jail variances; and corrective action and enforcement; to amend and reenact section 19-03.1-23 of the North Dakota Century Code, relating to penalties for unlawful manufacture, delivery, or possession of controlled substances; and to repeal chapter 12-44, and sections 12-61-05, 58-03-04, and 58-03-05 of the North Dakota Century Code, relating to county jails and workhouses; the law enforcement council recommending jail rules; a township's power to establish a jail; and newspaper notice of a township jail.

To Senate, 758
 First reading, 778
 Referred to Committee on Judiciary
 Reported back, amended, 1446
 Floor amendments, 1519, 1670
 Amendments adopted, 1519, 1671
 Second reading, 1573, 1671
 Clincher motion, 1672
 Passed, 1672
 Lost, 1573
 Returned to House, amended, 1709
 House concurs, 1802
 Reconsidered, 1627
 Received from House, 1916
 Signed by President, 1924
 Returned to House, 1924

House Bill No. 1045

House Bill No. 1045. — A Bill for an Act to amend and reenact section 12-47-22 of the North Dakota Century Code, relating to the confinement of and communication with penitentiary inmates and removing the prohibition against all communication between male and female inmates; and declaring an emergency.

To Senate, 164
 First reading, 181
 Referred to Committee on State and Federal Government
 Reported back, do pass, 395
 Second reading, 428
 Passed, 428
 Emergency carried, 428
 Returned to House, 478
 Received from House, 501
 Signed by President, 502
 Returned to House, 503

House Bill No. 1046

House Bill No. 1046. — A Bill for an Act to provide for annual fire inspection of all state institutions and buildings.

To Senate, 854
 First reading, 890
 Referred to Committee on Appropriations
 Reported back, amended, 1363, 1778
 Indefinitely postponed, 1027
 Floor amendments, 1466
 Re-referred to State and Federal Government, 1137, 1766
 Amendments adopted, 1389, 1466, 1797
 Second reading, 1045, 1102, 1466, 1797
 Clincher motion, 1466, 1797
 Passed, 1103, 1466, 1797
 Lost, 1045
 Returned to House, 1546, 1619, 1803 amended, 1546, 1803
 House concurs, 1857
 House requests return, 1619
 Reconsidered, 1085, 1137
 Received from House, 1972
 Signed by President, 1972
 Returned to House, 1972

House Bill No. 1047

House Bill No. 1047. — A Bill for an Act to create and enact a new section to chapter 23-09 of the North Dakota Century Code, relating to annual food service, sanitation, and medical services inspection of all state institutions by the state department of health.

To Senate, 359
 First reading, 376
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, do pass, 918
 Indefinitely postponed, 1146
 Re-referred to Social Welfare and Veterans Affairs, 968
 Second reading, 1175
 Lost, 1176
 Returned to House, indefinitely postponed, 1269

House Bill No. 1048

House Bill No. 1048. — A Bill for an Act to create a drug enforcement unit within the office of attorney general and to establish its jurisdiction and duties, and the powers of enforcement personnel; to amend and reenact subsection 1 of section 19-03.1-32 and section 54-12-14 of the North Dakota Century Code, relating to the powers of controlled substances enforcement personnel and the drug control cash fund.

To Senate, 935

First reading, 991

Referred to Committee on Social Welfare and Veterans Affairs

Reported back, amended, 1291, 1587

Re-referred to Appropriations, 1314

Amendments adopted, 1314, 1614

Second reading, 1663

Passed, 1664

Clincher motion, 1664

Returned to House, amended, 1683

House concurs, 1802

Received from House, 1852

Signed by President, 1864

Returned to House, 1865

House Bill No. 1049

House Bill No. 1049. — A Bill for an Act to amend and reenact section 19-03.1-36 of the North Dakota Century Code, relating to the forfeiture of conveyances used to illegally transport controlled substances, raw materials, products, and equipment; for the seizure of such conveyances by law enforcement agencies; and allowing for the sale of conveyances and the deposit of remainder proceeds in the state, county, or city general fund.

To Senate, 338

First reading, 360

Referred to Committee on Judiciary

Reported back, do pass, 950

Re-referred to Political Subdivisions, 776

Second reading, 968

Passed, 968

Returned to House, 1040

Received from House, 1095

Signed by President, 1124

Returned to House, 1124

House Bill No. 1052

House Bill No. 1052. — A Bill for an Act to create and enact section 29-28-06.1 of the North Dakota Century Code, allowing a defendant to appeal a felony sentence to the supreme court; and to amend and reenact sections 29-28-06 and 29-28-28 of the North Dakota Century Code, relating to supreme court appeals allowed a criminal defendant and to powers of the supreme court on criminal appeal.

To Senate, 208
First reading, 224
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 882
Second reading, 902
Lost, 903
Returned to House, 1008

House Bill No. 1053

House Bill No. 1053. — A Bill for an Act to amend and reenact section 12.1-17-01 of the North Dakota Century Code, relating to simple assault and increasing the punishment.

To Senate, 164
First reading, 181
Referred to Committee on Judiciary
Reported back, amended, 882
Amendments adopted, 896
Second reading, 968
Passed, 969
Returned to House, amended, 1040
House concurs, 1097
Received from House, 1196
Signed by President, 1197
Returned to House, 1197

House Bill No. 1054

House Bill No. 1054. — A Bill for an Act to provide a criminal penalty for the removal from or detention of a child outside North Dakota by a noncustodial parent in violation of a custody decree.

To Senate, 188
First reading, 201
Referred to Committee on Judiciary
Reported back, do pass, 883
Second reading, 903
Passed, 903
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1062

House Bill No. 1055

House Bill No. 1055. — A Bill for an Act to amend and reenact section 27-20-54 of the North Dakota Century Code, relating to the sealing and disposal of juvenile records; and to repeal section 27-20-54.1 of the North Dakota Century Code, relating to the destruction of juvenile records.

To Senate, 269
First reading, 290
Referred to Committee on Judiciary

Reported back, do pass, 975
Second reading, 1015
Passed, 1015
Returned to House, 1063
Received from House, 1160
Signed by President, 1163
Returned to House, 1164

House Bill No. 1056

House Bill No. 1056. — A Bill for an Act to amend and reenact sections 15-20.1-10, 15-40.1-03, 15-40.1-04, 15-40.1-05, 15-40.1-07, 15-40.1-08, 15-40.1-09, 15-40.1-10, 15-40.1-11, 15-40.1-16, 15-40.1-16.1, 15-40.1-18, 15-40.2-05, 15-40.2-10, 15-45-01, 15-45-02, 15-47-16, and 15-59-06 of the North Dakota Century Code, relating to state support for public kindergarten programs, and to the payment of state foundation aid payments directly to school districts and to the establishment, length, and funding of kindergarten programs.

To Senate, 962
First reading, 991
Referred to Committee on Education
Reported back, amended, 1535
Amendments adopted, 1564
Second reading, 1622, 1906
Clincher motion, 1622
Passed, 1622, 1906
Emergency carried, 1622, 1906
Returned to House, amended, 1654
Conference committee, 1729
Conference committee report, 1882
Senate adopts, 1906
House adopts, 1867
House does not concur, 1710
Received from House, 1978
Signed by President, 1978
Returned to House, 1979

House Bill No. 1057

House Bill No. 1057. — A Bill for an Act to prohibit school boards from selling textbooks to pupils or otherwise charging unauthorized fees, to allow school boards to establish authorized fees, to allow the superintendent of public instruction to withhold foundation payments if a school district has charged unauthorized fees and, after notification, refuses to discontinue such action, to exempt postsecondary instructional programs; to repeal sections 15-43-07, 15-43-08, 15-43-09, 15-43-10, and 15-43-11 of the North Dakota Century Code, relating to selling textbooks to pupils, purchase of textbooks from families moving from a school district, discretionary authority of school districts to provide free textbooks, prescribing the duty of parents or guardians of pupils to furnish textbooks, and changing of textbooks.

To Senate, 319
First reading, 326

Referred to Committee on Education
 Reported back, do pass, 544
 Second reading, 867
 Passed, 867
 Returned to House, 928
 Received from House, 1006
 Signed by President, 1008
 Returned to House, 1008

House Bill No. 1058

House Bill No. 1058. — A Bill for an Act to amend and reenact section 57-38-35.1, subsection 1 of section 57-39.2-18, section 57-39.2-25, and subsection 1 of section 57-40.2-15 of the North Dakota Century Code, relating to interest, penalties, and refunds on income taxes and sales and use taxes; and providing an effective date.

To Senate, 502
 First reading, 514
 Referred to Committee on Finance & Taxation
 Reported back, do pass, 975
 Second reading, 1015
 Passed, 1015
 Returned to House, 1063
 Received from House, 1160
 Signed by President, 1164
 Returned to House, 1164

House Bill No. 1059

House Bill No. 1059. — A Bill for an Act to provide for the appointment of a human service center board of directors; to create and enact sections 54-40-10 and 54-40-11 of the North Dakota Century Code, relating to certification of human service centers and to a fiscal incentive for the collocation of county social services with human service centers; and to amend and reenact section 54-40-09 of the North Dakota Century Code, relating to human service centers, their boards of directors, powers, duties, and certification.

To Senate, 611
 First reading, 616
 Referred to Committee on Agriculture
 Reported back, do pass, 919
 Re-referred to committee on Social Welfare & Veteran's Affairs, 864
 Second reading, 969
 Passed, 969
 Returned to House, 1040
 Received from House, 1095
 Signed by President, 1124
 Returned to House, 1124

House Bill No. 1060

House Bill No. 1060. — A Bill for an Act to create and enact a new section to chapter 25-10 of the North Dakota Century Code, relating to

the authority of the mental health and retardation division; and to amend and reenact sections 25-12-01, 25-12-02, 25-12-03, and 25-12-04 of the North Dakota Century Code, relating to the operation of mental health and retardation service units.

To Senate, 319
 First reading, 326
 Referred to Committee on Social Welfare & Veteran's Affairs
 Reported back, do pass, 950
 Second reading, 969
 Passed, 970
 Returned to House, 1040
 Received from House, 1095
 Signed by President, 1124
 Returned to House, 1124

House Bill No. 1061

House Bill No. 1061 — A Bill for an Act to improve the quality, and efficiency in delivery, of human services through the collocation of social services and mental health services in each of the eight regions of the state; providing for joint intake, interagency referral, and interprogram planning and coordination; encouraging regional collocation of other related human services; providing for a fiscal incentive for the collocation of county social services in the regional centers; providing for the North Dakota social service board to reimburse qualifying mental health and retardation service units and human service centers for provision of clinical services to medical assistance individuals; and to amend and reenact section 50-24.1-03 of the North Dakota Century Code, relating to medical assistance.

To Senate, 319
 First reading, 327
 Referred to Committee on Social Welfare & Veteran's Affairs
 Reported back, do pass, 950
 Second reading, 970
 Passed, 970
 Returned to House, 1040
 Received from House, 1095
 Signed by President, 1124
 Returned to House, 1124

House Bill No. 1063

House Bill No. 1063. — A Bill for an Act to create and enact a new section to chapter 15-21 of the North Dakota Century Code, providing for coordination of adult basic and secondary education by the superintendent of public instruction.

To Senate, 385
 First reading, 397
 Referred to Committee on Education
 Reported back, do pass, 950, 1291
 Re-referred to Appropriations, 951

Second reading, 1318
Passed, 1318
Returned to House, 1388
Received from House, 1517
Signed by President, 1517
Returned to House, 1517

House Bill No. 1064

House Bill No. 1064. — A Bill for an Act to amend and reenact sections 15-46-01 and 15-46-04 of the North Dakota Century Code, relating to adult education programs and funding; and to repeal sections 15-46-02, 15-46-03, and 15-46-05 of the North Dakota Century Code, relating to requirements for the establishment of evening schools, salaries of evening school teachers, and the expenditure of evening school funds.

To Senate, 385
First reading, 397
Referred to Committee on Education
Reported back, do pass, 883
Second reading, 903
Passed, 903
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1062

House Bill No. 1065

House Bill No. 1065. — A Bill for an Act to create and enact a new section to chapter 40-57 of the North Dakota Century Code, relating to restrictions on the use of financing under the Municipal Industrial Development Act of 1955 for the construction of public vocational education facilities.

To Senate, 408
First reading, 419
Referred to Committee on Industry, Business, & Labor
Reported back, amended, 848
Amendments adopted, 858
Second reading, 904
Passed, 904
Returned to House, amended, 1008
Conference Committee, 1041
House adopts, 1655
House does not concur, 1024

House Bill No. 1066

House Bill No. 1066. — A Bill for an Act to establish a unified judicial system, to abolish county courts, county justice courts, and county courts of increased jurisdiction; and to create and enact chapters 27-01.1, 27-02.1, 27-03.1, 27-04.1, 27-06.1, 27-07.1, and 27-24 of the North

Dakota Century Code, relating to the general provisions of the unified judicial system, the supreme court, supreme court officials, the district courts, district court officials, probate matters and magistrates, and the municipal courts; and to repeal chapter 11-17, chapters 27-01 through 27-05, chapters 27-06 through 27-08, chapters 27-18 and 30-26, chapters 33-01 through 33-05, chapters 33-07 through 33-12, chapter 40-18, sections 11-09-22 and 11-09-23, subsection 8 of section 11-10-06, and section 11-11-12, 11-15-10, subsection 17 of section 12.1-01-04, and sections 24-07-25, 27-09.1-21, 27-20-04, 28-20-19, 28-26-03, 29-07-06, 31-09-05, 31-09-06, 31-09-07, 32-22-18, 47-18-28, and 47-19-37 of the North Dakota Century Code, relating to clerks of the district courts, the general provisions of the judicial branch of government, the supreme court and its personnel, the district courts, district court clerks and reporters, the county courts, the county courts with increased jurisdiction, probate appeals, the county justice courts, municipal judges, the duty of the boards of county commissioners to provide courts with supplies and attendants, the committal jurisdiction of juvenile courts, preliminary examinations before police magistrates, and the acknowledgment of record title instruments before county justices.

To Senate, 642

First reading, 647

Referred to Committee on Judiciary

Reported back, amended, 1494

Floor amendments, 1519

Amendments adopted, 1519

Second reading, 1623

Clincher motion, 1623

Lost, 1623

Returned to House, indefinitely postponed, 1654

House Bill No. 1067

House Bill No. 1067. — A Bill for an Act to create and enact chapter 27-25 of the North Dakota Century Code, relating to the creation of a judicial nominating committee.

To Senate, 243

First reading, 258

Referred to Committee on Judiciary

Reported back, amended, 1146, 1401

Re-referred to Judiciary, 1173

Amendments adopted, 1426

Second reading, 1467, 1906

Clincher motion, 1467

Passed, 1467, 1907

Returned to House, amended, 1546

House concurs, 1646

Senate adopts, 1906

House adopts, 1867

House does not concur, 1793

Received from House, 1976

Signed by President, 1976

Returned to House, 1976

House Bill No. 1068

House Bill No. 1068. — A Bill for an Act to require the assignment of justices of the supreme court to temporary duty in district court.

To Senate, 338
 First reading, 360
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 976
 Second reading, 1015
 Lost, 1016
 Returned to House, indefinitely postponed, 1063

House Bill No. 1070

House Bill No. 1070. — A Bill for an Act to create and enact chapter 27-17.1 of the North Dakota Century Code, relating to retirement of judges.

To Senate, 429
 First reading, 441
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 1402
 Second reading, 1435
 Lost, 1435
 Returned to House, indefinitely postponed, 1546

House Bill No. 1071

House Bill No. 1071. — A Bill for an Act to amend and reenact sections 4-16-09, 4-30-54, 4-33-06, 6-05-19, subsection 5 of section 6-05.1-05, sections 11-03-08, 11-05-16, 11-07-04, 11-08-06, subsection 1 of section 11-08-08, sections 11-08-13, 11-08-14, 11-09-29, 11-10-02, 11-10-10, 11-10-11, 11-10-20, 11-11-10, 11-12-05, 11-19-08, 11-19-13, 11-19-14, 11-19-15, 11-19-25, 11-20-01, 11-20-03, 11-21-02, 11-21-03, 11-21-04, 11-21-12, 11-21-13, 11-21-14, 11-30-16, 12-45-01, 12-46-13, 12-51-07, 12-53-01, 12-53-05, 12-53-13, 12-60-13.1, subsection 5 of section 12.1-01-04, sections 14-03-09, 14-03-10, 14-03-11, 14-03-12, 14-03-13, 14-03-15, 14-03-17, 14-03-19, 14-03-20, 14-03-21, 14-03-22, 14-03-24, 15-22-06, 15-40.2-05, 16-13-09, 16-13-11, 16-14-06, 16-21-03, 16-21.1-09, 18-02-09, 19-01-12, subsection 1 of section 19-03.1-33, 23-04-08, 23-05-06, 24-06-05, 24-07-22, 24-07-24, 24-07-28, 25-03.1-02, 25-03.1-03, 25-03.1-08, subsection 1 of section 25-03.1-09, sections 25-03.1-29 and 25-03.1-38, subsection 3 of section 25-04-05.1, sections 25-05-13, 25-05-14, 25-05-21, 25-05-22, 25-09-02.2, 25-09-03, 25-11-05, 27-05.1-07, 27-08.1-01, 27-08.1-03, 27-08.1-08, 27-08.2-01, subsection 2 of section 27-09.1-09, sections 27-09.1-14, 27-11-03, 27-15-01, 27-15-02, 27-15-10, 27-19-08, subsection 2 of section 27-20-47, subsection 2 of section 27-23-01, sections 27-23-02, 28-18-09, 28-20-22, 28-26-19, 28-29-04, subsection 3 of section 29-01-01, subsection 4 of section 29-01-09, sections 29-01-14, 29-01-15, 29-02-13, 29-05-31, 29-08-02, 29-08-16, 29-10.1-38, subsection 1 of section 29-15-21, section 29-22-01, subsection 6 of section 30.1-01-06, sections 30.1-02-02, 30.1-02-07, subdivision c of subsection 2 of section 30.1-10-01, sections 32-09-03, 32-09-10, 32-15-14, 32-19-23, 32-19-24, 32-19-30, 32-24-01, 32-29-05, 33-06-01, 33-06-03, 33-06-04, 36-01-17, 36-01-18, 36-11-10, 36-11-11, 37-16-04, subsection 4 of section 38-10-01, sections 38-10-03, 38-10-05, 38-10-06,

38-10-08, 39-06-16, subsection 5 of section 39-06.1-03, sections 40-02-16, 40-09-16, 40-11-12, 40-13-02, 42-01-07, 42-03-01, 42-03-03, subsection 2 of section 43-23-07, sections 44-02-05, 44-03-02, 44-05-01, 44-08-04, 44-08-09, 44-09-01, 44-11-01, 44-11-12, 46-04-05, 47-03-06, 47-18-22, subsection 9 of section 47-19-02, sections 47-19-06, 47-19-14, subsection 4 of section 47-24-01, subsection 2 of section 50-01.1-04, sections 54-10-13, 57-26-02, 57-37.1-06, 57-37.1-12, and 58-02-23 of the North Dakota Century Code, removing references in the North Dakota Century Code to county judges with increased jurisdiction, county judges, county justices, justices of the peace, county courts, and county justice courts, and to require judicial expenses to be paid by the state.

To Senate, 935
 First reading, 992
 Referred to Committee on Judiciary
 Reported back, amended, 1495
 Amendments adopted, 1519
 Second reading, 1624
 Clincher motion, 1625
 Lost, 1625
 Returned to House, 1654

House Bill No. 1072

House Bill No. 1072. — A Bill for an Act to amend and reenact section 54-03-04 of the North Dakota Century Code, relating to calling the house and senate to order on the first day of the organizational session of the legislative assembly.

To Senate, 243
 First reading, 258
 Referred to Committee on State & Federal Government
 Reported back, amended, 418
 Amendments adopted, 441
 Second reading, 476, 1099
 Passed, 476, 1100
 Returned to House, amended, 525, 1130
 Conference Committee, 582
 Conference Committee Report, 1083
 Senate adopts, 1099
 House adopts, 1089
 House does not concur, 581
 Received from House, 1238
 Signed by President, 1238
 Returned to House, 1239

House Bill No. 1073

House Bill No. 1073. — A Bill for an Act to amend and reenact subsection 2 of section 13-03-18, sections 15-19-06, 15-28-10, 15-40.1-03, 15-52-19, 15-52-20, 15-52-21, 15-52-27, subsections 1 and 3 of section 15-61-02, sections 15-61-04, 16-04-07, 16-11-12, 16-15-05, 16-15-07, 16-15-09, 16-16-17.1, 16-18-17, 16-20-07, subsection 5 of section 16-20-08, sections 18-03-05, 18-05-04, 18-05-13, 18-10-09, 18-11-09, 18-11-22, 19-01-12, subsections 14 through 23 of section 19-02.1-02, subsections 4 through 10 of section 19-02.1-05, sections 19-03.1-23, 19-07-02, 21-03-23, 21-04-09, 21-05-05, 21-10-10, subsec-

tion 4 of section 23-07-01.1, sections 23-15.1-07, 24-01-13, 24-01-41.1, 24-02-11, 24-06-02, 24-06-07, 25-01.1-20, subsections 1 and 3 of section 25-04-07, subsections 10 through 14 of section 26-01-02, sections 26-01-10, 26-08-13, 26-10-02, 26-10-14, 26-10-16, 26-26-14, 26-27-14, 26-27.1-18, 26-27.2-18, 26-33-04, 27-11-26, subsection 6 of section 27-14-02, sections 29-01-06.1, 29-03-20, 29-05-31, and 29-12-13, subsection 9 of section 29-15-21, sections 29-21-15, 29-21-17, 29-21-25, 29-22-20, 29-26-16, 34-01-12, 35-20-13, 36-05-10, 37-12-14, 37-20-03, 38-10-08, subsection 1 of section 39-01-01, sections 39-01-13 and 39-04-06, introductory paragraph of subsection 2 of section 39-04-18, section 39-06.1-09, paragraph 16 of subdivision a of subsection 3 of section 39-06.1-10, and sections 39-07-11, 39-08-13, 39-23-08, 40-33-24, 43-03-02, 43-12-27, 43-12-31, 43-15-01, 43-15-14, 44-04-14, 44-08-12, 44-08-13, 47-11-01, 47-18-14, 47-19-18, 49-03-01.3, 49-09-09, 49-09-11, 52-02-09, 54-23A-04, 54-27-08, 54-48-06, 54-49.1-02, 65-05-09, 65-06-01, 65-06-02, 65-06-03, 65-06-04, and 65-06-05 of the North Dakota Century Code, relating to incorrect or obsolete references in statutes providing for insurance premium on a small loan, duties of school district election officials, budget of the division of independent study, constitution of county equalization funds, loans made from the medical center fund, procedures of the director of surplus property, application for name placement on the primary election ballot, posting of material in polling places, election contest procedures, voting eligibility of former residents, absent voter ballot procedure, charitable contributions and payments by candidates, campaign contributions by corporations, appropriation desired by the state firemen's association, apportionment of insurance taxes received by cities, examinations of firemen's relief associations, deposit of funds of rural fire protection districts, seizure of products unlawful under the food and drug laws, prohibited practices under the Food, Drug, and Cosmetic Act, prohibited acts under the Uniform Controlled Substances Act, egg rules of the state laboratories department, municipal bond register, pledge of security in place of depository bond, county or township voucher form, operating cost estimates of the state investment board, reporting of physical or mental disorders, penalty for violating the model rocketry law, enforcement of highway laws, highway relocation assistance payments, highway department records, purchase of township road machinery, custody of funds of patients of state institutions, mentally deficient defendants, duties of the commissioner of insurance, insurance company examinations, insurance company property, evaluation of policies of cooperative or assessment life associations, penalty and prosecution for discrimination or misrepresentation with respect to insurance matters, licensing of sales representatives of contracts of hospital service corporations, nonprofit medical service corporations, nonprofit dental service corporations, and nonprofit vision service corporations, issuance and revocation of insurance vending machine licenses, bar admission without examination, suspension or revocation of certification of admission to bar, rights of defendant charged with multiple counts, jurisdiction of prize fighting violation, uniform traffic complaint and summons, summons issuance, change of judge, mistake in charging proper offense, trial on charge after mistake, discharge of accused, sealed verdict, hearing of evidence, payment of wages due surviving spouse or heirs, house mover's lien statement, livestock inspection, state guard commissions, administration of veterans' children scholarships, order for sale of mineral rights of an estate, definition of authorized emergency vehicles, record of process served on nonresident motor vehicle users,

reciprocal highway use agreements, definition of moving violation, noncriminal traffic offense, magistrate's record of traffic offense convictions, accident report forms, budgets of the vehicle equipment safety commission, funds of jointly operated municipal utilities, persons exempt from architect licensure, duties of the state board of nursing, collection and cancellation of nursing scholarship loans, the definition of "device" under the pharmacist registration law, sale of drugs, poisons, medicines, and chemicals, examination of county officers' records, definitions and the use of facsimile signatures by authorized public officials, mode of transferring personal property, disposition of homestead sale proceeds, taking of acknowledgments by deputies, certificate of public convenience and necessity application, sale of railroad property under trust deed or upon mortgage foreclosure, compensation for another railroad's property, unemployment compensation administration fund, state radio broadcasting dispatches, state treasury warrants, publication of emergency interim successors for legislators, natural resources council membership, and workmen's compensation for disaster emergency personnel; and to repeal chapter 15-62, section 27-07-03, chapter 39-15, subsection 5 of section 46-02-04, and sections 47-10-21, 47-10-22, and 49-03-01.2 of the North Dakota Century Code, relating to the state scholarship board, limited county court jurisdiction over unorganized territory, guest statute, printing of the publicity pamphlet, reservation of coal deposits, and limitation on issuance on orders and certificates of public convenience and of necessity to electric public utilities.

To Senate, 243

First reading, 258

Referred to Committee on State & Federal Government

Reported back, do pass, 544

Floor amendments, 906

Amendments adopted, 906

Second reading, 906, 1132

Passed, 908, 1134

Returned to House, amended, 1008

Conference Committee, 1035

Conference Committee Report, 1123

Senate adopts, 1132

House adopts, 1125

Received from House, 1302

Signed by President, 1303

Returned to House, 1303

House Bill No. 1075

House Bill No. 1075. — A Bill for an Act to restrict and regulate products liability actions by establishing a statute of limitations, granting limited immunity to manufacturers or sellers of products against actions based on products liability, providing tests for determining whether or not a product shall be deemed to be defective or unreasonably dangerous, establishing rebuttable presumptions of freedom from defects, and precluding certain evidence from admission in products liability actions.

To Senate, 408

First reading, 419

Referred to Committee on Industry, Business, & Labor

Reported back, do pass, 1147
Second reading, 1176, 1664
Passed over Governor's veto, 1176, 1664
Returned to House over Governor's veto, 1269
Received from House, 1309, 1916
Signed by President, 1312
Returned to House over veto, 1974
Received from House over Governor's veto, 1644
President signed certification over veto, 1973
Returned certification to house, 1974

House Bill No. 1076

House Bill No. 1076. — A Bill for an Act relating to insurance companies, providing for the reporting of products liability claims and other information to the commissioner of insurance, and providing for the confidentiality of the reported information.

To Senate, 611
First reading, 617
Referred to Committee on Industry, Business and Labor
Reported back, amended, 1215
Amendments adopted, 1245
Second reading, 1282
Passed, 1283
Returned to House, amended, 1341
House concurs, 1459
Received from House, 1540
Signed by President, 1541
Returned to House, 1542

House Bill No. 1077

House Bill No. 1077. — A Bill for an Act to create and enact two new sections to chapter 50-18 of the North Dakota Century Code, relating to cooperation between the state laboratories department and the state social service board in determining licensing responsibility and actions against operations without a license; and to amend and reenact section 50-18-01 of the North Dakota Century Code, relating to the definition of boarding home for the aged and infirm.

To Senate, 429
First reading, 441
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, do pass, 766
Second reading, 867
Passed, 867
Returned to House, 928
Received from House, 1006
Signed by President, 1008
Returned to House, 1009

House Bill No. 1079

House Bill No. 1079. — A Bill for an Act to repeal chapters 4-06 and 25-04.1 and section 55-01-09 of the North Dakota Century Code, relating to the federated cooperative agricultural association and agricultural code commission, compulsory sterilization, and the North Dakota heritage study committee.

To Senate, 164
 First reading, 182
 Referred to Committee on State and Federal Government
 Reported back, do pass, 395
 Second reading, 428
 Passed, 429
 Returned to House, 478
 Received from House, 501
 Signed by President, 502
 Returned to House, 503

House Bill No. 1080

House Bill No. 1080. — A Bill for an Act to provide for the deposit of trade commission funds in the general fund; to amend and reenact subsection 1 of section 54-07-01.2 of the North Dakota Century Code, relating to gubernatorial appointments; and to repeal subsections 1 through 10 of section 51-10-06 and 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.

To Senate, 450
 First reading, 466
 Referred to Committee on State and Federal Government
 Reported back, amended, 976
 Floor amendments, 1045
 Amendments adopted, 1012, 1046
 Second reading, 1046
 Lost, 1046
 Returned to House, indefinitely postponed, 1095

House Bill No. 1081

House Bill No. 1081. — A Bill for an Act to repeal chapter 55-09 of the North Dakota Century Code, relating to the North Dakota heritage commission; and providing an effective date.

To Senate, 188
 First reading, 201
 Referred to Committee on State and Federal Government
 Reported back, do pass, 511
 Second reading, 868
 Passed, 868
 Returned to House, 928
 Received from House, 1006
 Signed by President, 1008
 Returned to House, 1008

House Bill No. 1083

House Bill No. 1083. — A Bill for an Act to provide for the transfer of property and funds of the Minot district fair; and to repeal sections 4-02-17, 4-02-18, 4-02-19, 4-02-20, 4-02-22, 4-02-23, 4-02-24, and 4-02-25 of the North Dakota Century Code, relating to the location, premises, title to land, board of directors, executive committee, contributions, and report of the prize list of the Minot district fair.

To Senate, 121
First reading, 127
Referred to Committee on State and Federal Government
Reported back, do pass, 395
Second reading, 449
Passed, 449
Returned to House, 502
Received from House, 554
Signed by President, 555
Returned to House, 555

House Bill No. 1084

House Bill No. 1084. — A Bill for an Act to amend and reenact subsection 1 of section 54-07-01.2 and section 54-54-02 of the North Dakota Century Code, relating to the North Dakota council on the arts and humanities.

To Senate, 338
First reading, 360
Referred to Committee on State and Federal Government
Reported back, do pass, 883
Second reading, 908
Passed, 908
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1062

House Bill No. 1085

House Bill No. 1085. — A Bill for an Act to amend and reenact sections 40-38-01, 40-38-04, 40-38-05, 40-38-09, 40-38-10, 40-38-11, 54-24-01, 54-24-02, 54-24-03, 54-24-03.1, 54-24-07, 54-24-08, 54-24-09, and 54-24.1-03 of the North Dakota Century Code, relating to public libraries and the nature and duties of the state library commission; and to repeal section 55-01-09 of the North Dakota Century Code, relating to the heritage study committee.

To Senate, 164
First reading, 182
Referred to Committee on Education
Reported back, do pass, 544
Second reading, 868
Passed, 869

Returned to House, 928
Received from House, 1006
Signed by President, 1008
Returned to House, 1008

House Bill No. 1090

House Bill No. 1090. — A Bill for an Act to create and enact section 11-33-09.1 of the North Dakota Century Code, relating to referral to the electors of amendments to county zoning plans; and to amend and reenact sections 11-33-09, 11-33-10, and 11-33-13 of the North Dakota Century Code, relating to the adoption and amendment of zoning plans, separate hearings on the adoption of such amendments, and the effect on existing uses of land.

To Senate, 611
First reading, 617
Referred to Committee on Agriculture
Reported back, indefinitely postponed, 1075
Second reading, 1103
Lost, 1103
Returned to House, indefinitely postponed, 1171

House Bill No. 1091

House Bill No. 1091. — A Bill for an Act to amend and reenact subdivision c and e of subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to exempting certain motor vehicles from registration.

To Senate, 319
First reading, 327
Referred to Committee on Transportation
Reported back, indefinitely postponed, 951
Second reading, 970
Lost, 970
Returned to House, 1040

House Bill No. 1092

House Bill No. 1092. — A Bill for an Act to create and enact a new section to chapter 12.1-27.1 of the North Dakota Century Code, relating to exhibiting obscene motion pictures at outdoor theaters; to create and enact a new subsection to section 12.1-27.1-01 of the North Dakota Century Code, relating to definition of sexual excitement; and to amend and reenact section 12.1-27.1-02 of the North Dakota Century Code, relating to promoting obscenity to minors.

To Senate, 408
First reading, 419
Referred to Committee on Judiciary
Reported back, amended, 1147
Re-referred to Political Subdivisions, 776

Amendments adopted, 1173
 Second reading, 1209
 Passed, 1210
 Returned to House, amended, 1274
 House concurs, 1348
 Received from House, 1456
 Signed by President, 1456
 Returned to House, 1456

House Bill No. 1095

House Bill No. 1095. — A Bill for an Act to create and enact new sections to chapters 47-10 and 47-11 of the North Dakota Century Code, relating to a presumption that a nontestamentary transfer of real or personal property between spouses is always for a consideration, and not a gift, unless stated in writing.

To Senate, 243
 First reading, 260
 Referred to Committee on Judiciary
 Reported back, amended, 1327
 Indefinitely postponed, 1148
 Re-referred to Finance and Taxation, 576, 1188
 Amendments adopted, 1348
 Second reading, 1436
 Passed, 1436
 Returned to House, amended, 1546
 House concurs, 1646
 Received from House, 1708
 Signed by President, 1708
 Returned to House, 1708

House Bill No. 1096

House Bill No. 1096. — A Bill for an Act to amend and reenact section 57-15-52.1 of the North Dakota Century Code, relating to the school district levy for district-owned school bus costs.

To Senate, 269
 First reading, 291
 Referred to Committee on Education
 Reported back, do pass, 1327
 Second reading, 1353
 Passed, 1353
 Returned to House, 1455
 Received from House, 1540
 Signed by President, 1541
 Returned to House, 1542

House Bill No. 1098

House Bill No. 1098. — A Bill for an Act to amend and reenact section 39-24-05 of the North Dakota Century Code, relating to disposition of the snowmobile trail tax.

To Senate, 611
 First reading, 617
 Referred to Committee on Natural Resources
 Reported back, do pass, 919
 Second reading, 971
 Passed, 971
 Returned to House, 1040
 Received from House, 1095
 Signed by President, 1124
 Returned to House, 1124

House Bill No. 1101

House Bill No. 1101. — A Bill for an Act to create and enact a new subsection to section 39-16-01 of the North Dakota Century Code, relating to the definition of consumer reporting agency; and to amend and reenact section 39-16-03.1 of the North Dakota Century Code, relating to making a driver record or abstract available to the public.

To Senate, 164
 First reading, 181
 Referred to Committee on Industry, Business and Labor
 Reported back, indefinitely postponed, 1217
 Second reading, 1247
 Lost, 248
 Returned to House, indefinitely postponed, 1311

House Bill No. 1103

House Bill No. 1103. — A Bill for an Act to authorize the state highway department, upon approval by the public service commission, to apply for rail service assistance under the Railroad Revitalization and Regulatory Reform Act of 1976, to authorize the highway department to act as the designated state agency to receive rail service assistance, and to authorize cooperation between the highway department and the public service commission to take steps necessary to improve transportation utilization; and declaring an emergency.

To Senate, 338
 First reading, 360
 Referred to Committee on Transportation
 Reported back, amended, 593
 Amendments adopted, 615
 Second reading, 781
 Passed, 781
 Emergency carried, 781
 Returned to House, amended, 790
 House concurs, 824
 Received from House, 854
 Signed by President, 854
 Returned to House, 855

House Bill No. 1104

House Bill No. 1104. — A Bill for an Act to create and enact a new section to chapter 49-09 of the North Dakota Century Code, relating to authorizing the public service commission to enter into limited trust agreements with railway corporations abandoning railroad lines, for the purposes of reorganization or negotiated attempts to open the line for use, and to provide for reversion of the property to the railway corporation after five years in certain instances.

To Senate, 789
First reading, 809
Referred to Committee on Transportation
Reported back, do pass, 1259
Second reading, 1283
Passed, 1283
Returned to House, 1341
Received from House, 1456
Signed by President, 1456
Returned to House, 1456

House Bill No. 1106

House Bill No. 1106. — A Bill for an Act to amend and reenact section 6-09-04 of the North Dakota Century Code, relating to the bonding of Bank of North Dakota employees.

To Senate, 144
First reading, 160
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 848
Second reading, 908
Passed, 908
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1062

House Bill No. 1107

House Bill No. 1107. — A Bill for an Act to repeal section 6-09-06 of the North Dakota Century Code, relating to authorization of Bank of North Dakota to transact business after delivery of two million dollars in bonds as capital.

To Senate, 144
First reading, 160
Referred to Committee on Industry, Business and Labor
Reported back, amended, 848
Amendments adopted, 858
Second reading, 908
Passed, 909
Returned to House, amended, 1008
House concurs, 1042

Received from House, 1095
Signed by President, 1124
Returned to House, 1124

House Bill No. 1109

House Bill No. 1109. — A Bill for an Act to repeal chapter 15-62 of the North Dakota Century Code, relating to the discontinued state scholarship revolving fund.

To Senate, 144
First reading, 160
Referred to Committee on Education
Reported back, do pass, 743
Second reading, 869
Passed, 869
Returned to House, 928
Received from House, 1006
Signed by President, 1008
Returned to House, 1009

House Bill No. 1110

House Bill No. 1110. — A Bill for an Act to amend and reenact section 54-17-25 of the North Dakota Century Code, relating to maximum interest rates on student loan bonds.

To Senate, 144
First reading, 160
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 848
Second reading, 909
Passed, 909
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1062

House Bill No. 1111

House Bill No. 1111. — A Bill for an Act to amend and reenact section 57-47-04 of the North Dakota Century Code, relating to the approval of loan applications by the Bank of North Dakota instead of the industrial commission.

To Senate, 96
First reading, 116
Referred to Committee on Political Subdivisions
Reported back, do pass, 326
Second reading, 384
Passed, 384
Returned to House, 429
Received from House, 501
Signed by President, 502
Returned to House, 503

House Bill No. 1112

House Bill No. 1112. — A Bill for an Act to amend and reenact sections 54-30-06 and 54-30-09 of the North Dakota Century Code, relating to the maximum interest rates, coupons, and sale at less than par of real estate bonds.

To Senate, 133
First reading, 141
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 849
Second reading, 909
Passed, 909
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1062

House Bill No. 1113

House Bill No. 1113. — A Bill for an Act to amend and reenact section 23-02.1-13 of the North Dakota Century Code, relating to the registration of births.

To Senate, 208
First reading, 224
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, do pass, 801
Second reading, 869
Passed, 869
Returned to House, 928
Received from House, 1006
Signed by President, 1008
Returned to House, 1009

House Bill No. 1114

House Bill No. 1114. — A Bill for an Act to amend and reenact section 15-62.1-13 of the North Dakota Century Code, relating to the state scholarship revolving fund, guarantee loan reserve fund, and write-off of uncollectible state scholarship student loans.

To Senate, 164
First reading, 182
Referred to Committee on Education
Reported back, indefinitely postponed, 1052
Second reading, 1070
Lost, 1070
Returned to House, indefinitely postponed, 1130

House Bill No. 1116

House Bill No. 1116. — A Bill for an Act to amend and reenact sections 54-34.2-02, 54-34.2-03, 54-34.2-04, and 54-34.2-05 of the North Dakota Century Code, relating to the administration and purpose of the Indian development fund.

To Senate, 338
First reading, 360
Referred to Committee on State and Federal Government
Reported back, do pass, 883
Second reading, 909
Passed, 910
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1062

House Bill No. 1117

House Bill No. 1117. — A Bill for an Act to amend and reenact section 48-10-02 of the North Dakota Century Code, relating to the authority of the capitol grounds planning commission with respect to the capitol building fund, and making an appropriation.

To Senate, 642
First reading, 647
Referred to Committee on State and Federal Government
Reported back, do pass, 849, 1259
Re-referred to Appropriations, 849, State and Federal Government, 862, Appropriations, 980, Appropriations, 1013
Amendments adopted, 1012
Second reading, 1285
Passed, 1285
Returned to House, amended, 1341
House concurs, 1459
Received from House, 1540
Signed by President, 1541
Returned to House, 1542

House Bill No. 1118

House Bill No. 1118. — 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 authorizing such stations to be established in unincorporated townsites located within Indian reservations, and declaring an emergency.

To Senate, 298
First reading, 310
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 980
Second reading, 1013
Passed, 1014
Emergency carried, 1014
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1119

House Bill No. 1119. — A Bill for an Act to amend and reenact subsection 3 of section 54-52-17 of the North Dakota Century Code, relating to retirement dates under the public employees retirement system.

To Senate, 338
 First reading, 360
 Referred to Committee on State and Federal Government
 Reported back, do pass, 884
 Second reading, 910
 Passed, 910
 Returned to House, 1007
 Received from House, 1042
 Signed by President, 1062
 Returned to House, 1062

House Bill No. 1120

House Bill No. 1120. — A Bill for an Act to amend and reenact section 39-21-01 of the North Dakota Century Code, relating to the use of lighted lamps on motor vehicles.

To Senate, 121
 First reading, 128
 Referred to Committee on Transportation
 Reported back, do pass, 567
 Second reading, 869
 Passed, 870
 Returned to House, 928
 Received from House, 1006
 Signed by President, 1008
 Returned to House, 1009

House Bill No. 1122

House Bill No. 1122. — A Bill for an Act to set aside accumulated and undivided profits of the state mill and elevator association for agricultural research relating to production, utilization, transportation, and marketing.

To Senate, 689
 First reading, 755
 Referred to Committee on Agriculture
 Reported back, do pass, 980
 Indefinitely postponed, 1292, 1402
 Rereferred to Appropriations, 981, 1318
 Second reading, 1436
 Lost, 1436
 Returned to House, indefinitely postponed, 1546

House Bill No. 1124

House Bill No. 1124. — A Bill for an Act to repeal section 15-37-04 of the North Dakota Century Code, relating to administering teacher's oath.

To Senate, 133
 First reading, 141
 Referred to Committee on Education
 Reported back, do pass, 744
 Second reading, 870
 Passed, 870
 Returned to House, 928
 Received from House, 1006
 Signed by President, 1008
 Returned to House, 1009

House Bill No. 1126

House Bill No. 1126. — A Bill for an Act to amend and reenact subdivision b of subsection 3 of section 15-40.1-06 of the North Dakota Century Code, relating to foundation program payments; and to provide an effective date.

To Senate, 962
 First reading, 992
 Referred to Committee on Education
 Reported back, do pass, 1217
 Second reading, 1248
 Passed, 1248
 Returned to House, 1311
 Received from House, 1413
 Signed by President, 1414
 Returned to House, 1414

House Bill No. 1127

House Bill No. 1127. — A Bill for an Act to amend and reenact section 15-45-03 of the North Dakota Century Code, relating to kindergarten teachers.

To Senate, 144
 First reading, 160
 Referred to Committee on Education
 Reported back, do pass, 743
 Second reading, 870
 Passed, 870
 Returned to House, 928
 Received from House, 1006
 Signed by President, 1008
 Returned to House, 1009

House Bill No. 1128

House Bill No. 1128. — A Bill for an Act to amend and reenact section 61-16-28.1 of the North Dakota Century Code, relating to removal of obstructions to a drain, and providing a definition of "obstruction to a drain".

To Senate, 611
 First reading, 617

Referred to Committee on Agriculture
 Reported back, do pass, 919
 Second reading, 971
 Passed, 971
 Returned to House, 1040
 Received from House, 1095
 Signed by President, 1124
 Returned to House, 1124

House Bill No. 1130

House Bill No. 1130. — A Bill for an Act to amend and reenact subdivision f of subsection 1 of section 57-38-01.2 and subdivision d of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to adjustments to taxable income for individuals and fiduciaries and to adjustments to taxable income for corporations; to repeal section 57-38-66 of the North Dakota Century Code, providing for a business and corporation privilege tax; and to provide an effective date.

To Senate, 854
 First reading, 890
 Referred to Committee on Finance & Taxation
 Reported back, do pass, 1363
 Floor amendments, 1437
 Second reading, 1437
 Passed, 1437
 Returned to House, 1546
 Received from House, 1597
 Signed by President, 1597
 Returned to House, 1598

House Bill No. 1133

House Bill No. 1133. — A Bill for an Act to amend and reenact subsection 37 of section 20.1-01-02 of the North Dakota Century Code, relating to the definition of “waterfowl”.

To Senate, 121
 First reading, 127
 Referred to Committee on Natural Resources
 Reported back, do pass, 801
 Second reading, 870
 Passed, 871
 Returned to House, 928
 Received from House, 1006
 Signed by President, 1008
 Returned to House, 1009

House Bill No. 1135

House Bill No. 1135. — A Bill for an Act creating a new section relating to claims against the North Dakota national guard resulting from state active duty.

To Senate, 385
 First reading, 398
 Referred to Committee on State & Federal Government
 Reported back, do pass, 884
 Second reading, 910
 Passed, 911
 Returned to House, 1007
 Received from House, 1042
 Signed by President, 1062
 Returned to House, 1062

House Bill No. 1136

House Bill No. 1136. — A Bill for an Act to amend and reenact sections 37-03-08, 37-10-01, 37-10-03, 37-10-03.3 and 37-10-03.4, and to repeal sections 37-10-05 and 37-10-06 of the North Dakota Century Code, relating to national guard facilities and military property.

To Senate, 359
 First reading, 376
 Referred to Committee on State & Federal Government
 Reported back, do pass, 884
 Second reading, 911
 Passed, 911
 Returned to House, 1007
 Received from House, 1042
 Signed by President, 1062
 Returned to House, 1062

House Bill No. 1138

House Bill No. 1138. — A Bill for an Act to create and enact chapters 16.1-01, 16.1-04, 16.1-05, 16.1-06, 16.1-07, 16.1-08, 16.1-09, 16.1-10, 16.1-12, 16.1-13, 16.1-14, 16.1-15, and 16.1-16, and sections 16.1-11-03 through 16.1-11-24 and sections 16.1-11-26 through 16.1-11-34 of the North Dakota Century Code, relating to a new election code establishing qualifications for electors, initiative and referendum procedures, election offenses, the administration of elections, the establishment of voting precincts, the qualifications and duties of election officers, election supplies, ballots, electronic voting systems, and voting machines, absent voters' ballots, political contributions by corporations and associations, the disclosure of financial interests, corrupt practices, primary elections, nominations at the general election, the conduct of elections, presidential electors, election returns, recounts, and contests; and to repeal chapters 16-01, 16-03, 16-05, 16-06, 16-08, 16-09, 16-10, 16-11, 16-12, 16-13, 16-14, 16-15, 16-16, 16-18, 16-20, 16-21, 16-21.1, 16-22, and sections 16-04-02, 16-04-02.1, 16-04-03, 16-04-04, 16-04-05, 16-04-06, 16-04-07, 16-04-08, 16-04-09, 16-04-10, 16-04-12, 16-04-13, 16-04-15.1, 16-04-15.2, 16-04-16, 16-04-17, 16-04-18, 16-04-19, 16-04-21, 16-04-25, 16-04-26, 16-04-27, 16-04-28, 16-04-29, 16-04-30, 16-04-31, 16-04-32, 16-04-33, 16-04-34, 16-04-35, 16-04-36, 16-07-01, 16-07-02, 16-07-03, 16-07-04, 16-07-05, 16-07-06, 16-07-07, 16-07-08, 16-07-09, 16-17-10, and 16-17-12 of the North Dakota Century Code, relating to general election provisions, individual nominations, primary elections, nominations for office, general and special elections, the no-party

ballot, the establishment of precincts and voting places, election officers and supplies, the conduct of elections, returns and contests of elections, voting by new residents, absent voters' ballots, corrupt practices, voting machines, electronic voting systems, and the disclosure of financial interest.

To Senate, 611
 First reading, 617
 Referred to Committee on Judiciary
 Reported back, amended, 1363
 Floor amendments, 1477
 Amendments adopted, 1389, 1477
 Second reading, 1435, 1865
 Clincher motion, 1485
 Passed over Governor's veto, 1485, 1865
 Returned to House, amended, 1546, 1867
 House concurs, 1646
 Received from House, 1646
 Signed by President, 1646
 Returned to House, 1646
 Received from House over Governor's veto, 1974
 Returned to House certification signed by President over veto, 1974
 President signed certification of veto, 1974

House Bill No. 1139

House Bill No. 1139. — A Bill for an Act making an appropriation for the national guard tuition waiver program.

To Senate, 385
 First reading, 398
 Referred to Committee on Appropriations
 Reported back, do pass, 567
 Second reading, 871
 Passed, 871
 Returned to House, 928
 Received from House, 1006
 Signed by President, 1008
 Returned to House, 1009

House Bill No. 1140

House Bill No. 1140. — A Bill for an Act to amend and reenact subdivision k of subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to adjustments to individual income for amounts received from the armed services; and providing an effective date.

To Senate, 298
 First reading, 310
 Referred to Committee on Finance & Taxation
 Reported back, do pass, 64
 Second reading, 871
 Passed, 872
 Returned to House, 928

Received from House, 1006
Signed by President, 1008
Returned to House, 1009

House Bill No. 1141

House Bill No. 1141. — A Bill for an Act to amend and reenact section 20.1-01-07 of the North Dakota Century Code, relating to the use of motor vehicles in hunting big or small game other than waterfowl.

To Senate, 359
First reading, 376
Referred to Committee on Natural Resources
Reported back, do pass, 802
Second reading, 872
Passed, 872
Returned to House, 928
Received from House, 1006
Signed by President, 1008
Returned to House, 1009

House Bill No. 1142

House Bill No. 1142. — A Bill for an Act to amend and reenact sections 16-20-01, 16-20-01.1, 39-01-03, 39-01-04, 39-01-05, and 44-08-19 of the North Dakota Century Code, relating to what constitutes corrupt practice, use of state services or property for political purposes, state-owned motor vehicles not to be used for private use or in political activities, the definition of "political activity", expenses not to be collected by state officers or employees engaged in political activity, and the prohibition of political activities by public employees while on duty; and extending the various prohibitions to political subdivision employees and officers.

To Senate, 925
First reading, 957
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 1178
Re-referred to State & Federal Government, 1035
Second reading, 1210
Lost, 1210
Returned to House, indefinitely postponed, 1275

House Bill No. 1143

House Bill No. 1143. — A Bill for an Act to provide for the disposition of animals injured or killed by being struck by a motor vehicle.

To Senate, 208
First reading, 224
Referred to Committee on Natural Resources
Reported back, do pass, 802
Second reading, 872

Passed, 872
 Returned to House, 928
 Received from House, 1006
 Signed by President, 1008
 Returned to House, 1009

House Bill No. 1145

House Bill No. 1145. — A Bill for an Act to amend and reenact sections 12-46-15, 12-52-01, 27-21-01, 27-21-02, 27-21-05, 27-21-07, and 27-21-09 of the North Dakota Century Code, relating to granting full authority for treatment and transfer of students to administrators of the state industrial school, and to provide for public and private aftercare services for students of the state industrial school; change the terminology from public welfare to social service board, and board of administration to director of institutions; and grant the state youth authority the right to contract for services.

To Senate, 208
 First reading, 224
 Referred to Committee on Judiciary
 Reported back, do pass, 1075
 Re-referred to Political Subdivisions, 776
 Second reading, 1103
 Passed, 1104
 Returned to House, 1171
 Received from House, 1264
 Signed by President, 1268
 Returned to House, 1269

House Bill No. 1148

House Bill No. 1148. — A Bill for an Act to amend and reenact section 18-10-10 of the North Dakota Century Code, relating to rural fire protection districts entering into contracts with other rural fire protection districts or state and local government agencies and requiring federal, state, and local agencies to reimburse the districts for fire protection services.

To Senate, 144
 First reading, 160
 Referred to Committee on Political Subdivisions
 Reported back, amended, 634
 Amendments adopted, 647
 Second reading, 872
 Passed, 873
 Returned to House, amended, 929
 House concurs, 1007
 Received from House, 1095
 Signed by President, 1124
 Returned to House, 1124

House Bill No. 1151

House Bill No. 1151. — A Bill for an Act to repeal chapter 54-21.1 of the North Dakota Century Code, relating to the Uniform Standards Code for Mobile Homes.

To Senate, 228
First reading, 236
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 981
Second reading, 1016
Passed, 1016
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1152

House Bill No. 1152. — A Bill for an Act to create and enact a new section to chapter 20.1-05 of the North Dakota Century Code, relating to the killing of dogs pursuing or killing big game; and declaring an emergency.

To Senate, 96
First reading, 116
Referred to Committee on Natural Resources
Reported back, amended, 802
Floor amendments, 827
Amendments adopted, 827
Second reading, 911
Passed, 911
Emergency carried, 911
Returned to House, amended, 1008
House concurs, 1042
Received from House, 1095
Signed by President, 1124
Returned to House, 1124

House Bill No. 1153

House Bill No. 1153. — A Bill for an Act to amend and reenact subdivision c of subsection 1 of section 39-01-01 and section 39-10-03.2 of the North Dakota Century Code, relating to the definition of class C emergency vehicles, and authorizing class C vehicles to display a blue light in place of a red light.

To Senate, 208
First reading, 224
Referred to Committee on Transportation
Reported back, amended, 594
Amendments adopted, 615
Second reading, 873
Passed, 873
Returned to House, amended, 929

House concurs, 1007
Received from House, 1095
Signed by President, 1124
Returned to House, 1124

House Bill No. 1154

House Bill No. 1154. — A Bill for an Act to amend and reenact section 34-14-08 of the North Dakota Century Code, relating to assignment of wage claims to the commissioner of labor for recovery by civil action.

To Senate, 144
First reading, 160
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 981
Second reading, 1016
Passed, 1016
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1155

House Bill No. 1155. — A Bill for an Act to amend and reenact section 61-16-08 of the North Dakota Century Code, relating to membership of water management district boards of commissioners.

To Senate, 144
First reading, 161
Referred to Committee on Political Subdivisions
Reported back, amended, 634
Amendments adopted, 647
Second reading, 873
Passed, 873
Returned to House, amended, 929
House concurs, 1007
Received from House, 1095
Signed by President, 1124
Returned to House, 1124

House Bill No. 1156

House Bill No. 1156. — A Bill for an Act to state legislative intent concerning estate taxes; to amend and reenact subsection 8 of section 57-37.1-01 and section 57-37.1-04 of the North Dakota Century Code, relating to estate tax definitions and providing that the rate of the estate tax shall equal the maximum federal estate tax credit for state death taxes; to repeal section 57-37.1-03 of the North Dakota Century Code, relating to determination of North Dakota taxable estate; and declaring an emergency.

To Senate, 144
First reading, 161

Referred to Committee on Finance and Taxation
 Reported back, amended, 635
 Amendments adopted, 647
 Second reading, 873, 1279
 Passed, 874, 1279
 Emergency carried, 1279
 Returned to House, amended, 929
 Conference Committee, 1009
 Conference Committee Report, 1187
 Senate adopts, 1279
 House adopts, 1188
 House does not concur, 1007
 Received from House, 1342
 Signed by President, 1342
 Returned to House, 1343

House Bill No. 1157

House Bill No. 1157. — A Bill for an Act to create and enact a new subsection to section 44-08-04 of the North Dakota Century Code, relating to reimbursement of state officials for foreign travel.

To Senate, 359
 First reading, 376
 Referred to Committee on State and Federal Government
 Reported back, do pass, 676
 Second reading, 874
 Lost, 874
 Returned to House, 929

House Bill No. 1160

House Bill No. 1160. — A Bill for an Act to amend and reenact sections 47-16-07 and 47-16-15, relating to the notice required to be given by a landlord to change the terms of a lease and the notice required to be given by either party to terminate a lease.

To Senate, 385
 First reading, 398
 Referred to Committee on Judiciary
 Reported back, do pass, 951
 Re-referred to Political Subdivision, 776
 Second reading, 971
 Passed, 972
 Returned to House, 1040
 Received from House, 1095
 Signed by President, 1124
 Returned to House, 1124

House Bill No. 1161

House Bill No. 1161. — A Bill for an Act to amend and reenact sections 30.1-10-01 and 30.1-21-03 of the North Dakota Century Code, relating to renunciation of succession and closing estates under the uniform probate code; and to provide for retroactivity.

To Senate, 164
First reading, 182
Referred to Committee on Judiciary
Reported back, do pass, 884
Second reading, 911
Passed, 912
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1062

House Bill No. 1166

House Bill No. 1166. — A Bill for an Act to amend and reenact subsection 3 of section 26-08-11 of the North Dakota Century Code, relating to authorized investments of domestic insurance companies with respect to notes secured by mortgages on improved unencumbered real estate.

To Senate, 228
First reading, 236
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 981
Second reading, 1046
Passed, 1047
Returned to House, 1094
Received from House, 1196
Signed by President, 1196
Returned to House, 1196

House Bill No. 1167

House Bill No. 1167. — A Bill for an Act to amend and reenact sections 11-07-02, 11-07-03, and 11-07-05 of the North Dakota Century Code, relating to when county districts are changed, the method of county redistricting, and the first redistricting under the chapter, and providing for redistricting during a census interim, for contiguous districts following township lines where practicable, for filing by April first in an even-numbered year to be effective for that year's elections, and for redistricting at least each ten years.

To Senate, 144
First reading, 161
Referred to Committee on Political Subdivisions
Reported back, do pass, 920
Second reading, 972
Passed, 972
Returned to House, 1040
Received from House, 1095
Signed by President, 1124
Returned to House, 1124

House Bill No. 1168

House Bill No. 1168. — A Bill for an Act to amend and reenact section 16-01-11.1 of the North Dakota Century Code, relating to the passing of the sufficiency of petitions by the secretary of state.

To Senate, 188
 First reading, 201
 Referred to Committee on Judiciary
 Reported back, amended, 1537
 Indefinitely postponed, 1446
 Re-referred to Judiciary, 1487
 Amendments adopted, 1564
 Second reading, 1625
 Clincher motion, 1625
 Passed, 1625
 Returned to House, 1654 amended, 1654
 House concurs, 1802
 Received from House, 1852
 Signed by President, 1864
 Returned to House, 1865

House Bill No. 1169

House Bill No. 1169. — A Bill for an Act to create and enact seven new sections to chapter 49-09 of the North Dakota Century Code, relating to authority for the public service commission to enter into negotiations or aid in negotiation for the reopening or reorganization of abandoned railway lines or for the sale, transfer, or lease of railroad property; and to amend and reenact sections 49-11-02, 49-11-05, and 57-05-01 of the North Dakota Century Code, relating to railroad bridge repair, maintaining sufficient railway highway crossings, and assessment of railroad property.

To Senate, 824
 First reading, 851
 Referred to Committee on Transportation
 Reported back, do pass, 1259
 Second reading, 1283
 Passed, 1284
 Returned to House, 1341
 Received from House, 1456
 Signed by President, 1456
 Returned to House, 1456

House Bill No. 1170

House Bill No. 1170. — A Bill for an Act to amend and reenact section 15-20.1-08 of the North Dakota Century Code, relating to a mill levy for vocational education.

To Senate, 854
 First reading, 890
 Referred to Committee on Education
 Reported back, do pass, 1052

Second reading, 1070
Passed, 1071
Returned to House, 1129
Received from House, 1238
Signed by President, 1239
Returned to House, 1239

House Bill No. 1171

House Bill No. 1171. — A Bill for an Act to amend and reenact sections 26-15-01.1 and 26-15-02.1 of the North Dakota Century Code, relating to liability insurance contracts made by county mutual insurance companies.

To Senate, 228
First reading, 236
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 981
Second reading, 1017
Passed, 1017
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1173

House Bill No. 1173. — A Bill for an Act to repeal section 54-44.2-05 of the North Dakota Century Code, relating to the biennial report required of the director of central data processing to the governor and the legislature.

To Senate, 243
First reading, 260
Referred to Committee on State and Federal Government
Reported back, do pass, 1053
Second reading, 1071
Passed, 1071
Returned to House, 1129
Received from House, 1238
Signed by President, 1239
Returned to House, 1239

House Bill No. 1176

House Bill No. 1176. — A Bill for an Act to amend and reenact subsection 15 of section 54-44-04 of the North Dakota Century Code, relating to the contents of the biennial report of the director of the department of accounts and purchases.

To Senate, 243
First reading, 269
Referred to Committee on State and Federal Government
Reported back, do pass, 1053

Second reading, 1071
 Passed, 1072
 Returned to House, 1129
 Received from House, 1238
 Signed by President, 1239
 Returned to House, 1239

House Bill No. 1178

House Bill No. 1178. — A Bill for an Act to create and enact subsection 6 of section 4-35-12 of the North Dakota Code, relating to renewal of a pesticide dealer license.

To Senate, 208
 First reading, 225
 Referred to Committee on Agriculture
 Reported back, do pass, 767
 Second reading, 868
 Passed, 868
 Returned to House, 929
 Received from House, 1006
 Signed by President, 1008
 Returned to House, 1009

House Bill No. 1180

House Bill No. 1180. — A Bill for an Act to amend and reenact subsection 3 of section 38-08-11 of the North Dakota Century Code, relating to emergency rules of the industrial commission.

To Senate, 338
 First reading, 361
 Referred to Committee on Natural Resources
 Reported back, do pass, 803
 Second reading, 874
 Passed, 975
 Returned to House, 929
 Received from House, 1007
 Signed by President, 1008
 Returned to House, 1009

House Bill No. 1181

House Bill No. 1181. — A Bill for an Act to amend and reenact subsection 1 of section 14-08-07 of the North Dakota Century Code, relating to actions for the support of married women and children.

To Senate, 243
 First reading, 260
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 849
 Second reading, 912
 Lost, 912
 Returned to House, 1008

House Bill No. 1182

House Bill No. 1182. — A Bill for an Act to create and enact a new subsection to section 30.1-19-03 of the North Dakota Century Code, relating to limitations on the presentation of claims against a decedent's estate.

To Senate, 359
First reading, 376
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 982
Second reading, 1017
Lost, 1017
Returned to House, 1063

House Bill No. 1184

House Bill No. 1184. — A Bill for an Act to amend and reenact subsection 2 of section 14-12.1-02 of the North Dakota Century Code, relating to the definition of duty of support under the Revised Uniform Reciprocal Enforcement of Support Act; to amend and reenact section 14-12.1-24 of the North Dakota Century Code, relating to the powers and duties of district courts when acting as responding courts in actions for enforcement of support under the Revised Uniform Reciprocal Enforcement of Support Act; and to amend and reenact section 14-12.1-31 of the North Dakota Century Code, relating to the application of payments made under the Uniform Reciprocal Enforcement of Support Act.

To Senate, 408
First reading, 420
Referred to Committee on Judiciary
Reported back, do pass, 982
Second reading, 1017
Passed, 1018
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1185

House Bill No. 1185. — A Bill for an Act to create and enact a new section of chapter 14-17 of the North Dakota Century Code, relating to a presumption as to when a child was conceived; to amend and reenact subdivision e of subsection 1 of section 14-17-04 of the North Dakota Century Code, relating to the presumption of paternity; and to amend and reenact section 14-17-15 of the North Dakota Century Code, relating to the costs associated with the action under the Uniform Parentage Act.

To Senate, 385
First reading, 398
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 982

Second reading, 1018
Lost, 1018
Returned to House, 1064

House Bill No. 1186

House Bill No. 1186. — A Bill for an Act to amend and reenact sections 50-11.1-01, 50-11.1-02, 50-11.1-04, 50-11.1-05, 50-11.1-06, subsections 1 and 3 of section 50-11.1-07, subsection 2 of section 50-11.1-08, subsection 2 of section 50-11.1-09, and section 50-11.1-11 of the North Dakota Century Code, relating to the regulation of supplemental parental care for children.

To Senate, 533
First reading, 568
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, do pass, 920
Second reading, 973
Passed, 973
Returned to House, 1040
Received from House, 1093
Signed by President, 1124
Returned to House, 1124

House Bill No. 1188

House Bill No. 1188 — A Bill for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to authorizing the motor vehicle registrar to issue special registration plates bearing a special symbol to identify handicapped individuals.

To Senate, 208
First reading, 225
Referred to Committee on Transportation
Reported back, do pass, 594
Second reading, 875
Passed, 875
Returned to House, 928
Received from House, 1007
Signed by President, 1008
Returned to House, 1009

House Bill No. 1189

House Bill No. 1189 — A Bill for an Act to amend and reenact subsection 5 of section 39-01-15 of the North Dakota Century Code, empowering police to enforce handicapped parking privileges in public and private parking lots.

To Senate, 188
First reading, 201
Referred to Committee on Transportation
Reported back, do pass, 594
Second reading, 875

Passed, 875
Returned to House, 929
Received from House, 1007
Signed by President, 1008
Returned to House, 1009

House Bill No. 1190

House Bill No. 1190 — A Bill for an Act to amend and reenact subsection 2 of section 28-26-01 of the North Dakota Century Code, relating to the awarding of costs in frivolous actions.

To Senate, 689
First reading, 756
Referred to Committee on Judiciary
Reported back, do pass, 1179
Second reading, 1210
Passed, 1211
Returned to House, 1274
Received from House, 1342
Signed by President, 1342
Returned to House, 1342

House Bill No. 1191

House Bill No. 1191 — A Bill for an Act to amend and reenact section 4-30-05, 6-07-14, 25-09-05, 32-12-02, 36-04-11, 36-04-13, 52-06-27, 57-08-01, 57-08-02, 60-04-03, and 65-10-01 of the North Dakota Century Code, relating to the venue of various actions.

To Senate, 359
First reading, 376
Referred to Committee on Judiciary
Reported back, do pass, 1028
Second reading, 1047
Passed, 1047
Returned to House, 1094
Received from House, 1196
Signed by President, 1197
Returned to House, 1197

House Bill No. 1192

House Bill No. 1192 — A Bill for an Act to create and enact a new section to chapter 20.1-10 of the North Dakota Century Code, relating to searching a building without a search warrant or permission; to amend and reenact section 20.1-02-15 of the North Dakota Century Code, relating to the police powers of the game and fish commissioner and his appointees, and prohibiting building searches without a warrant or permission; and providing a penalty.

To Senate, 243
First reading, 260
Referred to Committee on Natural Resources
Reported back, amended, 951

Amendments adopted, 966
 Second reading, 1018
 Passed, 1019
 Returned to House, amended, 1063
 Conference Committee, 1123
 House concurs, 1305
 House does not concur, 1096
 Received from House, 1342
 Signed by President, 1342
 Returned to House, 1343

House Bill No. 1197

House Bill No. 1197. — A Bill for an Act to create and enact one new subsection to section 20.1-02-05 of the North Dakota Century Code, relating to the establishment of a habitat improvement program; and providing a continuing appropriation.

To Senate, 689
 First reading, 756
 Referred to Committee on Natural Resources
 Reported back, amended, 1369
 Amendments adopted, 1389
 Second reading, 1438
 Passed, 1437
 Returned to House, amended, 1546
 House concurs, 1646
 Received from House, 1699
 Signed by President, 1699
 Returned to House, 1670

House Bill No. 1198

House Bill No. 1198. — A Bill for an Act to provide for the award of damages for harm caused by activities associated with the exploration for, the development, and production of oil and gas.

To Senate, 963
 First reading, 992
 Referred to Committee on Natural Resources
 Reported back, amended, 1447
 Amendments adopted, 1464
 Second reading, 1523, 1907
 Clincher motion, 1524
 Passed, 1524
 Emergency carried, 1907
 Returned to House, amended, 1600
 Conference Committee, 1638
 Conference Committee Report, 1885
 Senate adopts, 1907
 House adopts, 1867
 House does not concur, 1636
 Received from House, 1972
 Signed by President, 1972
 Returned to House, 1972

House Bill No. 1199

House Bill No. 1199. — A Bill for an Act to create and enact a new section to chapter 15-39.2 of the North Dakota Century Code, relating to a post-retirement adjustment.

To Senate, 926
First reading, 957
Referred to Committee on Education
Reported back, amended, 1218, 1500
Indefinitely postponed, 920
Re-referred to Appropriations, 1245
Amendments adopted, 1519
Second reading, 1573
Passed, 1574
Clincher motion, 1574
Returned to House, amended, 1643
House concurs, 1806
House does not concur, 1656
Received from House, 1916
Signed by President, 1924
Returned to House, 1924

House Bill No. 1200

House Bill No. 1200. — A Bill for an Act to amend and reenact sections 23-27-01; 23-27-02, 23-27-03, 23-27-04, and 23-27-05 of the North Dakota Century Code, relating to licensing of ambulance services.

To Senate, 338
First reading, 361
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, amended, 1148
Amendments adopted, 1173
Second reading, 1211
Passed, 1211
Returned to House, amended, 1274
House concurs, 1348
Received from House, 1456
Signed by President, 1456
Returned to House, 1456

House Bill No. 1202

House Bill No. 1202. — A Bill for an Act to provide for the execution, validity, and registration of international wills.

To Senate, 642
First reading, 648
Referred to Committee on Judiciary
Reported back, do pass, 1179
Second reading, 1211
Passed, 1211
Returned to House, 1274
Received from House, 1342
Signed by President, 1342
Returned to House, 1343

House Bill No. 1203

House Bill No. 1203. — A Bill for an Act to enact the Uniform Survival and Death Act, relating to the survival of actions and claims for relief arising from actionable conduct; and to repeal chapter 32-21 of the North Dakota Century Code, relating to death by wrongful act.

To Senate, 789
First reading, 809
Referred to Committee on Judiciary
Reported back, amended, 1403
Floor amendments, 1426
Amendments adopted, 1426
Second reading, 1467
Lost, 1467
Returned to House, indefinitely postponed, 1600

House Bill No. 1204

House Bill No. 1204. — A Bill for an Act to amend and reenact sections 15-04-13, 15-04-15, 15-04-16, and 15-08-11 relating to the issuance of receipts by the state land department.

To Senate, 338
First reading, 361
Referred to Committee on State and Federal Government
Reported back, do pass, 885
Second reading, 912
Passed, 912
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1062

House Bill No. 1206

House Bill No. 1206.— A Bill for an Act to amend and reenact subsection 1 of section 20.1-13-03 of the North Dakota Century Code, relating to the distribution of revenue derived from motorboat licenses and providing an effective date.

To Senate, 450
First reading, 466
Referred to Committee on Natural Resources
Reported back, indefinitely postponed, 803
Second reading, 912
Lost, 913
Returned to House, 1008

House Bill No. 1207

House Bill No. 1207. — 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 expense accounts and mileage and travel expenses of state officers and employees.

To Senate, 229
First reading, 236
Referred to Committee on State and Federal Government
Reported back, do pass, 512, 885
Second reading, 913
Passed, 913
Returned to House, 1007
Received from House, 1042
Signed by President, 1042
Returned to House, 1062

House Bill No. 1208

House Bill No. 1208. — A Bill for an Act to amend and reenact sections 15-38.1-04, 15-38.1-05, and paragraphs (1) and (2) of subdivision b of subsection 2 of section 15-38.1-13 of the North Dakota Century Code, relating to the compensation, powers and procedure of the education factfinding commission.

To Senate, 319
First reading, 327
Referred to Committee on Education
Reported back, do pass, 676
Second reading, 913
Passed, 914
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1062

House Bill No. 1209

House Bill No. 1209. — A Bill for an Act to prohibit the sale of agricultural lands to nonresident aliens, to prohibit the recording of instruments of title for nonresident alien purchases of agricultural land, to provide for enforcement by the attorney general, and to require annual reports to the commissioner of agriculture; to amend and reenact section 47-01-11 of the North Dakota Century Code, relating to qualifications for private ownership of property; and to provide a penalty.

To Senate, 429
First reading, 442
Referred to Committee on Agriculture
Reported back, amended, 1292
Amendments adopted, 1314
Second reading, 1353
Passed, 1354
Returned to House, amended, 1454
Conference Committee, 1520
Conference Committee Report, 1907
Senate adopts, 1907
House adopts, 1867
House does not concur, 1509
Received from House, 1974
Signed by President, 1974
Returned to House, 1975

House Bill No. 1212

House Bill No. 1212. — A Bill for an Act to amend and reenact sections 39-08-06 and 39-08-07 of the North Dakota Century Code, relating to duty of drivers to give information and render aid and requiring drivers to give information concerning insurance coverage.

To Senate, 409
First reading, 420
Referred to Committee on Transportation
Reported back, do pass, 767
Second reading, 914
Passed, 914
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1062

House Bill No. 1213

House Bill No. 1213. — A Bill for an Act to amend and reenact sections 39-03A-09, 39-03A-12, and 39-03A-14 of the North Dakota Century Code, relating to the North Dakota highway patrolmen's retirement system.

To Senate, 360
First reading, 376
Referred to Committee on State & Federal Government
Reported back, do pass, 676
Second reading, 914
Passed, 914
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1062

House Bill No. 1214

House Bill No. 1214. — A Bill for an Act to provide authorization for the use of laetrile, limit disciplinary actions, and to provide for public hearings on the use of laetrile.

To Senate, 319
First reading, 327
Referred to Committee on Social Welfare & Veteran's Affairs
Reported back, do pass, 595
Second reading, 914
Passed, 915
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1062

House Bill No. 1215

House Bill No. 1215. — A Bill for an Act to allow nonprofit veterans, charitable, educational, religious, and fraternal organizations, civic and service clubs, and public-spirited organizations to conduct bingo, raffles, pull tabs, jars, punchboards, and sports pools; and to provide for definitions, licensure by the attorney general, city and county approval in certain instances, restrictions on the conduct of games, bookkeeping requirements, expense requirements, a tax based on adjusted gross proceeds, examination of books and records, licensure of distributors, form and display of licensure, and rules and regulations; to provide a criminal penalty for the violation of this Act; and to provide an expiration date.

To Senate, 963
 First reading, 992
 Referred to Committee on Judiciary
 Reported back, amended, 1588
 Floor amendments, 1616
 Amendments adopted, 1614-1618
 Second reading, 1619, 1929
 Passed, 1619, 1929
 Returned to House, amended, 1710
 Conference Committee, 1742
 Conference Committee Report, 1922
 Senate adopts, 1929
 House adopts, 1898
 House does not concur, 1740
 Received from House, 1978
 Signed by President, 1978
 Returned to House, 1979

House Bill No. 1216

House Bill No. 1216. — A Bill for an Act to amend and reenact section 43-31-08 and section 43-31-14 of the North Dakota Century Code, relating to the renewal of lapsed polygraph examiners licenses.

To Senate, 243
 First reading, 260
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 983
 Second reading, 1013
 Passed, 1014
 Returned to House, 1063
 Received from House, 1160
 Signed by President, 1164
 Returned to House, 1164

House Bill No. 1217

House Bill No. 1217. — A Bill for an Act to amend and reenact section 54-44-11 of the 1977 Supplement to the North Dakota Century Code, relating to the purchasing department operating fund.

To Senate, 502
 First reading, 514
 Referred to Committee on State & Federal Government
 Reported back, amended, 1149
 Amendments adopted, 1173
 Second reading, 1211, 1668
 Passed, 1212, 1669
 Returned to House, amended, 1709, 1274
 Conference Committee, 1439
 Conference Committee Report, 1640
 House does not concur, 1414
 Senate adopts, 1668
 House adopts, 1646
 Received from House, 1777
 Signed by President, 1794
 Returned to House, 1794

House Bill No. 1218

House Bill No. 1218. — A Bill for an Act to amend and reenact section 6-01-15 of the North Dakota Century Code, requiring officers and employees of the department to be disinterested.

To Senate, 269
 First reading, 291
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 849
 Second reading, 915
 Passed, 915
 Returned to House, 1007
 Received from House, 1042
 Signed by President, 1062
 Returned to House, 1062

House Bill No. 1219

House Bill No. 1219. — A Bill for an Act to create four new sections to chapter 43-10.1 of the North Dakota Century Code, relating to application of chapter 28-32 to this chapter, and to fraudulent practices, orders and injunctions, and investigations and subpoenas under the pre-need funeral services laws, to amend and reenact section 43-10.1-07 of the North Dakota Century Code, relating to prosecutions for violation of the pre-need funeral services laws, to amend and reenact section 43-10.1-08 of the North Dakota Century Code, relating to penalties for violation of this Act, and to repeal section 43-10.1-06 of the North Dakota Century Code, relating to special audits of funeral establishments or cemetery associations under the reporting requirements of the pre-need funeral services laws.

To Senate, 243
 First reading, 260
 Referred to Committee on Industry, Business, & Labor
 Reported back, amended, 1028
 Re-referred to Education, 682
 Second reading, 1072

Passed, 1072
Returned to House, amended, 1129
House concurs, 1238
Received from House, 1302
Signed by President, 1303
Returned to House, 1303

House Bill No. 1221

House Bill No. 1221. — A Bill for an Act to appropriate moneys to the North Dakota parks and recreation department for the acquisition of the cross ranch and other land for designation as the veterans memorial state park, describing the park and authorizing its purchase or lease, and providing a contract review committee.

To Senate, 962
First reading, 993
Referred to Committee on Appropriations
Reported back, amended, 1500
Indefinitely postponed, 1501
Floor amendments, 1626
Amendments adopted, 1520, 1627
Second reading, 1627
Clincher motion, 1627
Passed, 1627
Returned to House, amended, 1654
House concurs, 1793
Received from House, 1852
Signed by President, 1864
Returned to House, 1865

House Bill No. 1222

House Bill No. 1222. — A Bill for an Act to amend and reenact subsection 7 of section 55-08-03 of the North Dakota Century Code, relating to the powers, duties, and limitations of the director of the North Dakota parks and recreation department.

To Senate, 854
First reading, 891
Referred to Committee on Natural Resources
Reported back, amended, 1107
Amendments adopted, 1131
Second reading, 1188, 1669
Passed, 1189, 1669
Returned to House, amended, 1270, 1709
Conference Committee, 1326
Conference Committee Report, 1640
Senate adopts, 1669
House adopts, 1646
House does not concur, 1304
Received from House, 1777
Signed by President, 1794
Returned to House, 1794

House Bill No. 1224

House Bill No. 1224. — A Bill for an Act to create and enact a new section to chapter 43-31 of the North Dakota Century Code, relating to an internship period for polygraph examiners; to create and enact new subsections to sections 43-31-01 and 43-31-14 of the North Dakota Century Code, relating to the definition of a polygraph examiner internship and the license fees for a polygraph examiner intern; and to amend and reenact subsection 6 of section 43-31-07 of the North Dakota Century Code, relating to qualifications for licensing as a polygraph examiner.

To Senate, 269
First reading, 291
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 983
Re-referred to Education, 681
Second reading, 1013
Passed, 1014
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1226

House Bill No. 1226. — A Bill for an Act to create and enact a new section to chapter 50-24.1 of the North Dakota Century Code, relating to the referral of cases of known or suspected fraud in the medical assistance program to the attorney general and the responsibilities of the attorney general upon receipt of such referral.

To Senate, 925
First reading, 957
Referred to Committee on Social Welfare & Veteran's Affairs
Reported back, do pass, 1107
Indefinitely postponed, 1501
Re-referred to Appropriations, 1107
Second reading, 1530
Lost, 1530
Returned to House, indefinitely postponed, 1644

House Bill No. 1228

House Bill No. 1228. — A Bill for an Act to amend and reenact sections 15-28-05 and 40-21-05 of the North Dakota Century Code, relating to compensation of election officials in school district and municipal elections.

To Senate, 935
First reading, 993
Referred to Committee on Education
Reported back, amended, 1501
Indefinitely postponed, 1328
Re-referred to Judiciary, 1354

Amendments adopted, 1520
Second reading, 1628
Clincher motion, 1628
Passed, 1628
Returned to House, amended, 1654
Received from House, 1976
Signed by President, 1976
Returned to House, 1976

House Bill No. 1229

House Bill No. 1229. — A Bill for an Act providing for the filing of statements of campaign contributions and expenditures by candidates and political committees and parties, the audit of such statements; and providing a penalty.

To Senate, 502
First reading, 514
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 1028
Second reading, 1084
Lost, 1084
Returned to House, indefinitely postponed, 1130

House Bill No. 1230

House Bill No. 1230. — A Bill for an Act to provide for the renovation of the present warden's residence or the acquisition of a house in Bismarck or Mandan for use as a women's detention facility; detention facility security; alternative women's detention facilities and transfer conditions; and laws applicable to women inmates; to amend and reenact section 12-47-05 of the North Dakota Century Code, relating to officers of the penitentiary; and providing appropriations.

To Senate, 642
First reading, 648
Referred to Committee on State & Federal Government
Reported back, do pass, 1053
Indefinitely postponed, 1293
Re-referred to Appropriations, 1053
Second reading, 1319
Lost, 1319
Returned to House, indefinitely postponed, 1388

House Bill No. 1233

House Bill No. 1233. — A Bill for an Act to amend and reenact section 26-25-15 of the North Dakota Century Code, relating to the maximum benefits and assessments under a benevolent society membership contract.

To Senate, 450
First reading, 466
Referred to Committee on Industry, Business, & Labor

Reported back, do pass, 850
 Second reading, 915
 Passed, 916
 Returned to House, 1007
 Received from House, 1042
 Signed by President, 1062
 Returned to House, 1062

House Bill No. 1235

House Bill No. 1235. — A Bill for an Act to amend and reenact section 20.1-01-08 of the North Dakota Century Code, relating to the hunting of raccoons with an artificial light.

To Senate, 360
 First reading, 377
 Referred to Committee on Natural Resources
 Reported back, do pass, 803
 Second reading, 916
 Passed, 916
 Returned to House, 1007
 Received from House, 1042
 Signed by President, 1062
 Returned to House, 1062

House Bill No. 1236

House Bill No. 1236. — A Bill for an Act to amend and reenact section 43-34-02 and subsection 1 of section 43-34-03 of the North Dakota Century Code, relating to the composition of the state board of examiners for nursing home administrators, and to qualifications for licensure.

To Senate, 926
 First reading, 957
 Referred to Committee on Social Welfare & Veteran's Affairs
 Reported back, amended, 1149
 Amendments adopted, 1173
 Second reading, 1212
 Passed, 1212
 Returned to House, amended, 1274
 House concurs, 1348
 Received from House, 1456
 Signed by President, 1456
 Returned to House, 1457

House Bill No. 1237

House Bill No. 1237. — A Bill for an Act to amend and reenact subsections 4 and 5 of section 4-09-10 of the North Dakota Century Code, relating to weed seed labeling requirements for containers of agricultural seed.

To Senate, 298
 First reading, 309

Referred to Committee on Agriculture
 Reported back, do pass, 767
 Second reading, 916
 Passed, 916
 Returned to House, 1007
 Received from House, 1042
 Signed by President, 1062
 Returned to House, 1062

House Bill No. 1239

House Bill No. 1239. — A Bill for an Act to create and enact Chapter 38-14.2 of the North Dakota Century Code, relating to the development of a reclamation program for abandoned surface mined areas.

To Senate, 926
 First reading, 957
 Referred to Committee on Natural Resources
 Reported back, do pass, 1293
 Second reading, 1319
 Passed, 1319
 Returned to House, 1388
 Received from House, 1517
 Signed by President, 1517
 Returned to House, 1517

House Bill No. 1240

House Bill No. 1240. — A Bill for an Act to create and enact four new sections to chapter 50-25.1 of the North Dakota Century Code, relating to the reporting of child abuse and neglect; and to amend and reenact sections 50-25.1-02, subsection 1 of section 50-25.1-03, 50-25.1-04, 50-25.1-05, and subsection 3 of section 50-25.1-11 of the North Dakota Century Code, relating to the reporting of child abuse and neglect.

To Senate, 478
 First reading, 492
 Referred to Committee on Social Welfare & Veteran's Affairs
 Reported back, amended, 768
 Amendments adopted, 793
 Second reading, 916
 Passed, 917
 Returned to House, amended, 1008
 House concurs, 1042
 Received from House, 1095
 Signed by President, 1124
 Returned to House, 1124

House Bill No. 1241

House Bill No. 1241. — A Bill for an Act to provide for the discontinuance of annuities from the teachers' fund for retirement on resumption of teaching, and to repeal section 15-39.1-19 of the North Dakota Century Code, relating to discontinuance of annuities from the teachers' fund for retirement on resumption of teaching.

To Senate, 243
 First reading, 261
 Referred to Committee on Education
 Reported back, do pass, 1403
 Second reading, 1438
 Passed, 1438
 Returned to House, 1546
 Received from House, 1597
 Signed by President, 1597
 Returned to House, 1598

House Bill No. 1242

House Bill No. 1242. — A Bill for an Act to create and enact a new section to chapter 15-39.1 of the North Dakota Century Code, relating to protecting the teachers' fund for retirement against fraud; and to amend sections 15-39.1-04, 15-39.1-13, 15-39.1-17, and 15-39.1-20 of the North Dakota Century Code relating to the definition of a teacher, exemptions from the legal process, the final payment on a member's account, and withdrawal from the teachers' fund for retirement; and providing a penalty.

To Senate, 244
 First reading, 261
 Referred to Committee on Education
 Reported back, amended, 1370
 Floor amendments, 1389
 Amendments adopted, 1389, 1390
 Second reading, 1439
 Passed, 1439
 Returned to House, amended, 1546
 House concurs, 1646
 Received from House, 1708
 Signed by President, 1708
 Returned to House, 1708

House Bill No. 1243

House Bill No. 1243. — A Bill for an Act to amend and reenact section 4-27-11, subsection 10 of section 4-34-05, section 18-03-08, section 18-05-13 and section 18-10-09 of the North Dakota Century Code, relating to the duty of the state auditor to audit books and accounts.

To Senate, 502
 First reading, 514
 Referred to Committee on State & Federal Government
 Reported back, do pass, 885
 Second reading, 917
 Passed, 917
 Returned to House, 1007
 Received from House, 1042
 Signed by President, 1062
 Returned to House, 1063

House Bill No. 1244

House Bill No. 1244. — A Bill for an Act to amend and reenact subsection 1 of section 4-12-01, and sections 4-12-03, 4-12-03.1, 4-12-03.2, 4-12-04, 4-12-08 and 4-12-22 of the North Dakota Century Code, relating to the keeping of bees and the powers and duties of the apiary division of the North Dakota department of agriculture with respect thereto; and declaring an emergency.

To Senate, 611
First reading, 618
Referred to Committee on Agriculture
Reported back, do pass, 1076
Second reading, 1104
Passed, 1104
Emergency carried, 1104
Returned to House, 1171
Received from House, 1264
Signed by President, 1268
Returned to House, 1269

House Bill No. 1247

House Bill No. 1247. — A Bill for an Act to create and enact a new section to chapter 65-04 of the North Dakota Century Code, relating to the increase of base premium; and to amend and reenact section 65-04-04 of the North Dakota Century Code, relating to assessment of premiums.

To Senate, 409
First reading, 420
Referred to Committee on Industry, Business, & Labor
Reported back, indefinitely postponed, 1054
Second reading, 1084
Passed, 1085
Returned to House, indefinitely postponed, 1130

House Bill No. 1248

House Bill No. 1248. — A Bill for an Act to amend and reenact section 12-55-03 of the North Dakota Century Code, relating to executive meetings of the pardon board.

To Senate, 385
First reading, 398
Referred to Committee on Judiciary
Reported back, do pass, 983
Second reading, 1019
Passed, 1019
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1250

House Bill No. 1250. — A Bill for an Act to amend and reenact section 38-12-01, section 38-12-02 and section 38-12-03 of the North Dakota Century Code relating to subsurface mineral regulation.

To Senate, 533
First reading, 569
Referred to Committee on Natural Resources
Reported back, amended, 1107
Amendments adopted, 1131
Second reading, 1189
Passed, 1189
Returned to House, amended, 1270
House concurs, 1311
Received from House, 1413
Signed by President, 1414
Returned to House, 1414

House Bill No. 1251

House Bill No. 1251. — A Bill for an Act to amend and reenact subsection 4 of section 10-04-03 of the North Dakota Century Code, relating to the collection of fees under the Securities Act, to amend and reenact subsection 6 of section 10-04-05 of the North Dakota Century Code, relating to the exemption from registration of certain blue chip securities with proven records, to amend and reenact section 10-04-08 of the North Dakota Century Code, relating to the registration of securities by qualification and to the fees charged for such registration, to amend and reenact subsection 6 of section 10-04-10 of the North Dakota Century Code, relating to the fees charged for registration of dealers, salesmen, and investment advisers under the Securities Act, to amend and reenact section 10-04-14 of the North Dakota Century Code, relating to service of process under the Securities Act, and to amend and reenact section 10-04-18 of the North Dakota Century Code, relating to the penalty for violations of the Securities Act.

To Senate, 360
First reading, 377
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 1029
Second reading, 1047
Passed, 1048
Returned to House, 1094
Received from House, 1196
Signed by President, 1197
Returned to House, 1197

House Bill No. 1252

House Bill No. 1252. — A Bill for an act to create and enact Chapter 38-14.1 of the North Dakota Century Code, relating to surface mining and reclamation operations, the designation of areas unsuitable for mining; the necessity of a mining permit; permit terms; permit application requirements; mining and reclamation plans; extended

mining plans; performance bonds; release of performance bonds; informal conference procedures; permit renewals; environmental protection performance standards; prohibited mining practices; inspections and monitoring; enforcement procedures; formal hearings; permit revocations; bond forfeitures; administrative review of regulations; judicial review; small operators; conflict of interest; citizen suits; cooperation with federal and state agencies and penalties; and to repeal chapter 38-14, relating to the regulation of surface coal mining operations.

To Senate, 935
 First reading, 993
 Referred to Committee on Natural Resources
 Reported back, amended, 1370
 Amendments adopted, 1390
 Second reading, 1467
 Clincher motion, 1468
 Passed, 1468
 Returned to House, amended, 1546
 House concurs, 1646
 Received from House, 1708
 Signed by President, 1708
 Returned to House, 1708

House Bill No. 1254

House Bill No. 1254. — A Bill for an Act to authorize the state board of higher education to enter into agreements providing for a regional veterinary medical education program.

To Senate, 926
 First reading, 957
 Referred to Committee on Agriculture
 Reported back, do pass, 1260
 Second reading, 1285
 Passed, 1285
 Returned to House, 1341
 Received from House, 1456
 Signed by President, 1456
 Returned to House, 1457

House Bill No. 1257

House Bill No. 1257. — A Bill for an Act to provide for a severance tax upon all coal mined; to provide procedures for the imposition, collection, and administration of such tax; to provide for the allocation of moneys collected; to provide for impact loans to be administered by the board of university and school lands; and to provide a penalty.

To Senate, 925
 First reading, 957
 Referred to Committee on Finance & Taxation
 Reported back, amended, 1404
 Amendments adopted, 1427
 Second reading, 1488, 1908

Clincher motion, 1490
 Passed, 1490, 1908
 Returned to House, amended, 1542
 Conference Committee, 1638
 Conference Committee Report, divided, 1888
 Senate adopts, majority report, 1908
 House adopts, 1867
 House does not concur, 1599
 Received from House, 1974
 Signed by President, 1974
 Returned to House, 1975

House Bill No. 1258

House Bill No. 1258. — A Bill for an Act relating to the promotion, advertising, research and development of honey, prescribing a tax on honey production, providing for its collection; and providing penalties for the violation of the Act; and declaring an emergency.

To Senate, 642
 First reading, 648
 Referred to Committee on Agriculture
 Reported back, do pass, 1076
 Second reading, 1104
 Passed, 1105
 Emergency carried, 1105
 Returned to House, 1171
 Received from House, 1264
 Signed by President, 1268
 Returned to House, 1269

House Bill No. 1259

House Bill No. 1259. — A Bill for an Act to amend and reenact section 55-10-11 of the North Dakota Century Code, relating to the acquisition of historic sites by the state historical society.

To Senate, 450
 First reading, 466
 Referred to Committee on State & Federal Government
 Reported back, do pass, 886
 Second reading, 917
 Passed, 917
 Returned to House, 1007
 Received from House, 1042
 Signed by President, 1062
 Returned to House, 1062

House Bill No. 1261

House Bill No. 1261. — A Bill for an Act to amend and reenact section 60-02-17 of the North Dakota Century Code, relating to the grain and seed warehouse contract printed on warehouse receipts as it pertains to the amount charged for handling and delivery of grains and seeds.

To Senate, 409
 First reading, 420

Referred to Committee on Agriculture
 Reported back, amended, 1076
 Amendments adopted, 1097
 Second reading, 1137
 Passed, 1138
 Returned to House, amended, 1205
 House concurs, 1304
 Received from House, 1342
 Signed by President, 1342
 Returned to House, 1343

House Bill No. 1262

House Bill No. 1262. — A Bill for an Act to create and enact subsection 5 to section 38-12.1-04 of the North Dakota Century Code, relating to the jurisdiction of the Industrial Commission; to create and enact a new section under chapter 65-11 of the North Dakota Century Code, relating to the promulgation of rules by the Workmen's Compensation Bureau regarding mine foremen; to amend and reenact sections 38-12.1-05, 38-12.1-08, and 38-16-06, subsections 2 and 4 of section 38-18-06, subsection 1 of section 38-18-07, and subsections 1 and 2 of section 38-18-08 of the North Dakota Century Code, relating to the necessity of a drilling permit, penalties, exemptions from surface mining operation reporting requirements, requirement of surface owner consent to surface mining operations, payment of damages sustained by the surface owner, and financial obligation of the mineral developer to pay the costs of reclamation; and to repeal chapters 38-03, 38-05, 38-06, and 38-07, and sections 38-01-01 and 38-01-08 of the North Dakota Century Code, relating to the state mine inspector, mine foreman examinations and qualifications, protection of the health and safety of miners, maps or surveys of mines, regulation of surface coal mining and reclamation operations, definitions, and penalties.

To Senate, 926
 First reading, 958
 Referred to Committee on Natural Resources
 Reported back, do pass, 1328
 Second reading, 1354
 Passed, 1355
 Returned to House, 1455
 Received from House, 1540
 Signed by President, 1541
 Returned to House, 1542

House Bill No. 1264

House Bill No. 1264. — A Bill for an Act to amend and reenact subsection 30 of section 40-05-01 of the North Dakota Century Code, relating to licensing of bowling alleys, pool, billiards, theaters and motion picture theaters; and to repeal chapter 53-06 of the North Dakota Century Code, relating to licensing of games and amusements.

To Senate, 298
 First reading, 310
 Referred to Committee on Political Subdivisions

Reported back, do pass, 635
Second reading, 917
Passed, 918
Returned to House, 1007
Received from House, 1042
Signed by President, 1062
Returned to House, 1063

House Bill No. 1265

House Bill No. 1265. — A Bill for an Act to amend and reenact section 60-02-41 of the North Dakota Century Code, relating to voluntary closing or failure to renew warehouse license.

To Senate, 409
First reading, 420
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 984
Re-referred to Education, 681
Second reading, 1013
Passed, 1014
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1268

House Bill No. 1268. — A Bill for an Act relating to prohibited provisions in any individual or group accident and sickness insurance policies and nonprofit medical or hospital service contracts, and the responsibility of individual or group insurers and nonprofit medical or hospital service corporations to release information to the social service board of North Dakota pertaining to the coverage of an individual under an individual or group accident and sickness insurance policy or nonprofit medical or hospital service contract; and to amend and reenact section 26-38-24 of the North Dakota Century Code, relating to examinations of health maintenance organizations.

To Senate, 450
First reading, 466
Referred to Committee on Industry, Business and Labor
Reported back, amended, 1218
Amendments adopted, 1245
Second reading, 1285
Passed, 1286
Returned to House, amended, 1341
House concurs, 1459
Received from House, 1540
Signed by President, 1541
Returned to House, 1542

House Bill No. 1269

House Bill No. 1269. — A Bill for an Act to amend and reenact section 57-38.1-02 of the North Dakota Century Code, relating to the taxation of public utilities; and providing for an effective date.

To Senate, 338
First reading, 360
Referred to Committee on Finance and Taxation
Reported back, do pass, 984
Second reading, 1019
Passed, 1019
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1272

House Bill No. 1272. — A Bill for an Act to create and enact section 54-52-02.4 of the North Dakota Century Code, relating to newly appointed officials entitled to participate in the public employees retirement system, and to amend and reenact subsection 2 of section 54-52-01 of the North Dakota Century Code, relating to the definition of eligible employees.

To Senate, 611
First reading, 618
Referred to Committee on State and Federal Government
Reported back, do pass, 1054
Second reading, 1068
Passed, 1069
Returned to House, 1129
Received from House, 1238
Signed by President, 1239
Returned to House, 1239

House Bill No. 1273

House Bill No. 1273. — A Bill for an Act to create a new section to chapter 57-39.2, relating to the retail sale of carpet and drapes; and to amend and reenact sections 43-07-04, 57-36-08, 57-36-12, 57-36-32, subsection 2 of section 57-39.2-04, subsection 5 of section 57-39.2-14, subsection 4 of section 57-52-03, and subsection 3 of section 57-53-01 of the North Dakota Century Code, relating to the requirement that an applicant for a contractor's license must have a sales tax permit, to provisions of the cigarette tax law for refunds, sale of tax stamps, and collection of the separate and additional tax, to provisions of the sales tax law relating to the exemption for freight transportation service, and the fee charged for reinstatement of a sales tax permit, and relating to the definition of special fuel.

To Senate, 409
First reading, 420

Referred to Committee on Finance and Taxation
 Reported back, amended, 1029
 Amendments adopted, 1043
 Second reading, 1085
 Passed, 1082
 Returned to House, amended, 1129
 House concurs, 1268
 Received from House, 1309
 Signed by President, 1312
 Returned to House, 1312

House Bill No. 1274

House Bill No. 1274. — A Bill for an Act to amend and reenact section 61-16-15 of the North Dakota Century Code, relating to the authorization of dikes and dams.

To Senate, 854
 First reading, 891
 Referred to Committee on Natural Resources
 Reported back, do pass, 1107
 Second reading, 1138
 Passed, 1138
 Returned to House, 1204
 Received from House, 1302
 Signed by President, 1303
 Returned to House, 1303

House Bill No. 1275

House Bill No. 1275. — A Bill for an Act to amend and reenact subsection 8 of section 57-37.1-01 of the North Dakota Century Code, relating to the federalizing of the estate tax; to amend and reenact subsection 1 of section 57-37.1-03 of the North Dakota Century Code, relating to the determination of the taxable estate; and to amend and reenact subsection 1 of section 57-37.1-13 of the North Dakota Century Code, relating to notice of transfer of a decedent's assets:

To Senate, 360
 First reading, 377
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 1219
 Second reading, 1248
 Passed, 1249
 Returned to House, 1311
 Received from House, 1413
 Signed by President, 1414
 Returned to House, 1414

House Bill No. 1276

House Bill No. 1276. — A Bill for an Act to amend and reenact section 61-04-02.1 of the North Dakota Century Code, relating to emergency or temporary use of water.

To Senate, 525
 First reading, 545
 Referred to Committee on Natural Resources
 Reported back, do pass, 953
 Second reading, 973
 Passed, 973
 Returned to House, 1040
 Received from House, 1095
 Signed by President, 1124
 Returned to House, 1124

House Bill No. 1277

House Bill No. 1277. — A Bill for an Act to amend and reenact section 61-04-26 of the North Dakota Century Code, relating to the recording of orders affecting water rights.

To Senate, 298
 First reading, 310
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 768
 Second reading, 918
 Lost, 918
 Returned to House, 1008

House Bill No. 1278

House Bill No. 1278. — A Bill for an Act to create and enact section 54-14-04.2 of the North Dakota Century Code, relating to the use of automatic fund transfer systems by the office of the budget for departmental payrolls.

To Senate, 450
 First reading, 466
 Referred to Committee on State and Federal Government
 Reported back, amended, 886
 Amendments adopted, 897
 Second reading, 974
 Passed, 974
 Returned to House, amended, 1040
 Conference Committee, 1135
 Conference Committee Report, 1597
 Senate adopts, 1597
 House adopts, 1547
 House does not concur, 1097
 Received from House, 1699
 Signed by President, 1699
 Returned to House, 1700

House Bill No. 1279

House Bill No. 1279. — A Bill for an Act to amend and reenact section 25-01-01.1 of the North Dakota Century Code, relating to the coordinating committee on mental retardation.

To Senate, 525
 First reading, 545
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, do pass, 984
 Re-referred to Committee on Agriculture, 636
 Second reading, 1019
 Passed, 1020
 Returned to House, 1063
 Received from House, 1160
 Signed by President, 1164
 Returned to House, 1164

House Bill No. 1280

House Bill No. 1280. — A Bill for an Act to amend and reenact section 49-04-04 of the North Dakota Century Code, relating to sales of securities by public utilities.

To Senate, 409
 First reading, 421
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 1030
 Second reading, 1044
 Passed, 1045
 Returned to House, 1094
 Received from House, 1196
 Signed by President, 1197
 Returned to House, 1197

House Bill No. 1281

House Bill No. 1281. — A Bill for an Act to amend and reenact section 44-08-04 of the North Dakota Century Code, relating to employee expenses.

To Senate, 502
 First reading, 514
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 1054
 Second reading, 1085
 Lost, 1086
 Returned to House, indefinitely postponed, 1130

House Bill No. 1282

House Bill No. 1282. — A Bill for an Act making a deficiency appropriation for defraying expenses of the Payments to Fire Departments program of the State of North Dakota and declaring an emergency.

To Senate, 533
 First reading, 569
 Referred to Committee on Appropriations
 Reported back, do pass, 886

Second reading, 897
 Passed, 897
 Emergency carried, 897
 Returned to House, 1007
 Received from House, 1042
 Signed by President, 1062
 Returned to House, 1063

House Bill No. 1283

House Bill No. 1283. — A Bill for an Act to amend and reenact section 39-01-13, subsections 1 and 2 of section 39-06-07, section 39-06-08, subsection 1 of section 39-06-14, section 39-06-31, subsection 1 of section 39-06-40.1, section 39-08-09, and section 39-16-05 of the North Dakota Century Code, relating to financial responsibility and driver's licenses.

To Senate, 328
 First reading, 361
 Referred to Committee on Transportation
 Reported back, do pass, 804
 Second reading, 934
 Passed, 935
 Returned to House, 1011
 Conference Committee, 1520
 Received from House, 1089
 Signed by President, 1090
 Returned to House, 1094

House Bill No. 1284

House Bill No. 1284. — A Bill for an Act to amend and reenact section 26-17.1-17 of the North Dakota Century Code, relating to the bonding of insurance brokers and surplus lines insurance brokers.

To Senate, 298
 First reading, 310
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 1030
 Second reading, 1044
 Passed, 1045
 Returned to House, 1094
 Received from House, 1196
 Signed by President, 1197
 Returned to House, 1197

House Bill No. 1285

House Bill No. 1285. — A Bill for an Act to create and enact a new section to chapter 49-18 of the North Dakota Century Code, relating to interstate carrier registration and identification; to create and enact a new section to chapter 49-18 of the North Dakota Century Code, relating to violation of commission order or rule and penalty; to amend and reenact subsections 4, 5, 6, 7, 8, 9, 10, and 11 of section 49-18-01, subsection 6 of section 49-18-02 and sections 49-18-14 and 49-18-17 of the North Dakota Century Code, relating to definitions, exemption of

agricultural commodities, factors to be considered by the commission in granting certificates, and discontinuance of service by common motor carriers by order of the commission; and to repeal sections 49-18-34.1, 49-18-35, 49-18-36, 49-18-37, 49-18-38, 49-18-38.1, 49-18-38.2, 49-18-38.3, and 49-18-39 of the North Dakota Century Code, relating to regulation of agricultural carriers; and declaring an emergency.

To Senate, 450
 First reading, 466
 Referred to Committee on Transportation
 Reported back, amended, 953
 Floor amendments, 1020
 Amendments adopted, 966, 1020
 Second reading, 1020
 Passed, 1021
 Emergency carried, 1021
 Returned to House, amended, 1063
 House concurs, 1161
 Received from House, 1238
 Signed by President, 1239
 Returned to House, 1239

House Bill No. 1286

House Bill No. 1286. — A Bill for an Act to amend and reenact section 60-05-04 of the North Dakota Century Code, relating to fees paid to an examiner for installing and examining the accounting system of an elevator or public warehouse.

To Senate, 328
 First reading, 361
 Referred to Committee on State and Federal Government
 Reported back, do pass, 850
 Second reading, 935
 Passed, 936
 Returned to House, 1011
 Received from House, 1089
 Signed by President, 1090
 Returned to House, 1094

House Bill No. 1287

House Bill No. 1287. — A Bill for an Act to amend and reenact section 39-06-20 of the North Dakota Century Code, section 39-06-21 of the 1977 supplement to the North Dakota Century Code, and sections 39-06-26 and 39-06-29 of the North Dakota Century Code, relating to drivers' addresses, the reporting of convictions of nonresidents, the reporting of convictions by courts and driver's license application.

To Senate, 338
 First reading, 361
 Referred to Committee on Transportation
 Reported back, do pass, 804
 Second reading, 936
 Passed, 936

Returned to House, 1011
Received from House, 1089
Signed by President, 1090
Returned to House, 1094

House Bill No. 1290

House Bill No. 1290. — A Bill for an Act to amend and reenact subsection 26 of section 57-39.2-04 of the North Dakota Century Code, relating to the exemption of ostomy supplies from the sales tax.

To Senate, 385
First reading, 398
Referred to Committee on Finance and Taxation
Reported back, do pass, 887
Second reading, 936
Passed, 936
Returned to House, 1012
Received from House, 1089
Signed by President, 1090
Returned to House, 1094

House Bill No. 1291

House Bill No. 1291. — A Bill for an Act to amend and reenact section 57-60-06 of the North Dakota Century Code, relating to the exemption from property taxes of coal conversion facilities under construction.

To Senate, 553
First reading, 569
Referred to Committee on Finance and Taxation
Reported back, do pass, 1150
Second reading, 1189
Passed, 1190
Returned to House, 1269
Received from House, 1309
Signed by President, 1312
Returned to House, 1312

House Bill No. 1292

House Bill No. 1292. — A Bill for an Act to create and enact a new section to chapter 23-21.1 of the North Dakota Century Code, relating to the resale of abandoned or neglected cemetery lots.

To Senate, 409
First reading, 421
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 965
Re-referred to Education, 681
Second reading, 1013
Passed, 1014
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1293

House Bill No. 1293. — A Bill for an Act to create and enact a new section to chapter 40-33.2 of the North Dakota Century Code, relating to joint exercise of powers by a city with another public agency in respect to its electric utility system or any project and relating to joint exercise of powers by a municipal power agency with another public agency; to create and enact two new subsections to section 40-33.2-05 of the North Dakota Century Code, relating to exempting bonds and notes issued by a municipal power agency from taxation, and right of any holder of bonds or notes issued by a municipal power agency to bring suit; and to amend and reenact subsection 6 of section 40-33.2-02, subdivision g of subsection 1 of section 40-33.2-03, subsection 4 of section 40-33.2-03, subsection 9 of section 40-33.2-03, subsection 2 of section 40-33.2-05, and section 40-33.2-08 of the North Dakota Century Code, relating to definition of governing body of a city, requirements for agency agreements, bylaws of municipal power agencies, amendment of agency agreements, issuance of bonds and notes and pledges of revenues by the municipal power agencies, and city powers in regard to municipal power agencies, and contracts for electric power and energy and related services.

To Senate, 450
 First reading, 467
 Referred to Committee on Political Subdivisions
 Reported back, amended, 953
 Amendments adopted, 966
 Second reading, 1021, 1427
 Passed, 1022, 1428
 Returned to House, amended, 1063
 Conference Committee, 1171
 Conference Committee Report, 1398.
 Senate adopts, 1427
 House adopts, 1414
 House does not concur, 1161
 Received from House, 1540
 Signed by President, 1541
 Returned to House, 1542

House Bill No. 1294

House Bill No. 1294. — A Bill for an Act to repeal section 32-09-03 of the North Dakota Century Code, relating to the requirement for a notice and demand to be served upon the debtor and the employer prior to the issuance of any garnishment summons against the earnings of any person.

To Senate, 409
 First reading, 421
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 1030
 Second reading, 1048
 Lost, 1048
 Returned to House, indefinitely postponed, 1095

House Bill No. 1299

House Bill No. 1299. — A Bill for an Act to amend and reenact section 20.1-03-08 of the North Dakota Century Code, relating to nonresident fishing license requirements.

To Senate, 429
First reading, 442
Referred to Committee on Natural Resources
Reported back, indefinitely postponed, 920
Second reading, 998
Lost, 998
Returned to House, 1040

House Bill No. 1300

House Bill No. 1300. — A Bill for an Act to provide for the establishment of a parent deinstitutionalization aid program for the care, custody, and control of mentally ill individuals or mentally deficient persons who are deinstitutionalized or may be deinstitutionalized.

To Senate, 854
First reading, 891
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, amended, 1077
Without Recommendation, 1502
Re-referred to Appropriations, 1078, 1097
Amendments adopted, 1097
Second reading, 1662
Clincher motion, 1663
Lost, 1663
Returned to House, indefinitely postponed, 1682

House Bill No. 1301

House Bill No. 1301. — A Bill for an Act to amend and reenact sections 54-52.1-06 and 54-52.1-07 of the North Dakota Century Code, relating to the state contribution to the uniform group insurance program and optional coverage for employee's family.

To Senate, 385
First reading, 398
Referred to Committee on State & Federal Government
Reported back, do pass, 850
Amended, 1179
Re-referred to Appropriations, 850
Amendments adopted, 1206
Second reading, 1249
Passed, 1249
Returned to House, amended, 1311
House concurs, 1547
Received from House, 1597
Signed by President, 1597
Returned to House, 1598

House Bill No. 1302

House Bill No. 1302. — 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, 854
 First reading, 891
 Referred to Committee on Finance & Taxation
 Reported back, amended, 1372
 Floor amendments, 1468
 Amendments adopted, 1390
 Second reading, 1468
 Clincher motion, 1468
 Passed, 1468
 Returned to House, amended, 1546
 Senate adopts, 1911
 House adopts, 1810
 House does not concur, 1599
 Received from House, 1974
 Signed by President, 1974
 Returned to House, 1975

House Bill No. 1304

House Bill No. 1304. — A Bill for an Act to create and enact two new sections to any legislation enacted by the forty-sixth legislative assembly providing for a coal development impact aid program, creating a coal impact office and setting out the powers and duties of the director; to amend and reenact sections 57-62-04 and 57-62-05 of the North Dakota Century Code, providing for a coal development impact office and setting forth the powers and duties of the director.

To Senate, 824
 First reading, 852
 Referred to Committee on State & Federal Government
 Reported back, amended, 1372
 Floor amendments, 1825
 Amendments not adopted, 1390
 Amendments adopted, 1827
 Second reading, 1827, 1929
 Clincher motion, 1827
 Passed, 1827, 1930
 Emergency lost, 1827, 1930
 Returned to House, amended, 1852
 Conference Committee, 1866
 Conference Committee Report, 1923
 Senate adopts, 1929
 House adopts, 1915
 House does not concur, 1867
 Received from House, 1976
 Signed by President, 1976
 Returned to House, 1976

House Bill No. 1305

House Bill No. 1305. — A Bill for an Act to authorize the state board of higher education to exchange land presently used by Hettinger

experiment station for land presently owned by Hettinger public school district no. 13.

To Senate, 935
First reading, 993
Referred to Committee on Education
Reported back, do pass, 1180
Second reading, 1212
Passed, 1213
Returned to House, 1274
Received from House, 1342
Signed by President, 1342
Returned to House, 1343

House Bill No. 1306

House Bill No. 1306. — A Bill for an Act to create a new subsection to section 57-38-01.2 of the North Dakota Century Code, relating to a reduction in the taxable income for interest received on certain contracts for deed.

To Senate, 893
First reading, 924
Referred to Committee on Finance & Taxation
Reported back, amended, 1328
Amendments adopted, 1348
Second reading, 1469
Clincher motion, 1469
Passed, 1469
Returned to House, amended, 1546
House concurs, 1646
Received from House, 1707
Signed by President, 1708
Returned to House, 1708

House Bill No. 1308

House Bill No. 1308. — A Bill for an Act to amend and reenact subsection 12 of section 40-57-03 of the North Dakota Century Code, relating to the powers of a municipality under the Municipal Industrial Development Act, and providing that construction, reconstruction, improvement, and betterment projects where the lessee is a governmental entity or public institution are subject to chapter 48-02 which deals with government construction projects.

To Senate, 429
First reading, 442
Referred to Committee on Political Subdivisions
Reported back, do pass, 768
Second reading, 937
Passed, 937
Returned to House, 1012
Received from House, 1089
Signed by President, 1090
Returned to House, 1094

House Bill No. 1309

House Bill No. 1309. — A Bill for an Act to create and enact two new subsections to section 14-15-01 of the North Dakota Century Code, relating to definitions in the Revised Uniform Adoption Act; and to amend and reenact section 14-15-16 of the North Dakota Century Code, relating to the disclosure of adoptive information and providing for retroactive application.

To Senate, 789
First reading, 809
Referred to Committee on Social Welfare & Veteran's Affairs
Reported back, amended, 1078
Amendments adopted, 1097
Second reading, 1138
Passed, 1138
Returned to House, amended, 1205
House concurs, 1304
Received from House, 1342
Signed by President, 1342
Returned to House, 1343

House Bill No. 1311

House Bill No. 1311. — A Bill for an Act to amend and reenact subdivision b of subsection 2 of section 39-04-18 of the North Dakota Century Code relating to motor vehicles exempt from registration fees.

To Senate, 450
First reading, 467
Referred to Committee on Transportation
Reported back, do pass, 769
Second reading, 937
Passed, 836
Returned to House, 1012
Received from House, 1089
Signed by President, 1090
Returned to House, 1094

House Bill No. 1312

House Bill No. 1312. — A Bill for an Act to amend and reenact section 54-03-01.5 of the North Dakota Century Code, relating to legislative apportionment requirements.

To Senate, 926
First reading, 958
Referred to Committee on Political Subdivisions
Reported back, do pass, 1260
Second reading, 1286
Passed, 1286
Returned to House, 1341
Received from House, 1456
Signed by President, 1456
Returned to House, 1457

House Bill No. 1313

House Bill No. 1313. — A Bill for an Act to amend and reenact sections 43-04-02 and 43-04-07, subsection 2 of section 43-04-11, subsection 5 of section 43-04-12, and section 43-04-42 of the North Dakota Century Code, relating to a declaration of policy, the compensation of members of the board of barber examiners, rules and orders, the general powers of the board, and the fees to be paid by an applicant for a barbering license; and to repeal sections 43-04-16 and 43-04-17 of the North Dakota Century Code, relating to an order fixing minimum barber service price schedules and the amendment or modification of price schedules after approval.

To Senate, 450
 First reading, 467
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 985
 Re-referred to Education, 681
 Second reading, 1022
 Passed, 1022
 Returned to House, 1063
 Received from House, 1160
 Signed by President, 1164
 Returned to House, 1164

House Bill No. 1315

House Bill No. 1315. — A Bill for an Act to amend and reenact section 15-53.1-42 of the North Dakota Century Code, allowing school districts which are dissolving to join a contiguous district operating either an accredited or unaccredited high school.

To Senate, 360
 First reading, 377
 Referred to Committee on Education
 Reported back, do pass, 887
 Second reading, 937, 972
 Reconsidered, 972
 Passed, 938
 Lost, 972
 Returned to House, 1040

House Bill No. 1316

House Bill No. 1316. — A Bill for an Act to amend and reenact section 27-17-03 of the North Dakota Century Code, relating to the services and compensation of retired judges; and declaring an emergency.

To Senate, 581
 First reading, 596
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 1329
 Second reading, 1355
 Lost, 1355
 Returned to House, indefinitely postponed 1455

House Bill No. 1318

House Bill No. 1318. — A Bill for an Act to amend and reenact subsections 2 and 5 of section 11-10-10 of the 1977 Supplement to the North Dakota Century Code, relating to the salaries of county officers.

To Senate, 429
 First reading, 442
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 769
 Second reading, 938
 Passed, 938
 Returned to House, 1012
 Received from House, 1090
 Signed by President, 1090
 Returned to House, 1094

House Bill No. 1319

House Bill No. 1319. — A Bill for an Act to establish a tuition assistance grant program for eligible resident students of accredited private institutions in North Dakota; and to provide an appropriation.

To Senate, 962
 First reading, 993
 Referred to Committee on Education
 Reported back, do pass, 1219
 Without recommendation, 1538
 Re-referred to Appropriations, 1219
 Second reading, 1571
 Clincher motion, 1571
 Passed, 1571
 Returned to House, 1643
 Received from House, 1699
 Signed by President, 1699
 Returned to House, 1700

House Bill No. 1320

House Bill No. 1320. — A Bill for an Act to amend and reenact subsection 26 of section 20.1-03-12 and section 20.1-06-07 of the North Dakota Century Code, relating to the fee and effective period for fish house licenses.

To Senate, 429
 First reading, 442
 Referred to Committee on Natural Resources
 Reported back, do pass, 804
 Second reading, 938
 Passed, 939
 Returned to House, 1012
 Received from House, 1090
 Signed by President, 1090
 Returned to House, 1094

House Bill No. 1321

House Bill No. 1321. — A Bill for an Act to require the use of understandable language and meaningful sequence in certain consumer contracts; and providing an effective date.

To Senate, 409
First reading, 421
Referred to Committee on Judiciary
Reported back, amended, 1108
Re-referred to Political Subdivisions, 776
Amendments adopted, 1134
Second reading, 1177
Lost, 1177
Returned to House, indefinitely postponed, 1269

House Bill No. 1322

House Bill No. 1322. — A Bill for an Act to provide for supplementary benefits to persons receiving workmen's compensation benefits under previous benefit allowances, and establishment of a supplementary benefit fund within the workmen's compensation fund.

To Senate, 502
First reading, 515
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 1180
Second reading, 1213
Passed, 1213
Returned to House, 1274
Received from House, 1342
Signed by President, 1342
Returned to House, 1343

House Bill No. 1326

House Bill No. 1326. — A Bill for an Act to amend and reenact section 20.1-03-07.1 of the North Dakota Century Code, relating to authorization for nonresidents to hunt waterfowl in specified hunting zones.

To Senate, 962
First reading, 993
Referred to Committee on Natural Resources
Reported back, do pass, 1374
Second reading, 1530
Passed, 1531
Returned to House, 1643
Received from House, 1699
Signed by President, 1699
Returned to House, 1700

House Bill No. 1327

House Bill No. 1327. — A Bill for an Act to amend and reenact sections 4-19-05, 4-19-07, and 4-19-08 of the North Dakota Century Code,

relating to the duties of the state forester, the authority to charge a user fee for state forest facilities, and the disposition of revenues derived from forestry activities.

To Senate, 502
 First reading, 515
 Referred to Committee on State & Federal Government
 Reported back, amended, 887
 Amendments adopted, 897
 Second reading, 998
 Passed, 999
 Emergency carried, 999
 Returned to House, amended, 1040
 House concurs, 1097
 Received from House, 1196
 Signed by President, 1197
 Returned to House, 1197

House Bill No. 1330

House Bill No. 1330. — A Bill for an Act to amend and reenact subsection 4 of section 23-06-03 of the North Dakota Century Code, relating to duty and cost of burial by the county social service board.

To Senate, 429
 First reading, 442
 Referred to Committee on Social Welfare & Veteran's Affairs
 Reported back, do pass, 769
 Second reading, 939
 Passed, 939
 Returned to House, 1012
 Received from House, 1090
 Signed by President, 1090
 Returned to House, 1094

House Bill No. 1332

House Bill No. 1332. — A Bill for an Act to amend and reenact subsection 2 of section 39-12-04 of the North Dakota Century Code, relating to removing the height limitation from farm equipment moved on the highways.

To Senate, 789
 First reading, 809
 Referred to Committee on Transportation
 Reported back indefinitely postponed, 1108
 Second reading, 1138
 Lost, 1139
 Returned to House, indefinitely postponed, 1205

House Bill No. 1334

House Bill No. 1334. — A Bill for an Act to amend and reenact section 15-62.1-01, subsection 1 of 15-62.1-02, and sections 15-62.1-04, 15-62.1-07, and 15-62.1-09 of the North Dakota Century Code, relating to the

guaranteed student loan program; and to repeal sections 15-62.1-11 and 15-62.1-12 of the North Dakota Century Code, relating to the guaranteed loan program.

To Senate, 502
 First reading, 515
 Referred to Committee on Education
 Reported back, do pass, 887
 Second reading, 999
 Passed, 999
 Returned to House, 1040
 Received from House, 1095
 Signed by President, 1124
 Returned to House, 1124

House Bill No. 1335

House Bill No. 1335. — A Bill for an Act to create and enact a new section to any legislation enacted by the forty-sixth legislative assembly providing for a coal severance tax, defining the term “coal” and specifically excluding leonardite (natural oxidized lignite) from that definition.

To Senate, 926
 First reading, 958
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 1330
 Second reading, 1355
 Passed, 1356
 Returned to House, 1455
 Received from House, 1540
 Signed by President, 1541
 Returned to House, 1542

House Bill No. 1337

House Bill No. 1337. — A Bill for an Act to amend and reenact section 1-03-02.1 of the North Dakota Century Code, relating to holidays.

To Senate, 854
 First reading, 891
 Referred to Committee on State and Federal Government
 Reported back, amended, 1054
 Amendments adopted, 1068
 Second reading, 1105
 Passed, 1105
 Returned to House, amended, 1171
 House concurs, 1268
 Received from House, 1309
 Signed by President, 1312
 Returned to House, 1312

House Bill No. 1338

House Bill No. 1338. — A Bill for an Act to amend and reenact section 16-18-05 of the North Dakota Century Code, relating to the time for

making application for an absent voters' ballot, and providing that an application form may be obtained from either the county or city auditor for general, special, primary, or county elections; or in the alternative to amend and reenact section 16.1-07-05 of the North Dakota Century Code, as created by section 5 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, relating to the time for making application for an absent voters' ballot.

To Senate, 502

First reading, 515

Referred to Committee on Judiciary

Reported back, indefinitely postponed, 1030

Second reading, 1048

Lost, 1059

Returned to House, indefinitely postponed, 1095

House Bill No. 1340

House Bill No. 1340. — A Bill for an Act to amend and reenact section 20.1-05-04 of the North Dakota Century Code, relating to the use of horses and mules in hunting big game.

To Senate, 429

First reading, 442

Referred to Committee on Natural Resources

Reported back, do pass, 804

Second reading, 939

Passed, 939

Received from House, 1090

Signed by President, 1090

Returned to House, 1094

House Bill No. 1341

House Bill No. 1341. — A Bill for an Act to create and enact a new section to chapter 20.1-01 of the North Dakota Century Code, relating to hunting birds on utility lines and providing a penalty; and to amend and reenact subsection 6 of section 20.1-01-02 of the North Dakota Century Code, relating to the definition of game birds to include mourning doves.

To Senate, 450

First reading, 467

Referred to Committee on Natural Resources

Reported back, do pass, 805

Second reading, 930

Passed, 931

Returned to House, 1012

Received from House, 1090

Signed by President, 1090

Returned to House, 1094

House Bill No. 1345

House Bill No. 1345. — A Bill for an Act to amend and reenact section 11-10-15 of the North Dakota Century Code, relating to mileage reimbursement for county officials.

To Senate, 429
First reading, 442
Referred to Committee on Political Subdivisions
Reported back, do pass, 770
Second reading, 939
Passed, 940
Returned to House, 1012
Received from House, 1090
Signed by President, 1090
Returned to House, 1094

House Bill No. 1346

House Bill No. 1346. — A Bill for an Act to amend and reenact sections 23-19-01, 23-19-04, and 23-19-05 of the North Dakota Century Code, relating to license and permit requirements for the business of cleaning, pumping, and servicing cesspools, septic tanks, or privies; license and permit fees; and licenses and license tags.

To Senate, 478
First reading, 492
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 985
Reported back, floor amendments, 1139
Re-referred to Education, 681
Amendments adopted, 1139
Second reading, 1022, 1086, 1139
Passed, 1139
Lost, 1022, 1086
Returned to House, amended, 1205
House concurs, 1304
Reconsidered, 1043, 1122
Received from House, 1342
Signed by President, 1342
Returned to House, 1343

House Bill No. 1347

House Bill No. 1347. — A Bill for an Act to create and enact section 63-01.1-14.1 of the North Dakota Century Code, relating to expenditure of investment money interest credited to the state game and fish fund for the purpose of destruction, prevention, and control of noxious weeds on lands owned or leased by the state game and fish department.

To Senate, 581
First reading, 596
Referred to Committee on Agriculture
Reported back, do pass, 1109
Indefinitely postponed, 1375
Re-referred to Appropriations, 1109
Second reading, 1531
Lost, 1531
Returned to House, indefinitely postponed, 1644

House Bill No. 1348

House Bill No. 1348. — A Bill for an Act to amend and reenact section 6-09-15.3 of the North Dakota Century Code, permitting loans secured by stock in bank holding companies, eliminating prohibition of loans in excess of North Dakota correspondent balances, and extending the disposal period of bank stock acquired by Bank of North Dakota in foreclosure from one year to three years.

To Senate, 642
First reading, 648
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 1055
Second reading, 1086
Passed, 1086
Returned to House, 1129
Received from House, 1238
Signed by President, 1238
Returned to House, 1239

House Bill No. 1352

House Bill No. 1352. — A Bill for an Act to amend and reenact subsection 1 of section 39-06.1-10 of the North Dakota Century Code, providing that traffic offenses, when the assigned number of points for violation are two or less, shall not be recorded on the driving record.

To Senate, 925
First reading, 958
Referred to Committee on Transportation
Reported back, do pass, 1260
Second reading, 1286, 1894
Passed, 1287, 1894 over Governor's veto
Returned to House, 1341, 1894
Received from House, 1456
Over Governor's veto, 1698
Received House certification, 1977
Signed certification over veto, 1977
Certification over veto, 1977

House Bill No. 1353

House Bill No. 1353. — A Bill for an Act to create and enact section 5-02-05.1 of the North Dakota Century Code, providing for a special Sunday convention alcoholic beverage permit which may be issued by the governing body of a city to a private club, lodge, motel, or hotel serving as a state or national convention headquarters; to amend and reenact section 5-02-05, subsection 11 of section 12.1-30-02, and subsection 29 of section 12.1-30-03 of the North Dakota Century Code, relating to prohibited liquor disposal on certain days, personal property sales allowable on Sunday, and businesses allowed to operate on Sunday; and providing a penalty.

To Senate, 926
First reading, 958

Referred to Committee on Social Welfare and Veterans Affairs
Reported back, do pass, 1109
Second reading, 1140
Passed, 1140
Returned to House, 1204
Received from House, 1302
Signed by President, 1303
Returned to House, 1303

House Bill No. 1354

House Bill No. 1354. — A Bill for an Act to amend and reenact section 44-08-11 of the North Dakota Century Code, relating to the defense of law enforcement officers by the State and political subdivisions.

To Senate, 525
First reading, 545
Referred to Committee on Political Subdivisions
Reported back, do pass, 770
Second reading, 940
Passed, 940
Returned to House, 1012
Received from House, 1090
Signed by President, 1090
Returned to House, 1094

House Bill No. 1356

House Bill No. 1356. — A Bill for an Act to amend and reenact section 15-60-04 of the North Dakota Century Code, relating to amount of loan from the state school construction fund.

To Senate, 385
First reading, 398
Referred to Committee on Education
Reported back, do pass, 888
Second reading, 940
Passed, 940
Returned to House, 1012
Received from House, 1090
Signed by President, 1090
Returned to House, 1094

House Bill No. 1357

House Bill No. 1357. — A Bill for an Act to create and enact a new subsection to section 43-11-31 of the North Dakota Century Code, relating to refusal to grant a certificate of registration for hairdressers and cosmetologists; and to amend and reenact sections 43-11-11 and 43-11-12, subsection 2 of section 43-11-16, sections 43-11-17 and 43-11-19, subsection 1 of section 43-11-20.1, subsections 3 and 4 of section 43-11-21, sections 43-11-24 and 43-11-25, subsections 1 and 2 of section 43-11-26, subsections 1, 2, and 3 of section 43-11-27, subsections 1, 2, and 3 of section 43-11-28, and section 43-11-30 of the North Dakota Century Code,

relating to sanitary rules, aid of the board of hairdressers and cosmetologists, registered schools, fees for certificates of registration for schools, student registration, tuition refund, operator's certificate examination, operator's certificate without examination, manager-operator, instructor's license, renewal of certificates, and revocation of certificate.

To Senate, 525
 First reading, 545
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 985
 Amended, 1330
 Re-referred to Education, 681, 1043
 Amendments adopted, 1348
 Second reading, 1022, 1486
 Clincher motion, 1487
 Passed, 1023, 1487
 Returned to House, amended, 1546
 House concurs, 1646
 Reconsidered, 1043
 Received from House, 1699
 Signed by President, 1699
 Returned to House, 1700

House Bill No. 1360

House Bill No. 1360. — A Bill for an Act to create and enact a new section to the North Dakota Century Code, relating to prohibiting discrimination in employment practices.

To Senate, 926
 First reading, 958
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, amended, 1502
 Indefinitely postponed, 1260
 Re-referred to Social Welfare and Veterans Affairs, 1287
 Amendments adopted, 1520
 Second reading, 1628, 1665, 1958
 Clincher motion, 1958
 Passed, 1629, 1666, 1958
 Returned to House, 1709, 1960 amended, 1709
 Conference Committee, 1729, 1866
 Conference Committee Report, 1957
 House concurs, 1806
 Senate adopts, 1957
 House adopts, 1931
 House does not concur, 1711, 1857
 Reconsidered, 1665
 Received from House, 1978
 Signed by President, 1978
 Returned to House, 1979

House Bill No. 1361

House Bill No. 1361. — A Bill for an Act to amend and reenact subsection 1 of section 11-15-12 of the North Dakota Century Code, relating to mileage for sheriffs.

To Senate, 429
First reading, 442
Referred to Committee on Political Subdivisions
Reported back, do pass, 770
Second reading, 940
Passed, 941
Returned to House, 1012
Received from House, 1090
Signed by President, 1090
Returned to House, 1094

House Bill No. 1362

House Bill No. 1362. — A Bill for an Act to create and enact a new subsection to section 23-02.1-18 of the North Dakota Century Code, relating to the issuance of new birth certificates after the adoption of foreign-born persons; and to amend and reenact section 14-15-18 and subsection 5 of section 23-02.1-17 of the North Dakota Century Code, relating to reports of adoption and the application for a new birth certificate after the adoption of a foreign-born person.

To Senate, 926
First reading, 959
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, do pass, 1448
Second reading, 1531
Passed, 1532
Returned to House, 1643
Received from House, 1699
Signed by President, 1699
Returned to House, 1700

House Bill No. 1363

House Bill No. 1363. — A Bill for an Act to amend and reenact subsection 2 of section 37-19.1-02 of the North Dakota Century Code, relating to the preference given to qualified veterans in public employment.

To Senate, 758
First reading, 779
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, do pass, 920
Second reading, 999
Passed, 999
Returned to House, 1040
Received from House, 1095
Signed by President, 1124
Returned to House, 1124

House Bill No. 1364

House Bill No. 1364. — A Bill for an Act to create and enact section 57-38-29.1 of the North Dakota Century Code, relating to an income tax credit for child and dependent care expenses; and providing an effective date.

To Senate, 478

First reading, 492

Referred to Committee on Finance and Taxation

Reported back, indefinitely postponed, 1180

Second reading, 1213

Lost, 1213

Returned to House, indefinitely postponed, 1275

House Bill No. 1365

House Bill No. 1365. — A Bill for an Act to amend and reenact subsection 1 of section 47-16-07.1 of the North Dakota Century Code, relating to real property and dwelling security deposits.

To Senate, 478

First reading, 492

Referred to Committee on Industry, Business and Labor

Reported back, do pass, 1055

Second reading, 1069

Passed, 1069

Returned to House, 1129

Received from House, 1238

Signed by President, 1239

Returned to House, 1239

House Bill No. 1366

House Bill No. 1366. — A Bill for an Act to create and enact a new section to chapter 6-05 of the North Dakota Century Code, relating to common trust funds of affiliates.

To Senate, 479

First reading, 492

Referred to Committee on Industry, Business and Labor

Reported back, do pass, 1056

Second reading, 1086

Passed, 1087

Returned to House, 1129

Received from House, 1238

Signed by President, 1239

Returned to House, 1239

House Bill No. 1368

House Bill No. 1368. — A Bill for an Act to amend and reenact section 51-21-05 of the North Dakota Century Code, relating to civil remedies against adult shoplifters or against the parent or guardian of a minor shoplifter.

To Senate, 824
 First reading, 852
 Referred to Committee on Judiciary
 Reported back, do pass, 1331
 Second reading, 1356
 Passed, 1356
 Returned to House, 1455
 Received from House, 1540
 Signed by President, 1541
 Returned to House, 1542

House Bill No. 1370

House Bill No. 1370. — A Bill for an Act to create and enact six new sections to chapter 15-18 of the North Dakota Century Code, relating to reports, annual inspections, budgets, and audits of junior colleges and educational centers; to amend and reenact sections 15-18-07, 15-18-08, and 15-18-09 of the North Dakota Century Code, relating to state aid, standards for state aid, and enrollment information for junior colleges and educational centers.

To Senate, 935
 First reading, 994
 Referred to Committee on Education
 Reported back, do pass, 1375
 Second reading, 1532
 Lost, 1532
 Returned to House, indefinitely postponed, 1644

House Bill No. 1374

House Bill No. 1374. — A Bill for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to registration fees for trailers, semitrailers, and farm trailers; to create and enact a new subdivision to subsection 2 of section 39-04-18 of the North Dakota Century Code, relating to exemption from registration of trailers, semitrailers, and farm trailers; and to amend and reenact subsection 1 of section 39-04-18, subsection 4 of section 39-04-19, section 39-04-26, and subsection 3 of section 39-06-14 of the North Dakota Century Code, relating to registration of motor vehicles, registration fees, gross weight requirements of towing vehicles, and operators' licenses; and providing an effective date.

To Senate, 758
 First reading, 779
 Referred to Committee on Transportation
 Reported back, amended, 1109
 Amendments adopted, 1131
 Second reading, 1190
 Passed, 1190
 Returned to House, amended, 1270
 House concurs, 1311
 Received from House, 1413
 Signed by President, 1414
 Returned to House, 1414

House Bill No. 1375

House Bill No. 1375. — A Bill for an Act to amend and reenact sections 11-28.3-03, 11-28.3-04, 11-28.3-09, 57-15-50, 57-15-51, and 57-15-51.1 of the North Dakota Century Code, relating to increasing the city, county, township, and rural ambulance service district mill levies allowed for ambulance services and providing for a dedicated ambulance sinking fund for replacement of equipment and ambulances.

To Senate, 429
First reading, 443
Referred to Committee on Political Subdivisions
Reported back, do pass, 770
Second reading, 941
Passed, 941
Returned to House, 1012
Received from House, 1090
Signed by President, 1090
Returned to House, 1094

House Bill No. 1376

House Bill No. 1376. — A Bill for an Act to authorize the state board of higher education to issue revenue bonds for the construction of student housing at North Dakota state university of agriculture and applied science; to provide an appropriation; and to declare an emergency.

To Senate, 479
First reading, 492
Referred to Committee on Appropriations
Reported back, do pass, 771
Second reading, 941
Passed, 942
Emergency carried, 942
Returned to House, 1012
Received from House, 1090
Signed by President, 1090
Returned to House, 1094

House Bill No. 1377

House Bill No. 1377. — A Bill for an Act to amend and reenact section 15-39.1-28 of the North Dakota Century Code, relating to the mill levy for teachers' retirement.

To Senate, 789
First reading, 810
Referred to Committee on Education
Reported back, amended, 1220
Amendments adopted, 1245
Second reading, 1287
Passed, 1287
Returned to House, amended, 1341

House concurs, 1459
Received from House, 1540
Signed by President, 1541
Returned to House, 1542

House Bill No. 1378

House Bill No. 1378. — A Bill for an Act to amend and reenact subsection 13 of section 15-10-17 of the North Dakota Century Code, relating to a retirement program for employees of institutions of higher education as an alternative to chapter 15-39.1.

To Senate, 502
First reading, 515
Referred to Committee on Education
Reported back, do pass, 1331
Second reading, 1356
Passed, 1356
Returned to House, 1455
Received from House, 1540
Signed by President, 1541
Returned to House, 1542

House Bill No. 1379

House Bill No. 1379. — A Bill for an Act to amend and reenact section 13-03.1-03 and subsection 1 of section 13-03.1-15 of the North Dakota Century Code, relating to the maximum loan ceiling.

To Senate, 502
First reading, 515
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 1181
Second reading, 1213
Passed, 1214
Returned to House, 1274
Received from House, 1342
Signed by President, 1342
Returned to House, 1343

House Bill No. 1380

House Bill No. 1380. — A Bill for an Act requiring full, adequate, and timely notice of the meetings of all public bodies.

To Senate, 789
First reading, 810
Referred to Committee on State and Federal Government
Reported back, amended, 1220
Amendments adopted, 1245
Second reading, 1287
Passed, 1288
Returned to House, amended, 1341
House concurs, 1459
Received from House, 1540
Signed by President, 1541
Returned to House, 1542

House Bill No. 1381

House Bill No. 1381. — A Bill for an Act to provide that alcoholic beverage consumption in state parks and campgrounds may be restricted; and providing a penalty.

To Senate, 789
 First reading, 810
 Referred to Committee on Natural Resources
 Reported back, do pass, 1110
 Second reading, 1140
 Passed, 1140
 Returned to House, 1204
 Received from House, 1302
 Signed by President, 1303
 Returned to House, 1303

House Bill No. 1384

House Bill No. 1384. — A Bill for an Act to provide for the creation of an agriculturally derived alcohol motor vehicle fuel tax fund, for its administration by the agricultural products utilization commission to further the production and marketing of agriculturally derived alcohol-blended motor vehicle fuels; to amend and reenact sections 57-50-01, 57-50-03.1, 57-50-05, and 57-54-08 of the North Dakota Century Code, relating to refunding the motor vehicle fuel tax and to the amount of the motor vehicle fuel tax on fuel with an agriculturally derived alcohol blend; and to provide an appropriation.

To Senate, 935
 First reading, 994
 Referred to Committee on Agriculture
 Reported back, do pass, 1449
 Amended, 1293
 Re-referred to Appropriations, 1314
 Amendments adopted, 1314
 Second reading, 1711
 Clincher motion, 1712
 Passed, 1711
 Returned to House, 1768, 1894 amended, 1894
 Returned to Senate, 1872
 House concurs, 1900
 Senate requests return, 1872
 Received from House, 1852, 1976
 Signed by President, 1864, 1976
 Returned to House, 1865, 1976

House Bill No. 1385

House Bill No. 1385. — A Bill for an Act to provide a state matching program for county and city senior citizen programs and activities; to amend and reenact section 57-02-08.1 of the North Dakota Century Code, relating to property tax credits for persons sixty-five years of age or older with limited income; providing an appropriation; and providing for an effective date.

To Senate, 963
First reading, 994
Referred to Committee on Finance and Taxation
Reported back, do pass, 1331, 1449
Floor amendments, 1712
Re-referred to Appropriations, 1331
Amendments adopted, 1713
Second reading, 1715
Clincher motion, 1715
Passed, 1715
Returned to House, amended, 1763
House concurs, 1962
Received from House, 1978
Signed by President, 1978
Returned to House, 1979

House Bill No. 1388

House Bill No. 1388. — A Bill for an Act to create and enact a new section to chapter 51-13 of the North Dakota Century Code, relating to applicability; and to amend and reenact section 51-13-03 of the North Dakota Century Code, relating to the credit service charge allowed on retail installment sales.

To Senate, 689
First reading, 756
Referred to Committee on Industry, Business and Labor
Reported back, amended, 1181
Amendments adopted, 1206
Second reading, 1249
Passed, 1249
Returned to House, amended, 1311
House concurs, 1415
Received from House, 1517
Signed by President, 1517
Returned to House, 1517

House Bill No. 1389

House Bill No. 1389. — A Bill for an Act to amend and reenact subsection 4 of section 23-06.1-04 of the North Dakota Century Code, relating to the manner of executing anatomical gifts.

To Senate, 553
First reading, 569
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, do pass, 921
Floor amendments, 999
Re-referred to Committee on Agriculture, 636
Amendments adopted, 1000
Second reading, 1000
Passed, 1000
Returned to House, amended, 1040

House concurs, 1097
Received from House, 1196
Signed by President, 1197
Returned to House, 1197

House Bill No. 1391

House Bill No. 1391. — A Bill for an Act to amend and reenact section 61-06-22 of the North Dakota Century Code, relating to the compensation for board members of irrigation districts.

To Senate, 689
First reading, 756
Referred to Committee on Agriculture
Reported back, amended, 986
Amendments adopted, 1013
Second reading, 1049
Passed, 1049
Returned to House, amended, 1095
House concurs, 1199
Received from House, 1264
Signed by President, 1268
Returned to House, 1269

House Bill No. 1393

House Bill No. 1393. — A Bill for an Act to amend and reenact section 61-01-23 of the North Dakota Century Code, relating to the removal of obstructions in the channel of a nonnavigable stream.

To Senate, 689
First reading, 756
Referred to Committee on Agriculture
Reported back, do pass, 986
Second reading, 1023
Passed, 1023
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1394

House Bill No. 1394. — A Bill for an Act to create and enact a new subsection to section 41-08-36, and a new section to chapter 10-18.1 of the North Dakota Century Code, relating to the holding and transferring of securities deposited with clearing corporations.

To Senate, 525
First reading, 545
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 1056
Second reading, 1087
Passed, 1087

Returned to House, 1129
Received from House, 1238
Signed by President, 1239
Returned to House, 1239

House Bill No. 1395

House Bill No. 1395. — A Bill for an Act to create and enact two new sections to chapter 23-29 of the North Dakota Century Code, limiting the location of solid waste management facilities over aquifers; providing an effective date; and declaring an emergency.

To Senate, 824
First reading, 852
Referred to Committee on Natural Resources
Reported back, indefinitely postponed, 1110
Second reading, 1140
Passed, 1141
Returned to House, indefinitely postponed, 1205

House Bill No. 1397

House Bill No. 1397. — A Bill for an Act to amend and reenact subsection 24 of section 57-39.2-04 of the North Dakota Century Code, relating to sales tax exemptions for all sales to hospitals licensed by the state health department.

To Senate, 689
First reading, 576
Referred to Committee on Finance and Taxation
Reported back, amended, 1331
Amendments adopted, 1348
Second reading, 1490
Clincher motion, 1490
Passed, 1490
Returned to House, amended, 1546
House concurs, 1646
Received from House, 1699
Signed by President, 1699
Returned to House, 1700

House Bill No. 1398

House Bill No. 1398. — A Bill for an Act to provide for the licensing of electrologists and electronic hair removal technicians, relating to the definitions of terms relating to electrology, qualifications and examinations of electrologists and electronic hair removal technicians, and the special licensing of electrologists and electronic hair removal technicians by the state health council.

To Senate, 479
First reading, 492
Referred to Committee on Industry, Business and Labor
Reported back, amended, 1221

Re-referred to Education, 681
Amendments adopted, 1245
Second reading, 1288
Passed, 1288
Returned to House, amended, 1341
House concurs, 1459
Received from House, 1540
Signed by President, 1541
Returned to House, 1542

House Bill No. 1399

House Bill No. 1399. — 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, 611
First reading, 618
Referred to Committee on Judiciary
Reported back, do pass, 1404
Second reading, 1716
Clincher motion, 1716
Passed, 1716
Returned to House, 1768
Received from House, 1852
Signed by President, 1864
Returned to House, 1865

House Bill No. 1400

House Bill No. 1400. — A Bill for an Act to amend and reenact subsection 1 of section 51-18-01 of the North Dakota Century Code, relating to definitions, regulation of home solicitation sales; to amend and reenact section 51-18-02 of the North Dakota Century Code, relating to cancellation period, method of cancellation and intent, regulation of home solicitation sales; to amend and reenact section 51-18-03 of the North Dakota Century Code, relating to referral sales, rebate or discount violations, regulation of home solicitation sales; to amend and reenact section 51-18-04 of the North Dakota Century Code, relating to agreement requirement, regulation of home solicitation sales; to amend and reenact section 51-18-05 of the North Dakota Century Code, relating to evidence of indebtedness, regulation of home solicitation sales; to amend and reenact subsection 1 of section 51-18-06 of the North Dakota Century Code, relating to time limitation, regulation of home solicitation; to amend and reenact section 51-18-07 of the North Dakota Century Code, relating to buyer responsibility, services, regulation of home solicitation sales.

To Senate, 789
First reading, 810
Referred to Committee on Judiciary
Reported back, amended, 1182
Amendments adopted, 1206
Second reading, 1249

Passed, 1250
Returned to House, amended, 1311
House concurs, 1415
Received from House, 1540
Signed by President, 1541
Returned to House, 1542

House Bill No. 1402

House Bill No. 1402. — A Bill for an Act to amend and reenact subsection 3 of section 12 of House Bill No. 1257, as approved by the forty-sixth legislative assembly, relating to the allocation of revenues from the coal severance tax to counties.

To Senate, 893
First reading, 924
Referred to Committee on Finance and Taxation
Reported back, amended, 1404
Amendments adopted, 1427
Second reading, 1491
Clincher motion, 1491
Passed, 1491
Returned to House, amended, 1546
Conference Committee, 1546
Conference Committee Report, 1911
Senate adopts, 1911
House adopts, 1867
House does not concur, 1599
Received from House, 1974
Signed by President, 1974
Returned to House, 1975

House Bill No. 1404

House Bill No. 1404. — A Bill for an Act to authorize the state board of higher education to deed property owned by the state of North Dakota for the use and benefit of the university of North Dakota to the United States; and declaring an emergency.

To Senate, 926
First reading, 959
Referred to Committee on State & Federal Government
Reported back, do pass, 1407
Second reading, 1629
Clincher motion, 1629
Passed, 1629
Returned to House, 1654
Received from House, 1761
Signed by President, 1761
Returned to House, 1762

House Bill No. 1405

House Bill No. 1405. — A Bill for an Act to authorize the state board of higher education to exchange lands.

To Senate, 926
First reading, 959
Referred to Committee on State & Federal Government
Reported back, amended, 1407
Amendments adopted, 1427
Second reading, 1629
Clincher motion, 1629
Passed, 1629
Returned to House, amended, 1654
House concurs, 1802
Received from House, 1852
Signed by President, 1864
Returned to House, 1865

House Bill No. 1407

House Bill No. 1407. — A Bill for an Act to amend and reenact sections 4-10.2-03 and 4-10.3-03 of the North Dakota Century Code, allowing the commissioner of agriculture or a designated county agent, in cooperation with the cooperative extension service, to conduct an election for the North Dakota sunflower council or the North Dakota edible bean council and to allow for the elections to be conducted within seventy-five days prior to April first; and declaring an emergency.

To Senate, 824
First reading, 852
Referred to Committee on Agriculture
Reported back, do pass, 1110
Second reading, 1141
Passed, 1141
Emergency carried, 1141
Returned to House, 1204
Received from House, 1302
Signed by President, 1303
Returned to House, 1303

House Bill No. 1408

House Bill No. 1408. — A Bill for an Act to create and enact a new section to chapter 26-07 of the North Dakota Century Code, relating to requirements for termination of fire or casualty insurance agency contracts.

To Senate, 502
First reading, 515
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 1056
Second reading, 1087
Passed, 1088
Returned to House, 1129
Received from House, 1238
Signed by President, 1239
Returned to House, 1239

House Bill No. 1409

House Bill No. 1409. — A Bill for an Act to amend and reenact sections 40-55-06 and 40-55-07 of the North Dakota Century Code, relating to rural representation on recreation boards.

To Senate, 553
 First reading, 569
 Referred to Committee on Political Subdivisions
 Reported back, amended, 1150
 Amendments adopted, 1173
 Second reading, 1214, 1798
 Passed, 1214, 1798
 Returned to House, amended, 1274
 Conference Committee, 1389
 Conference Committee Report, 1756
 Senate adopts, 1797
 House adopts, 1656
 House does not concur, 1311
 Received from House, 1972
 Signed by President, 1972
 Returned to House, 1972

House Bill No. 1410

House Bill No. 1410. — A Bill for an Act to amend and reenact section 15-34.1-03 of the North Dakota Century Code, relating to exceptions to the compulsory attendance law and providing an exception for pupils attending certain private schools.

To Senate, 935
 First reading, 994
 Referred to Committee on Education
 Reported back, indefinitely postponed, 1182
 Second reading, 1232
 Lost, 1232
 Returned to House, indefinitely postponed, 1275

House Bill No. 1412

House Bill No. 1412. — A Bill for an Act to amend and reenact section 27-07-40 of the North Dakota Century Code, relating to the fees for filing estate and guardianship petitions.

To Senate, 502
 First reading, 515
 Referred to Committee on Judiciary
 Reported back, amended, 1151
 Amendments adopted, 1174
 Second reading, 1232
 Passed, 1232
 Returned to House, amended, 1274
 House concurs, 1348
 Received from House, 1456
 Signed by President, 1456
 Returned to House, 1457

House Bill No. 1413

House Bill No. 1413. — A Bill for an Act directing the office of the budget to control appropriations for salaries and wages.

To Senate, 962
First reading, 994
Referred to Committee on State & Federal Government
Reported back, indefinitely postponed, 1375
Floor amendments, lost, 1716
Second reading, 1716
Lost, 1716
Returned to House, indefinitely postponed, 1768

House Bill No. 1414

House Bill No. 1414. — A Bill for an Act to amend and reenact section 57-55-03 of the North Dakota Century Code, relating to interest due on delinquent mobile home tax; and to amend and reenact section 57-55-11 of the North Dakota Century Code, relating to the collection of the mobile home tax.

To Senate, 824
First reading, 852
Referred to Committee on Finance & Taxation
Reported back, amended, 1056
Amendments adopted, 1068
Second reading, 1117
Passed, 1117
Returned to House, amended, 1171
House concurs, 1268
Received from House, 1309
Signed by President, 1312
Returned to House, 1312

House Bill No. 1415

House Bill No. 1415. — A Bill for an Act to amend and reenact subsection 6 of section 39-04-19 of the North Dakota Century Code, relating to custom combine registration.

To Senate, 758
First reading, 779
Referred to Committee on Transportation
Reported back, do pass, 1079
Second reading, 1117
Passed, 1118
Returned to House, 1171
Received from House, 1264
Signed by President, 1268
Returned to House, 1269

House Bill No. 1416

House Bill No. 1416. — A Bill for an Act to create and enact a new section to chapter 15-39.2 of the North Dakota Century Code, relating to the election of beneficiaries of certain deceased college teachers, and declaring an emergency.

To Senate, 479
 First reading, 493
 Referred to Committee on Education
 Reported back, do pass, 888
 Second reading, 942
 Passed, 942
 Emergency carried, 942
 Returned to House, 1012
 Received from House, 1090
 Signed by President, 1090
 Returned to House, 1094

House Bill No. 1419

House Bill No. 1419. — A Bill for an Act to amend and reenact section 39-16-05 and subsection 2 of section 39-16.1-11 of the North Dakota Century Code, relating to the minimum liability limits in automobile insurance policies under the financial responsibility laws.

To Senate, 525
 First reading, 546
 Referred to Committee on Industry, Business, & Labor
 Reported back, amended, 1057
 Amendments adopted, 1068
 Second reading, 1118
 Passed, 1118
 Returned to House, amended, 1171
 House concurs, 1268
 Received from House, 1309
 Signed by President, 1312
 Returned to House, 1312

House Bill No. 1421

House Bill No. 1421. — A Bill for an Act to amend and reenact subsection 21 of section 26-41-03 and sections 26-41-09 and 27-41-10 of the North Dakota Century Code, relating to the definition of work loss under the Auto Accident Reparations Act and the payment of basic and optional excess no-fault benefits.

To Senate, 611
 First reading, 618
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 1152
 Second reading, 1232
 Lost, 1233
 Returned to House, indefinitely postponed, 1275

House Bill No. 1422

House Bill No. 1422. — A Bill for an Act to amend and reenact sections 43-10-05, 43-10-13, 43-10-14, 43-10-15, and 43-10-22 of the North Dakota Century Code, relating to the power of the board of embalmers to establish license fees, the fees for embalmer licenses issued after examination and without examination, license renewal fees, and license and renewal fees for funeral establishments.

To Senate, 502

First reading, 516

Referred to Committee on Industry, Business, & Labor

Reported back, do pass, 1031

Re-referred to Education, 681

Second reading, 1044

Passed, 1045

Returned to House, 1095

Received from House, 1196

Signed by President, 1197

Returned to House, 1197

House Bill No. 1423

House Bill No. 1423. — A Bill for an Act to create and enact a new section to chapter 51-07 of the North Dakota Century Code, relating to liability of manufacturers to retailers for performing warranty services on certain items.

To Senate, 450

First reading, 468

Referred to Committee on Industry, Business, & Labor

Reported back, indefinitely postponed, 987

Second reading, 1049

Lost, 1050

Returned to House, indefinitely postponed, 1095

House Bill No. 1424

House Bill No. 1424. — A Bill for an Act to amend and reenact subsection 4 of section 57-01-05 of the North Dakota Century Code, relating to the duty of the state supervisor of assessments to make the sales ratio study; and to repeal sections 57-01-06, 57-01-06.1, and 57-01-07 of the North Dakota Century Code, relating to the sales ratio study.

To Senate, 854

First reading, 891

Referred to Committee on Finance & Taxation

Reported back, indefinitely postponed, 1449

Second reading, 1961

Lost, 1961

Returned to House, indefinitely postponed, 1961

House Bill No. 1426

House Bill No. 1426. — A Bill for an Act to amend and reenact section 7-02-14 of the North Dakota Century Code, relating to extending powers granted federally chartered savings and loan associations to state-chartered savings and loan associations.

To Senate, 479
First reading, 493
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 1031
Second reading, 1044
Passed, 1045
Returned to House, 1094
Received from House, 1196
Signed by President, 1197
Returned to House, 1197

House Bill No. 1430

House Bill No. 1430. — A Bill for an Act to create and enact a new subsection to section 57-40.3-04 of the North Dakota Century Code, relating to an exemption from the motor vehicle excise tax for assembled motor vehicles.

To Senate, 925
First reading, 959
Referred to Committee on Transportation
Reported back, do pass, 1295
Second reading, 1317
Passed, 1317
Returned to House, 1388
Received from House, 1517
Signed by President, 1517
Returned to House, 1517

House Bill No. 1431

House Bill No. 1431. — A Bill for an Act to amend and reenact section 26-24-13 of the North Dakota Century Code, relating to additional premium assessments for the state fire and tornado fund and the reporting of premiums and losses pertaining to the state fire and tornado fund.

To Senate, 525
First reading, 546
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 1152
Second reading, 1190
Passed, 1190
Returned to House, 1269
Received from House, 1309
Signed by President, 1312
Returned to House, 1312

House Bill No. 1432

House Bill No. 1432. — A Bill for an Act to repeal sections 54-03-20.2 and 54-03-20.3 of the North Dakota Century Code, relating to the creation, membership, and powers and duties of the legislative compensation commission.

To Senate, 502
 First reading, 516
 Referred to Committee on State & Federal Government
 Reported back, do pass, 888
 Second reading, 942
 Passed, 942
 Returned to House, 1012
 Received from House, 1090
 Signed by President, 1090
 Returned to House, 1094

House Bill No. 1433

House Bill No. 1433. — A Bill for an Act to amend and reenact subsection 3 of section 14-15-13 of the North Dakota Century Code, relating to the time at which an interlocutory decree of adoption may become a final decree.

To Senate, 502
 First reading, 516
 Referred to Committee on Judiciary
 Reported back, do pass, 1152
 Second reading, 1190
 Passed, 1191
 Returned to House, 1269
 Received from House, 1309
 Signed by President, 1312
 Returned to House, 1312

House Bill No. 1434

House Bill No. 1434. — A Bill for an Act to amend and reenact section 24-05-01 of the North Dakota Century Code, relating to the amount of the county road tax.

To Senate, 789
 First reading, 810
 Referred to Committee on Finance & Taxation
 Reported back, do pass, 1031
 Second reading, 1050
 Passed, 1050
 Returned to House, 1095
 Received from House, 1196
 Signed by President, 1197
 Returned to House, 1197

House Bill No. 1437

House Bill No. 1437. — A Bill for an Act to establish the North Dakota cultural endowment fund under the jurisdiction of the council on the arts; and declaring an emergency.

To Senate, 502
First reading, 516
Referred to Committee on State & Federal Government
Reported back, amended, 1032
Amendments adopted, 1043
Second reading, 1088
Passed, 1088
Emergency carried, 1088
Returned to House, amended, 1129
House concurs, 1238
Received from House, 1303
Signed by President, 1303
Returned to House, 1303

House Bill No. 1438

House Bill No. 1438. — A Bill for an Act to create and enact a new section to chapter 39-03 of the North Dakota Century Code, and to amend and reenact sections 39-03-04, 39-03A-07, 39-03A-09 and 39-06-13 of the North Dakota Century Code, relating to the classification of truck regulatory employees, the appointment of highway patrolmen, the highway patrol retirement plans and driver testing.

To Senate, 962
First reading, 994
Referred to Committee on State & Federal Government
Reported back, do pass, 1182
Floor amendments, 1811
Amendments adopted, 1811
Second reading, 1620, 1812, 1958
Passed, 1621, 1812
Lost, 1959
Returned to House, indefinitely postponed, 1814, 1961
Conference Committee, 1828, 1932
Conference Committee Report, 1958
Senate adopts, 1958
House adopts, 1937
House does not adopt, 1931
House does not concur, 1819

House Bill No. 1441

House Bill No. 1441. — A Bill for an Act to amend and reenact sections 27-02-02 and 27-05-03 of the North Dakota Century Code, relating to salaries of the judges of the supreme and district courts.

To Senate, 479
First reading, 493
Referred to Committee on Judiciary
Reported back, do pass, 1032

Second reading, 1050
Passed, 1050
Returned to House, 1095
Received from House, 1197
Signed by President, 1197
Returned to House, 1197

House Bill No. 1442

House Bill No. 1442. — A Bill for an Act to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to the definition of real property; and providing an effective date.

To Senate, 935
First reading, 994
Referred to Committee on Finance & Taxation
Reported back, do pass, 1152
Second reading, 1191
Passed, 1192
Returned to House, 1269
Received from House, 1309
Signed by President, 1312
Returned to House, 1312

House Bill No. 1444

House Bill No. 1444. — A Bill for an Act allowing nonreorganized school districts the option of charging a fee for bus transportation which they provide.

To Senate, 789
First reading, 810
Referred to Committee on Education
Reported back, do pass, 1058
Second reading, 1088
Passed, 1088
Returned to House, 1129
Received from House, 1238
Signed by President, 1239
Returned to House, 1239

House Bill No. 1445

House Bill No. 1445. — A Bill for an Act to create and enact two new sections to chapter 20.1-13 of the North Dakota Century Code, relating to possession and sale of outboard motors without serial numbers; and providing penalties.

To Senate, 553
First reading, 569
Referred to Committee on Natural Resources
Reported back, do pass, 921
Second reading, 1000
Passed, 1000

Returned to House, 1040
Received from House, 1095
Signed by President, 1124
Returned to House, 1125

House Bill No. 1446

House Bill No. 1446. — A Bill for an Act to amend and reenact section 12.1-21-01 of the North Dakota Century Code, relating to the crime of arson.

To Senate, 824
First reading, 852
Referred to Committee on Judiciary
Reported back, do pass, 1223
Second reading, 1250
Passed, 1250
Returned to House, 1311
Received from House, 1413
Signed by President, 1414
Returned to House, 1414

House Bill No. 1447

House Bill No. 1447. — A Bill for an Act to repeal sections 6-09-16 and 6-09-17 of the North Dakota Century Code, relating to funds transferred to state departments, how credited by state treasurer, and to department of accounts and purchases issuance of warrants against transferred funds.

To Senate, 789
First reading, 810
Referred to Committee on State & Federal Government
Reported back, do pass, 1376
Second reading, 1717
Clincher motion, 1717
Passed, 1717
Returned to House, 1768
Received from House, 1852
Signed by President, 1864
Returned to House, 1864

House Bill No. 1448

House Bill No. 1448. — A Bill for an Act to create and enact a new subsection to section 32-15-22 of the North Dakota Century Code, allowing a jury, court, or referee to award special or consequential damages in condemnation cases.

To Senate, 581
First reading, 596
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 954
Re-referred to Natural Resources, 682
Second reading, 1000
Lost, 1001
Returned to House, 1040

House Bill No. 1449

House Bill No. 1449. — A Bill for an Act to amend and reenact sections 39-06.1-06 and 39-06.1-09 of the North Dakota Century Code, relating to a graduated system of fines and points assessed against drivers' licenses for violation of the speed limit, and to the definition of moving violation, and removing certain violations related to motorcycles from that definition.

To Senate, 553
 First reading, 569
 Referred to Committee on Transportation
 Reported back, do pass, 921
 Re-referred Committee on Agriculture, 636, Transportation, 777
 Second reading, 1001
 Passed, 1001
 Returned to House, 1040
 Received from House, 1095
 Signed by President, 1124
 Returned to House, 1125

House Bill No. 1450

House Bill No. 1450. — A Bill for an Act to create and enact a new section to chapter 12.1-20 of the North Dakota Century Code, relating to indecent exposure; and to amend and reenact section 12.1-20-05 of the North Dakota Century Code, relating to the corruption or solicitation of minors.

To Senate, 854
 First reading, 891
 Referred to Committee on Judiciary
 Reported back, amended, 1223
 Amendments adopted, 1245
 Second reading, 1288
 Passed, 1288
 Returned to House, amended, 1341
 House concurs, 1459
 Received from House, 1540
 Signed by President, 1541
 Returned to House, 1542

House Bill No. 1451

House Bill No. 1451. — A Bill for an Act to amend and reenact section 20.1-01-11 of the North Dakota Century Code, relating to hunting and harassing game from aircraft, snowmobiles and motor vehicles.

To Senate, 611
 First reading, 618
 Referred to Committee on Natural Resources
 Reported back, do pass, 922
 Second reading, 1001
 Passed, 1001

Returned to House, 1040
Received from House, 1095
Signed by President, 1124
Returned to House, 1125

House Bill No. 1452

House Bill No. 1452. — A Bill for an Act to amend and reenact subsection 3 of section 1 and section 6 of chapter 59 of the 1977 Session Laws of North Dakota, relating to the purpose and use of assessments by the beef commission and effective date of the Act.

To Senate, 581
First reading, 596
Referred to Committee on Agriculture
Reported back, do pass, 805
Second reading, 942
Passed, 943
Returned to House, 1012
Received from House, 1090
Signed by President, 1090
Returned to House, 1094

House Bill No. 1456

House Bill No. 1456. — A Bill for an Act to prohibit discrimination in the choice of optometric services.

To Senate, 824
First reading, 853
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 987
Second reading, 1023
Passed, 1024
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1457

House Bill No. 1457. — A Bill for an Act to repeal Chapter 51-11 of the North Dakota Century Code, relating to fair trade.

To Senate, 479
First reading, 493
Referred to Committee on Industry, Business, & Labor
Reported back, do pass, 1183
Second reading, 1208
Passed, 1208
Returned to House, 1274
Received from House, 1342
Signed by President, 1342
Returned to House, 1343

House Bill No. 1458

House Bill No. 1458. — A Bill for an Act to amend and reenact subsection 45 of section 39-01-01, sections 39-16-05, 39-16.1-02, 39-16.1-05, and subsection 2 of section 39-16.1-11 of the North Dakota Century Code, relating to the level of motor vehicle liability coverage necessary to fulfill the requirements of the definition “proof of financial responsibility”, the amount of motor vehicle liability coverage required to avoid suspension of operator’s license, the level of motor vehicle liability coverage necessary to fulfill the requirements of the definition “proof of financial responsibility”, the satisfaction of judgments arising out of motor vehicle accidents, and the amount of coverage specified in motor vehicle liability insurance policies.

To Senate, 789
 First reading, 810
 Referred to Committee on Transportation
 Reported back, amended, 1111
 Amendments adopted, 1131
 Returned to House, amended, 1269
 House concurs, 1311
 Received from House, 1413
 Signed by President, 1414
 Returned to House, 1414

House Bill No. 1459

House Bill No. 1459. — A Bill for an Act to create and enact section 43-19.1-33 of the North Dakota Century Code, relating to the indemnification of members of the Board of Registration for Professional Engineers and Land Surveyors.

To Senate, 581
 First reading, 596
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 1079
 Re-referred Committee on Agriculture, 636
 Second reading, 1118
 Lost, 1118
 Returned to House, indefinitely postponed, 1171

House Bill No. 1460

House Bill No. 1460. — A Bill for an Act to amend and reenact section 27-06-02 and subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to salary and expenses of court reporters and juvenile supervisors.

To Senate, 758
 First reading, 779
 Referred to Committee on Judiciary
 Reported back, do pass, 987
 Second reading, 1024
 Passed, 1025

Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1461

House Bill No. 1461. — A Bill for an Act to create and enact a new section to chapter 49-22 of the North Dakota Century Code, relating to payment terms of easements for electric transmission facilities.

To Senate, 758
First reading, 779
Referred to Committee on Industry, Business, & Labor
Reported back, amended, 1223
Amendments adopted, 1245
Second reading, 1319
Passed, 1320
Returned to House, amended, 1388
House concurs, 1509
Received from House, 1540
Signed by President, 1541
Returned to House, 1542

House Bill No. 1462

House Bill No. 1462. — A Bill for an Act to amend and reenact sections 27-08.1-03 and 27-08.1-06 of the North Dakota Century Code, relating to informal hearings before the small claims court and the examination of judgment debtors, and execution of judgments.

To Senate, 642
First reading, 648
Referred to Committee on Judiciary
Reported back, do pass, 1183
Second reading, 1233
Passed, 1233
Returned to House, 1274
Received from House, 1342
Signed by President, 1343
Returned to House, 1343

House Bill No. 1463

House Bill No. 1463. — A Bill for an Act to provide landowners adjoining abandoned railroad right-of-way options to acquire the right of way, and to regulate the acquisition of abandoned railroad right of way for wildlife programs or projects.

To Senate, 553
First reading, 569
Referred to Committee on Transportation
Reported back, do pass, 922
Re-referred to Committee on Agriculture, 636
Second reading, 1002

Passed, 1002
Returned to House, 1040
Received from House, 1095
Signed by President, 1124
Returned to House, 1125

House Bill No. 1464

House Bill No. 1464. — A Bill for an Act to amend and reenact section 6-03-05.1 of the North Dakota Century Code, relating to advancement of funds to protect liens and providing for subordination of such advancements with respect to certain mortgages, liens, and judgments.

To Senate, 689
First reading, 756
Referred to Committee on Judiciary
Reported back, do pass, 1153
Second reading, 1192
Passed, 1192
Returned to House, 1269
Received from House, 1309
Signed by President, 1312
Returned to House, 1312

House Bill No. 1465

House Bill No. 1465. — A Bill for an Act to create and enact a new section to chapter 57-02 of the North Dakota Century Code, relating to the determination of true and full value for agricultural property.

To Senate, 893
First reading, 924
Referred to Committee on Finance & Taxation
Reported back, indefinitely postponed, 1407
Second reading, 1717
Lost, 1718
Returned to House, indefinitely postponed, 1768

House Bill No. 1466

House Bill No. 1466. — A Bill for an Act to amend and reenact subsection 1 of section 30.1-23-01 of the North Dakota Century Code, relating to the value of estates that may be collected as personal property by affidavit.

To Senate, 789
First reading, 811
Referred to Committee on Finance & Taxation
Reported back, do pass, 987
Second reading, 1013
Passed, 1014
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1468

House Bill No. 1468. — A Bill for an Act to amend and reenact section 54-03-20 and subsection 1 of section 54-35-10 of the North Dakota Century Code, relating to the living allowance received by legislators during the legislative session and the compensation of members of the legislative council and its committees for attending sessions of the legislative council or its committees.

To Senate, 553
 First reading, 569
 Referred to Committee on State & Federal Government
 Reported back, do pass, 851
 Without recommendation, 1079
 Re-referred to Appropriations, 851
 Second reading, 1118
 Passed, 1119
 Returned to House, 1171
 Received from House, 1264
 Signed by President, 1268
 Returned to House, 1269

House Bill No. 1469

House Bill No. 1469. — A Bill for an Act to create and enact a new chapter to title 39 of the North Dakota Century Code, relating to regulations of motorized bicycles; to create a new section to chapter 39-06 of the North Dakota Century Code, relating to operator's license requirements for operation of motorized bicycles; to amend and reenact section 39-22-03 of the North Dakota Century Code, relating to motorcycle and motorized bicycle dealers; providing a penalty; and declaring an emergency.

To Senate, 824
 First reading, 853
 Referred to Committee on Transportation
 Reported back, indefinitely postponed, 1261
 Second reading, 1289
 Lost, 1289
 Returned to House, indefinitely postponed, 1342

House Bill No. 1470

House Bill No. 1470. — A Bill for an Act to amend and reenact section 39-18-08 of the North Dakota Century Code, relating to the sale of mobile homes by real estate brokers.

To Senate, 643
 First reading, 648
 Referred to Committee on Industry, Business, & Labor
 Reported back, do pass, 889
 Second reading, 943
 Passed, 943

Returned to House, 1012
 Received from House, 1090
 Signed by President, 1090
 Returned to House, 1094

House Bill No. 1471

House Bill No. 1471. — A Bill for an Act to provide for political party organization; and to repeal sections 16-17-01, 16-17-02, 16-17-03, 16-17-04, 16-17-05, 16-17-05.1, 16-17-06, 16-17-07, 16-17-08, 16-17-09, 16-17-10, 16-17-10.1, 16-17-11, 16-17-12, 16-17-13, 16-17-14, 16-17-15, 16-17-16, 16-17-17, 16-17-18, 16-17-18.2, 16-17-19, and 16-17-20 of the North Dakota Century Code, relating to party committee organization.

To Senate, 553
 First reading, 570
 Referred to Committee on Judiciary
 Reported back, amended, 1153, 1224
 Floor amendments, 1290
 Re-referred to Judiciary, 1173
 Amendments adopted, 1245, 1290
 Second reading, 1290
 Passed, 1291
 Returned to House, amended, 1342
 House concurs, 1509
 Received from House, 1541
 Signed by President, 1541
 Returned to House, 1542

House Bill No. 1473

House Bill No. 1473. — A Bill for an Act to create and enact a new section to chapter 10-15 of the North Dakota Century Code, relating to unclaimed distributions, redemptions, or payments of domestic cooperatives.

To Senate, 689
 First reading, 756
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 1183
 Second reading, 1233
 Passed, 1233
 Returned to House, 1274
 Received from House, 1342
 Signed by President, 1343
 Returned to House, 1343

House Bill No. 1474

House Bill No. 1474. — A Bill for an Act to repeal section 11-11-32 of

the North Dakota Century Code, relating to the employment of architects by the board of county commissioners.

To Senate, 525
 First reading, 546
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 922
 Second reading, 1002
 Passed, 1002
 Returned to House, 1040
 Received from House, 1095
 Signed by President, 1124
 Returned to House, 1125

House Bill No. 1475

House Bill No. 1475. — A Bill for an Act to provide for income tax credits and deductions as incentives for landowners to sell or lease land to beginning farmers; and to provide an effective date.

To Senate, 926
 First reading, 959
 Referred to Committee on Finance and Taxation
 Reported back, amended, 1332
 Amendments adopted, 1348
 Second reading, 1469
 Clincher motion 1469
 Passed, 1469
 Returned to House, amended, 1546
 House concurs, 1647
 Received from House, 1707
 Signed by President, 1708
 Returned to House, 1708

House Bill No. 1476

House Bill No. 1476. — A Bill for an Act to amend and reenact subsection 2 of section 11-10.1-05 of the North Dakota Century Code, providing that the county director of tax equalization succeed city assessors only in cities with populations of under five thousand that choose not to have their own assessor.

To Senate, 611
 First reading, 618
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 1154
 Second reading, 1192
 Passed, 1192
 Returned to House, 1269
 Received from House, 1309
 Signed by President, 1312
 Returned to House, 1312

House Bill No. 1477

House Bill No. 1477. — A Bill for an Act to create and enact a new section to chapter 43-03 of the North Dakota Century Code, relating to architects.

To Senate, 643
First reading, 648
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 1183
Second reading, 1234
Passed, 1234
Returned to House, 1274
Received from House, 1342
Signed by President, 1343
Returned to House, 1343

House Bill No. 1479

House Bill No. 1479. — A Bill for an Act to create and enact section 61-16-34.1 of the North Dakota Century Code, relating to the terms and conditions for refunding special assessment warrants of water management districts.

To Senate, 526
First reading, 546
Referred to Committee on Political Subdivisions
Reported back, amended, 805, 1112
Re-referred to Political Subdivisions, 966
Amendments adopted, 827, 1131
Second reading, 943, 1193
Passed, 944, 1193
Reconsidered, 966
Returned to House, amended, 1270
House concurs, 1349
Received from House, 1456
Signed by President, 1456
Returned to House, 1457

House Bill No. 1481

House Bill No. 1481. — A Bill for an Act to amend and reenact section 26-24-22 of the North Dakota Century Code, relating to the minimum specifications for reinsurance with the state fire and tornado fund.

To Senate, 581
First reading, 596
Referred to Committee on Industry, Business and Labor
Reported back, amended, 1154
Amendments adopted, 1174
Second reading, 1234
Passed, 1234
Returned to House, amended, 1274
House concurs, 1348
Received from House, 1456
Signed by President, 1456
Returned to House, 1457

House Bill No. 1483

House Bill No. 1483. — A Bill for an Act to create and enact two new sections to chapter 47-16 of the North Dakota Century Code, providing for conditions under which a landlord may enter a tenant's apartment and abolishing landlord's liens and the common law action of distraint for rent; and to provide an effective date.

To Senate, 926

First reading, 959

Referred to Committee on Judiciary

Reported back, amended, 1295

Re-referred to Political Subdivisions, 1035

Amendments adopted, 1314

Second reading, 1356, 1959

Clincher motion, 1960

Passed, 1357

Lost, 1960

Returned to House, 1454, indefinitely postponed, 1960 amended, 1454

Conference Committee, 1520

Conference Committee Report, 1959

Senate adopts, 1959

House adopts, 1945

House does not concur 1509

House Bill No. 1485

House Bill No. 1485. — A Bill for an Act to create and enact a new subsection to Section 57-60-01 of the North Dakota Century Code, relating to the tax on coal conversion facilities in this state; to amend and reenact subsection 4 of Section 57-33.1-01 of the North Dakota Century Code, relating to the taxation of cooperative electrical generating plants and to amend and reenact Section 57-60-02 of the North Dakota Century Code relating to the tax on coal conversion facilities in this state.

To Senate, 935

First reading, 994

Referred to Committee on Finance and Taxation

Reported back, do pass, 1333

Second reading, 1357

Passed, 1357

Returned to House, 1455

Received from House, 1517

Signed by President, 1517

Returned to House, 1517

House Bill No. 1487

House Bill No. 1487. — A Bill for an Act to amend and reenact section 49-06-02 of the North Dakota Century Code, relating to value of property for ratemaking purposes.

To Senate, 611

First reading, 618

Referred to Committee on Industry, Business and Labor
Reported back, Majority do pass, 1184
Minority indefinitely postponed, 1184
Second reading, 1234
Passed, 1235
Returned to House, 1273
Received from House, 1342
Signed by President, 1343
Returned to House, 1343

House Bill No. 1489

House Bill No. 1489. — A Bill for an Act to provide for television booster stations to be created by petition and election in the counties, providing a two-mill tax levy for the establishment of a booster station, and providing for exemption for townships not served by the station.

To Senate, 925
First reading, 959
Referred to Committee on Political Subdivisions
Reported back, amended, 1261
Amendments adopted, 1279
Second reading, 1320, 1798
Passed, 1320, 1798
Returned to House, amended, 1388
Conference Committee, 1476
Conference Committee Report, 1757
Senate adopts, 1798
House adopts, 1711
House does not concur 1459
Received from House, 1936
Signed by President, 1937
Returned to House, 1938

House Bill No. 1491

House Bill No. 1491. — A Bill for an Act to amend and reenact sections 5-01-06 and 5-01-09 of the North Dakota Century Code, relating to recovery of damages resulting from intoxication and the unlawful delivery of alcoholic beverages to certain persons; and providing a penalty.

To Senate, 689
First reading, 756
Referred to Committee on Agriculture
Reported back, do pass, 1113
Second reading, 1141
Passed, 1142
Returned to House, 1205
Received from House, 1303
Signed by President, 1303
Returned to House, 1303

House Bill No. 1493

House Bill No. 1493. — A Bill for an Act to amend and reenact subsection 2 of section 61-02-14 and section 61-04-06.2 of the North Dakota Century Code, relating to water use fees.

To Senate, 611
 First reading, 618
 Referred to Committee on Natural Resources
 Reported back, amended, 1450
 Amendments adopted, 1464
 Second reading, 1527, 1911
 Clincher motion 1528
 Passed, 1528, 1912
 Returned to House, amended, 1600
 Conference Committee, 1638
 Conference Committee Report, 1889
 Senate adopts, 1911
 House adopts, 1810
 House does not concur, 1636
 Received from House, 1974
 Signed by President, 1974
 Returned to House, 1975

House Bill No. 1494

House Bill No. 1494. — A Bill for an Act to amend and reenact section 16-01-02 of the North Dakota Century Code, relating to the hours polls are required to be open on election days; or, in the alternative, to amend and reenact section 16.1-01-03 of the North Dakota Century Code as created by section 1 of House Bill No. 1138, as approved by the forty-sixth legislative assembly, relating to the hours polls are required to be open on election days.

To Senate, 502
 First reading, 516
 Referred to Committee on Judiciary
 Reported back, do pass, 1225
 Second reading, 1250
 Passed, 1251
 Returned to House, 1311
 Received from House, 1413
 Signed by President, 1414
 Returned to House, 1414

House Bill No. 1495

House Bill No. 1495. — A Bill for an Act to appropriate the remaining moneys in the flax utilization research fund to North Dakota state university for crop byproduct research, to hold all revenues received during the remainder of this biennium available for the purposes of this Act; to repeal chapter 4-28.1 of the North Dakota Century Code, relating to the flax utilization research tax; and declaring an emergency.

To Senate, 689
 First reading, 757
 Referred to Committee on Appropriations
 Reported back, do pass, 922
 Floor amendments, 1002
 Amendments adopted, 1003
 Second reading, 1003
 Passed, 1004
 Emergency carried, 1004
 Returned to House amended, 1040
 House concurs, 1097
 Received from House, 1197
 Signed by President, 1197
 Returned to House, 1197

House Bill No. 1496

House Bill No. 1496. — A Bill for an Act to create and enact a new subsection to section 54-52.1-01 of the North Dakota Century Code, relating to the definition of long-term medical disability benefits coverage; to amend and reenact sections 54-52.1-02 and 54-52.1-07 of the North Dakota Century Code, relating to the addition of an optional long-term medical benefits program to the state uniform group insurance program; and providing an appropriation.

To Senate, 962
 First reading, 995
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 1376
 Second reading, 1743
 Clincher motion, 1743
 Lost, 1743
 Returned to House, indefinitely postponed, 1768

House Bill No. 1497

House Bill No. 1497. — A Bill for an Act to amend and reenact section 39-06.1-03 of the North Dakota Century Code, relating to an administrative hearing for disposition of traffic offenses.

To Senate, 581
 First reading, 596
 Referred to Committee on Transportation
 Reported back, do pass, 805
 Re-referred to Committee on Agriculture, 636
 Second reading, 944
 Passed, 944
 Returned to House, 1012
 Received from House, 1090
 Signed by President, 1090
 Returned to House, 1094

House Bill No. 1500

House Bill No. 1500. — A Bill for an Act to create and enact a new section to chapter 18-01 of the North Dakota Century Code, relating to the disclosure of information by insurance companies to the state fire marshal.

To Senate, 643
 First reading, 648
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 1155
 Amendments adopted, 1174
 Second reading, 1235
 Passed, 1235
 Returned to House, amended, 1274
 House concurs, 1348
 Received from House, 1456
 Signed by President, 1456
 Returned to House, 1456

House Bill No. 1502

House Bill No. 1502. — A Bill for an Act to amend and reenact section 65-10-03 of the North Dakota Century Code, relating to cost of appeal, attorney's fees; and providing a statement of legislative intent.

To Senate, 925
 First reading, 959
 Referred to Committee on Judiciary
 Reported back, do pass, 1261
 Re-referred to Political Subdivisions, 1035
 Second reading, 1320
 Passed, 1320
 Returned to House, 1388
 Received from House, 1517
 Signed by President, 1517
 Returned to House, 1517

House Bill No. 1503

House Bill No. 1503. — A Bill for an Act to create and enact two new subsections to section 26-41-19 of the North Dakota Century Code, relating to economic loss compensation eligibility of injured persons under the assigned claims plan as a result of motor vehicle accidents.

To Senate, 643
 First reading, 648
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 1155
 Second reading, 1193
 Passed, 1193
 Returned to House, 1269
 Received from House, 1309
 Signed by President, 1312
 Returned to House, 1312

House Bill No. 1505

House Bill No. 1505. — A Bill for an Act to amend and reenact section 6-05-15 of the North Dakota Century Code, relating to investment of trust funds by trust companies.

To Senate, 611
First reading, 618
Referred to Committee on Judiciary
Reported back, do pass, 1184
Second reading, 1235
Passed, 1235
Returned to House, 1274
Received from House, 1342
Signed by President, 1343
Returned to House, 1343

House Bill No. 1506

House Bill No. 1506. — A Bill for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code, relating to the amount taxpayers may credit against the income tax for contributions to private colleges in the state; and providing an effective date.

To Senate, 643
First reading, 649
Referred to Committee on Finance and Taxation
Reported back, amended, 1225
Amendments adopted, 1245
Second reading, 1320
Passed, 1321
Returned to House, amended, 1388
House concurs, 1509
Received from House, 1541
Signed by President, 1541
Returned to House, 1542

House Bill No. 1507

House Bill No. 1507. — A Bill for an Act to amend and reenact subsection 5 of section 57-39.2-01 and subsection 4 of section 57-39.2-04 of the North Dakota Century Code, relating to the circumstances under which the receipts from educational, religious, or charitable activities are exempt from the sales tax.

To Senate, 789
First reading, 811
Referred to Committee on Finance and Taxation
Reported back, amended, 1155
Amendments adopted, 1174
Second reading, 1235, 1669
Passed, 1236, 1670
Returned to House, 1274, 1709 amended, 1274
Conference Committee, 1439
Conference Committee Report, 1641
Senate adopts, 1669
House adopts, 1646
House does not concur, 1414
Received from House, 1777
Signed by President, 1794
Returned to House, 1794

House Bill No. 1508

House Bill No. 1508. — A Bill for an Act to amend and reenact sections 19-13.1-13 and 19-20.1-11 of the North Dakota Century Code, allowing the state laboratories department to publish certain information at its discretion.

To Senate, 824
First reading, 853
Referred to Committee on State and Federal Government
Reported back, do pass, 988
Second reading, 1013
Passed, 1014
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1509

House Bill No. 1509. — A Bill for an Act to amend and reenact section 23-07-17.1 of the North Dakota Century Code, relating to inoculations required before admission to school and providing exemptions; and to repeal section 23-14-02 of the North Dakota Century Code, relating to compulsory vaccination or inoculation.

To Senate, 758
First reading, 779
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, amended, 955
Floor amendments, 966
Amendments adopted, 966
Second reading, 1025
Passed, 1025
Returned to House, amended, 1063
House concurs, 1304
Received from House, 1342
Signed by President, 1343
Returned to House, 1343

House Bill No. 1510

House Bill No. 1510. — A Bill for an Act to create and enact two new sections to chapter 9-12 of the North Dakota Century Code, relating to discharging liens, encumbrances, and clouds affecting or related to the title to real property, where the only obligation concerns the payment of a sum certain to a specific, unlocated creditor.

To Senate, 611
First reading, 619

Referred to Committee on Judiciary
Reported back, do pass, 1185
Second reading, 1236
Passed, 1236
Returned to House, 1274
Received from House, 1342
Signed by President, 1343
Returned to House, 1343

House Bill No. 1511

House Bill No. 1511. — A Bill for an Act to amend and reenact section 26-01-11 of the North Dakota Century Code, relating to the premium tax on insurance companies.

To Senate, 611
First reading, 619
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 1156
Second reading, 1193
Passed, 1194
Returned to House, 1269
Received from House, 1309
Signed by President, 1312
Returned to House, 1312

House Bill No. 1512

House Bill No. 1512. — A Bill for an Act to amend and reenact section 5-02-01.1 and subsection 2 of section 53-02-05 of the North Dakota Century Code, relating to allowing the on and off sale of alcoholic beverages by special permit at special events, and allowing an alcoholic beverage licensee to conduct special events and sell beverages on and off sale.

To Senate, 526
First reading, 546
Referred to Committee on Political Subdivisions
Reported back, do pass, 806
Second reading, 944
Passed, 944
Returned to House, 1012
Received from House, 1090
Signed by President, 1090
Returned to House, 1094

House Bill No. 1513

House Bill No. 1513. — A Bill for an Act to amend and reenact section 47-20.1-10 of the North Dakota Century Code, relating to the minimum corner requirements of United States government survey corners.

To Senate, 824
First reading, 853
Referred to Committee on State and Federal Government
Reported back, amended, 988
Amendments adopted, 1013
Second reading, 1050
Passed, 1051
Returned to House, amended, 1095
House concurs, 1238
Received from House, 1303
Signed by President, 1303
Returned to House, 1303

House Bill No. 1518

House Bill No. 1518. — A Bill for an Act to amend and reenact section 18-10-04 of the North Dakota Century Code, relating to organization of board of directors for rural fire protection districts.

To Senate, 553
First reading, 570
Referred to Committee on Political Subdivisions
Reported back, do pass, 995
Re-referred to Transportation, 777
Second reading, 1004
Passed, 1004
Returned to House, 1040
Received from House, 1095
Signed by President, 1124
Returned to House, 1125

House Bill No. 1519

House Bill No. 1519. — A Bill for an Act to amend and reenact section 54-34-03 of the North Dakota Century Code, relating to the appointment of the business and industrial development commission.

To Senate, 854
First reading, 891
Referred to Committee on Industry, Business and Labor
Reported back, amended, 1226
Amendments adopted, 1246
Second reading, 1321, 1912
Passed, 1321, 1912
Returned to House, amended, 1388
Conference Committee, 1477
Conference Committee Report, 1889
Senate adopts, 1912
House adopts, 1867
House does not concur, 1459

Received from House, 1972
Signed by President, 1972
Returned to House, 1972

House Bill No. 1524

House Bill No. 1524. — A Bill for an Act to create and enact a new subsection to section 21-03-06 of the North Dakota Century Code, relating to permissible purposes for issuing rural fire protection district bonds; and to amend and reenact subsection 7 of section 18-10-06, sections 18-10-08 and 18-10-14, and subsection 1 of section 21-03-01 of the North Dakota Century Code, relating to the authority of rural fire protection districts to issue bonds.

To Senate, 533
First reading, 570
Referred to Committee on Political Subdivisions
Reported back, do pass, 1113
Second reading, 1142
Passed, 1142
Returned to House, 1205
Received from House, 1303
Signed by President, 1303
Returned to House, 1303

House Bill No. 1525

House Bill No. 1525. — A Bill for an Act to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds to construct a revenue-producing facility at the university of North Dakota; to make an appropriation; to set a limitation and provide an exception; and to declare an emergency.

To Senate, 479
First reading, 493
Referred to Committee on Appropriations
Reported back, do pass, 771
Second reading, 994
Passed, 945
Returned to House, 1012
Received from House, 1090
Signed by President, 1090
Returned to House, 1090

House Bill No. 1526

House Bill No. 1526. — A Bill for an Act to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds

to construct revenue-producing facilities at the university of North Dakota; to make an appropriation; to set a limitation and provide for an exception; and to declare an emergency.

To Senate, 479
 First reading, 493
 Referred to Committee on Appropriations
 Reported back, do pass, 771
 Second reading, 945
 Passed, 945
 Emergency carried, 945
 Returned to House, 1012
 Received from House, 1090
 Signed by President, 1090
 Returned to House, 1094

House Bill No. 1529

House Bill No. 1529. — A Bill for an Act to amend and reenact section 11-16-15 of the North Dakota Century Code, relating to state's attorney inquiry into violations or criminal acts causing deaths and allowing such inquiry into all felonies.

To Senate, 758
 First reading, 779
 Referred to Committee on Judiciary
 Reported back, do pass, 1226
 Second reading, 1251
 Passed, 1251
 Returned to House, 1311
 Received from House, 1413
 Signed by President, 1414
 Returned to House, 1414

House Bill No. 1532

House Bill No. 1532. — A Bill for an Act to amend and reenact subsection 2 of section 15-39.1-24 of the North Dakota Century Code, relating to receiving additional credit for teaching toward retirement.

To Senate, 450
 First reading, 468
 Referred to Committee on Education
 Reported back, do pass, 851
 Second reading, 945
 Passed, 946
 Returned to House, 1012
 Received from House, 1090
 Signed by President, 1091
 Returned to House, 1094

House Bill No. 1533

House Bill No. 1533. — A Bill for an Act to create and enact a new section to chapter 11-33.1, a new section to chapter 40-23, a new section to chapter 40-23.1, and a new section to chapter 40-24 of the North Dakota Century Code, relating to special assessment statements containing a statement of the interest due.

To Senate, 758

First reading, 780

Referred to Committee on Political Subdivisions

Reported back, indefinitely postponed, 1079

Second reading, 1119

Lost, 1119

Returned to House, indefinitely postponed, 1171

House Bill No. 1536

House Bill No. 1536. — A Bill for an Act establishing the responsibilities and liabilities of skiers and ski area operators.

To Senate, 611

First reading, 619

Referred to Committee on Natural Resources

Reported back, do pass, 923

Second reading, 1004

Passed, 1004

Returned to House, 1040

Received from House, 1095

Signed by President, 1124

Returned to House, 1125

House Bill No. 1541

House Bill No. 1541. — A Bill for an Act to create and enact a new section to chapter 54-14 of the North Dakota Century Code, defining severance pay and forbidding severance pay to state employees or officers, except under certain circumstances.

To Senate, 611

First reading, 619

Referred to Committee on State and Federal Government

Reported back, do pass, 1058

Second reading, 1088

Passed, 1089

Returned to House, 1129

Received from House, 1238

Signed by President, 1239

Returned to House, 1239

House Bill No. 1542

House Bill No. 1542. — A Bill for an Act to create and enact a new subsection to section 15-10-17 of the North Dakota Century Code, relating to the powers and duties of the state board of higher education.

To Senate, 789
First reading, 811
Referred to Committee on Education
Reported back, amended, 1058
Amendments adopted, 1068
Second reading, 1119
Passed, 1120
Returned to House, amended, 1171
House concurs, 1268
Received from House, 1309
Signed by President, 1312
Returned to House, 1312

House Bill No. 1543

House Bill No. 1543. — A Bill for an Act to create and enact section 24-09-01.1 of the North Dakota Century Code, relating to additional public highway-railroad crossing warning systems; to amend and reenact sections 24-09-02, 24-09-04 and 24-09-10 of the North Dakota Century Code, making the Manual on Uniform Traffic Control Devices applicable to public highway-railroad crossings and public service commission jurisdiction to close railroad crossings; and to repeal section 49-11-16 of the North Dakota Century Code, relating to caution signs.

To Senate, 611
First reading, 619
Referred to Committee on Agriculture
Reported back, do pass, 1113
Second reading, 1142
Passed, 1142
Returned to House, 1205

House Bill No. 1544

House Bill No. 1544. — A Bill for an Act to create and enact two new sections to chapter 51-15 of the North Dakota Century Code, relating to assurance of discontinuance and civil penalties in cases of consumer fraud; and to amend and reenact section 51-15-10 of the North Dakota Century Code, relating to costs recoverable in cases of consumer fraud.

To Senate, 854
First reading, 892
Referred to Committee on Judiciary
Reported back, do pass, 1333
Second reading, 1357
Passed, 1358
Returned to House, 1455
Received from House, 1541
Signed by President, 1541
Returned to House, 1542

House Bill No. 1545

House Bill No. 1545. — A Bill for an Act to create and enact a new section to chapter 50-01 of the North Dakota Century Code, relating to the determination of eligibility for county poor relief, notice of the determination regarding county poor relief eligibility, and appeals from such determination; and to amend and reenact section 50-01-01 of the North Dakota Century Code, relating to eligibility for county poor relief.

To Senate, 854
First reading, 892
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, amended, 1080
Amendments adopted, 1098
Second reading, 1142
Passed, 1142
Returned to House, amended, 1205
House concurs, 1304
Received from House, 1342
Signed by President, 1343
Returned to House, 1343

House Bill No. 1548

House Bill No. 1548. — A Bill for an Act to amend and reenact section 11-18-08 of the North Dakota Century Code, relating to the contents of the separate grantor and grantee indexes to be kept by the county register of deeds.

To Senate, 789
First reading, 811
Referred to Committee on Political Subdivisions
Reported back, do pass, 1080
Second reading, 1100
Passed, 1100
Returned to House, 1171
Received from House, 1264
Signed by President, 1268
Returned to House, 1269

House Bill No. 1550

House Bill No. 1550. — A Bill for an Act to create and enact a new section to chapter 57-13 of the North Dakota Century Code, relating to the duties of the state board of equalization regarding property assessment levels; to amend and reenact sections 57-02-27, 57-02-28, 57-02-34, and 57-05-01 of the North Dakota Century Code, relating to the assessment of property for tax purposes and the basis for the computation of property taxes.

To Senate, 824
First reading, 853
Referred to Committee on Finance and Taxation

Reported back, amended, 1408
Amendments adopted, 1427
Second reading, 1528
Clincher motion, 1528
Passed, 1528
Returned to House, amended, 1600
Conference Committee, 1638, 1897, 1933
House adopts, 1961
House does not adopt, 1872, 1933
House does not concur, 1636

House Bill No. 1557

House Bill No. 1557. — A Bill for an Act to amend and reenact subsections 1 and 3 of section 43-15-10, sections 43-15-14, 43-15-19, 43-15-20, 43-15-21, 43-15-22, 43-15-25, 43-15-26, 43-15-27, 43-15-28, 43-15-29, 43-15-32, 43-15-34, subsection 2 of section 43-15-38, and section 43-15-43 of the North Dakota Century Code, deleting references to assistant registered pharmacists and increasing fees charged by the board of pharmacy; and to repeal section 43-15-17 of the North Dakota Century Code, relating to the qualifications of assistant registered pharmacists.

To Senate, 611
First reading, 619
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 1033
Re-referred to Education, 681
Second reading, 1044
Passed, 1045
Returned to House, 1094

House Bill No. 1559

House Bill No. 1559. — A Bill for an Act to amend and reenact section 15-28-11 of the North Dakota Century Code, relating to the publication of school board proceedings.

To Senate, 935
First reading, 995
Referred to Committee on Education
Reported back, amended, 1376
Amendments adopted, 1390
Second reading, 1491
Clincher motion, 1491
Passed, 1491
Returned to House, amended, 1546
House concurs, 1646
Received from House, 1708
Signed by President, 1708
Returned to House, 1708

House Bill No. 1560

House Bill No. 1560. — A Bill for an Act to amend and reenact subsection 1 of section 40-49-12 of the North Dakota Century Code, relating to ownership by a park district of property located outside this state.

To Senate, 553
 First reading, 570
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 995
 Re-referred to Transportation, 777
 Second reading, 1004
 Passed, 1005
 Returned to House, 1040
 Received from House, 1095
 Signed by President, 1124
 Returned to House, 1125

House Bill No. 1561

House Bill No. 1561. — A Bill for an Act to create and enact a new subsection to section 11-10-06 of the North Dakota Century Code, relating to the amount of the bond required for clerks of the district court; and to amend and reenact subsections 1 and 4 of section 11-10-06 of the North Dakota Century Code, relating to separating the clerks of the district court from other county officials with respect to bonding, and increasing the amount of the bond required for state's attorneys.

To Senate, 1561
 First reading, 824
 Referred to Committee on Judiciary
 Reported back, indefinitely postponed, 1226
 Second reading, 1253
 Lost, 1253
 Returned to House indefinitely postponed, 1311

House Bill No. 1562

House Bill No. 1562. — A Bill for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to the taxation of the gain or loss resulting from the sale of a principal residence by a taxpayer moving out of North Dakota; and providing for an effective date.

To Senate, 893
 First reading, 924
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 989
 Second reading, 1025
 Passed, 1026
 Returned to House, 1063
 Received from House, 1160
 Signed by President, 1164
 Returned to House, 1164

House Bill No. 1563

House Bill No. 1563. — A Bill for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, providing for the exemption from taxation of proceeds realized from a forced sale due to eminent domain proceedings.

To Senate, 893
First reading, 924
Referred to Committee on Finance and Taxation
Reported back, do pass, 989
Second reading, 1026
Passed, 1026
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1564

House Bill No. 1564. — A Bill for an Act to amend and reenact sections 39-24-02 and 39-24-04 of the North Dakota Century Code, relating to snowmobile registration and exemptions from registration.

To Senate, 925
First reading, 959
Referred to Committee on Transportation
Reported back, do pass, 1262
Second reading, 1321
Passed, 1322
Returned to House, 1388
Received from House, 1517
Signed by President, 1517
Returned to House, 1517

House Bill No. 1565

House Bill No. 1565. — A Bill for an Act to create and enact three new sections to chapter 15-39.2 of the North Dakota Century Code, relating to college teachers under the teachers' fund for retirement, alternative benefits, and methods of paying assessments; to amend and reenact section 15-39.1-25 of the North Dakota Century Code, relating to fixed rights and obligations for college teachers; and providing an appropriation.

To Senate, 926
First reading, 960
Referred to Committee on Education
Reported back, amended, 1227
Without recommendation, 1503
Re-referred to Appropriations, 1246
Amendments adopted, 1246
Second reading, 1743
Passed, 1744
Clincher motion, 1744
Returned to House, amended, 1767
House concurs, 1807
Received from House, 1916
Signed by President, 1924
Returned to House, 1924

House Bill No. 1566

House Bill No. 1566. — A Bill for an Act to establish a program of financial assistance for victims of hemophilia and other similar blood disorders, granting rulemaking authority.

To Senate, 962
First reading, 995
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, amended, 1262
Amendments adopted, 1279
Second reading, 1322
Passed, 1322
Returned to House, amended, 1388
House concurs, 1459
Received from House, 1541
Signed by President, 1541
Returned to House, 1542

House Bill No. 1568

House Bill No. 1568. — A Bill for an Act to amend and reenact subsections 1 and 4 of section 23-30-02 of the North Dakota Century Code, relating to authorization of hospital districts.

To Senate, 643
First reading, 649
Referred to Committee on Political Subdivisions
Reported back, do pass, 1080
Second reading, 1120
Passed, 1120
Returned to House, 1171
Received from House, 1264
Signed by President, 1268
Returned to House, 1269

House Bill No. 1569

House Bill No. 1569. — A Bill for an Act to create and enact section 16.1-13-08 of the North Dakota Century Code, relating to the filling of a vacancy in the office of United States senator; and to repeal section 16-07-07 of the North Dakota Century Code, relating to the filling of a vacancy in the office of United States senator; and providing an effective date.

To Senate, 935
First reading, 995
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 1450
Second reading, 1744, 1824
Passed, 1824
Lost, 1744
Returned to House, 1852

Reconsidered, 1792
Received from House, 1936
Signed by President, 1938
Returned to House, 1938

House Bill No. 1570

House Bill No. 1570. — A Bill for an Act to create and enact a new section to chapter 4-12 and a new section to chapter 19-06.1 of the North Dakota Century Code, relating to intentionally destroying or molesting apiaries, and labeling of imported honey.

To Senate, 758
First reading, 780
Referred to Committee on Agriculture
Reported back, indefinitely postponed, 1114
Second reading, 1143
Lost, 1143
Returned to House, indefinitely postponed, 1205

House Bill No. 1571

House Bill No. 1571. — A Bill for an Act to create and enact a new section to chapter 30.1-20 of the North Dakota Century Code, relating to errors in a deed of distribution of assets.

To Senate, 824
First reading, 853
Referred to Committee on Judiciary
Reported back, do pass, 1333
Second reading, 1358
Passed, 1358
Returned to House, 1455
Received from House, 1541
Signed by President, 1541
Returned to House, 1542

House Bill No. 1572

House Bill No. 1572. — A Bill for an Act to amend and reenact section 21-06-10 of the North Dakota Century Code, relating to distribution of moneys received for flood control lands.

To Senate, 553
First reading, 570
Referred to Committee on Political Subdivisions
Reported back, do pass, 956
Re-referred to Transportation, 777
Second reading, 1005
Passed, 1005
Returned to House, 1040
Received from House, 1096
Signed by President, 1124
Returned to House, 1125

House Bill No. 1576

House Bill No. 1576. — A Bill for an Act to require the social service board and the state department of health to adopt rules which would ensure nongeriatric patients and residents the full benefits of care and the screening process for appropriate medical, social, and psychological services, and to permit nursing homes, intermediate care facilities, and boarding homes for the aged and infirm to establish residential areas specifically for the inhabitation of nongeriatric patients.

To Senate, 935
 First reading, 995
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, do pass, 1295
 Second reading, 1322
 Passed, 1322
 Returned to House, 1388
 Received from House, 1517
 Signed by President, 1517
 Returned to House, 1517

House Bill No. 1577

House Bill No. 1577. — A Bill for an Act to amend and reenact section 39-26-12 of the North Dakota Century Code, relating to the motor vehicle registration tax paid into the abandoned motor vehicle disposal fund.

To Senate, 758
 First reading, 780
 Referred to Committee on Transportation
 Reported back, do pass, 1081
 Second reading, 1120
 Passed, 1120
 Returned to House, 1171
 Received from House, 1264
 Signed by President, 1268
 Returned to House, 1269

House Bill No. 1578

House Bill No. 1578. — A Bill for an Act to amend and reenact sections 21-02-02, 21-02-03, 21-02-06, 21-02-07, 21-02-08, and 21-02-10 of the North Dakota Century Code, to allow political subdivisions to borrow against funds due them under federal contracts.

To Senate, 553
 First reading, 570
 Referred to Committee on Political Subdivisions
 Reported back, amended, 1114
 Amendments adopted, 1131
 Second reading, 1194
 Passed, 1194
 Returned to House, amended, 1270

House concurs, 1311
 Received from House, 1413
 Signed by President, 1414
 Returned to House, 1414

House Bill No. 1581

House Bill No. 1581. — A Bill for an Act to create and enact two new subsections to section 14-02.1-02 of the North Dakota Century Code, relating to definitions in the Abortion Control Act; to create and enact section 14-02.1-13 of the North Dakota Century Code, providing abortion reporting forms; and to amend and reenact subsection 4 of section 14-02.1-02, section 14-02.1-03, subsection 3 of section 14-02.1-04, section 14-02.1-05, section 14-02.1-07, and section 14-02.1-08 of the North Dakota Century Code, relating to definitions in the Abortion Control Act, consent to abortion, limitation on performance of abortion, preserving the life of a viable fetus, recording and reporting the abortion, and protection of infants born alive.

To Senate, 935
 First reading, 995
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, amended, 1503
 Amendments adopted, 1520
 Second reading, 1629
 Clincher motion, 1630
 Passed, 1630
 Returned to House, amended, 1654
 House concurs, 1802
 Received from House, 1916
 Signed by President, 1924
 Returned to House, 1924

House Bill No. 1582

House Bill No. 1582. — A Bill for an Act to amend and reenact sections 47-18-01, 47-18-03, 47-18-14, 47-18-17, 47-18-18, and 47-18-19 of the North Dakota Century Code, relating to the homestead; and to repeal section 47-18-02 of the North Dakota Century Code, relating to the homestead.

To Senate, 526
 First reading, 546
 Referred to Committee on Judiciary
 Reported back, do pass, 1157
 Floor amendments, 1194
 Amendments adopted, 1194
 Second reading, 1194
 Passed, 1195
 Returned to House, amended, 1270
 Received from House, 1413
 Signed by President, 1414
 Returned to House, 1414

House Bill No. 1583

House Bill No. 1583. — A Bill for an Act to create and enact a new section to chapter 28-22 of the North Dakota Century Code, relating to heads of families; and to amend and reenact sections 28-22-01 and 28-22-05 of the North Dakota Century Code, relating to exemptions for heads of families and single persons.

To Senate, 611
First reading, 619
Referred to Committee on Judiciary
Reported back, do pass, 1157
Second reading, 1195
Passed, 1195
Returned to House, 1269
Received from House, 1309
Signed by President, 1312
Returned to House, 1312

House Bill No. 1584

House Bill No. 1584. — A Bill for an Act to amend and reenact section 28-22-16 of the North Dakota Century Code, relating to limitations of exemptions.

To Senate, 526
First reading, 546
Referred to Committee on Judiciary
Reported back, do pass, 923
Re-referred to Political Subdivisions, 776
Second reading, 1005
Passed, 1005
Returned to House, 1040
Received from House, 1096
Signed by President, 1124
Returned to House, 1125

House Bill No. 1585

House Bill No. 1585. — A Bill for an Act to create and enact three new sections to chapter 14-09 of the North Dakota Century Code, relating to investigations to be conducted before awarding custody, and the test and factors to be used in making an award of custody; and to amend and reenact sections 14-05-22 and 14-09-07 of the North Dakota Century Code, relating to awards of custody issued in connection with a decree of divorce, and the right of a custodial parent to change the residence of the child.

To Senate, 925
First reading, 960
Referred to Committee on Judiciary
Reported back, amended, 1157
Re-referred to Social Welfare and Veterans Affairs, 1035
Amendments adopted, 1174

Second reading, 1236
Passed, 1237
Returned to House, amended, 1274
House concurs, 1348
Received from House, 1456
Signed by President, 1456
Returned to House, 1457

House Bill No. 1588

House Bill No. 1588. — A Bill for an Act to provide for grants from the state library commission to eligible public libraries to supplement local tax efforts; and to amend and reenact section 57-36-32 of the North Dakota Century Code, providing an increase in the cigarette tax to fund the state library commission's activities under this Act; and to provide an appropriation.

To Senate, 963
First reading, 996
Referred to Committee on Education
Reported back, do pass, 1227
Amended, 1504
Re-referred to Appropriations, 1227
Amendments adopted, 1520
Second reading, 1630
Clincher motion, 1631
Passed, 1630, 1631
Returned to House, amended, 1655
House concurs, 1802
Received from House, 1916
Signed by President, 1924
Returned to House, 1924

House Bill No. 1589

House Bill No. 1589. — A Bill for an Act to regulate products liability actions by providing for the indemnification of the seller by the manufacturer and requiring the manufacturer to assume the defense of the seller in certain actions.

To Senate, 643
First reading, 649
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 1158
Second reading, 1195
Passed, 1196
Returned to House, 1269
Received from House, 1309
Signed by President, 1312
Returned to House, 1312

House Bill No. 1590

House Bill No. 1590. — A Bill for an Act to authorize the state board of higher education to transfer to the medical center rehabilitation hospital foundation land bequeathed to the university of North Dakota medical center rehabilitation hospital, and to transfer to the North Dakota state university development foundation land bequeathed to North Dakota state university.

To Senate, 935
First reading, 996
Referred to Committee on State and Federal Government
Reported back, do pass, 1185
Second reading, 1237
Passed, 1237
Returned to House, 1274
Received from House, 1342
Signed by President, 1343
Returned to House, 1343

House Bill No. 1591

House Bill No. 1591. — A Bill for an Act to amend and reenact sections 40-47-01.1 and 40-48-18 of the North Dakota Century Code, relating to the application of zoning and subdivision regulation authority to unincorporated territory outside the limits of a city.

To Senate, 533
First reading, 570
Referred to Committee on Political Subdivisions
Reported back, indefinitely postponed, 1081
Second reading, 1120
Lost, 1121
Returned to House, indefinitely postponed, 1171

House Bill No. 1592

House Bill No. 1592. — A Bill for an Act to amend and reenact subsection 2 of section 39-10-03 of the North Dakota Century Code, relating to equipment on class A authorized emergency vehicles; and to repeal subsection 4 of section 39-10-03.

To Senate, 526
First reading, 546
Referred to Committee on Transportation
Reported back, do pass, 806
Re-referred to Committee on Agriculture, 636
Second reading, 946
Passed, 946
Returned to House, 1012
Received from House, 1090
Signed by President, 1091
Returned to House, 1094

House Bill No. 1593

House Bill No. 1593. — A Bill for an Act to create and enact a new section to chapter 38-09 of the North Dakota Century Code, relating to payment of compensation of the surface owner for oil and gas leased by the state.

To Senate, 854
First reading, 892
Referred to Committee on Natural Resources
Reported back, indefinitely postponed, 1296
Second reading, 1322
Lost, 1323
Returned to House, indefinitely postponed, 1388

House Bill No. 1596

House Bill No. 1596. — A Bill for an Act to create and enact a new section to chapter 62-01 of the North Dakota Century Code, relating to a prohibition of possessing a pistol in a liquor establishment, providing for an exception and a penalty; and to amend and reenact sections 62-01-01, 62-01-08, 62-01-09, 62-01-10, and 62-01-14 of the North Dakota Century Code, relating to the definition of a pistol, the form and term of a pistol license, regulation of pistol sales, the penalty for violating sales regulations, and the granting and conditions of pistol dealers' licenses.

To Senate, 689
First reading, 757
Referred to Committee on Agriculture
Reported back, do pass, 1115
Second reading, 1143
Passed, 1144
Returned to House, 1205
Received from House, 1303
Signed by President, 1303
Returned to House, 1303

House Bill No. 1598

House Bill No. 1598. — A Bill for an Act to create and enact chapter 14-10.1 of the North Dakota Century Code, relating to the emancipation of minors; and to amend and reenact sections 14-09-20, 14-10-04, 14-10-09, 14-10-10, and 14-10-11, and subsection 2 of section 27-20-03 of the North Dakota Century Code, relating to parents' authority, to the rights and responsibilities of minors, and to the jurisdiction of juvenile courts.

To Senate, 962
First reading, 996
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, indefinitely postponed, 1262
Second reading, 1323
Passed, 1323
Returned to House, indefinitely postponed, 1388

House Bill No. 1600

House Bill No. 1600. — A Bill for an Act to create and enact a new subsection to section 11-16-05 of the North Dakota Century Code, relating to restrictions upon the powers of state's attorneys to defend criminal cases.

To Senate, 643
First reading, 649
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 1228
Second reading, 1253
Lost, 1253
Returned to House, indefinitely postponed, 1311

House Bill No. 1601

House Bill No. 1601. — A Bill for an Act to amend and reenact subsection 2 of section 19-03.1-32 and subsection 2 of section 19-03.1-35 of the North Dakota Century Code, relating to search warrants for controlled substances, and the state laboratories department's regulatory functions under the Uniform Controlled Substances Act.

To Senate, 789
First reading, 811
Referred to Committee on State and Federal Government
Reported back, do pass, 1033
Second reading, 1044
Passed, 1045
Returned to House, 1095
Received from House, 1197
Signed by President, 1197
Returned to House, 1197

House Bill No. 1603

House Bill No. 1603. — A Bill for an Act to amend and reenact sections 12-54.1-01, 12-59-05, 12.1-16-01, and 12.1-32-01 of the North Dakota Century Code, relating to good conduct sentence reduction for offenders sentenced to the penitentiary or state farm, to parole consideration by the parole board, to murder, and to the classification of offenses; and making murder a class AA felony with a maximum penalty of life imprisonment, and providing that a sentence for a class AA felony shall be served without benefit of parole or good conduct sentence reduction.

To Senate, 789
First reading, 811
Referred to Committee on Judiciary
Reported back, indefinitely postponed, 1334
Second reading, 1358
Lost, 1359
Returned to House, indefinitely postponed, 1455

House Bill No. 1604

House Bill No. 1604. — A Bill for an Act to amend and reenact subsection 4 of section 38-18-05 of the North Dakota Century Code, relating to the definition of mineral developer.

To Senate, 789
First reading, 811
Referred to Committee on Natural Resources
Reported back, do pass, 1081
Second reading, 1121
Passed, 1121
Returned to House, 1171
Received from House, 1264
Signed by President, 1268
Returned to House, 1269

House Bill No. 1605

House Bill No. 1605. — A Bill for an Act to authorize service of process by mail by federal marshals; and declaring an emergency.

To Senate, 962
First reading, 996
Referred to Committee on Judiciary
Reported back, do pass, 1450
Second reading, 1744
Passed, 1745
Clincher motion, 1745
Emergency carried, 1745
Returned to House, 1768
Received from House, 1852
Signed by President, 1864
Returned to House, 1865

House Bill No. 1608

House Bill No. 1608. — A Bill for an Act to amend and reenact subsection 6 of section 57-39.2-01 and subsection 5 of section 57-40.2-01 of the North Dakota Century Code, redefining “gross receipts” and “purchase price” to exclude any federal excise taxes on goods.

To Senate, 962
First reading, 996
Referred to Committee on Finance and Taxation
Reported back, indefinitely postponed, 1334
Second reading, 1359
Lost, 1359
Returned to House, indefinitely postponed, 1455

House Bill No. 1610

House Bill No. 1610. — A Bill for an Act to amend and reenact section 15-47-13 of the North Dakota Century Code, relating to the school census; and declaring an emergency.

To Senate, 925
 First reading, 960
 Referred to Committee on Education
 Reported back, do pass, 1228
 Second reading, 1253
 Passed, 1254
 Emergency carried, 1254
 Returned to House, 1311
 Received from House, 1413
 Signed by President, 1414
 Returned to House, 1414

House Bill No. 1611

House Bill No. 1611. — A Bill for an Act providing for appropriations to study the state accounting and financial reporting system; and declaring an emergency.

To Senate, 854
 First reading, 892
 Referred to Committee on Appropriations
 Reported back, without recommendation, 1505
 Second reading, 1745, 1824
 Passed, 1824
 Lost, 1745
 Returned to House, 1852
 Reconsidered, 1792
 Received from House, 1936
 Signed by President, 1938
 Returned to House, 1938

House Bill No. 1612

House Bill No. 1612. — A Bill for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to the carry back of investment credits for prior taxable years; to amend and reenact section 57-38-01.4 of the North Dakota Century Code, relating to the subchapter S election by shareholders of a corporation for income tax purposes; and to provide an effective date.

To Senate, 854
 First reading, 892
 Referred to Committee on Finance and Taxation
 Reported back, amended, 1058
 Amendments adopted, 1068
 Second reading, 1121
 Passed, 1121
 Returned to House, amended, 1171
 House concurs, 1268
 Received from House, 1309
 Signed by President, 1312
 Returned to House, 1312

House Bill No. 1614

House Bill No. 1614. — A Bill for an Act to amend and reenact sections 15-39.2-01 and 15-39.2-05 of the North Dakota Century Code, relating to the method for calculating retirement annuity of teachers retired under the teachers' insurance and annuity association of America-college retirement equities fund.

To Senate, 526
First reading, 547
Referred to Committee on Education
Reported back, do pass, 1334
Second reading, 1745
Clincher motion, 1746
Passed, 1746
Returned to House, 1768
Received from House, 1916
Signed by President, 1924
Returned to House, 1924

House Bill No. 1615

House Bill No. 1615. — A Bill for an Act to amend and reenact Section 57-37.1-12 of the North Dakota Century Code, relating to access to the contents of safe deposit boxes after death of owner.

To Senate, 611
First reading, 619
Referred to Committee on Agriculture
Reported back, do pass, 989
Second reading, 1026
Passed, 1026
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1616

House Bill No. 1616. — A Bill for an Act to amend and reenact subsection 1 of section 39-10-28 of the North Dakota Century Code relating to stopping for pedestrians in crosswalks.

To Senate, 926
First reading, 960
Referred to Committee on Transportation
Reported back, indefinitely postponed, 1263
Second reading, 1323
Lost, 1324
Returned to House, indefinitely postponed, 1388

House Bill No. 1617

House Bill No. 1617. — A Bill for an Act to amend and reenact sections 11-18-16, 11-18-17, and 11-18-20 of the North Dakota Century Code, relating to buried transmission facilities; and providing an effective date.

To Senate, 962
 First reading, 996
 Referred to Committee on Political Subdivisions
 Reported back, do pass, 1263
 Second reading, 1324
 Passed, 1324
 Returned to House, 1388
 Received from House, 1517
 Signed by President, 1517
 Returned to House, 1517

House Bill No. 1619

House Bill No. 1619. — A Bill for an Act to amend and reenact sections 15-40.1-07 and 15-40.1-08 of the North Dakota Century Code, relating to enrollment periods used in determining per-pupil foundation program payments for school districts.

To Senate, 926
 First reading, 960
 Referred to Committee on Education
 Reported back, indefinitely postponed, 1228
 Second reading, 1254
 Lost, 1254
 Returned to House, indefinitely postponed, 1311

House Bill No. 1620

House Bill No. 1620. — A Bill for an Act to create and enact a new section to chapter 60-06 of the North Dakota Century Code, relating to the determination of the fair rental terms of existing leaseholds on railroad rights of way.

To Senate, 854
 First reading, 892
 Referred to Committee on Transportation
 Reported back, do pass, 1296
 Second reading, 1317
 Passed, 1317
 Returned to House, 1688
 Received from House, 1517
 Signed by President, 1517
 Returned to House, 1517

House Bill No. 1621

House Bill No. 1621. — A Bill for an Act relating to adult abuse, protection orders, temporary protection orders, assistance of peace officers in service or execution of protection orders, the right to apply for relief, the exclusiveness of the remedy from other remedies, emergency relief; and providing a penalty for violation of a protection order.

To Senate, 824
 First reading, 853
 Referred to Committee on Judiciary
 Reported back, amended, 1539
 Amendments adopted, 1564
 Second reading, 1664
 Clincher motion, 1664
 Passed, 1664
 Returned to House, amended, 1683
 House concurs, 1802
 Received from House, 1916
 Signed by President, 1924
 Returned to House, 1924

House Bill No. 1622

House Bill No. 1622. — A Bill for an Act to create and enact chapter 50-06.2 of the North Dakota Century Code, providing counseling, training, jobs, services, and health care for displaced homemakers; and providing a termination date.

To Senate, 962
 First reading, 996
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, do pass, 1451
 Second reading, 1746, 1824
 Passed, 1824
 Lost, 1746
 Returned to House, 1852
 Reconsidered, 1766
 Received from House, 1936
 Signed by President, 1938
 Returned to House, 1938

House Bill No. 1624

House Bill No. 1624. — A Bill for an Act to provide for payment of room and board on behalf of handicapped students in out-of-state placements, and the development of implementation of interagency agreements for the provision of related services to handicapped students.

To Senate, 962
 First reading, 996
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, amended, 1451
 Amendments adopted, 1465
 Second reading, 1528
 Clincher motion, 1529
 Passed, 1529
 Returned to House, amended, 1600
 House concurs, 1710
 Received from House, 1777
 Signed by President, 1794
 Returned to House, 1795

House Bill No. 1628

House Bill No. 1628. — A Bill for an Act to create and enact a new subsection to section 39-06.1-06, a new paragraph to subdivision a of subsection 3 of section 39-06.1-10, and section 39-09-01.1 of the North Dakota Century Code, relating to the fee assessed for a care required violation, the points assessed for a care required violation, and care required in operation of a vehicle; and to amend and reenact sections 39-06.1-09 and 39-21-01 of the North Dakota Century Code, relating to definition of moving violation, and the use of lighted lamps on motor vehicles; and providing a penalty for improper use of lighted lamps.

To Senate, 526

First reading, 547

Referred to Committee on Transportation

Reported back, amended, 1296, 1451

Re-referred to Committee on Agriculture, 636, 1359

Amendments adopted, 1314, 1465

Second reading, 1529, 1912

Clincher motion, 1529

Passed, 1529, 1913

Returned to House, amended, 1600

Conference Committee, 1638

Conference Committee Report, 1850

Senate adopts, 1912

House adopts, 1814

House does not concur, 1637

Received from House, 1974

Signed by President, 1975

Returned to House, 1975

House Bill No. 1629

House Bill No. 1629. — A Bill for an Act authorizing the board of university and school lands to invest permanent funds of the common schools in add-alternates for the judicial wing and state office building; and declaring an emergency.

To Senate, 854

First reading, 892

Referred to Committee on State and Federal Government

Reported back, do pass, 989

Second reading, 1176

Passed, 1177

Emergency carried, 1177

Returned to House, 1269

Received from House, 1309

Signed by President, 1312

Returned to House, 1312

House Bill No. 1630

House Bill No. 1630. — A Bill for an Act to amend and reenact subsection 1 of section 12.1-33-01 and subsections 1 and 2 of section 12.1-33-03 of the North Dakota Century Code, relating to the right of a person who has been convicted of a felony to vote and hold public office, except during the term of actual incarceration.

To Senate, 526
 First reading, 547
 Referred to Committee on Judiciary
 Reported back, do pass, 1158
 Second reading, 1196
 Passed, 1196
 Returned to House, 1269
 Received from House, 1309
 Signed by President, 1312
 Returned to House, 1312

House Bill No. 1631

House Bill No. 1631. — A Bill for an Act to create and enact a new chapter of the North Dakota Century Code, relating to criminal extradition; to repeal chapter 29-30 of the North Dakota Century Code relating to fugitives from justice; and providing a penalty for the violation of the rights of an accused person.

To Senate, 962
 First reading, 997
 Referred to Committee on Judiciary
 Reported back, do pass, 1505
 Second reading, 1746
 Clincher motion, 1746
 Passed, 1746
 Returned to House, 1768
 Received from House, 1852
 Signed by President, 1864
 Returned to House, 1865

House Bill No. 1634

House Bill No. 1634. — A Bill for an Act to amend and reenact subsection 1 of section 39-04-19, subsection 2 of section 39-12-05, and sections 57-54.1-09, 57-54.1-11, and 57-54.1-12 of the North Dakota Century Code, relating to election of trip permit in lieu of vehicle registration fees, improved equipment permit fees, issuance and display of license or permit, revocation of license, and occasional trip permits; and to repeal section 57-54.1-08 of the North Dakota Century Code, relating to importer for use bond.

To Senate, 962
 First reading, 997
 Referred to Committee on Transportation
 Reported back, amended, 1297
 Amendments adopted, 1314
 Second reading, 1359
 Passed, 1360
 Returned to House, amended, 1454
 House concurs, 1547
 Received from House, 1597
 Signed by President, 1597
 Returned to House, 1598

House Bill No. 1635

House Bill No. 1635. — A Bill for an Act to amend and reenact subsection 4 of section 19-03.1-05, subsection 5 of section 19-03.1-07, subsection 3 of section 19-03.1-09, section 19-03.1-11 and subsection 2 of section 19-03.1-13 of the North Dakota Century Code, relating to the schedules of controlled substances under the Uniform Controlled Substances Act.

To Senate, 689
First reading, 757
Referred to Committee on State and Federal Government
Reported back, do pass, 889
Second reading, 946
Passed, 946
Returned to House, 1012
Received from House, 1090
Signed by President, 1091
Returned to House, 1094

House Bill No. 1636

House Bill No. 1636. — A Bill for an Act to create and enact a new section to chapter 39-19 of the North Dakota Century Code, relating to requiring the state highway department to join the international registration plan and the multistate reciprocal agreement.

To Senate, 925
First reading, 960
Referred to Committee on Transportation
Reported back, amended, 1297
Amendments adopted, 1315
Second reading, 1360
Passed, 1360
Returned to House, amended, 1454
House concurs, 1547
Received from House, 1597
Signed by President, 1597
Returned to House, 1598

House Bill No. 1637

House Bill No. 1637. — A Bill for an Act to create and enact a new section to chapter 26-03.1 and chapter 26-27 of the North Dakota Century Code, relating to options required to be offered to persons who are insured for medical care coverage by insurance companies and nonprofit medical service corporations; and to amend and reenact section 26-03.1-08 of the North Dakota Century Code, relating to the applicability of the provisions of chapter 26-03 to blanket and group insurance policies.

To Senate, 925
First reading, 960
Referred to Committee on Industry, Business and Labor

Reported back, amended, 1228
 Amendments adopted, 1246
 Second reading, 1324
 Passed, 1324
 Returned to House, amended, 1388
 House concurs, 1509
 Received from House, 1541
 Signed by President, 1541
 Returned to House, 1542

House Bill No. 1639

House Bill No. 1639. — A Bill for an Act to provide minimum raises for all state employees; and providing an effective date.

To Senate, 963
 First reading, 997
 Referred to Committee on State and Federal Government
 Reported back, amended, 1377
 Amendments adopted, 1390
 Second reading, 1574, 1625
 Passed, 1626
 Lost, 1574
 Returned to House, amended, 1710
 Conference Committee, 1803
 Conference Committee Report, 1913
 Senate adopts, 1913
 House adopts, 1867
 House does not concur, 1802
 Reconsidered, 1625
 Received from House, 1976
 Signed by President, 1976
 Returned to House, 1976

House Bill No. 1642

House Bill No. 1642. — A Bill for an Act to provide public access to certain law enforcement records and providing exceptions.

To Senate, 962
 First reading, 997
 Referred to Committee on Judiciary
 House requests return, 1415
 Returned to House, 1415

House Bill No. 1645

House Bill No. 1645. — A Bill for an Act to amend and reenact section 39-24-03 of the North Dakota Century Code, relating to fees for snowmobile registration and assessment of a snowmobile trail tax; and providing an appropriation.

To Senate, 533
 First reading, 570

Referred to Committee on Appropriation
 Reported back, do pass, 889
 Amended, 1452
 Re-referred to Transportation, 1010
 Amendments adopted, 1465
 Second reading, 946, 1529, 1913
 Clincher motion, 1530
 Passed, 947, 1530, 1914
 Returned to House, amended, 1600
 Conference Committee, 1639
 Conference Committee Report, 1890
 Senate adopts, 1913
 House adopts, 1867
 House does not concur, 1637
 Received from House, 1976
 Signed by President, 1976
 Returned to House, 1976

House Bill No. 1648

House Bill No. 1648. — A Bill for an Act to amend and reenact section 39-08-18 of the North Dakota Century Code, relating to the consumption and possession of alcoholic beverages in motor vehicles.

To Senate, 962
 First reading, 997
 Referred to Committee on Transportation
 Reported back, do pass, 1263
 Second reading, 1324
 Passed, 1325
 Returned to House, 1388
 Received from House, 1517
 Signed by President, 1517
 Returned to House, 1517

House Bill No. 1650

House Bill No. 1650. — A Bill for an Act to amend and reenact section 40-20-03 of the North Dakota Century Code, relating to the qualifications of a city engineer.

To Senate, 925
 First reading, 960
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 1298
 Second reading, 1325
 Lost, 1325
 Returned to House, indefinitely postponed, 1388

House Bill No. 1652

House Bill No. 1652. — A Bill for an Act to amend and reenact section 39-06-17 of the North Dakota Century Code, relating to restricted operator's licenses.

To Senate, 758
First reading, 780
Referred to Committee on Transportation
Reported back, indefinitely postponed, 1298
Second reading, 1325
Lost, 1326
Returned to House, indefinitely postponed

House Bill No. 1655

House Bill No. 1655. — A Bill for an Act to repeal section 14-07-02 of the North Dakota Century Code, relating to the status of the husband as the head of the family.

To Senate, 643
First reading, 649
Referred to Committee on State and Federal Government
Reported back, do pass, 889
Second reading, 947
Passed, 947
Returned to House, 1012
Received from House, 1090
Signed by President, 1091
Returned to House, 1094

House Bill No. 1657

House Bill No. 1657. — A Bill for an Act to provide for tuition grants to national guard members who enroll in private colleges and universities.

To Senate, 963
First reading, 997
Referred to Committee on Education
Reported back, amended, 1377
Amendments adopted, 1390
Second reading, 1492
Clincher motion, 1492
Passed, 1492
Returned to House, amended, 1546
House concurs, 1646
Received from House, 1708
Signed by President, 1708
Returned to House, 1708

House Bill No. 1661

House Bill No. 1661. — A Bill for an Act to create and enact the Uniform Marriage and Divorce Act as a chapter of the North Dakota Century Code, providing procedures for the solemnization and registration of marriage, promoting the amicable settlement of disputes between parties to a marriage, providing for the invalidation of certain marriages and for the dissolution of others, providing for the division of property of the parties, and making reasonable provision for the

spouse and minor children during and after litigation, making irreconcilable differences the sole basis for dissolution; to amend sections 12.1-20-10, 12.1-20-11, and 14-03-10 of the North Dakota Century Code, relating to penalty for unlawful cohabitation, prohibited marriages, and solemnization of marriages without license; to repeal sections 14-03-01, 14-03-02, 14-03-03, 14-03-06, 14-03-07, 14-03-08, 14-03-09, 14-03-17, 14-03-18, 14-03-19, 14-03-21, and 14-03-22, and chapters 14-04, 14-05, 14-06, and 27-05.1 of the North Dakota Century Code, relating to the marital relationship and family court; and to provide an effective date.

To Senate, 963
 First reading, 997
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, indefinitely postponed, 1263
 Second reading, 1352
 Lost, 1352
 Returned to House, indefinitely postponed, 1455

House Bill No. 1662

House Bill No. 1662. — A Bill for an Act to amend and reenact section 11-10-02.1 of the North Dakota Century Code, relating to the employment of county surveyors.

To Senate, 689
 First reading, 757
 Referred to Committee on Political Subdivisions
 Reported back, indefinitely postponed, 1081
 Second reading, 1121
 Lost, 1122
 Returned to House, indefinitely postponed, 1171

House Bill No. 1664

House Bill No. 1664. — A Bill for an Act to amend and reenact sections 43-20-06, 43-28-05, 43-28-14, and 43-28-17 of the North Dakota Century Code, relating to late registration fees for dental hygienists, compensation of members of the board of dental examiners, dental reexamination fees, and late registration fees for dentists.

To Senate, 643
 First reading, 649
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 1033
 Re-referred to Education, 681
 Second reading, 1044
 Passed, 1045
 Returned to House, 1095
 Received from House, 1197
 Signed by President, 1197
 Returned to House, 1197

House Bill No. 1665

House Bill No. 1665. — A Bill for an Act to amend and reenact sections 27-06-01, 27-06-03, 27-06-04, 27-06-05, 27-06-06, 27-06-07, and 27-06-08 of the North Dakota Century Code, relating to district court reporters.

To Senate, 689
First reading, 757
Referred to Committee on Judiciary
Reported back, do pass, 990
Second reading, 1026
Passed, 1027
Returned to House, 1063
Received from House, 1160
Signed by President, 1164
Returned to House, 1164

House Bill No. 1667

House Bill No. 1667. — A Bill for an Act to create and enact section 40-50-19.1 and section 40-50-19.2 of the North Dakota Century Code, relating to the platting of townsites, additions and subdivisions; and to amend and reenact section 40-50-01, section 40-50-03 and section 40-50-04 of the North Dakota Century Code, relating to the platting of townsites, additions and subdivisions; and to repeal section 40-50-02 of the North Dakota Century Code, relating to the platting of townsites, additions and subdivisions.

To Senate, 759
First reading, 780
Referred to Committee on Political Subdivisions
Reported back, do pass, 1115
Second reading, 1144
Passed, 1144
Returned to House, 1205
Received from House, 1303
Signed by President, 1303
Returned to House, 1303

House Bill No. 1669

House Bill No. 1669. — A Bill for an Act to amend and reenact subsection 2 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of county officers, and to create and enact subsection 6 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of sheriffs.

To Senate, 962
First reading, 998
Referred to Committee on Political Subdivisions
Reported back, amended, 1335
Without recommendation
Amendments adopted, 1348

Second reading, 1492
 Clincher motion, 1492
 Passed, 1492
 Returned to House, amended, 1546
 House concurs, 1646
 Received from House, 1708
 Signed by President, 1708
 Returned to House, 1708

House Bill No. 1671

House Bill No. 1671. — A Bill for an Act to require certain insurers doing business in North Dakota to file certain information with the commissioner of insurance; and to amend and reenact section 26-01-06 of the North Dakota Century Code, relating to the power of the commissioner of insurance to issue certificates of authority to insurers.

To Senate, 963
 First reading, 998
 Referred to Committee on Industry, Business and Labor
 Reported back, amended, 1229
 Amendments adopted, 1246
 Second reading, 1352
 Passed, 1353
 Returned to House, amended, 1454
 House concurs, 1547
 Received from House, 1597
 Signed by President, 1597
 Returned to House, 1598

House Bill No. 1675

House Bill No. 1675. — A Bill for an Act to create and enact the Uniform Federal Lien Registration Act, as chapter 35-28.1 of the North Dakota Century Code, relating to the filing and recording of federal tax liens and other federal liens; and to repeal chapter 35-28 of the North Dakota Century Code, relating to the filing and recording of federal tax liens.

To Senate, 689
 First reading, 757
 Referred to Committee on Judiciary
 Reported back, do pass, 1230
 Second reading, 1254
 Passed, 1254
 Returned to House, 1311
 Received from House, 1413
 Signed by President, 1414
 Returned to House, 1414

House Bill No. 1677

House Bill No. 1677. — A Bill for an Act to amend and reenact section 39-20-01 of the North Dakota Century Code, relating to the implied consent to determine the alcoholic content of blood.

To Senate, 689
First reading, 757
Referred to Committee on Agriculture
Reported back, indefinitely postponed, 1115
Second reading, 1144
Passed, 1145
Returned to House, indefinitely postponed, 1205

House Bill No. 1680

House Bill No. 1680. — A Bill for an Act to create and enact a new subsection to section 47-19-02 of the North Dakota Century Code, relating to instruments entitled to record without acknowledgment.

To Senate, 526
First reading, 547
Referred to Committee on Judiciary
Reported back, do pass, 956
Re-referred to Natural Resources, 682
Second reading, 1005
Passed, 1006
Returned to House, 1040
Received from House, 1096
Signed by President, 1124
Returned to House, 1125

House Bill No. 1681

House Bill No. 1681. — A Bill for an Act to create and enact section 39-08-10.1 of the North Dakota Century Code, relating to requiring notification of the next of kin following an accident involving death or serious injury.

To Senate, 925
First reading, 961
Referred to Committee on Political Subdivisions
Reported back, do pass, 1298
Second reading, 1353
Passed, 1353
Returned to House, 1455
Received from House, 1541
Signed by President, 1541
Returned to House, 1542

House Bill No. 1686

House Bill No. 1686. — A Bill for an Act to amend and reenact section 58-06-02 of the North Dakota Century Code, increasing the compensation for township supervisors.

To Senate, 759
First reading, 780
Referred to Committee on Political Subdivisions
Reported back, do pass, 1082

Second reading, 1100
Passed, 1100
Returned to House, 1171
Received from House, 1264
Signed by President, 1264
Returned to House, 1269

House Bill No. 1694

House Bill No. 1694. — A Bill for an Act to amend and reenact section 48-02-19 of the North Dakota Century Code, relating to making public buildings and facilities accessible and usable by the physically handicapped.

To Senate, 1547
First reading, 1562
Referred to Committee on Political Subdivisions
Reported back, do pass, 1642
Second reading, 1747
Clincher motion, 1747
Passed, 1747
Returned to House, 1768
Received from House, 1852
Signed by President, 1864
Returned to House, 1865

House Bill No. 1695

House Bill No. 1695. — A Bill for an Act to repeal chapter 50-24 of the North Dakota Century Code, relating to aid to aged, blind, or disabled program, but continuing certain provisions in effect.

To Senate, 1510
First reading, 1521
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, do pass, 1599
Second reading, 1747
Clincher motion, 1747
Passed, 1747
Emergency carried, 1768
Received from House, 1852
Signed by President, 1864
Returned to House, 1865

House Concurrent Resolutions

House Concurrent Resolution No. 3001

House Concurrent Resolution No. 3001. — A concurrent resolution to create a new article II of the Constitution of the State of North Dakota, relating to the legislative assembly; to repeal sections 26 through 44 and sections 46 through 70 of the present article II of the Constitution of the State of North Dakota, relating to the legislative assembly; and providing an effective date.

To Senate, 1309
 First reading, 1381
 Referred to Committee on Constitutional Revision
 Reported back, do pass, 1412
 Floor amendment, 1556
 Second reading, 1557
 Adopted, 1557
 Returned to House, amended, 1644
 House concurs, 1710
 Received from House, 1777
 Signed by President, 1794
 Returned to House, 1795

House Concurrent Resolution No. 3002

House Concurrent Resolution No. 3002. — A concurrent resolution to create a new section of the Constitution of the State of North Dakota relating to legislative reimbursement; to repeal section 45 of the Constitution of the State of North Dakota, relating to legislative salaries and mileage; and providing an effective date.

To Senate, 1343
 First reading, 1381
 Referred to Committee on Constitutional Revision
 Reported back, do pass, 1413
 Second reading, 1557
 Adopted, 1557
 Returned to House, 1644
 Received from House, 1699
 Signed by President, 1699
 Returned to House, 1700

House Concurrent Resolution No. 3005

House Concurrent Resolution No. 3005. — A concurrent resolution creating a new article III of the Constitution of the State of North Dakota, relating to the executive branch of government, to the election, qualification, and compensation of executive officials, to executive branch organization, to the powers and duties of the governor, and to gubernatorial succession; to repeal article III, consisting of sections 71 through 84, of the Constitution of the State of North Dakota, relating to the executive branch of government, to the

election, qualification, and compensation of executive officials, to the powers and duties of the governor, and to gubernatorial succession; and providing an effective date.

To Senate, 554
 First reading, 570
 Referred to Committee on Constitutional Revision
 Reported back, do pass, 595
 Floor amendments, 1894
 Amendments adopted, 1895
 Second reading, 947, 1895
 Adopted, 948, 1895
 Returned to House, 1012, 1895
 Returned to Senate, 1795
 House concurs, 1906
 Senate requests return, 1795
 Received from House, 1090, 1976
 Signed by President, 1091, 1976
 Returned to House, 1094, 1976

House Concurrent Resolution No. 3006

House Concurrent Resolution No. 3006. — A concurrent resolution directing a Legislative Council study of community corrections programs and the State Penitentiary.

To Senate, 164
 First reading, 182
 Referred to Committee on State and Federal Government
 Reported back, indefinitely postponed, 890
 Second reading, 948
 Lost, 948
 Returned to House, 1012

House Concurrent Resolution No. 3007

House Concurrent Resolution No. 3007. — A concurrent resolution directing an interim study by the Legislative Council of the feasibility and desirability of providing for comprehensive post-retirement adjustment programs for the Public Employees Retirement System, Teachers' Fund for Retirement, and Highway Patrol retirement program.

To Senate, 385
 First reading, 399
 Referred to Committee on State and Federal Government
 Reported back, amended, 677
 Amendments adopted, 694
 Second reading, 948
 Adopted, 948
 Returned to House, amended, 1012
 House concurs, 1089
 Received from House, 1160
 Signed by President, 1164
 Returned to House, 1164

House Concurrent Resolution No. 3008

House Concurrent Resolution No. 3008. — A concurrent resolution directing the Legislative Council to study legislative apportionment.

To Senate, 208
First reading, 225
Referred to Committee on Political Subdivisions
Reported back, do pass, 1116
Second reading, 1145
Adopted, 1145
Returned to House, 1205
Received from House, 1303
Signed by President, 1303
Returned to House, 1303

House Concurrent Resolution No. 3009

House Concurrent Resolution No. 3009. — A concurrent resolution to amend and reenact section 174 of the Constitution of the State of North Dakota, relating to legislative authority to provide a four-mill property tax levy to defray the expenses of the state, and providing that the legislative assembly may not raise revenue for the state through a property tax.

To Senate, 925
First reading, 961
Referred to Committee on Constitutional Revision
Reported back, do pass, 1377
Second reading, 1557
Adopted, 1558
Returned to House, 1644
Received from House, 1699
Signed by President, 1699
Returned to House, 1700

House Concurrent Resolution No. 3010

House Concurrent Resolution No. 3010. — A concurrent resolution urging school boards to cooperate with the North Dakota national guard for the Guard Career Education Program.

To Senate, 229
First reading, 236
Referred to Committee on Education
Reported back, do pass, 677
Second reading, 948
Adopted, 948
Returned to House, 1012
Received from House, 1090
Signed by President, 1091
Returned to House, 1094

House Concurrent Resolution No. 3011

House Concurrent Resolution No. 3011 — A concurrent resolution to repeal article 60 of the amendments to the Constitution of the State of North Dakota, relating to a one-mill levy on all taxable property within the State of North Dakota for the North Dakota state medical center at the University of North Dakota.

To Senate, 759

First reading, 780

Referred to Committee on Constitutional Revision

Reported back, do pass, 1378

Second reading, 1558

Adopted, 1558

Returned to House, 1644

Received from House, 1699

Signed by President, 1699

Returned to House, 1700

House Concurrent Resolution No. 3012

House Concurrent Resolution No. 3012 — A concurrent resolution requesting full implementation of the Agricultural Adjustment Act of 1949, as amended in 1977, which includes ninety percent of parity loan rates on the major agricultural commodities.

To Senate, 229

First reading, 237

Referred to Committee on Agriculture

Reported back, amended, 440

Amendments adopted, 453

Second reading, 453

Adopted, 453

Returned to House, amended, 478

House concurs, 525

Received from House, 554

Signed by President, 555

Returned to House, 555

House Concurrent Resolution No. 3013

House Concurrent Resolution No. 3013 — A concurrent resolution directing the legislative council to study the feasibility and desirability of adopting a method of computing state income tax liability by taking a percentage of a taxpayer's federal income tax liability.

To Senate, 269

First reading, 291

Referred to Committee on Finance and Taxation

Reported back, do pass, 1230

Second reading, 1255

Adopted, 1255

Returned to House, 1311

Received from House, 1413

Signed by President, 1414

Returned to House, 1414

House Concurrent Resolution No. 3014

House Concurrent Resolution No. 3014. — A concurrent resolution providing and designating House and Senate employees and fixing their compensation.

To Senate, 338
First reading, 344
Referred to Committee on Appropriations
Reported back, do pass, 334
Second reading, 344
Adopted, 344
Returned to House, 359
Received from House, 385
Signed by President, 385
Returned to House, 385

House Concurrent Resolution No. 3015

House Concurrent Resolution No. 3015. — A concurrent resolution directing the Legislative Council to study public and private cost containment procedures relating to hospitals, clinics, nursing homes, insurance companies providing health care coverage, physicians, dentists, optometrists, podiatrists, and others providing health care services.

To Senate, 360
First reading, 377
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 1033
Re-referred to Education, 681
Second reading, 1051
Adopted, 1051
Returned to House, 1095
Received from House, 1197
Signed by President, 1197
Returned to House, 1197

House Concurrent Resolution No. 3016

House Concurrent Resolution No. 3016. — A concurrent resolution directing the Legislative Council to study floodplain management, including the construction of dikes and other devices for flood control regulation.

To Senate, 450
First reading, 468
Referred to Committee on Natural Resources
Reported back, do pass, 1059
Second reading, 1089
Adopted, 1089
Returned to House, 1129
Received from House, 1238
Signed by President, 1239
Returned to House, 1239

House Concurrent Resolution No. 3017

House Concurrent Resolution No. 3017. — A concurrent resolution congratulating Floyd E. Henderson on his election as National Commander of the Veterans of World War I of the U.S.A. and welcoming his visit to North Dakota.

To Senate, 133
First reading, 141
Second reading, 141
Adopted, 141
Returned to House, 144
Received from House, 164
Signed by President, 164
Returned to House, 188

House Concurrent Resolution No. 3018

House Concurrent Resolution No. 3018. — A concurrent resolution directing a Legislative Council study of the desirability and feasibility of increased use of paraprofessional medical personnel as a means of lowering the high costs of medical care in North Dakota.

To Senate, 360
First reading, 377
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 1185
Second reading, 1208
Adopted, 1208
Returned to House, 1274
Received from House, 1342
Signed by President, 1343
Returned to House, 1343

House Concurrent Resolution No. 3019

House Concurrent Resolution No. 3019. — A concurrent resolution directing a Legislative Council study of the real property laws of North Dakota, particularly with respect to those laws affecting mobile home ownership, and the laws relating to the taxation of mobile homes.

To Senate, 338
First reading, 361
Referred to Committee on Industry, Business and Labor
Reported back, amended, 1034
Re-referred to Education, 682
Amendments adopted, 1043
Second reading, 1089
Adopted, 1089
Returned to House, amended, 1129
House concurs, 1238
Received from House, 1303
Signed by President, 1303
Returned to House, 1303

House Concurrent Resolution No. 3020

House Concurrent Resolution No. 3020. — A concurrent resolution urging the United States Congress to allow speed limits greater than 55 miles per hour in sparsely populated areas.

To Senate, 1066
First reading, 1116
Referred to Committee on Transportation
Reported back, do pass, 1298
Second reading, 1317
Adopted, 1317
Returned to House, 1388
Received from House, 1517
Signed by President, 1517
Returned to House, 1518

House Concurrent Resolution No. 3021

House Concurrent Resolution No. 3021. — A concurrent resolution directing the Legislative Council to study the provision of health care services in North Dakota.

To Senate, 925
First reading, 961
Referred to Committee on Industry, Business and Labor
Reported back, amended, 1186, 1299
Re-referred to Industry, Business and Labor, 1206
Amendments adopted, 1315
Second reading, 1360
Adopted, 1360
Returned to House, amended, 1454
House concurs, 1547
Received from House, 1597
Signed by President, 1597
Returned to House, 1597

House Concurrent Resolution No. 3022

House Concurrent Resolution No. 3022. — A concurrent resolution directing the Legislative Council to study and review the powers, duties, and jurisdictional boundaries of water management districts and legal drain boards.

To Senate, 689
First reading, 758
Referred to Committee on Agriculture
Reported back, do pass, 1082
Second reading, 1122
Adopted, 1122
Returned to House, 1171
Received from House, 1264
Signed by President, 1264
Returned to House, 1269

House Concurrent Resolution No. 3023

House Concurrent Resolution No. 3023. — A concurrent resolution directing the Legislative Council to study the appropriate sections of the North Dakota Century Code which relate to the operation of emergency vehicles, and lighting systems and other equipment emergency vehicles are authorized to use, with emphasis on the assignment of the responsibility for adopting rules, and requiring specific training and equipment, for safe operation of emergency vehicles.

To Senate, 925
 First reading, 961
 Referred to Committee on Transportation
 Reported back, do pass, 1299
 Second reading, 1317
 Adopted, 1317
 Returned to House, 1388
 Received from House, 1517
 Signed by President, 1517
 Returned to House, 1518

House Concurrent Resolution No. 3024

House Concurrent Resolution No. 3024. — A concurrent resolution urging the President and Congress to maintain diplomatic relations and uphold treaty obligations with the Republic of China -Taiwan.

To Senate, 759
 First reading, 780
 Referred to Committee on State and Federal Government
 Reported back, do pass, 1034
 Second reading, 1045
 Adopted, 1045
 Returned to House, 1095
 Received from House, 1197
 Signed by President, 1197
 Returned to House, 1197

House Concurrent Resolution No. 3027

House Concurrent Resolution No. 3027. — A concurrent resolution directing the Legislative Council to conduct a study of the membership of agricultural product promotion entities in North Dakota.

To Senate, 925
 First reading, 961
 Referred to Committee on Agriculture
 Reported back, do pass, 1264
 Second reading, 1349
 Adopted, 1349
 Returned to House, 1455
 Received from House, 1541
 Signed by President, 1541
 Returned to House, 1541

House Concurrent Resolution No. 3028

House Concurrent Resolution No. 3028. — A concurrent resolution directing the legislative council to study the tax laws of this state as they affect financial institutions such as banks and trust companies, building and loan associations, insurance companies, and credit unions.

To Senate, 1041
First reading, 1083
Referred to Committee on Finance and Taxation
Reported back, do pass, 1378
Second reading, 1396
Adopted, 1397
Returned to House, 1505
Received from House, 1541
Signed by President, 1541
Returned to House, 1542

House Concurrent Resolution No. 3029

House Concurrent Resolution No. 3029. — A concurrent resolution directing the Legislative Council to study the feasibility of public television coverage of the Forty-seventh Legislative Assembly.

To Senate, 689
First reading, 758
Referred to Committee on State and Federal Government
Reported back, do pass, 851
Second reading, 948
Lost, 948
Returned to House, 1012

House Concurrent Resolution No. 3030

House Concurrent Resolution No. 3030. — A concurrent resolution urging Congress to develop a uniform definition of the term "veteran" for all federal programs relating to veterans.

To Senate, 759
First reading, 781
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, do pass, 923
Second reading, 1006
Adopted, 1006
Returned to House, 1040
Received from House, 1096
Signed by President, 1124
Returned to House, 1125

House Concurrent Resolution No. 3031

House Concurrent Resolution No. 3031. — A concurrent resolution urging the President and Congress to provide assistance to railroads linking agricultural areas and urban market areas of the nation.

To Senate, 1041
 First reading, 1083
 Referred to Committee on Transportation
 Reported back, do pass, 1300
 Second reading, 1317
 Adopted, 1317
 Returned to House, 1388
 Received from House, 1517
 Signed by President, 1517
 Returned to House, 1518

House Concurrent Resolution No. 3032

House Concurrent Resolution No. 3032. — A concurrent resolution directing a study by the Legislative Council to review the equity and adequacy of retirement provisions for supreme court and district court judges.

To Senate, 689
 First reading, 758
 Referred to Committee on State and Federal Government
 Reported back, amended, 1059
 Amendments adopted, 1068
 Second reading, 1122
 Adopted, 1122
 Returned to House, amended, 1171
 House concurs, 1268
 Received from House, 1309
 Signed by President, 1312
 Returned to House, 1312

House Concurrent Resolution No. 3033

House Concurrent Resolution No. 3033. — A concurrent resolution in support of Northern Tier Pipeline.

To Senate, 759
 First reading, 781
 Referred to Committee on Natural Resources
 Reported back, do pass, 1082
 Second reading, 1122
 Adopted, 1122
 Returned to House, 1171
 Received from House, 1264
 Signed by President, 1269
 Returned to House, 1269

House Concurrent Resolution No. 3035

House Concurrent Resolution No. 3035. — A concurrent resolution directing a Legislative Council study of the relationship between American Indian tribal governments and North Dakota state government.

To Senate, 689
First reading, 758
Referred to Committee on State and Federal Government
Reported back, amended, 1060
Floor amendment, 1100
Amendments adopted, 1068, 1100
Second reading, 1122
Adopted, 1122
Returned to House, amended, 1171
House concurs, 1268
Reconsidered, 1100
Received from House, 1309
Signed by President, 1312
Returned to House, 1312

House Concurrent Resolution No. 3038

House Concurrent Resolution No. 3038. — A concurrent resolution urging North Dakota Governor Arthur A. Link to proclaim a “North Dakota Forgotten Victims of Crime Week”.

To Senate, 1066
First reading, 1116
Referred to Committee on Judiciary
Reported back, do pass, 1335
Second reading, 1360
Adopted, 1360
Returned to House, 1455
Received from House, 1541
Signed by President, 1541
Returned to House, 1542

House Concurrent Resolution No. 3042

House Concurrent Resolution No. 3042. — A concurrent resolution directing the Legislative Council to conduct a study of severed mineral interests in North Dakota.

To Senate, 925
First reading, 961
Referred to Committee on Natural Resources
Reported back, do pass, 1116
Second reading, 1145
Adopted, 1145
Returned to House, 1205
Received from House, 1303
Signed by President, 1303
Returned to House, 1303

House Concurrent Resolution No. 3043

House Concurrent Resolution No. 3043. — A concurrent resolution directing the Legislative Council to study state agency and department use of computers.

To Senate, 926
 First reading, 961
 Referred to Committee on State and Federal Government
 Reported back, do pass, 1158
 Second reading, 1196
 Adopted, 1196
 Returned to House, 1269
 Received from House, 1309
 Signed by President, 1312
 Returned to House, 1312

House Concurrent Resolution No. 3044

House Concurrent Resolution No. 3044. — A concurrent resolution directing the Legislative Council to study the adequacy of community-based residential facilities and care for physically handicapped young adults in North Dakota and to clarify the respective responsibilities of state and local agencies involved in the provision of residential care, treatment, supervision, and related services, and, when necessary, protection to physically handicapped young adults.

To Senate, 926
 First reading, 961
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, do pass, 1200
 Second reading, 1349
 Adopted, 1349
 Returned to House, 1455
 Received from House, 1541
 Signed by President, 1541
 Returned to House, 1542

House Concurrent Resolution No. 3045

House Concurrent Resolution No. 3045. — A concurrent resolution directing the Legislative Council to study catastrophic illness programs, minimum benefits in health insurance, and the uninsurable pooled risks concept.

To Senate, 926
 First reading, 962
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 1,186
 Second reading, 1208
 Adopted, 1208
 Returned to House, 1274
 Received from House, 1342
 Signed by President, 1343
 Returned to House, 1343

House Concurrent Resolution No. 3046

House Concurrent Resolution No. 3046. — A concurrent resolution directing a Legislative Council study of the alternatives available for the accumulation of sick leave by state employees.

To Senate, 926
First reading, 962
Referred to Committee on State and Federal Government
Reported back, do pass, 1159
Second reading, 1196
Adopted, 1196
Returned to House, 1269
Received from House, 1309
Signed by President, 1312
Returned to House, 1312

House Concurrent Resolution No. 3048

House Concurrent Resolution No. 3048. — A concurrent resolution directing a Legislative Council study to monitor the collocation of comprehensive mental health and area social service centers.

To Senate, 926
First reading, 962
Referred to Committee on Social Welfare and Veterans Affairs
Reported back, amended, 1300
Amendments adopted, 1315
Second reading, 1360
Adopted, 1360
Returned to House, amended, 1454
House concurs, 1547
Received from House, 1597
Signed by President, 1597
Returned to House, 1598

House Concurrent Resolution No. 3050

House Concurrent Resolution No. 3050. — A concurrent resolution directing a Legislative Council study of the fire insurance premium tax.

To Senate, 1041
First reading, 1083
Referred to Committee on Appropriations
Reported back, do pass, 1453
Second reading, 1561
Adopted, 1561
Returned to House, 1644
Received from House, 1699
Signed by President, 1700
Returned to House, 1700

House Concurrent Resolution No. 3051

House Concurrent Resolution No. 3051. A concurrent resolution urging Congress to maintain Farmers Home Administration county offices in North Dakota.

To Senate, 1041
First reading, 1083

Referred to Committee on Agriculture
 Reported back, do pass, 1264
 Second reading, 1349
 Adopted, 1349
 Returned to House, 1455
 Received from House, 1541
 Signed by President, 1541
 Returned to House, 1542

House Concurrent Resolution No. 3052

House Concurrent Resolution No. 3052. — A concurrent resolution directing the Legislative Council to conduct a study of the doctrine of comparative negligence and other related areas.

To Senate, 1041
 First reading, 1083
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 1186
 Second reading, 1208
 Adopted, 1208
 Returned to House, 1274
 Received from House, 1342
 Signed by President, 1343
 Returned to House, 1343

House Concurrent Resolution No. 3054

House Concurrent Resolution No. 3054. — A concurrent resolution directing the Legislative Council to conduct a study of the taxation of sales of water in North Dakota.

To Senate, 1041
 First reading, 1083
 Referred to Committee on Natural Resources
 Reported back, do pass, 1301
 Second reading, 1349
 Adopted, 1349
 Returned to House, 1455
 Received from House, 1541
 Signed by President, 1541
 Returned to House, 1542

House Concurrent Resolution No. 3055

House Concurrent Resolution No. 3055. — A concurrent resolution directing the legislative council to study the provisions relating to the membership of the boards of directors of non-profit hospital service corporations, non-profit medical service corporations, non-profit dental service corporations and non-profit vision service corporations.

To Senate, 1066
 First reading, 1116
 Referred to Committee on Industry, Business and Labor
 Reported back, do pass, 1230

Second reading, 1247
 Adopted, 1247
 Returned to House, 1311
 Received from House, 1413
 Signed by President, 1414
 Returned to House, 1414

House Concurrent Resolution No. 3057

House Concurrent Resolution No. 3057. — A concurrent resolution directing the Legislative Council to study the issuance of game and fish licenses, particularly with respect to the role of county auditors in such issuance.

To Senate, 1042
 First reading, 1083
 Referred to Committee on Natural Resources
 Reported back, do pass, 1378
 Second reading, 1558
 Adopted, 1558
 Returned to House, 1644
 Received from House, 1699
 Signed by President, 1700
 Returned to House, 1700

House Concurrent Resolution No. 3058

House Concurrent Resolution No. 3058. — A concurrent resolution directing the Legislative Council to conduct a study of the financing of elementary and secondary schools in the continuing effort toward the goal of providing the best possible education for the students of North Dakota.

To Senate, 1042
 First reading, 1084
 Referred to Committee on Education
 Reported back, do pass, 1335
 Second reading, 1360
 Adopted, 1360
 Returned to House, 1455
 Received from House, 1541
 Signed by President, 1541
 Returned to House, 1542

House Concurrent Resolution No. 3059

House Concurrent Resolution No. 3059. A concurrent resolution directing the Legislative Council to study alternative methods of providing equitable and effective means of financing eradication and control of leafy spurge, Canada thistle, and other noxious weeds.

To Senate, 1265
 First reading, 1302
 Referred to Committee on Agriculture
 Reported back, do pass, 1336

Amendments adopted, 1348
 Second reading, 1558
 Adopted, 1559
 Returned to House, amended, 1644
 House concurs, 1710
 Received from House, 1777
 Signed by President, 1794
 Returned to House, 1795

House Concurrent Resolution No. 3060

House Concurrent Resolution No. 3060. — A concurrent resolution to appoint an official photographer for the Forty-sixth Legislative Assembly, to set forth the photography order, and to authorize payment.

To Senate, 1096
 First reading, 1136
 Referred to Committee on State and Federal Government
 Reported back, do pass, 1136
 Second reading, 1360
 Adopted, 1361
 Returned to House, 1455
 Received from House, 1541
 Signed by President, 1541
 Returned to House, 1542

House Concurrent Resolution No. 3061

House Concurrent Resolution No. 3061. — A concurrent resolution directing the Legislative Council to conduct a study of deinstitutionalization programs for residents of the State Hospital, Grafton State School, and San Haven State Hospital.

To Senate, 1198
 First reading, 1231
 Referred to Committee on Social Welfare and Veterans Affairs
 Reported back, do pass, 1454
 Second reading, 1559
 Adopted, 1559
 Returned to House, 1644
 Received from House, 1699
 Signed by President, 1700
 Returned to House, 1700

House Concurrent Resolution No. 3062

House Concurrent Resolution No. 3062. — A concurrent resolution for the amendment of section 176 of the Constitution of the State of North Dakota, relating to the taxation of property.

To Senate, 1309
 First reading, 1381
 Referred to Committee on Constitutional Revision

Reported back, do pass, 1413
Second reading, 1559
Adopted, 1559
Returned to House, 1644
Received from House, 1699
Signed by President, 1700
Returned to House, 1700

House Concurrent Resolution No. 3064

House Concurrent Resolution No. 3064. — A concurrent resolution directing the Legislative Council to study the membership of occupational and professional regulatory agencies, boards, and commissions.

To Senate, 1096
First reading, 1136
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 1231
Second reading, 1247
Adopted, 1247
Returned to House, 1311
Received from House, 1413
Signed by President, 1414
Returned to House, 1414

House Concurrent Resolution No. 3066

House Concurrent Resolution No. 3066. — A concurrent resolution directing the Legislative Council to study the feasibility and desirability of the North Dakota State Legislature enacting legislation which would provide a limited adjustment to the taxable income of renters which represents that portion of a renter's rent which represents real property taxes paid by the owner of the property, if the renter does not otherwise receive benefits pursuant to the provisions of subsection 2 of section 57-02-08.1.

To Senate, 1159
First reading, 1188
Referred to Committee on Finance and Taxation
Reported back, indefinitely postponed, 1379
Second reading, 1559
Lost, 1559
Returned to House, indefinitely postponed, 1644

House Concurrent Resolution No. 3068

House Concurrent Resolution No. 3068. — A concurrent resolution directing the Legislative Council to study the energy tax structure of the state.

To Senate, 1096
First reading, 1136
Referred to Committee on Finance and Taxation
Reported back, do pass, 1379

Second reading, 1396
 Adopted, 1397
 Returned to House, 1505
 Received from House, 1541
 Signed by President, 1541
 Returned to House, 1542

House Concurrent Resolution No. 3070

House Concurrent Resolution No. 3070. — A concurrent resolution directing the Legislative Council to conduct a study of the possibility of implementing a system whereby the sales, use, and motor vehicle excise taxes could be adjusted periodically.

To Senate, 1198
 First reading, 1231
 Referred to Committee on Finance and Taxation
 Reported back, indefinitely postponed, 1379
 Second reading, 1559
 Lost, 1559
 Returned to House, indefinitely postponed, 1644,

House Concurrent Resolution No. 3071

House Concurrent Resolution No. 3071. — A concurrent resolution directing the Legislative Council to conduct a study of the effects of energy development on state and local government.

To Senate, 1096
 First reading, 1136
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 1379
 Floor amendment, 1560
 Amendments adopted, 1560, 1915
 Second reading, 1560
 Adopted, 1560
 Returned to House, amended, 1644
 Conference Committee, 1682
 Conference Committee Report, 1851
 House adopts, 1802, 1915
 House does not concur, 1656
 Received from House, 1974
 Signed by President, 1975
 Returned to House, 1975

House Concurrent Resolution No. 3072

House Concurrent Resolution No. 3072. — A concurrent resolution directing the Legislative Council to conduct a study of the compensation and fringe benefits currently made available to state employees and the personnel policies currently governing state employees.

To Senate, 1159
 First reading, 1188
 Referred to Committee on State and Federal Government
 Reported back, amended, 1336

Amendments adopted, 1348
 Second reading, 1560
 Adopted, 1560
 Returned to House, amended, 1644
 House concurs, 1710
 Received from House, 1777
 Signed by President, 1794
 Returned to House, 1795

House Concurrent Resolution No. 3074

House Concurrent Resolution No. 3074. — A concurrent resolution directing the Legislative Council to study the reporting of agricultural research carried out by the Agricultural Experiment Station and Cooperative Extension Service, emphasizing the possibility of annually reporting information directly to an appropriate committee of the North Dakota Legislative Council.

To Senate, 1238
 First reading, 1246
 Referred to Committee on Agriculture
 Reported back, amended, 1301
 Indefinitely postponed, 1315
 Amendments adopted, 1315
 Second reading, 1361
 Lost, 1361
 Returned to House, indefinitely postponed, 1455

House Concurrent Resolution No. 3075

House Concurrent Resolution No. 3075. — A concurrent resolution directing a Legislative Council study of methods of providing assistance to private institutions of higher education in North Dakota.

To Senate, 1159
 First reading, 1188
 Referred to Committee on Education
 Reported back, do pass, 1337
 Second reading, 1560
 Adopted, 1560
 Returned to House, 1644
 Received from House, 1699
 Signed by President, 1700
 Returned to House, 1700

House Concurrent Resolution No. 3076

House Concurrent Resolution No. 3076. — A concurrent resolution directing the Legislative Council to conduct a study of the problems related to persons driving while under the influence of alcohol or drugs.

To Senate, 1238
 First reading, 1246

Referred to Committee on Transportation
Reported back, do pass, 1454
Second reading, 1560
Adopted, 1560
Returned to House, 1644
Received from House, 1699
Signed by President, 1700
Returned to House, 1700

House Concurrent Resolution No. 3077

House Concurrent Resolution No. 3077. — A concurrent resolution directing the Legislative Council to conduct a study of the feasibility and desirability of providing supplementary benefits to workmen's compensation claimants.

To Senate, 1159
First reading, 1188
Referred to Committee on Industry, Business and Labor
Reported back, do pass, 1231
Second reading, 1247
Adopted, 1247
Returned to House, 1311
Received from House, 1413
Signed by President, 1414
Returned to House, 1414

House Concurrent Resolution No. 3078

House Concurrent Resolution No. 3078. — A concurrent resolution directing the Legislative Council to conduct a study of the relative rights of the owners of the surface and mineral estates.

To Senate, 1042
First reading, 1084
Referred to Committee on Natural Resources
Reported back, do pass, 1302
Second reading, 1349
Adopted, 1349
Returned to House, 1455
Received from House, 1541
Signed by President, 1541
Returned to House, 1542

House Concurrent Resolution No. 3080

House Concurrent Resolution No. 3080. — A concurrent resolution directing the Legislative Council to study the feasibility and desirability of the North Dakota Legislative Assembly enacting legislation which would provide renters on fixed or low income an income tax credit for that portion of a renter's rent which represents real property taxes paid by the owner of the property, if the renter does not otherwise qualify for the renter's refund as provided by subsection 2 of section 57-02-08.1 of the North Dakota Century Code.

To Senate, 1159
First reading, 1188
Referred to Committee on Finance and Taxation
Reported back, do pass, 1380
Second reading, 1560
Adopted, 1561
Returned to House, 1644
Received from House, 1699
Signed by President, 1700
Returned to House, 1700

House Concurrent Resolution No. 3081

House Concurrent Resolution No. 3081. — A concurrent resolution directing the Legislative Council to conduct a study of the education and role of the teacher.

To Senate, 1198
First reading, 1231
Referred to Committee on Education
Reported back, do pass, 1337
Second reading, 1561
Adopted, 1561
Returned to House, 1644
Received from House, 1699
Signed by President, 1700
Returned to House, 1700

House Concurrent Resolution No. 3082

House Concurrent Resolution No. 3082. — A concurrent resolution directing the Legislative Council to study the personal liability of officers and members of boards and commissions of the state and political subdivisions.

To Senate, 1198
First reading, 1231
Referred to Committee on Political Subdivisions
Reported back, do pass, 1302
Second reading, 1349
Adopted, 1349
Returned to House, 1455
Received from House, 1541
Signed by President, 1541
Returned to House, 1542

House Concurrent Resolution No. 3083

House Concurrent Resolution No. 3083. — A concurrent resolution directing the Legislative Council to conduct a study of the Old West Regional Commission's activities which impact North Dakota.

To Senate, 1265
First reading, 1302

Referred to Committee on State and Federal Government
 Reported back, do pass, 1380
 Second reading, 1561
 Adopted, 1561
 Returned to House, 1644
 Received from House, 1699
 Signed by President, 1700
 Returned to House, 1700

House Concurrent Resolution No. 3085

House Concurrent Resolution No. 3085. — A concurrent resolution directing the Legislative Council to conduct a study of the four-year medical program of the University of North Dakota Medical School.

To Senate, 1159
 First reading, 1188
 Referred to Committee on Education
 Reported back, do pass, 1337
 Second reading, 1561
 Adopted, 1561
 Returned to House, 1644
 Received from House, 1699
 Signed by President, 1700
 Returned to House, 1700

House Concurrent Resolution No. 3086

House Concurrent Resolution No. 3086. — A concurrent resolution urging the Federal Aviation Administration to abandon the proposed “controlled visual flight” rules.

To Senate, 1094
 First reading, 1089
 Referred to Committee on Transportation
 Reported back, do pass, 1116
 Second reading, 1117
 Adopted, 1117
 Returned to House, 1125
 Received from House, 1159
 Signed by President, 1159
 Returned to House, 1159

House Concurrent Resolution No. 3087

House Concurrent Resolution No. 3087. — A concurrent resolution directing a Legislative Council study of the feasibility of eliminating the 21-mill county levy for schools and substituting either a state-collected tax or any other suitable alternative.

To Senate, 1265
 First reading, 1302
 Referred to Committee on Finance and Taxation
 Reported back, do pass, 1380

Second reading, 1561
Adopted, 1561
Returned to House, 1644
Received from House, 1699
Signed by President, 1700
Returned to House, 1700

House Concurrent Resolution No. 3088

House Concurrent Resolution No. 3088. — A concurrent resolution for a constitutional amendment providing for the creation of a coal development impact trust fund; and providing an effective date.

To Senate, 1547
First reading, 1563
Referred to Committee on Constitutional Revision
Reported back, do pass, 1936
Second reading, 1936
Adopted, 1936
Returned to House, 1937
Received from House, 1976
Signed by President, 1976
Returned to House, 1976

House Concurrent Resolution No. 3089

House Concurrent Resolution No. 3089. — A concurrent resolution congratulating Willis "Bill" Osmon, the Valley City State College athletic director, on being named to the National Association of Intercollegiate Athletics Hall of Fame.

To Senate, 1343
First reading, 1396
Not referred to Committee
Second reading, 1396
Adopted, 1396
Returned to House, 1505
Received from House, 1541
Signed by President, 1542
Returned to House, 1542

House Concurrent Resolution No. 3090

House Concurrent Resolution No. 3090. — A concurrent resolution authorizing the retention of certain employees of the House and Senate and providing supervisory authority, to allow for the completion of legislative work after the close of the Session.

To Senate, 1506
First reading, 1521
Second reading, 1748
Clincher motion, 1748
Adopted, 1748
Returned to House, 1768

Received from House, 1852
Signed by President, 1864
Returned to House, 1865

House Concurrent Resolution No. 3091

House Concurrent Resolution No. 3091. — A concurrent resolution setting forth legislative policy that the use of federal appropriations for purposes of fish and wildlife land acquisitions in connection with the Garrison Diversion Unit should be limited to purchases from only willing sellers, urging the Secretary of the Interior to establish a policy of crediting existing federal and state-owned land toward fish and wildlife mitigation and enhancement requirements, supporting the Governor's wetland policy, and urging development by the Fish and Wildlife Service of a plan for acquisition of Garrison wildlife areas for purposes of mitigation and enhancement consistent with the policies established by the statutory and contract agreements between the United States and the State of North Dakota.

To Senate, 1547
First reading, 1563
Referred to Committee on Natural Resources
Reported back, do pass, 1642
Second reading, 1916
Adopted, 1916
Returned to House, 1932
Received from House, 1976
Signed by President, 1976
Returned to House, 1976

House Concurrent Resolution No. 3092

House Concurrent Resolution No. 3092. — A concurrent resolution directing an interim study by the Legislative Council of the implementation of laws requiring public buildings and facilities to be accessible and usable by the physically handicapped.

To Senate, 1540
First reading, 1563
Referred to Committee on Political Subdivisions
Reported back, do pass, 1643
Second reading, 1749
Clincher motion, 1749
Adopted, 1749
Returned to House, 1768
Received from House, 1852
Signed by President, 1864
Returned to House, 1865

House Concurrent Resolution No. 3093

House Concurrent Resolution No. 3093. — A concurrent resolution congratulating Robert G. Thompson on being named one of the nation's four outstanding young farmers for 1978-79 by the United States Jaycees.

To Senate, 1540
First reading, 1563
Second reading, 1563
Adopted, 1563
Returned to House, 1644
Received from House, 1708
Signed by President, 1708
Returned to House, 1708

House Concurrent Resolution No. 3094

House Concurrent Resolution No. 3094. — A concurrent resolution congratulating the UND-Williston women's basketball team and their coach, Ms. Penny Johnson, for placing third in the National Junior College women's basketball tournament.

To Senate, 1645
First reading, 1765
Second reading, 1765
Adopted, 1776
Returned to House, 1768
Received from House, 1916
Signed by President, 1924
Returned to House, 1924

House Concurrent Resolution No. 3095

House Concurrent Resolution No. 3095. — A concurrent resolution urging the United States Congress to designate Fort Totten as a national historic site.

To Senate, 1645
First reading, 1766
Second reading, 1766
Adopted, 1766
Returned to House, 1768
Received from House, 1852
Signed by President, 1864
Returned to House, 1865

House Concurrent Resolution No. 3096

House Concurrent Resolution No. 3096. — A concurrent resolution congratulating the Barcome rink of Grand Forks on winning the World Junior Curling Championship.

To Senate, 1646
First reading, 1766
Second reading, 1766
Adopted, 1766
Returned to House, 1768
Received from House, 1852
Signed by President, 1864
Returned to House, 1865