

FOURTEENTH DAY

Bismarck, January 23, 1981

The House convened at 12:30 p.m., with Speaker Peterson presiding. Prayer was offered by Reverend David Walters, First United Pentecostal Church, Bismarck, North Dakota.

Roll was called and all members were present except Reps. Kelly, Kuchera, and Martin.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the

Journal has carefully examined the Journal of the Twelfth and Thirteenth days and recommends that the same be corrected as follows:

On page 278, line 43, delete the word "Keller" and insert in lieu thereof the word "McKeller".

On page 279, line 39, delete the word "Keller" and insert in lieu thereof the word "McKeller".

And when so corrected recommends that the same be approved.

*Burns Reed* Chairman

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

REPORT OF PROCEDURAL COMMITTEE

MR. SPEAKER:

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

House Bill No. 1120

and find the same correctly } Engrossed

*Craig R. Richie* Chairman

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

MR. SPEAKER:

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

House Bill No. 1118

House Bill No. 1166  
House Bill No. 1175

and find the same correctly

} Engrossed

Representative           Vig           <sup>CRAIG RICHIE</sup> Chairman  
motion prevailed, and the report was adopted. moved that the report be adopted, which

**MESSAGE TO THE SENATE**  
**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. 1042  
House Bill No. 1072  
House Bill No. 1075  
House Bill No. 1112  
House Bill No. 1126  
House Bill No. 1183  
House Bill No. 1207  
House Bill No. 1209  
House Bill No. 1210  
House Bill No. 1214  
House Bill No. 1224

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. 2013  
Senate Bill No. 2101  
Senate Bill No. 2115  
Senate Bill No. 2133  
Senate Bill No. 2166  
Senate Bill No. 2168  
Senate Bill No. 2178  
Senate Bill No. 2180  
Senate Bill No. 2220  
Senate Bill No. 2225  
Senate Concurrent Resolution No. 4010

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. 1090

LEO LEIDHOLM, Secretary  
Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:  
House Concurrent Resolution No. 3014  
Which the President has signed.

Very Respectfully,

LEO LEIDHOLM, Secretary

**REPORT OF PROCEDURAL COMMITTEE**

House Concurrent Resolution No. 3014

was delivered to the } Secretary of State

on January 23, 1981  
(date)

  
Craig J. Richie Chairman

Rep. A. Hausauer moved that House Bill No. 1263 be returned to the House from the Committee on Finance and Taxation and be rereferred to the Committee on State and Federal Government, which motion prevailed.

Speaker Peterson announced that House Bill No. 1263 was rereferred to the Committee on State and Federal Government.

#### MOTIONS

Rep. Nicholas moved that House Bill No. 1385 be returned to the House from the Committee on Agriculture and be rereferred to the Committee on Natural Resources, which motion prevailed.

Speaker Peterson announced that House Bill No. 1385 was rereferred to the Committee on Natural Resources.

Rep. Kloubec moved that House Bill No. 1164 be returned to the House from the Committee on Natural Resources and be rereferred to the Committee on State and Federal Government, which motion prevailed.

Speaker Peterson announced that House Bill No. 1164 was rereferred to the Committee on State and Federal Government.

Rep. Haugland moved that the House reconsider its action by which House Bill No. 1216 was defeated by a lack of a constitutional majority, which motion prevailed on a verification vote.

Rep. Strinden moved that House Bill No. 1216 be placed at the top of the eleventh order, which motion prevailed.

#### MOTIONS

Rep. Rued moved that House Bill No. 1453 be returned to the House from the Committee on Industry, Business and Labor and be rereferred to the Committee on Judiciary, which motion prevailed.

Speaker Peterson announced that House Bill No. 1453 was rereferred to the Committee on Judiciary.

Rep. A. Hausauer moved that the House reconsider its action by which it accepted the Committee Report on House Bill No. 1198, and House Bill No. 1198 be rereferred to the Committee on Finance and Taxation, which motion prevailed.

House Bill No. 1198 was rereferred to the Committee on Finance and Taxation.

#### SIXTH ORDER OF BUSINESS

Rep. G. Larson moved that the amendments to House Bill No. 1051 as recommended by the Committee on Education as printed on page 301 of the House Journal be adopted, but be rereferred to the Committee on Appropriations, which motion prevailed.

Rep. G. Larson moved that the amendments to House Bill No. 1093 as recommended by the Committee on Education as printed on page 302 of the House Journal be adopted, which motion prevailed.

Rep. Martinson moved that the amendments to House Bill No. 1094 as recommended by the Committee on State and Federal Government as printed on pages 301 and 302 of the House Journal be adopted, which motion prevailed.

Rep. G. Larson moved that the amendments to House Bill No. 1228 as

recommended by the Committee on Education as printed on page 304 of the House Journal be adopted, which motion prevailed.

**SECOND READING OF HOUSE BILLS**

**House Bill No. 1216.** — A Bill for an Act to create and enact new subsections to sections 57-39.2-04 and 57-40.2-04 of the North Dakota Century Code to provide exemptions from sales and use taxes for the sale of money.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 66; nays, 30; absent and not voting 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1981 LEGISLATURE		
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		●	● HOUWMANN			● 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
● CONNY			● KENT		●	● OLAFSON		● WHALEN
● CRABTREE			● KINGSBURY		●	● OLSEN		● ZIMBLEMAN
● DICK			● KLOUBEC			● OLSON, A. #11		
● DIETZ			● KNUDSON			● OLSON, D. #13		
● DOTZENROD			● KOLAND			● OPEDAHL		● MR. SPEAKER
● DUBORD		●	● KOSKI			● PELTIER		
● EAGLES			● KRETSCHMAR		●	● PETERSON		
● FREDBERG			● KUCHERA		●	● POMEROY, E. #24		●
● GATES		●	● LANG			● POMEROY, G. #42		
● GERL			● LARSON, B. #12		●	● REED		
● GOETZ			● LARSON, G. #29			● REITEN		
● GORDER		●	● LARSON, H. #7			● RETZER		●
● GUNDERSON			● LIPSIEA			● RICE		
● GUNSCHE		●	● MARSDEN			● RICHARD	●	
● HANSON, L. #48			● MARTIN		●	● RICHIE		
● HANSON, O. #7		●	● MARTINSON			● RIEHL		
● HAUGLAND			● MATHIE			● RUED		
● HAUSAUER, A. #49			● MATHEWY			● SCHINDLER		
● HAUSAUER, R. #25			● MATTSOON			● SOLBERG		
● HEDSTROM			● MEIERS			● SORUM		
● HEIGAARD		●	● MELBY		●	● STRINDEN		
● HILL			● MERTENS			● SWIONTEK		

So the bill passed and the title was agreed to.

**House Bill No. 1118.** — A Bill for an Act to amend and reenact section 57-38-01.8 of the North Dakota Century Code, relating to income tax credits for installation of alternate energy devices.

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, 90; nays, 5; absent and not voting 5.

NORTH DAKOTA HOUSE OF REPRESENTATIVES								
REGULAR SESSION			ROLL-CALL			1981 LEGISLATURE		
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			● HOUWMANN			● 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
● CONNY			● KENT		●	● OLAFSON		● WHALEN
● CRABTREE			● KINGSBURY			● OLSEN		● ZIMBLEMAN
● DICK			● KLOUBEC			● OLSON, A. #11		
● DIETZ			● KNUDSON			● OLSON, D. #13		
● DOTZENROD			● KOLAND			● OPEDAHL		● MR. SPEAKER
● DUBORD			● KOSKI			● PELTIER		
● EAGLES			● KRETSCHMAR			● PETERSON		
● FREDBERG			● KUCHERA			● POMEROY, E. #24		
● GATES			● LANG			● POMEROY, G. #42		
● GERL			● LARSON, B. #12			● REED		

• GOETZ	• LARSON, G. #29	• REITEN
• GORDER	• LARSON, H. #7	• RETZER
• GUNDERSON	• LIPSIEA	• RICE
• GUNSCHE	• MARSDEN	• RICHARD
• HANSON, L. #48	• MARTIN	• RICHIE
• HANSON, O. #3	• MARTINSON	• RIEHL
• HAUGLAND	• MATCHIE	• RUED
• HAUSAUER, A. #49	• MATHENY	• SCHINDLER
• HAUSAUER, R. #25	• MATTSOON	• SOLBERG
• HEDSTROM	• MEIERS	• SORUM
• HEIGAARD	• MELBY	• STRINDEN
• HILL	• MERTENS	• SWIONTEK

So the bill passed and the title was agreed to.

MOTION

Rep. A. Hausauer moved that House Bill No. 1120 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1131. — A Bill for an Act to amend and reenact sections 39-06-33, 39-06-33.1, 39-06-34, 39-06-34.1, subsections 1 and 5 of section 39-06.1-10, and section 39-16-05 of the North Dakota Century Code, relating to a requirement for notice by certified mail for suspension of a motor vehicle operator's 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, 17; nays, 80; absent and not voting 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
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		•	• HOPFNER			• METZ			• THOMPSON		
• ANDERSON, R. #24		•	• HORGAN			• MEYER		•	• TIMM		•
• BACKES			• HOUWMAN			• MOORE		•	• UNHJEM		
• BERG			• HUGHES			• MOUM		•	• VANDER VORST		
• BERGER		•	• HUWE			• MURPHY		•	• VIG		
• BLACK			• JACOBSEN, R.			• MUSHIK		•	• WAGNER		
• BOYUM			• JACOBSON, J.			• NICHOLAS		•	• WALD		
• BROKAW			• KELLY			• NICHOLAS		•	• WENTZ		
• CONNY			• KENT			• OLAFSON		•	• WHALEN		
• CRABTREE			• KINGSBURY			• OLSEN		•	• ZIMBLEMAN		
• DICK			• KLOUBEC			• OLSON, A. #11		•			
• DIETZ			• KNUDSON			• OLSON, D. #13		•	• MR. SPEAKER		
• DOTZENROD			• KOLAND			• OPEDAHL		•			
• DuBORD			• KOSKI			• PELTIER		•			
• EAGLES			• KRETSCHMAR			• PETERSON		•			
• FREDORG			• KUCHERA			• POMEROY, E. #24		•			
• GATES			• LANG			• POMEROY, G. #42		•			
• GERL			• LARSON, B. #12			• REED		•			
• GOETE			• LARSON, G. #29			• REITEN		•			
• GORDER			• LARSON, H. #7			• RETZER		•			
• GUNDERSON			• LIPSIEA			• RICE		•			
• GUNSCHE			• MARSDEN			• RICHARD		•			
• HANSON, L. #48			• MARTIN			• RICHIE		•			
• HANSON, O. #3			• MARTINSON			• RIEHL		•			
• HAUGLAND			• MATCHIE			• RUED		•			
• HAUSAUER, A. #49			• MATHENY			• SCHINDLER		•			
• HAUSAUER, R. #25			• MATTSOON			• SOLBERG		•			
• HEDSTROM			• MEIERS			• SORUM		•			
• HEIGAARD			• MELBY			• STRINDEN		•			
• HILL			• MERTENS			• SWIONTEK		•			

So the bill was declared lost.

House Bill No. 1166. — A Bill for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 and a new subdivision to subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the reduction of taxable income by the amount of any ordinary and necessary business expense not allowable as a deduction from gross income for federal income tax purposes because of the federal targeted job income tax credit and the federal work incentive (WIN) income tax credit for those expenses; and to provide 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, 8; nays, 89; absent and not voting 3.

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. #24		●	HORGAN		●	MEYER		●	TIMM		●			
BACKES		●	HOUANN		●	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		●			
CONNY		●	KENT		●	OLAFSON		●	WHALEN		●			
CRABTREE		●	KINGSBURY		●	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		●	POMERROY, E. #24		●						
GATES		●	LANG		●	POMERROY, G. #42		●						
GERL		●	LARSON, B. #12		●	REED		●						
GOETZ		●	LARSON, G. #29		●	REITEN		●						
GORDER		●	LARSON, H. #7		●	RETZER		●						
GUNDERSON		●	LIPSIEA		●	RICE		●						
GUNSCH		●	MARSDEN		●	RICHARD		●						
HANSON, L. #48		●	MARTIN		●	RICHIE		●						
HANSON, O. #3		●	MARTINSON		●	RIEHL		●						
HAUGLAND		●	MATCHIE		●	RIED		●						
HAUSAUER, A. #49		●	MATHENY		●	SCHINDLER		●						
HAUSAUER, R. #25		●	MATTSON		●	SOLBERG		●						
HEDSTROM		●	MEIERS		●	SORUM		●						
HEGAARD		●	MELBY		●	STRINDEN		●						
HILL		●	MERTENS		●	SWIONTEK		●						

So the bill was declared lost.

**House Bill No. 1175.** — A Bill for an Act to amend and reenact section 57-38-01.8 of the North Dakota Century Code, relating to an increased income tax credit for installation of solar or wind energy devices; 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, 86; nays, 11; absent and not voting 3.

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. #24			● HORGAN			● MEYER		●	● TIMM		●			
● BACKES			● HOUANN			● 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		●			
● CONNY			● KENT			● OLAFSON		●	● WHALEN		●			
● CRABTREE			● KINGSBURY			● 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. #24		●						
● GATES			● LANG			● POMEROY, G. #42		●						
● GERL			● LARSON, B. #12			● REED		●						
● GOETZ			● LARSON, G. #29			● REITEN		●						
● GORDER			● LARSON, H. #7			● RETZER		●						
● GUNDERSON			● LIPSIEA			● RICE		●						
● GUNSCH			● MARSDEN			● RICHARD		●						
● HANSON, L. #48			● MARTIN			● RICHIE		●						
● HANSON, O. #3			● MARTINSON			● RIEHL		●						
● HAUGLAND			● MATCHIE			● RIED		●						
● HAUSAUER, A. #49			● MATHENY			● SCHINDLER		●						
● HAUSAUER, R. #25			● MATTSON			● SOLBERG		●						
● HEDSTROM			● MEIERS			● SORUM		●						
● HEGAARD			● MELBY			● STRINDEN		●						
● HILL			● MERTENS			● SWIONTEK		●						

So the bill passed and the title was agreed to.

**House Bill No. 1321.** — 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 postretirement adjustments; 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, 24; nays, 73; absent and not voting 3.

REGULAR SESSION			ROLL CALL			1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON, C. 77			HOFFNER			METZ		THOMPSON
ANDERSON, R. 134			HORGAN			MEYER		TIMM
BACKES			MOUMANN			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			KLOBECC			OLSON, A. #11		
DIETZ			KNUDSON			OLSON, D. #13		MR. SPEAKER
DOTZENROD			KOLAND			OPEDAHL		
DUBORD			KOSKI			PELTIER		
EAGLES			KRETSCHMAR			PETERSON		
FREBORG			KUCHERA			POWEROY, E. #24		
GATES			LANG			POWEROY, G. #42		
GERL			LARSON, B. #12			REED		
GOETZ			LARSON, G. #29			REITEN		
GORDER			LARSON, H. #7			RETZER		
GUNDERSON			LIPSEA			RICE		
GUNSCH			MARSDEN			RICHARD		
HANSON, L. #48			MARTIN			RICHIE		
HANSON, O. #7			MARTINSON			RIEHL		
HAUBLAND			MATCHEE			RUED		
HAUBAUER, A. #9			MATHEWY			SCHINDLER		
HAUBAUER, R. #29			MATTSON			SORUM		
HEDSTROM			MEIERS			STRINDEN		
HEGAARD			MELBY			SWINTEK		
HILL			MERTENS					

So the bill was declared lost.

**SECOND READING OF HOUSE CONCURRENT RESOLUTION**

**House Concurrent Resolution No. 3012** — A concurrent resolution directing the Legislative Council to conduct a study of the Highway Patrolmen's Retirement System.

Which has been read.

**ROLL CALL**

The question being on the final adoption of the resolution, the roll was called and there were ayes, 93; nays, 2; absent and not voting 5.

REGULAR SESSION			ROLL CALL			1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON, C. 77			HOFFNER			METZ		THOMPSON
ANDERSON, R. 134			HORGAN			MEYER		TIMM
BACKES			MOUMANN			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			KLOBECC			OLSON, A. #11		
DIETZ			KNUDSON			OLSON, D. #13		MR. SPEAKER
DOTZENROD			KOLAND			OPEDAHL		
DUBORD			KOSKI			PELTIER		
EAGLES			KRETSCHMAR			PETERSON		
FREBORG			KUCHERA			POWEROY, E. #24		
GATES			LANG			POWEROY, G. #42		
GERL			LARSON, B. #12			REED		
GOETZ			LARSON, G. #29			REITEN		
GORDER			LARSON, H. #7			RETZER		
GUNDERSON			LIPSEA			RICE		
GUNSCH			MARSDEN			RICHARD		
HANSON, L. #48			MARTIN			RICHIE		

● HANSON, C. #3	● MARTINSON	● RIEHL
● HAUGLAND	● MATCHIE	● RUED
● HAUSAUER, A. #49	● MATHENY	● SCHINDLER
● HAUSAUER, R. #25	● MATTSON	● SOLBERG
● HEDSTROM	● MEIERS	● SORUM
● HEIGAARD	● MELBY	● STRINDEN
● HILL	● MERTENS	● SWONTEK

So the House Concurrent Resolution was declared adopted.

**SECOND 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.

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, 0; absent and not voting 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
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			● HOUWMANN			● MOORE			● UNHJEM		
● BERG			● HUGHES			● MOUM			● VANDER VORST		
● BERGER			● HUWE			● MURPHY			● VIG		
● BLACK			● JACOBSEN, R.			● MUSHIK			● WAGNER		
● BOYUM			● JACOBSON, J.			● 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			● SPEDHL					
● DUBORD			● KOSKY			● PELTIER					
● EAGLES			● KRETSCHMAR			● PETERSON					
● FREBORG			● KUCHERA	●		● POMEROY, E. #24					
● GATES			● LANG			● POMEROY, G. #42					
● GERL			● LARSON, B. #12			● REED					
● GOETZ			● LARSON, G. #29			● REITEN					
● GORDER			● LARSON, H. #7			● RETZER					
● GUNDERSON			● LIPSSEA			● RICE					
● GUNSCH			● MARSDEN			● RICHARD					
● HANSON, L. #48			● MARTIN	●		● RICHIE					
● HANSON, C. #3			● MARTINSON			● RIEHL					
● HAUGLAND			● MATCHIE			● RUED					
● HAUSAUER, A. #49			● MATHENY			● SCHINDLER					
● HAUSAUER, R. #25			● MATTSON			● SOLBERG					
● HEDSTROM			● MEIERS			● SORUM					
● HEIGAARD			● MELBY			● STRINDEN					
● HILL			● MERTENS			● SWONTEK					

So the bill passed and the title was agreed to.

**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.

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, 0; absent and not voting 3.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
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			● HOUWMANN			● MOORE			● UNHJEM		
● BERG			● HUGHES			● MOUM			● VANDER VORST		
● BERGER			● HUWE			● MURPHY			● VIG		
● BLACK			● JACOBSEN, R.			● MUSHIK			● WAGNER		
● BOYUM			● JACOBSON, J.			● 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	• KOSKI	• PELTIER
• EAGLES	• KRETSCHMAR	• PETERSON
• FREDBERG	• KUCHERA	• POMEROY, E. #24
• GATES	• LANG	• POMEROY, G. #42
• GERL	• LARSON, B. #12	• REED
• GOETZ	• LARSON, G. #29	• REITEN
• GORDER	• LARSON, H. #7	• RETZER
• GUNDERSON	• LIPSIEA	• RICE
• GUNSCH	• MARDSEN	• RICHARD
• HANSON, L. #48	• MARTIN	• RICHIE
• HANSON, O. #7	• MARTINSON	• RIEHL
• HAUGLAND	• MATCHIE	• RUED
• HAUSAUER, A. #49	• MATHENY	• SCHINDLER
• HAUSAUER, R. #75	• MATTSON	• SOLBERG
• HEDSTROM	• MEIERS	• SORUM
• HEGAARD	• MELBY	• STRINDEN
• HILL	• MERTENS	• SWONTEK

So the bill passed and the title was agreed to.

SECOND READING OF

SENATE CONCURRENT RESOLUTIONS

**Senate Concurrent Resolution No. 4015.** — A concurrent resolution calling for a statewide, toll-free zenith telephone system for aviation weather briefings from Federal Aviation Administration flight service stations in North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution No. 4015 was declared adopted on a voice vote.

**Senate Concurrent Resolution No. 4017.** — A concurrent resolution urging the Federal Aviation Administration to maintain its airport field office in Bismarck.

Was read the second time.

The question being on the final adoption of the resolution, so the Senate Concurrent Resolution No. 4017 was declared adopted on a voice vote.

MOTIONS

Rep. Strinden moved that the absent members be excused, which motion prevailed.

Rep. Strinden moved that the House be on the fifth order of business, and at the conclusion of the fifth order, 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., Monday, January 26, 1981.

REPORTS OF STANDING COMMITTEES

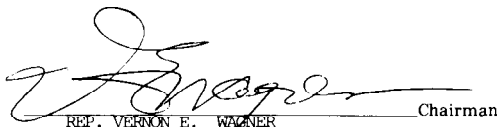
**Mr. Speaker:** Your Committee on APPROPRIATIONS

to whom was referred House

Bill No. 1017, has had the same under consideration and recommends, by a vote of

Ayes, 18; Nays, 0; Absent, 1, that the same

do pass.       do not pass.       be placed on calendar without recommendation.

  
 REP. VERNON E. WAGNER      Chairman

HOUSE Bill No. 1017 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on Appropriations to whom was referred HOUSE

Bill No. 1029, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 4; Absent, 2, that the same

- do pass.                       do not pass.                       be placed on calendar without recommendation.
- be amended as follows:

On page 1, line 15, delete the numerals "386,327" and insert in lieu thereof the numerals "404,950"

On page 1, line 20, delete the numerals "743,999" and insert in lieu thereof the numerals "762,622"

And renumber the lines accordingly

And when so amended, recommends the same do pass.

Statement of the Purpose of the Amendment:

Salaries and wages for the Soil Conservation Committee are increased by \$18,623 to provide funds for the continuation of the 10 percent emergency salary increase and for salary increases of eight percent for the first year of the biennium and seven percent for the second year of the biennium with funds for fringe benefits including the state funding the employee's share of PERS.

  
 \_\_\_\_\_ Chairman  
 REP. VERNON E. WAGNER

HOUSE Bill No. 1029 was placed on the 6th order of business on the calendar for the succeeding legislative day.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations to whom was referred HOUSE

Bill No. 1034, has had the same under consideration and recommends, by a vote of Ayes, 17; Nays, 0; Absent, 2, that the same

- do pass.                       do not pass.                       be placed on calendar without recommendation.
- be amended as follows:

On page 1, line 17, delete the numerals "33,526" and insert in lieu thereof the numerals "34,712"

On page 1, line 21, delete the numerals "56,096" and insert in lieu thereof the numerals "57,282"

On page 1, line 24, delete the numerals "131,605" and insert in lieu thereof the numerals "136,269"

On page 2, line 1, delete the numerals "223,436" and insert in lieu thereof the numerals "228,100"

On page 2, line 3, delete the numerals "279,532" and insert in lieu thereof the numerals "285,382"

And renumber the lines accordingly

And when so amended, recommends the same do pass.

Statement of the Purpose of the Amendment:

This amendment provides for eight percent salary increases the first year and seven percent salary increases for the second year of the 1981-1983 biennium as well as increased fringe benefits

and increased salary bases to allow for average 10 percent salary increases pursuant to Senate Bill No. 2003.

*V E Wagner*

Rep. Vernon E. Wagner **Chairman**

House Bill No. 1034 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on SOCIAL SERVICES AND VETERANS AFFAIRS

to whom was referred HOUSE

Bill No. 1048, has had the same under consideration and recommends, by a vote of

Ayes, 15; Nays, 0; Absent, 0, that the same

do pass.  do not pass.  be placed on calendar without recommendation.

but be rereferred to the Committee on Appropriations

*Rep Haugland*

HOUSE Bill No. 1048 Rep. Haugland **Chairman** was rereferred to the

Committee on Appropriations.

Mr. Speaker: Your Committee on STATE AND FEDERAL GOVERNMENT

to whom was referred HOUSE

Bill No. 1069, has had the same under consideration and recommends, by a vote of

Ayes, 15; Nays, 0; Absent, 0, that the same

do pass.  do not pass.  be placed on calendar without recommendation.

be amended as follows:

On page 1, line 3, after the word "sections" insert the following: "16.1-06-07,"

On page 1, line 5, after the first comma insert the following: "subsection 1 of section 30.1-21-03, sections"

On page 1, line 27, after the comma insert the following: "arrangement of names on the ballot,"

On page 2, line 6, after the comma insert the following: "closing estates by the sworn statement of a personal representative,"

On page 7, after line 33, insert the following new section:

"SECTION 10. AMENDMENT. If House Bill No. 1225 is not approved by the forty-seventh legislative assembly, then section 16.1-06-07, as created by section 16, chapter 271, of the 1979 Session Laws and printed as a footnote in the 1979 Interim Supplement to the North Dakota Century Code is hereby amended and reenacted 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~~ 16-11-05 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;

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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."

On page 13, after line 32, insert the following new section:

SECTION 17. AMENDMENT. Subsection 1 of section 30.1-21-03 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

30.1-21-03. (3-1003) CLOSING ESTATES - BY SWORN STATEMENT OF PERSONAL REPRESENTATIVE.

1. Unless prohibited by order of the court and except for estates being administered in supervised administration proceedings, a personal representative may close an estate by filing with the court a verified statement stating that he, or a prior personal representative whom he has succeeded, has or have:
  - a. Fully administered the estate of the decedent by making payment, settlement, or other disposition of all claims which were presented, expenses of administration, and estate, inheritance and other death taxes, except as specified in the statement, and that the assets of the estate have been distributed to the persons entitled. If any claims remain undischarged, the statement shall state whether the personal representative has distributed the estate subject to possible liability with the agreement of the distributees or it shall state in detail other arrangements which have been made to accommodate outstanding liabilities.

- b. Sent a copy thereof to all distributees of the estate and to all creditors or other claimants of whom he is aware whose claims are neither paid nor barred and has furnished a full account in writing of his administration to the distributees whose interests are affected thereby.

If the personal representative has published notice to creditors as provided by section 30.1-19-01, he may not file the verified statement until ~~six~~ three months after the date of the first publication."

And renumber the lines, sections, and pages accordingly

And when so amended, recommends the same do pass , but be re-referred to the Judiciary Committee.

 Chairman

HOUSE Bill No. 1069 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on INDUSTRY, BUSINESS AND LABOR

to whom was referred HOUSE

Bill No. 1070, has had the same under consideration and recommends, by a vote of

Ayes, 16; Nays, 0; Absent, 0, that the same

- do pass.
- do not pass.
- be placed on calendar without recommendation.

be amended as follows:

On page 1, line 1, after the word "to" insert the following:  
 "amend and reenact subsection 2 of section 26-24-22 of the North Dakota Century Code, relating to the limit of reinsurance required by the state fire and tornado fund; and to"

On page 1, after line 6, insert the following new section:

"SECTION 1. AMENDMENT. Subsection 2 of section 26-24-22 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

- 2. The limit of liability of such reinsurance contract shall be no less than ~~sixty~~ one hundred million dollars for each loss occurrence and ~~sixty~~ one hundred million dollars as respects all loss occurrences during each twelve-month period."

And renumber the lines and sections accordingly

And when so amended, recommends the same do pass.

 Chairman

HOUSE Bill No. 1070 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on POLITICAL SUBDIVISIONS

to whom was referred HOUSE

Bill No. 1080, has had the same under consideration and recommends, by a vote of

Ayes, 16; Nays, 0; Absent, 0, that the same

- do pass.
- do not pass.
- be placed on calendar without recommendation.

*Lang* Chairman

HOUSE Bill No. 1080 Rep. Lang was placed on the 11th order of business on the calendar for the succeeding legislative day.

**Mr. Speaker:** Your Committee on POLITICAL SUBDIVISIONS

to whom was referred HOUSE

Bill No. 1081, has had the same under consideration and recommends, by a vote of

Ayes, 13; Nays, 3; Absent, 0, that the same

do pass.

do not pass.

be placed on calendar without recommendation.

*Lang* Chairman

HOUSE Bill No. 1081 Rep. Lang was placed on the 11th order of business on the calendar for the succeeding legislative day.

**Mr. Speaker:** Your Committee on POLITICAL SUBDIVISIONS

to whom was referred HOUSE

Bill No. 1082, has had the same under consideration and recommends, by a vote of

Ayes, 15; Nays, 1; Absent, 0, that the same

do pass.

do not pass.

be placed on calendar without recommendation.

*Lang* Chairman

HOUSE Bill No. 1082 Rep. Lang was placed on the 11th order of business on the calendar for the succeeding legislative day.

**Mr. Speaker:** Your Committee on SOCIAL SERVICES AND VETERANS AFFAIRS

to whom was referred HOUSE

Bill No. 1083, has had the same under consideration and recommends, by a vote of

Ayes, 13; Nays, 0; Absent, 2, that the same

do pass.

do not pass.

be placed on calendar without recommendation.

be amended as follows:

On page 2, line 20, overstrike ". However, as a condition to"

On page 2, overstrike lines 21 through 23

On page 2, line 24, overstrike "applicant may thereafter receive, unless" and insert in lieu thereof "and"

On page 3, overstrike lines 3 through 5

On page 15, line 26, delete "and"

On page 15, line 28, following the word "affairs", insert "and the resident populations of the Grand Forks air force base and Minot air force base"

On page 16, line 33, delete the word "and"

On page 17, line 1, following the word "affairs", insert "and the resident populations of the Grand Forks air force base and the Minot air force base"

And renumber the pages and lines accordingly

And when so amended, recommends the same do pass, but be referred to the Committee on Appropriations Rep. Haugland Chairman

HOUSE Bill No. 1083 Rep. Haugland was placed on the 6th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on STATE AND FEDERAL GOVERNMENT

to whom was referred HOUSE

Bill No. 1086, has had the same under consideration and recommends, by a vote of

Ayes, 14; Nays, 1; Absent, 0, that the same

do pass.  do not pass.  be placed on calendar without recommendation.

be amended as follows:

- On page 1, line 2, after the word "sale" delete ", lease,"
- On page 1, line 5, after the word "sale" delete "and lease"
- On page 1, line 9, after the word "sale" delete ", lease,"
- On page 1, line 14, after the word "land" insert "; and to provide an effective date"
- On page 1, line 17, after the word "SALE" delete ", LEASE,"
- On page 1, line 20, after the word "sale" delete ", lease,"
- On page 1, line 25, after the word "sale" delete "or lease"
- On page 1, line 26, after the word "sale" delete "or lease"
- On page 2, line 13, after the word "sell" delete ", lease,"
- On page 2, line 28, after the word "sale" delete the underscored comma
- On page 2, line 29, delete the word "lease," at the beginning of the sentence
- On page 2, line 34, after the word "sale" delete ", lease,"
- On page 3, line 5, delete the words "or leased" at the beginning of the sentence
- On page 3, line 27, after the word "sale" overstrike ", lease,"
- On page 3, line 30, after the word "sale" overstrike ", lease,"
- On page 4, after line 32, insert the following new section:  
 "SECTION 5. EFFECTIVE DATE. This Act shall become effective July 1, 1982."

And renumber the lines, sections, and pages accordingly

And when so amended, recommends the same do pass.

Rep. Martinson Chairman  
HOUSE Bill No. 1086 was placed on the 6th order of business on the calendar for the succeeding legislative day.

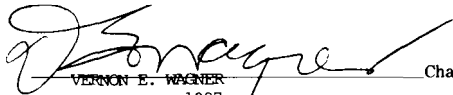
Mr. Speaker: Your Committee on HOUSE APPROPRIATIONS

to whom was referred HOUSE

Bill No. 1087, has had the same under consideration and recommends, by a vote of

Ayes, 18; Nays, 0; Absent, 1, that the same

do pass.  do not pass.  be placed on calendar without recommendation.



VERNON E. WAGNER

Chairman

HOUSE

Bill No. 1087

11th

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

Mr. Speaker: Your Committee on STATE AND FEDERAL GOVERNMENT

to whom was referred HOUSE

Bill No. 1113, has had the same under consideration and recommends, by a vote of

Ayes, 12; Nays, 2; Absent, 1, that the same

do pass.  do not pass.  be placed on calendar without recommendation.

be amended as follows:

- On page 1, line 1, insert a comma after the numerals "10-23-04" and delete "and"
- On page 1, line 2, after "10-23-05" insert ", and 10-23-06" and after "filing" insert "and license"
- On page 1, line 13, remove the overstrike over "twenty" and delete "thirty" and insert in lieu thereof "-five"
- On page 1, line 15, remove the overstrike over "twenty" and delete "thirty" and insert in lieu thereof "-five"
- On page 1, line 16, remove the overstrike over "twenty"
- On page 1, line 17, delete "thirty" and insert in lieu thereof "-five"
- On page 1, line 20, remove the overstrike over "twenty" and delete "thirty" and insert in lieu thereof "-five"
- On page 1, line 22, delete "ten" and insert in lieu thereof "seven" and after "dollars" insert "and fifty cents"
- On page 1, line 24, delete "ten" and insert in lieu thereof "seven" and after "dollars" insert "and fifty cents"
- On page 1, line 27, delete "ten" and insert in lieu thereof "seven" and after "dollars" insert "and fifty cents"
- On page 2, line 2, delete "twenty" and insert in lieu thereof "fifteen"
- On page 2, line 4, delete "twenty" and insert in lieu thereof "fifteen"
- On page 2, line 6, delete "twenty" and insert in lieu thereof "fifteen"
- On page 2, line 7, delete "ten" and insert in lieu thereof "seven"
- On page 2, line 8, after "dollars" insert "and fifty cents"
- On page 2, line 10, delete "ten" and insert in lieu thereof



"seven" and after dollars insert "and fifty cents"

On page 2, line 11, delete "ten" and insert in lieu thereof "seven" and after dollars insert "and fifty cents"

On page 2, line 15, after "twenty-five" insert "thirty-seven" and after "dollars" insert "and fifty cents"

On page 2, line 19, after "twenty-five" insert "thirty-seven" and after "dollars" insert "and fifty cents"

On page 2, line 23, delete "twenty" and insert in lieu thereof "fifteen"

On page 2, line 26, delete "twenty" and insert in lieu thereof "fifteen"

On page 2, line 29, delete "twenty" and insert in lieu thereof "fifteen"

On page 2, line 32, delete "five" and insert in lieu thereof "four"

On page 3, line 2, delete "ten" and insert in lieu thereof "seven" and after "dollars" insert "and fifty cents"

On page 3, line 12, delete "five" and insert in lieu thereof "four"

On page 3, after line 18, insert the following section:

"SECTION 3. AMENDMENT. Section 10-23-06 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

10-23-06. LICENSE FEES PAYABLE BY DOMESTIC CORPORATIONS - EXEMPTING BUILDING AND LOAN AND SAVINGS AND LOAN ASSOCIATIONS. The secretary of state shall charge and collect from each domestic corporation license fees, based upon the value of its authorized shares, at the time of:

1. Filing articles of incorporation.
2. Filing articles of amendment increasing the number or value of authorized shares.
3. Filing articles of merger or consolidation increasing the number or value of authorized shares which the surviving or new corporation, if a domestic corporation, will have authority to issue above the aggregate number or value of shares which the constituent domestic corporations and constituent foreign corporations authorized to transact business in this state had authority to issue.

The license fees shall be the sum of thirty dollars for the first thirty thousand dollars of its authorized shares, or fraction thereof, and the further sum of ten dollars for every additional ten thousand dollars of its authorized shares, or fraction thereof, in excess of thirty thousand dollars. In no event shall such license fees exceed fifteen hundred dollars.

The license fees payable on an increase in authorized shares shall be imposed only on the additional shares, but the amount of previously authorized shares shall be taken into account in determining the rate applicable to the additional authorized shares.

For the purposes of this section, shares without par value shall be considered worth one hundred dollars per share.

The provisions of this section shall not apply to a building and loan or savings and loan association."

And renumber the lines, sections, and pages accordingly

And when so amended, recommends the same do pass.

\_\_\_\_\_  
Chairman

Rep. Martinson  
HOUSE Bill No. 1113 was placed on the 6th  
order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on SOCIAL SERVICES AND VETERANS AFFAIRS

to whom was referred HOUSE

Bill No. 1132, has had the same under consideration and recommends, by a vote of

Ayes, 13; Nays, 0; Absent, 2, that the same

do pass.

do not pass.

be placed on calendar  
without recommendation.

be amended as follows:

On page 2, line 6, delete the comma and words "or in"

On page 2, delete lines 7 through 9

On page 2, line 10, delete the words "any kindergarten"

On page 2, line 34, delete the words "instructors who possess"  
and insert in lieu thereof the words "a supervising instructor  
who possesses"

On page 2, line 35, after the word "degree", insert the words  
"or a teaching certificate"

On page 3, line 3 delete the word "and"

On page 3, line 4, after the word "day", insert the following:  
"and which has a governing body or advisory committee,  
consisting of at least five members, which meets at least  
quarterly and which includes a majority of parents who have  
children in care"

On page 3, after line 4, insert the following new subdivision  
"i. Sporting events, practices for sporting events, or  
sporting or physical activities conducted under the  
supervision of an adult."

On page 3, line 8, after the word "family", insert the words  
"or no more than four children ages two and under"

On page 5, line 29, delete the words "a previous application"

On page 5, line 30, delete the words "denied, or" and the comma after the word "revoked"

And renumber the lines, sections, and pages accordingly

And when so amended, recommends the same do pass

Rep. Haugland Chairman  
Rep. Haugland  
HOUSE Bill No. 1132 was placed on the 6th.  
order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on TRANSPORTATION  
to whom was referred HOUSE

Bill No. 1135, has had the same under consideration and recommends, by a vote of  
Ayes, 12; Nays, 4; Absent, 0, that the same

do pass.  do not pass.  be placed on calendar without recommendation.

Rep. Timm Chairman  
HOUSE Bill No. 1135 was placed on the 11th  
order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on SOCIAL SERVICES AND VETERANS AFFAIRS  
to whom was referred HOUSE

Bill No. 1139, has had the same under consideration and recommends, by a vote of  
Ayes, 12; Nays, 0; Absent, 3, that the same

do pass.  do not pass.  be placed on calendar without recommendation.

Rep. Haugland Chairman  
Rep. Haugland  
HOUSE Bill No. 1139 was placed on the 11th.  
order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on SOCIAL SERVICES AND VETERANS AFFAIRS  
to whom was referred HOUSE

Bill No. 1158, has had the same under consideration and recommends, by a vote of  
Ayes, 13; Nays, 1; Absent, 1, that the same

do pass.  do not pass.  be placed on calendar without recommendation.

Rep. Haugland Chairman  
Rep. Haugland  
HOUSE Bill No. 1158 was placed on the 11th.  
order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on INDUSTRY, BUSINESS AND LABOR  
to whom was referred HOUSE

Bill No. 1163, has had the same under consideration and recommends, by a vote of  
Ayes, 10; Nays, 6; Absent, 0, that the same

do pass.  do not pass.  be placed on calendar without recommendation.

be amended as follows:

On page 1, line 11, after the period, add the following language:  
"All companies shall base premium rates on the driving record of the individual applicant or insured. Companies may require a one year probation period for newly licensed drivers before providing a premium level based on driving experience."

And renumber the lines and pages accordingly

And when so amended, recommends the same do not pass.

  
Chairman

HOUSE Bill No. 1163 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on INDUSTRY, BUSINESS AND LABOR

to whom was referred HOUSE

Bill No. 1179, has had the same under consideration and recommends, by a vote of

Ayes, 12; Nays, 0; Absent, 4, that the same

do pass.  do not pass.  be placed on calendar without recommendation.

be amended as follows:

On page 1, line 4, after the word "commission" insert a semicolon and the words "and to declare an emergency"

On page 2, after line 2, 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, sections and pages accordingly

And when so amended, recommends the same do pass.

  
Chairman

HOUSE Bill No. 1179 was placed on the 6th order of business on the calendar for the succeeding legislative day.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Committee on Appropriations to whom was referred HOUSE

Bill No. 1255, has had the same under consideration and recommends, by a vote of

Ayes, 15; Nays, 0; Absent, 4, that the same

do pass.  do not pass.  be placed on calendar without recommendation.

be amended as follows:

On page 1, line 12, delete the words "for the period beginning July 1, 1981, and"

On page 1, line 13, delete the words "ending June 30, 1983,"

On page 1, line 14, delete the words "No annuity"

On page 1, delete lines 15 through 18

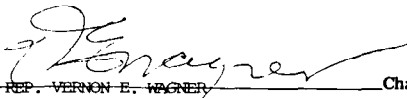
On page 1, line 21, delete the numerals "1,797,000" and insert in lieu thereof the numerals "7,963,000"

And renumber the lines accordingly

And when so amended, recommends the same ~~do pass~~ DO NOT PASS

Statement of the Purpose of the Amendment:

The amendment reflects the amounts necessary to fund the increases in benefits provided by this Act.

  
REP. VERNON E. WAGNER Chairman

HOUSE Bill No. 1255 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on INDUSTRY, BUSINESS AND LABOR to whom was referred HOUSE

Bill No. 1256, has had the same under consideration and recommends, by a vote of Ayes, 11; Nays, 5; Absent, 0, that the same

do pass.  do not pass.  be placed on calendar without recommendation.

be amended as follows:

On page 1, line 7, delete the word "holds" and insert in lieu thereof the word "requires"

On page 1, line 8, after the word "creditors" insert the words "to be held"

On page 1, line 10, delete the word "pay" and insert in lieu thereof the word "credit"

On page 1, line 13, delete the word "paid" and insert in lieu thereof the word "credited"

On page 1, line 23, delete the word "pay" and insert in lieu thereof the word "credit"

On page 1, line 27, delete the word "paid" and insert in lieu thereof the word "credited"

On page 2, line 14, delete the word "pay" and insert in lieu thereof the word "credit"

On page 2, line 15, delete the word "paid" and insert in lieu thereof the word "credited"

On page 2, line 17, delete the word "paid" and insert in lieu thereof the word "credited"

And renumber the lines, sections and pages accordingly

And when so amended, recommends the same do pass.

  
Rep. Rued Chairman

HOUSE Bill No. 1256 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on SOCIAL SERVICES AND VETERANS AFFAIRS

to whom was referred \_\_\_\_\_ HOUSE CONCURRENT RESOLUTION \_\_\_\_\_

No. 3002 \_\_\_\_\_, has had the same under consideration and recommends, by a vote of  
 Ayes, 11 \_\_\_\_\_; Nays, 0 \_\_\_\_\_; Absent, 4 \_\_\_\_\_, that the same

do pass.

do not pass.

be placed on calendar  
without recommendation.

\_\_\_\_\_ *Rep. Haugland* \_\_\_\_\_ Chairman  
 HOUSE CONCURRENT RESOLUTION \_\_\_\_\_ No. 3002 \_\_\_\_\_ Rep. Haugland  
 was placed on the 11th \_\_\_\_\_  
 order of business on the calendar for the succeeding legislative day.

**Mr. Speaker:** Your Committee on \_\_\_\_\_ TRANSPORTATION \_\_\_\_\_

to whom was referred \_\_\_\_\_ HOUSE CONCURRENT RESOLUTION \_\_\_\_\_

No. 3013 \_\_\_\_\_, has had the same under consideration and recommends, by a vote of  
 Ayes, 14 \_\_\_\_\_; Nays, 0 \_\_\_\_\_; Absent, 2 \_\_\_\_\_, that the same

do pass.

do not pass.

be placed on calendar  
without recommendation.

\_\_\_\_\_ *Rep. Timm* \_\_\_\_\_ Chairman  
 HOUSE CONCURRENT RESOLUTION \_\_\_\_\_ No. 3013 \_\_\_\_\_ was placed on the 11th \_\_\_\_\_  
 order of business on the calendar for the succeeding legislative day.

### FIRST READING OF HOUSE BILLS

Rep. Dietz introduced:

**House Bill No. 1510.** — A Bill for an Act to provide for the definition of drug paraphernalia, the prohibition of the manufacture, sale, or delivery of drug paraphernalia, the possession and the advertisement of drug paraphernalia, and to provide a penalty; to amend and reenact section 19-03.1-36 of the North Dakota Century Code, relating to the forfeiture of drug paraphernalia; and to repeal section 12.1-31-04 of the North Dakota Century Code, relating to the manufacture, sale, or delivery of paraphernalia.

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

Rep. Koski introduced:

**House Bill No. 1511.** — A Bill for an Act to amend and reenact section 6-06-13 of the North Dakota Century Code, relating to compensation of officers and directors.

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

Reps. Martin, Knudson and Senator Quail introduced:

**House Bill No. 1512.** — A Bill for an Act to amend and reenact subsection 3 of section 57-62-02 of the North Dakota Century Code, relating to the allocation and distribution of coal severance tax moneys distributed to counties.

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

Rep. Lipsiea introduced:

**House Bill No. 1513.** — A Bill for an Act to amend and reenact section 23-01-03 and 23-09-02 of the North Dakota Century Code, relating to powers and duties of the health council and to enforcement of health and safety standards in hotels, lodgingshouses, restaurants, and boardingshouses.

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

Reps. L. Hanson and Brokaw introduced:

**House Bill No. 1514.** — A Bill for an Act to amend and reenact section 15-36-01 of the North Dakota Century Code, relating to criteria for teachers' certificates.

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

Reps. Swiontek, Goetz and Wald introduced:

**House Bill No. 1515.** — A Bill for an Act to amend and reenact section 15-40.1-07 of the North Dakota Century Code, relating to weighting factors for foundation aid to high schools.

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

Reps. Wald, A. Hausauer and Richie and Senators Naaden, Tennesfos and Sorum introduced:

**House Bill No. 1516.** — A Bill for an Act to create and enact chapter 12.1-27.2 of the North Dakota Century Code, relating to definitions, pandering of obscenity, wholesale pandering of obscenity, promoting or wholesale promoting of a sexual device, making obscene drawings, disseminating matter harmful to minors, unlawful exhibition or display of harmful materials to minors, unlawful exhibition of harmful performances at outdoor theaters, deception to obtain matter harmful to minors, compelling acceptance of objectionable materials, commercial nudity, sexual exploitation of children, presumption and evidence of knowledge, injunctive actions, jury instructions concerning evidence of pandering, and legislative purpose and severability; and to repeal chapter 12.1-27.1 of the North Dakota Century Code, relating to obscenity control.

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

Reps. Meyer, Schindler, Riehl and Senator Leibhan introduced:

**House Bill No. 1517.** — 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.

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

Rep. Matheny introduced:

**House Bill No. 1518.** — A Bill for an Act to create and enact a new subsection to section 39-12-05.1 of the North Dakota Century Code, relating to weight limitations for vehicles on designated highways; and to amend and reenact subsection 3 of section 39-12-04 of the North Dakota Century Code, relating to length limitations for vehicles.

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

Reps. G. Larson and Unhjem introduced:

**House Bill No. 1519.** — A Bill for an Act to amend and reenact subsection c of subsection 7 of section 21-03-06, section 40-27-13, and subsection 3 of section 40-36-13 of the North Dakota Century Code, relating to the refunding of bonds by counties, cities, townships, school districts, park districts, recreation service districts, and rural fire protection districts.

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

Reps. D. Olson and Hughes and Senator Nelson introduced:

**House Bill No. 1520.** — A Bill for an Act to create and enact a new section to chapter 20.1-03 of the North Dakota Century Code, relating to the requirement of a pheasant restoration stamp for resident and nonresident small game hunting licenses and for the use of stamp revenue for pheasant habitat and propagation restoration in the state.

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

Rep. Nagel introduced:

**House Bill No. 1521.** — A Bill for an Act to amend and reenact section 39-05-17 of the North Dakota Century Code, relating to the transfer of title of vehicles and mobile homes.

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

Rep. B. Larson introduced:

**House Bill No. 1522.** — A Bill for an Act to amend and reenact section 65-05.1-06 of the North Dakota Century Code, relating to workmen's compensation rehabilitation allowances.

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

Rep. Koski introduced:

**House Bill No. 1523.** — A Bill for an Act to amend and reenact section 39-22-02, 39-22-03, and 39-22-05 of the North Dakota Century Code, relating to motorcycle dealers' licensing requirements; and to provide an effective date.

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

Rep. Hughes introduced:

**House Bill No. 1524.** — A Bill for an Act to amend and reenact section 39-08-04.1 of the North Dakota Century Code, relating to liability arising out of emergency care provided at the scene of an accident.

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

Reps. Hughes, R. Anderson and Murphy and Senators R. Christensen and Bakewell introduced:

**House Bill No. 1525.** — A Bill for an Act to amend and reenact section 47-16-39.1 of the North Dakota Century Code, relating to obligations of oil and gas producers to pay interest on unpaid royalties.

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

Reps. Freborg and Marsden introduced:

**House Bill No. 1526.** — A Bill for an Act to amend and reenact section 5-03-07 of the North Dakota Century Code, relating to the imposition of tax for the privilege of doing business.

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

Reps. Swiontek and G. Larson introduced:

**House Bill No. 1527.** — A Bill for an Act to amend and reenact subsection 1 of section 15-40.1-06 of the North Dakota Century Code to direct that at least thirty percent of the cost of education come from local sources.

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

Reps. Wald and Thompson introduced:

**House Bill No. 1528.** — A Bill for an Act to limit lease payments charged by nongovernmental persons regulated by the public service commission, and providing a penalty.

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

Reps. Murphy, Wald, R. Anderson, Whalen and Hughes introduced:

**House Bill No. 1529.** — A Bill for an Act to amend and reenact sections 57-51-15 and 57-62-01, subsection 1 of section 57-62-02, and sections 57-62-03, 57-62-04, 57-62-05, and 57-62-06 of the North Dakota Century Code to provide for distribution of the oil and gas gross



production tax, to change the coal development impact office to an energy impact office, and to empower that office to disburse certain portions of the revenue from the oil and gas gross production gas.

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

Reps. Gorder and Richie introduced:

**House Bill No. 1530.** — A Bill for an Act to amend and reenact section 54-12-14 of the North Dakota Century Code, relating to the attorney general drug control cash fund.

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

#### FIRST READING OF SENATE BILLS

**Senate Bill No. 2021.** — 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.

Which was read the first time and referred to the Committee on Appropriations.

**Senate Bill No. 2023.** — 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.

**Senate Bill No. 2026.** — 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.

**Senate Bill No. 2069.** — A Bill for an Act to create and enact a new subsection to section 39-01-01, five new sections to chapter 39-04, a new subdivision to subsection 2 of section 39-04-18, and eight new sections to chapter 39-05 of the North Dakota Century Code, relating to the definition of "used vehicle", notification of a registrant's change of address, refusal to register a vehicle, personalized automobile number plates, antique automobile number plates, alteration or forging of registration cards, exemption from registration, certificate of title requirement, exclusions from the certificate of title requirement, salvage certificates of title, allowing officers 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; and to amend and reenact sections 39-04-01, 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, section 30-04-36, subsection 3 of section 39-04-37, sections 39-04-44, 39-04-54, 39-05-01, 39-05-05, 39-05-09, 39-05-11, 39-05-19, 39-05-20, 39-05-21, and 39-05-27 of the North Dakota Century Code, relating to definitions, the application for registration, the department's files, refusal to register, rescission or suspension of registration, special plates for amateur radio station license holders, 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, contents of the registration card, 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, 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, refusing issuance of a title certificate, and possession of title certificates by dealers in used vehicles; 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.

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

**Senate Bill No. 2079.** — A Bill for an Act to provide for a transfer to the highway fund; and to amend and reenact sections 39-26-11 and 39-26-12 of the North Dakota Century Code, relating to the abandoned motor vehicle disposal fund and the tax on motor vehicle registrations.

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

**Senate Bill No. 2118.** — A Bill for an Act to amend and reenact subsection d of section 52-10-05 of the North Dakota Century Code, relating to delinquent social security payments by political subdivisions.

Which was read the first time and referred to the Committee on Political Subdivisions.

**Senate Bill No. 2137.** — A Bill for an Act to amend and reenact section 40-22-37 and 48-02-08 of the North Dakota Century Code, relating to contractors progress payments, retainage, and rate of interest on failure to pay.

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

**Senate Bill No. 2172.** — A Bill for an Act to amend and reenact sections 57-09-01 and 57-11-01 of the North Dakota Century Code, relating to meeting dates for township and city equalization boards; and to declare an emergency.

Which was read the first time and referred to the Committee on Political Subdivisions.

**Senate Bill No. 2208.** — A Bill for an Act to amend and reenact section 15-47-05 of the North Dakota Century Code to allow air base residents to vote in school district elections held pursuant to chapter 15-28; and declaring an emergency.

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

**Senate Bill No. 2223.** — A Bill for an Act to amend and reenact subsections 2 and 6 of section 57-39.2-01, subsection 1 of section 57-39.2-02.1, and subsections 6 and 9 of section 57-40.2-01 of the North Dakota Century Code, relating to the exemption from the use and sales taxes of subscriptions, or sales of subscriptions, to magazines and other periodicals.

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

**Senate Bill No. 2229.** — A Bill for an Act to amend and reenact section 30.1-27-02 of the North Dakota Century Code, relating to the testamentary appointment of a guardian for a minor, and providing that the guardian must be approved by the court.

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

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

ROY GILBREATH, Chief Clerk