Journal of the House

Forty-seventh Legislative Assembly

SEVENTH DAY

Bismarck, January 14, 1981

The House convened at 1:30 p.m., with Speaker Peterson presiding. Prayer was offered by Jerry Giest, Devils Lake, interpreter and Jim Linstaedt, Fargo, students from the School for the Deaf in Devils Lake, North Dakota.

The roll was called and all members were present.

A quorum was declared by the Speaker.

RECOGNITION

Rep. Charles Anderson introduced Miss Tammy Meyer from Harlow, North Dakota, to the Assembly. Miss Meyer is North Dakota Pork Queen.

			REVISION AND CORRECTION OF THE JOURNAL	
Mr.	Spe	eaker	Your Committee on Revision and Correction of the	æ
Journal l	has ca	refully ex	samined the Journal of the Sixth Day and finds the	
same to	be	correc	t.	
			$Q = 0 Q_{\perp}$	
			Burness & Reed Chairma	n
Rep	. Е.	Pomero	Y moved that the report be adopted, which motion	n
prevailed				

SIXTH ORDER OF BUSINESS

Rep. A. Hausauer moved that the amendments to House Bill No. 1089 as recommended by the Committee on Finance and Taxation as printed on page 170 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1109. — A Bill for an Act to create and enact a new subsection to section 54-52-17 of the North Dakota Century Code, relating to the crediting, upon termination, of unused accumulated sick leave as additional months of service for retirement purposes.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 17 nays, 83; absent and not voting 0.

REGULAR SESSION ROLL-CALL 1981 LEGISLATURE							
TEAS N-V NAYS	YEAS N-V	NAYS	YEAS N.V	NAYS	YEAS N-V	NAY	
ANDERSON, C. 47	● HOFFNER		METZ	•	THOMPSON		
ANDERSON, R. #36	HORGAN	•	MEYER	•	TIMM	•	
BACKES	HOUMANN	•	MOORE	•	UNHJEM		
BERG	HUGHES		MOUM	•	VANDER VORST_		
BERGER	HUWE	•	MURPHY	•_	VIG		
BLACK	JACOBSEN, R		MUSHIK	•	WAGNER		
80YUM	JACOBSON, I		NAGEL		WALD.		
BROKAW	KELLY		NICHOLAS	•	WENTZ		
CONMY •	■ KENT		OLAFSON	. •	WHA! FN	•	

CRABTREE	↓ ◆ KINGSBURY		OLSEN	ZIMBLEMAN
DICK	KLOUBEC	•	OLSON, A. #11	
DIETZ	KNUDSON	•	OLSON, D. #13	MR. SPEAKER
DOTZENROD	KOLAND	•	OPEDAHL	
DuBORD	● KO\$KI		PELTIER	
_EAGLES	KRETSCHMAR	•	PETERSON	
_FREBORG	KUCHERA	. •	POMEROY, E. #24	J
_GATES	LANG		POMEROY, G. #42	
_GERL	LARSON, B. #12	•	REED	
_G0ETZ	LARSON, G. #29	•	REITEN]
GORDER	LARSON, H. #7	•	RETZER	
GUNDERSON •	LIPSIEA	•	RICE	1
_GUNSCH	MARSDEN	•	RICHARD	7
HANSON, L. #48	MARTIN	•	RICHIE	7
	● MARTINSON		RIEHL	
HAUGLAND	● MATCHIE		RUED.	
HAUSAUER, A. #49	MATHENY	•	SCHINDLER	
HAUSAUER, R. #25	MATTSON	•	● SOLBERG	
_HEDSTROM	ME/ERS	•	SORUM	
HEIGAARD	MELBY	•	STRINDEN	
HILL	● MERTENS		SWIONTEK	1

So the bill was declared lost.

House Bill No. 1122. — A Bill for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code to exempt residential property used to house developmentally disabled individuals from property 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, 8 nays, 92; absent and not voting 0.

REGULAR SESSION		ROLL	-CALL			1981 ∟E	EGISLA	TUR
EAS N.V NAYS	YEAS N-V	NAYS	YEAS	N-V	NAY5	YEAS		
ANDERSON, C. 47	● HOFFNER		METZ		•	THOM	IPSON	
ANDERSON, R. #36	HORGAN		MEYE	R	. • .	TIMM		
BACKES	HOUMANN		MOOR	E	•	UNHJ		
BERG	HUGHES			۸		VAND	ER VORST_	
BERGER	HUWE			PHY				
 BLACK 	JACOBSEN, R.		MUSH	IK		WAG	(ER	
BOYUM	JACOBSON, I		NAGE	L				
BROKAW	KELLY		NICHO	DLAS		WEN1		
CONMY	KENT		OLAF	SON			.EN	
CRABTREE	KINGSBURY_		OLSEI	٧		ZIMB	LEMAN	
DICK	KLOUBEC			N, A. #11				
DIETZ	KNUDSON		01.501	N, D. #13		MR S	PEAKER	
DOTZENROD	KOLAND	•	OPED	AHL				
DuBORD	KOSKI			IER		I		
EAGLES	KRETSCHMAR		PETE	RSON		i		
FREBORG	KUCHERA	•	POME	ROY, E. 124				
GATES	LANG		● POME	ROY, G. 142		1		
● GERL	LARSON, B. #12		REED					
GOETZ	LARSON, G. #29		REITE	N]		
GORDER	LARSON, H. #7	•	RETZI	R				
GUNDERSON •	LIPSIEA	•]		
GUNSCH	MARSDEN	•	RICHA	RD	•	}		
■ HANSON, L #48	MARTIN	•	. ■ RICHI	E]		
HANSON, O. #J	MARTINSON	•			•			
HAUGLAND	■ MATCHIE		RUED		•]		
HAUSAUER, A. #49	MATHENY		SCHIN	DLER	•	i		
HAUSAUER, R. ≢25●	MATTSON	•	SOLBE	RG	•]		
HEDSTROM	MEIERS	•	SORU	V1	•	ĺ		
HEIGAARD	MELBY		STRIN	DEN	•	1		
HILL	MERTENS	•		ITEK		1		

So the bill was declared lost.

MOTIONS

Rep. Gunderson moved that House Bill No. 1128 be returned to the House from the Committee on State and Federal Government for the purpose of withdrawal, which motion prevailed.

Rep. Gunderson requested permission to withdraw House Bill No. 1128, which request was granted.

Rep. Gunderson moved that House Bill No. 1143 be returned to the House from the Committee on State and Federal Government for the purpose of withdrawal, which motion prevailed.

Rep. Gunderson requested permission to withdraw House Bill No.

1143, which request was granted.

RECOGNITION

Rep. O. Solberg announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Ernest R. Hafner, and Rep. Hafner was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1108. — A Bill for an Act to amend and reenact sections 6-02-06 and 6-03-63 of the North Dakota Century Code, relating to new bank applications and adoption of rules for interest on deposits.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 90 nays, 9; absent and not voting 1.

EGULAR SESSION		ROLL	-CALL		1981 LEGISLA	TURE
EAS N-V NAYS		NAYS	YEAS N-V	NAYS	YEAS N.V	NAY
ANDERSON, C. #7	HOFFNER	•_	■ METZ		■ THOMPSON	
ANDERSON, R. #36	HORGAN		MEYER		TIMM	
BACKES	HOUMANN HUGHES		MOORE		UNHJEM	
BERG	● HUGHES`		MOUM		VANDER VORST_	
BERGER	HUWE		MURPHY		VIG	
BLACK	JACOBSEN, R		MUSHIK		WAGNER	
BOYUM	JACOBSON, I		● NAGEL		● WALD	
BROKAW	KELLY		NICHOLAS		WENTZ	
CONMY. •	● KENT		OLAFSON		WHALEN	
CRABTREE	KINGSBURY		OLSEN		■ ZIMBLEMAN	
DICK	● KLOUSEC		OLSON, A. #11			
●_DIÉTZ	KNUDSON	•	OLSON, D. #13		MR SPEAKER	
DOTZENROD	• KOLAND		● OPEDAHL			
■_DuBORD	KOSKI_ KRETSCHMAR_		PELTIER]	
EAGLES	KRETSCHMAR _		PETERSON			
FREBORG	KUCHERA		● POMEROY, E. #24]	
GATES	LANG		POMEROY, G. JA2.		J.	
GERL •	LARSON, B. #12		■ REED]	
● GOETZ	LARSON, G. #29		● REITEN			
GORDER	LARSON, H. #7		RETZER		l	
GUNDERSON	● LIPSIEA		RICE]	
GUNSCH	MARSDEN		RICHARD_]	
MANSON, L. #48	MARTIN	1	RICHIE]	
HANSON, D. /3	MARTINSON		RIEHL			
HAUGLAND	MATCHIE		RUED			
HAUSAUER, A. 149	MATHENY		SCHINDLER]	
HATISALIED P #25	● MATTSON		SOLBERG			
● HEDSTROM	MEIERS _ •		SORUM			
	MELBY		STRINDEN			
● HILL	MERTENS		SWIONTEK		1	

So the bill passed and the title was agreed to.

House Bill No. 1110. — A Bill for an Act to amend and reenact subdivision d of subsection 3 and subdivision d of subsection 4 of section 54-52-17 of the North Dakota Century Code, relating to the computation of disability benefits 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, 97 nays, 2; absent and not voting 1.

NO	RTH DAKOTA	HOUSE OF REPR	RESENTAT	IVES	i	
REGULAR SESSION		ROLL-CALL		1981 LEGISLATURE		
YEAS N.V NAYS	YEAS N.V	NAYS YEAS N.	V NAYS	YEAS N-V	NAYS	
ANDERSON, C. #7	● HOFFNER	METZ	•	THOMPSON		
● ANDERSON, R. #36	● HORGAN	MEYER		TIMM		
BACKES	● HOUMANN			UNHJEM		
● BERG	● HUGHES	■ MOUM		VANDER VORST_		
BERGER	●_HUWE	● MURPHY		● VIG		
BLACK	● JACOBSEN, R	● MUSHIK		WAGNER		
BOYUM	JACOBSON, I.	● NAGEL		● WALD		
● BROKAW	• KELLY	● NICHOLAS		● WENTZ		
● CONMY	● KENT	● OLAFSON		WHALEN		
CRABTREE •	● KINGSBURY	• OLSEN		● ZIMBLEMAN_		
● DICK	● KLOUBEC	OLSON, A. I	11			

● DIETZ	KNUDSON	OLSON, D. #13	● MR. SPEAKER
DOTZENROD	● KOLAND	●_OPEDAHL	
DuBORD		PELTIER	
● FAGLES	◆ KRETSCHMAR	PETERSON	
•_FREBORG	● KUCHERA	POMEROY, E. #24	
● GATES	■ LANG	POMEROY, G. 142	_
● GERL	ARSON, B. #12	REED	⊣
● GOETZ	LARSON, G. #29	REITEN	
GORDER	● LARSON, H. #7	RETZER	. →
● GUNDERSON	● LIPSIEA	RICE	i
GUNSCH	● MARSDEN	■ RICHARD	
HANSON, L. #4		RICHIE	
HANSON, O. #3	MARTINSON	RIEHL	
HAUGLAND	MATCHIE	RUED	
HAUSAUER, A. 149	MATHENY	SCHINDLER	_
HAUSAUER, R. #25	MATTSON.®	SOLBERG	.
HEDSTROM	MEIERS	SORUM	
HEIGAARD	MELBY	STRINDEN	
■ HILL	MERTENS	SWIONTEK	_

So the bill passed and the title was agreed to.

RECOGNITION

Rep. Marsden announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Larry Herslip, and Rep. Herslip was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1111. — A Bill for an Act to create and enact a new section to chapter 54-52 of the North Dakota Century Code, relating to the repurchase of past service by former members of 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, 99 nays, 0; absent and not voting 1.

REGULAR SE			<u>F</u>	ROLL	CALL				GISLA	
EAS N.V		YEAS	N-V	NAYS	YEAS	N-V	NAYS_	YEAS		
■_ANDERSON, C. I		● HOFF	NER		■ MET	7		THOM		
_ANDERSON, R.#		HORG	AN		MEY	'ER		— TIMM		
■BACKES		HOUN			<u>◆</u> M00	RE		UNHJ	EM	
■_BERG		HUGH	ES			M			ER VORST_	
<u>■</u> BERGER		HUWE			MUR	PHY_		V1G		
■_BLACK		_ JACO			■ MUS	HIK		WAGN	IER	
BOYUM		● JACOE	BSON, I		■ NAG			■ WALD		
● BROKAW		● KELL	Y		NICH	IOLAS		WENT	7	
CONMY		■ KENT			● 0LA	FSON		WHAL		
● CRABTREE		KINGS	BURY		OLSE	N		■ ZIMBL	EMAN	
 DICK 		■ KLOU	BEC		• OLSO	ON, A. #11				
 DIETZ 		KNUD	SON		● OL50	N, D. #13			PEAKER	
●_DOTZENROD		● KOLA	ND		 OPE 	DAHL				
DuBORD		KOSK1	l		PEL"	TIER				
EAGLES		● KRET	SCHMAR		PET1	ERSON				
FREBORG		KUCH	ERA		● P0M	EROY, E. 124				
GATES		LANG			● POM	EROY, G. 442				
GERL		● LARSO	ON, B. #12		● REE	D				
GOETZ		LARSO	ON, G. #29		● REIT	EN				
GORDER		● LARSO	ON, H. 47		■ RET	ER				
GUNDERSON		LIPSIE	EA		RICE					
GUNSCH		● MARS	DEN		RICH	ARD				
HANSON, L. 148_		■ MART	N		● RICH	IE				
HANSON, O. #3_		MART.	INSON		• DIE	ıL				
HAUGLAND		MATC	HIE		PITE	0				
HAUSAUER, A. F	19	● MATH	ENY		● SCHI	NDLER				
HAUSAUER, R. F.	15	MATT:	SON		● SOL B	NDLER				
HEDSTROM		■ MEIGI	Dς		SORI	M				
HEIGAARD		. MELB	Y		● STRI	NOEN				
HEIGAARD		● MERT	ENS		• swin	NTEK				

So the bill passed and the title was agreed to.

RECOGNITION

Rep. O. Hanson announced that his brother, former Rep. Donald F. Hanson, a member of the 30th Legislative Assembly was in the Chambers, and requested that the House recognize former Rep. Hanson, and Rep. Hanson was thereupon introduced to the House. It was thirty-four years ago today that former Rep. Hanson introduced

his first bill on the floor of the House.

SECOND READING OF HOUSE BILLS

House Bill No. 1157. — A Bill for an Act to amend and reenact section 54-52-17 of the North Dakota Century Code, providing credit for years of service for those members of the public employees retirement system who retired on or after July 1, 1977.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 100 nays, 0; absent and not voting 0.

REGULAR SI		· · · · · · ·		-CALL				EGISLA	
EAS N.V	NAYS		V NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAY
ANDERSON, C.		HOFFNER	·	METZ			THO	APSON	
ANDERSON, R. I		HORGAN	N	MEYE!			TIMA	^	
●_BACKES ● BERG				MOUN				DER VORST	
BERGER		- HUWE		MURP			VANI		
BLACK		JACOBSE		MUSHI	ŋr			NER	
BOYUM		JACOBSO		NAGEL	` ——		WAL		
● BROKAW		KELLY	N, I	NICHO!			WEN	ļ	
CONMY		KENT			ON			LEN_	
CRABTREE		KINGSBU	nv	OLSEN				LEMAN	
DICK		KLOUBEC			.A. #11		Limit	LEWYU	
DIETZ		KNUDSON			D. #13		• up :	PEAKER	
DOTZENROD		KOLAND		OPEDA			mn	oreanen	
- DuBORD		KOSKI		PELTI					
EAGLES		KRETSCH	DAM	PETER			1		
FREBORG		KUCHERA			OY, E. 124		1		
GATES		LANG	`		OY, G. 142		1		
GERL		LARSON.	B #12	REED			1		
GOETZ		LARSON,		REITE	N		I		
GORDER		LARSON,		RETZE	R .]		
_GUNDERSON		LIPSIEA		RICE]		
_GUNSCH		MARSDEN		RICHA	RD		i		
HANSON, L. #41.		MARTIN		RICHIE			l		
HANSON, O. #3_		MARTINS	ON	RIEHL			j		
HAUGLAND		MATCHIE		RUED			1		
HAUSAUER, A.		MATHENY		SCHINE	DLER		1		
HAUSAUER, R.	25	MATTSON		SOLBE			1		
HEDSTROM		MEIERS .		SORUM	۸		j		
HEIGAARD		MELBY_		STRINE	DEN				
HILL		MERTENS	i	SWION'	TEK		1		

So the bill passed and the title was agreed to.

House Bill No. 1162. — A Bill for an Act to amend and reenact section 43-23-04, subsection 2 of section 43-23-08, and section 43-23-14.1 of the North Dakota Century Code, relating to compensation of the North Dakota real estate commission, license standards for real estate brokers and salesmen, and handling of funds by brokers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 77 nays, 22; absent and not voting 1.

REGULAR SESSION		ROLL-CALL					
YEAS N.V NAYS	YEAS N-V	NAYS	YEAS N.V	NAYS	YEAS N-V	NAY	
ANDERSON, C. #7	+OFFNER		METZ	•	THOMPSON		
ANDERSON, R. #36	HORGAN		● MEYER		TIMM		
■ BACKES	HOUMANN		MOORE		UNHJEM		
●BERG	● HUGHES		MOUM		VANDER VORST		
● BERGER			MURPHY				
BLACK	JACOBSEN, R		MUSHIK		■ WAGNER		
■ BOYUM	● JACOBSON, I.		NAGEL	•	● WALD		
BROKAW	KELLY		NICHOLAS		WENTZ		
CONMY	KENT		OLAFSON		WHALEN		
CRABTREE	■ KINGSBURY		OLSEN	•	ZIMBLEMAN		
● _DICK	● KLOUBEC		OLSON, A. #11				
DIETZ	● KNUDSON		OLSON, D. #13		MR. SPEAKER		
● DOTZENROD	● KOLAND		OPEDAHL		L		
● _DuBORD	● KOSKI		PELTIER	•			
EAGLES	● KRETSCHMAR		PETERSON]		
● FREBORG	KUCHERA		POMEROY, E. #24				

GATES	LANG	POMEROY, G. #42
GERL	■ LARSON, B. #12	REED
● _G0E†Z	LARSON, G. 129	REITEN
_GORDER	LARSON, H. 17	RETZER
GUNDERSON •	LIPSIEA •	RICE
• _GUNSCH	MARSDEN	RICHARD
● _HANSON, L. #48	MARTIN	RICHIE -
HANSON, O. #3	MARTINSON	RIEHL
- HAUGLAND	MATCHIE	RUED
HAUSAUER, A. 149	MATHENY	SCHINDLER
HAUSAUER, R. #25	MATTSON	SOLBERG
●_HEDSTROM	MEIERS	SORUM
HEIGAARD	MELBY	STRINDEN
•_HILL	MERTENS	SWIONTEK

So the bill passed and the title was agreed to.

House Bill No. 1187. — A Bill for an Act to amend and reenact subsection 3 of section 57-38-45 of the North Dakota Century Code, relating to classification of a misdemeanor for income tax 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, 99 nays, 1; absent and not voting 0.

REGULAR SESSION	ROLL	-CALL	1981 LEGISLATURE
EAS N.V NAYS	YEAS N.V NAYS		
ANDERSON, C. 17	● HOFFNER	● MET2	● THOMPSON
ANDERSON, R. #36	● HORGAN	● MEYER_	TIMM.
BACKES		● MOORE	● UNHJEM
●_BERG	HUGHES		VANDER VORST
● BERGER	● HUWE	MURPHY	● VIG
BLACK	JACOBSEN, R.		● WAGNER
● BOYUM	JACOBSON, I	- NAGEL	● WALD
● BROKAW		● NICHOLAS	● WENTZ
● CONMY	● KENT	OLAFSON	● WHALEN
● CRABTREE		OLSEN	ZIMBLEMAN
DICK	● KLOUBEC	OLSON, A. #11	
● DIETZ	KNUDSON	OLSON, D. #13	MR. SPEAKER
●_DOTZENROD	● KOLAND	● OPEDAHL	
●_DuBORD	KOSKI	PELTIER	
EAGLES	● KRETSCHMAR	PETERSON	
● FREBORG	KUCHERA	POMEROY, E. 424	
●GATES	LANG	● POMEROY, G. #42	_]
GERL	● LARSON, B. #12		
GOETZ		REITEN	
GORDER	LARSON, H. #7	• RETZER]
GUNDERSON		⊥ • RICE _	
GUNSCH	MARSDEN	KICHARD]
HANSON, L. 148	MARTIN	RICHIE	
HANSON, O. #3	MARTINSON		1
HAUGLAND	MATCHIE	RUED	1
HAUSAUER, A. #49		SCHINDLER	1
HAUSAUER, R. #25	MATTSON	SOLBERG]
HEDSTROM	MEIERS	■ SORUM	1
HEIGAARD	MELBY	STRINDEN]
<u> </u>		SWIONTEK	1

So the bill passed and the title was agreed to.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your	Committee on	JUDICIAN	(1		
to whom was referred	HOUSE				
Bill No1044	, has had the	same under	considerati	on and recomm	ends, by a vote of
Ayes,15	; Nays, 0	_; Absent,	0	, that the sa	me
X do pass.	do not pass.		be placed o without rec	on calendar commendation.	
			Blan	\sim	
		HOL	Rep	Conmy	Chairman
HOU		Bill No. 1		was placed or	the 11th
1 Chandaran an A	ha anlandon for the cuese	oding logicle	ative day		

Mr. Speaker: Your Committee	ONSTATE AND FEDERAL COVERNMENT
to whom was referredH	OUSE
Bill No,	has had the same under consideration and recommends, by a vote of
Ayes,; Nays,	1 ; Absent, 0 , that the same
do pass.	do not pass. be placed on calendar without recommendation.
	Chairman
House order of business on the calendar f	Bill No. 1046 Rep. Martinson was placed on the 11th or the succeeding legislative day.
	on <u>EDUCATION</u>
to whom was referred	
	has had the same under consideration and recommends, by a vote of
	0 , Absent, 0 , that the same
	be placed on calendar without recommendation.
HOUSE order of business on the calendar fo	Rep. Knudson Chairman Rep. Knudson 1114 was placed on the 11th or the succeeding legislative day.
	on EDUCATION
to whom was referredHOU	SE
Bill No. <u>1115</u> ,	has had the same under consideration and recommends, by a vote of
Ayes,; Nays,	0, that the same
X do pass.	do not pass. be placed on calendar without recommendation.
	Rep Tenneth Lundson Chairman
HOUSE	Rep. Knudson Bill No. 1115 was placed on the 11th
order of business on the calendar for Mr. Speaker: Your Committee	ir the succeeding legislative day.
to whom was referred HOUS	
	has had the same under consideration and recommends, by a vote of
	. , , ,
X do pass.	do not pass. be placed on calendar without recommendation.
	Rep. Knudson Bill No. 1116 was placed on the 11th
order of business on the calendar for	Bill No. 1116 was placed on the 11th writhe succeeding legislative day.
Mr. Speaker: Your Committee	on JUDICIARY
to whom was referredH	DUSE
Bill No. 1119	has had the same under consideration and recommends, by a vote of
Ayes,; Nays,2	; Absent, 0, that the same
X do pass.	do not pass. be placed on calendar

4 Alay M
Chairman Rep. Conmy
HOUSE Bill No. 1117 was placed on the 11th order of business on the calendar for the succeeding legislative day.
Mr. Speaker: Your Committee onJUDICIARY
to whom was referred HOUSE
Bill No. 1137 , has had the same under consideration and recommends, by a vo
Ayes, 13; Nays, 2; Absent, 0, that the same
be placed on calendar
do not pass without recommendation.
be amended as follows:
On page 1, line 1 delete the following: "12-48.1-03,"
On page 1 delete all of lines 6 through 16
,
And renumber the lines, sections, and pages accordingly
And when so amended, recommends the same of this same
Rep. Conmy Chairman
$\frac{\text{HOUSE}}{\text{order of business on the calendar for the succeeding legislative day}}. \text{ was placed on the} \frac{6\text{th}}{\text{order of business on the calendar for the succeeding legislative day}}.$
Mr. Speaker: Your Committee onINDUSTRY, BUSINESS AND LABOR
to whom was referred HOUSE
Bill No. 1145 , has had the same under consideration and recommends, by a very same under consideration and recommends, by a very same in the same in
do not pass. be placed on calendar without recommendation.
REP. RUED Chairma
HOUSE Bill No. 1145 was placed on the 11th
order of business on the calendar for the succeeding legislative day. Mr. Speaker: Your Committee on
•
to whom was referred HOUSE
Bill No. 1152 , has had the same under consideration and recommends, by a v
Ayes, 14; Nays, 0; Absent, 2, that the same
χ do pass. do not pass. be placed on calendar without recommendation.
REP. RUED Chairma
HOUSE Bill No. 1152 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your	Committee on	STATE AND F	EDERAL GOVERNME	:NT
to whom was referred	HOUSE			
Bill No. 1155	, has had the	same under consid	leration and recomme	nds, by a vote of
Ayes,14	; Nays, 1	_; Absent,	, that the sam	ie
do pass.	X do not pass.	be pla withou	ced on calendar ut recommendation.	
		Ta	, •	_Chairman
order of business on the	ise	Bill No. 1155	was placed on the	ne <u>llth</u>
Mr. Speaker: Your		0 0	-	
-				
to whom was referred	Senate			
Bill No2003	, has had the s	same under consid	eration and recommer	nds, by a vote of
Ayes,15	Nays,4	; Absent, 0	, that the sam	e
XX do pass.	do not pass.	be place withou	ced on calendar ut recommendation.	
	Z J REP.	VERNON E. WA	GNER	Chairman
Senate		Bill No200	was placed on	the 14th
order of business on th	ne calendar for the succ	eeaing legislative (lay.	•

MOTIONS

Rep. Strinden moved that the rules be suspended and that Senate Bill 2003 be placed on the 14th order for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2003. — A Bill for an Act to provide an appropriation for additional compensation to North Dakota state employees for the period beginning January 1, 1981, and ending June 30, 1981; 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, 88 nays, 11; absent and not voting 1.

REGULAR SESSION	ROL	L-CALL	1981 LEGISLATURI
EAS N-V NAYS	YEAS N.V NAYS	YEAS N.V NAYS	YEAS N-V NA
● ANDERSON, C. #7	● HOFFNER	METZ	THOMPSON
ANDERSON, R. #36	₱ HORGAN	● MEYER	● TIMM
● BACKES	● HOUMANN	MOORE	● UNHJEM_
●_BERG	● HUGHES		■ VANDER VORST
● BERGER	● HUWE	■_MURPHY	● VIG
●_BLACK	● JACOBSEN, R.	● MUSHIK	● WAGNER
●_BOYUM	● JACOBSON, I.	NAGEL	● WALD
●_BROKAW	● KELLY	NICHOLAS	● WENTZ
CONMY	● KENT	OLAFSON	WHALEN
CRABTREE	● KINGSBURY	OLSEN	ZIMBLEMAN
DICK _	● KLOUBEC	OLSON, A. #11	
● DIETZ	● KNUDSON	OLSON, D. #13	MR. SPEAKER
●_DOTZENROD	● KOLAND	● OPEDAHL	
DuBORD	● KOSK1	PELTIER	
EAGLES	● KRETSCHMAR	PETERSON]
FREBORG	KUCHERA	POMEROY, E. #24	
● GATES	LANG	POMEROY, G. #42	1.
GERL	■ LARSON, B. #12	● REED	J
GOETZ	LARSON, G. 129	REITEN]
_GORDER	LARSON, H. 17	RETZER	1

GUNDERSON •	Ì ● LIPSIEA	RICE
GUNSCH	MARSDEN	RICHARD_
HANSON, L. #48	MARTIN	RICHIE
	MARTINSON	RIEHL
HAUGLAND	MATCHIE	RUED
HAUSAUER, A. #49	MATHENY	SCHINOLER
HAUSAUER, R. #25	MATTSON	SOLBERG
HEDSTROM	MEIERS	SORUM
HEIGAARD	MELBY	STRINDEN
HILL	MERTENS	SWIONTEK

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

MOTIONS

Rep. Strinden moved that the rules be suspended and that Senate Bill 2003 be messaged to the Senate immediately, which motion prevailed.

MESSAGE TO THE SENATE

House Chamber

Mr. President:

I have the honor to return herewith the following, which the House has passed unchanged:

Senate Bill No. 2003

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. 1140

House Concurrent Resolution No. 3003

ROY GILBREATH, Chief Clerk

MESSAGES FROM THE SENATE

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. 2044

Senate Bill No. 2066

Senate Bill No. 2082

Senate Bill No. 2097

Senate Bill No. 2106

Senate Bill No. 2107

Senate Bill No. 2125

Senate Concurrent Resolution No. 4015

LEO LEIDHOLM, Secretary

MOTION

Rep. Kretschmar moved that the House be on the ninth order of business, and at the conclusion of the ninth order, the House be on the thirteenth order of business and at the conclusion of the thirteenth order, the House stand adjourned until 1:30 p.m., Thursday, January 15, 1981, which motion prevailed.

FIRST READING OF HOUSE BILLS

Rep. Conmy introduced: House Bill No. 1279. — A Bill for an Act to provide for the establishment of group homes for developmentally disabled persons in zoned residential areas of counties, cities, and townships.

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

Rep. Conmy introduced:

House Bill No. 1280. — A Bill for an Act to amend and reenact section 12.1-23-05 of the North Dakota Century Code, relating to the gradation of theft offenses.

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

Rep. Murphy introduced:

House Bill No. 1281. — A Bill for an Act to create and enact a new section to title 20.1 of the North Dakota Century Code, prohibiting a person from searching a building for game and fish violations 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 to provide a penalty.

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

Rep. Mertens introduced:

House Bill No. 1282. — A Bill for an Act to amend and reenact section 54-52-17 of the North Dakota Century Code, relating to length of service creditable for calculation of benefits under the public employees retirement system.

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

Rep. Murphy introduced:

House Bill No. 1283. — A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code to allow deduction of windfall profits tax payments on North Dakota tax returns by updating the federalization; and to provide an effective date.

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

Reps. A. Olson, Timm, Gunderson, Olafson and Nagel introduced:

House Bill No. 1284. — A Bill for an Act to create a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code to provide a reduction in the taxable income for a limited amount of interest income received by an individual; and to provide an effective date.

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

Reps. Reed, Gates and Moore and Senators Vosper, Lodoen and Cussons introduced:

House Bill No. 1285. — A Bill for an Act to amend and reenact subsection 7 of section 37-01-40 of the North Dakota Century Code and subsection 8 of section 37-25-02 of the North Dakota Century Code, relating to the definition of "veteran".

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

Reps. Koski, Vig and Kelly introduced:

House Bill No. 1286. — A Bill for an Act to provide an income tax credit for the installation of storm shelters in mobile homes or apartment buildings; and to provide an effective date.

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

Reps. Wald and Goetz introduced:

House Bill No. 1287. — A Bill for an Act to amend and reenact section 43-23-05 of the North Dakota Century Code, relating to the real estate license required for a partnership, association, or corporation.

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

Reps. Unhjem, Hughes and Mushik and Senators Goodman and

Hanson introduced:

House Bill No. 1288. — A Bill for an Act to create and enact a new section to chapter 43-23 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 State and Federal Government.

Rep. Crabtree and Senator Lodoen introduced:

House Bill No. 1289. — A Bill for an Act to amend and reenact section 40-21-08 of the North Dakota Century Code, relating to election ballots in municipalities.

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

Rep. Hedstrom introduced:

House Bill No. 1290. — A Bill for an Act to amend and reenact subdivision b of subsection 20 of section 57-02-08 of the North Dakota Century Code to increase the income ceiling for disabled veterans to claim the property tax exemption for fixtures, buildings, and improvements.

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

Reps. Richard and Brokaw introduced:

House Bill No. 1291. — A Bill for an Act to amend and reenact section 40-08-04 of the North Dakota Century Code, relating to the election of city governing bodies, and allowing certain aldermen, or candidates for those offices, to reside outside the city limits.

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

Rep. Unhjem introduced:

House Bill No. 1292. — A Bill for an Act to amend and reenact subdivision b of subsection 1 of section 21-03-06 of the North Dakota Century Code, relating to county bonds issued for the construction, enlargement, or repair of bridges.

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

Federal Government.

Rep. Unhjem introduced:

House Bill No. 1293. — A Bill for an Act to amend and reenact sections 40-22-15, 40-22-24, 40-24-02, and 40-24-07 of the North Dakota Century Code, relating to exemption of sewer and water improvements from the requirement of issuing a resolution of necessity, opening of bids for municipal improvements, interest rate borne by special assessments, and time period for payment of special assessments for street improvements.

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

Rep. Unhjem introduced:

House Bill No. 1294. — A Bill for an Act to amend and reenact subsection 2 of section 20.1-08-04 of the North Dakota Century Code, relating to the issuance of big game licenses and permits and making a person who has been successful in the deer gun license or special permit lottery for two consecutive seasons ineligible to again apply for a license or permit for one season.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps.A. Olson, Schindler and K. Olafson and Senators L. Erickson and Vosper introduced:

House Concurrent Resolution No. 3013 — A concurrent resolution urging Congress to repeal the national 55 mile per hour speed limit.

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

Committee on Employment introduced:

House Concurrent Resolution No. 3014. — A concurrent resolution providing and designating House and Senate employees and fixing their compensation.

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

MOTION

Rep. Martinson moved that the rules be suspended, and House Concurrent Resolution 3014 not be printed as a bill, but printed in the Journal in its entirety, which motion prevailed.

A concurrent resolution providing and designating House and Senate employees and fixing their compensation.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF THE STATE OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That for and during the Forty-seventh Legislative
Assembly the following named persons are employed and appointed
as employees of the House and Senate and shall be paid the
daily wages opposite their respective names in accordance with
their positions as shown below:

HOUSE

Roy Gilbreath, Chief Clerk	\$77.00
Barbara Middaugh, Desk Reporter	72.00
David Hillesland, Sergeant-at-Arms	58.00
Skip Sjothun, Assistant Chief Clerk	64.00
Janna Tjaden, Bill Clerk	58.00
Lauren Harms, Chief Stenographer & Payroll Clerk	58.00
Kitty Steidler, Appropriations Committee Clerk	58.00
Andrea Perry, Assistant Appropriations Committee	53.00
Clerk	
Helen Soma, Chief Committee Clerk	58.00
Mary LaDuke, Committee Clerk	53.00
Eileen Schneider, Committee Clerk	53.00

Shirley Backman, Committee Clerk	53.00
Carol Laidlaw, Committee Clerk	53.00
Darlyne Clausnitzer, Committee Clerk	53.00
Bev Espeland, Committee Clerk	53.00
Sue Feland, Committee Clerk	53.00
Gwyn Herman, Committee Clerk	53.00
Deborah Feland, Committee Clerk	53.00
Maude Grambs, Assistant Committee Clerk	50.00
Dorothy Peterson, Assistant Committee Clerk	50.00
Carol Olson, Chief Page & Bill Book Clerk	50.00
Skip Elefson, Desk Page	44.00
Barbara Larson, Desk Page	44.00
Robert Porter, Desk Page	44.00
Betty Perkins, Secretary to the Speaker	58.00
Mavis Patchen, Secretary to the Majority Leader	58.00
Anne Rowe, Secretary to the Minority Leader	58.00
Jack Whereatt, Deputy Sergeant-at-Arms	47.00
Edgar Beyers, Assistant Sergeant-at-Arms	44.00
Brenda Shark, Assistant Sergeant-at-Arms	44.00
William Harter, Assistant Sergeant-at-Arms	44.00
Bjarne Hjelmstad, Assistant Sergeant-at-Arms	44.00
Phyllis Connolly, Assistant Sergeant-at-Arms	44.00
Eunice Anderson, Information Desk Attendant	44.00
Evelyn Sholts, Bill Room Clerk	44.00
Selmer Severinson, Bill Room Clerk	44.00
Darlene Turitto, Bill Room Clerk	44.00
Faye Caya, Bill Room Clerk	44.00
Hazel Ludemann, Journal Room Clerk	44.00
Lucy Miller, Journal Room Clerk	44.00
Flo Feland, Chief Telephone Attendant	47.00
Peggy Puetz, Telephone Page	44.00
Julia Stromberg, Telephone Attendant	44.00
Thelma Harvey, Telephone Attendant	44.00

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Betty Heinrich, Telephone Attendant	44.00
Curt Togstad, Parking Lot Attendant	44.00
Deborah Wood, Stenographer	47.00
Pat Johnson, Stenographer	47.00
Phyllis Johnson, Stenographer	47.00
Gayle Schwehr, Stenographer	47.00
Judy Hoffman, Stenographer	47.00
Lileen Giese, Typist	47.00
Sandra Eckert, Typist	47. 00
Renae Doan, Page and Bill Book Clerk	44.00
Laurie Heinsohn, Page and Bill Book Clerk	44.00
Carmen Thompson, Page and Bill Book Clerk	44.00
Tove Mandigo, Page and Bill Book Clerk	44.00
Milton Rue III, Page and Bill Book Clerk	44.00
Wade Strilcov, Page and Bill Book Clerk	44.00
Kelly Herald, Page and Bill Book Clerk	44.00
Jane Hougen, Page and Bill Book Clerk	44.00
Dorene Kainz, Page and Bill Book Clerk	44.00
Barbara DuBois, Page and Bill Book Clerk	44.00
Brad Fay, Page and Bill Book Clerk	44.00
Lenae Vetter, Page and Bill Book Clerk	44.00
Judy Tinjum, Page and Bill Book Clerk	44.00
Peter Strauss, Page and Bill Book Clerk	44.00
Carolyn Blackburn, Page and Bill Book Clerk	44.00
Bonnie Dornbush, Page and Bill Book Clerk	44.00
Hilda Knittel, Journal Proofreader	47.00
Carin Noriega, Journal Proofreader	47.00
Joe Emineth, Janitor (partial pay only)	31.00
Melvin Nelson, Janitor (partial pay only)	31.00
Gene Reynolds, Janitor (partial pay only)	31.00
Steve Larson, Janitor (partial pay only) SENATE	31.00
Leo Leidholm, Secretary of the Senate	77.00
Doris McMahon, Desk Reporter	72.00

Olgar Sandven, Sergeant-at-Arms	58.00
J. Vernon Asheim, Assistant Secretary of the Senate	64.00
Sandra Boehler, Bill Clerk	58.00
Adeline Montague, Chief Stenographer and Payroll	58.00
Clerk and Chief Committee Clerk	
Yvonne Hurkes, Appropriations Committee Clerk	58.00
Debbie Akovenko, Assistant Appropriations Committee	53.00
Clerk	
Christine Hill, Committee Clerk	53.00
Lorraine Moos, Committee Clerk	53.00
Pearl Berget, Committee Clerk	53.00
Carol Nitschke, Committee Clerk	53.00
Becky Zoller, Committee Clerk	53.00
Jan Rogneby, Committee Clerk	53.00
Sheryl Cowan, Committee Clerk	53.00
Lynne Thompson, Committee Clerk	53.00
Jan Mumma, Committee Clerk	53.00
Meredith Meyer, Committee Clerk	53.00
Sonja Jossart, Assistant Committee Clerk	50.00
Ruby Stadick, Chief Page and Bill Book Clerk	50.00
Susan Strehlow, Assistant Desk Page	44.00
Jean Molinaro, Secretary to the President	58.00
Lois Scherr, Secretary to the Majority Leader	58.00
Dee Hanson, Secretary to the Minority Leader	58.00
Greg Donaldson, Deputy Sergeant-at-Arms	47.00
Wade Williamson, Assistant Sergeant-at-Arms	44.00
Lance Hagen, Assistant Sergeant-at-Arms	44.00
Lindy Lein, Assistant Sergeant-at-Arms	44.00
Rueben Hammond, Assistant Sergeant-at-Arms	44.00
Al Larson, Chief Journal and Bill Room Clerk	53.00
Alvin Jacobsen, Bill Room Clerk	44.00
LeDores Robey, Bill Room Clerk	44.00
Mark Zimmerman, Bill Room Clerk	44.00

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Vernon Ruff, Journal Room Clerk	44.00
Lillian Albrecht, Journal Room Clerk	44.00
Michelle Mushik, Stenographer	47.00
Erma Hauglie, Stenographer	47.00
Melinda Wold, Stenographer	47.00
Mary Schmidt, Stenographer	47.00
Esther Davis, Information Desk	44.00
Gayle Skaaden, Telephone Page	44.00
Mary Ann Brown, Telephone Attendant	44.00
Linda Love, Telephone Attendant	44.00
Dolores Molzhon, Telephone Attendant	44.00
Brenda Bullinger, Telephone Attendant	44.00
Herman Jacobsen, Parking Lot Attendant	44.00
LaRaye Pilot, Page	44.00
Fran Brummund, Page	44.00
Robyn Butschat, Page	44.00
Laurie Leingang, Page	44.00
Tammy Meyer, Page	44.00
Robert Evanenko, Bill Book Clerk	44.00
Charles Symington, Bill Book Clerk	44.00
Kevin Bachmeier, Bill Book Clerk	44.00
Jill Schwede, Journal Proofreader	47.00
Ken Harlow, Journal Proofreader	47.00
Arnold Schmitt, Janitor (partial pay only)	31.00
Elmer Schweigert, Janitor (partial pay only)	31.00
Eddy Keller, Janitor (partial pay only)	31.00
Dick Lang, Janitor (partial pay only)	31.00

BE IT FURTHER RESOLVED, that in the event any employee shall resign, be discharged, or for other reasons terminate employment, the compensation provided for in this resolution shall cease, effective the last day of employment.

FIRST READING OF SENATE BILLS

Senate Bill No. 2045. — A Bill for an Act to repeal chapter 39-21.1 of the North Dakota Century Code, relating to motor vehicle inspections

under the random motor vehicle maintenance program operated by the highway patrol, and section 4 of chapter 30 of the 1977 Session Laws of North Dakota, relating to discontinuation of the program.

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

Senate Bill No. 2084. — A Bill for an Act to amend and reenact section 40-47-01.1 of the North Dakota Century Code, relating to territorial authority of municipal zoning regulations.

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

Senate Bill No. 2124. — A Bill for an Act to amend and reenact section 36-09-06 of the North Dakota Century Code, relating to the cancellation of brands.

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

Senate Bill No. 2134. — 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 removal of fishhouses by an order of proclamation issued by the governor; and to amend and reenact section 20.1-06-07 of the North Dakota Century Code, relating to the licensing and removal of fishhouses.

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

The House stood adjourned pursuant to Rep. Kretschmar's motion.

ROY GILBREATH, Chief Clerk