

EIGHTEENTH DAY

Bismarck, January 29, 1981

The House convened at 1:30 p.m., with Speaker Peterson presiding.

Prayer was offered by Reverend J. H. Nicolai, Trinity Lutheran Church, Bismarck, North Dakota.

Roll was called and all members were present except Representative Marsden.

A quorum was declared by the Speaker.

MESSAGE 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. 2022

Senate Bill No. 2139

Senate Bill No. 2214

Senate Bill No. 2237

Senate Bill No. 2244

Senate Bill No. 2259

Senate Bill No. 2261

Senate Bill No. 2264

Senate Bill No. 2288

Senate Bill No. 2313

Very Respectfully,

LEO LEIDHOLM, Secretary

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. 1004

House Bill No. 1005

House Bill No. 1020

House Bill No. 1037

House Bill No. 1070

House Bill No. 1086

House Bill No. 1113

House Bill No. 1132

House Bill No. 1179

House Bill No. 1191

House Bill No. 1267

House Bill No. 1274

House Bill No. 1290

House Bill No. 1304

House Bill No. 1355

House Bill No. 1356

ROY GILBREATH, Chief Clerk

RECOGNITION

Speaker Peterson announced that a former Representative was in the chambers, and requested that the House recognize former Rep. Earl Rundle, and Rep. Rundle was thereupon introduced to the House.

REVISION AND CORRECTION OF THE JOURNAL

Mr. Speaker: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Seventeenth day and recommends that the same be corrected as follows: On page 419, delete lines 12, 13 and 14.

And when so corrected recommends that the same be approved.

Burness Head 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 bills:

- House Bill No. 1046
House Bill No. 1124
House Bill No. 1233
House Bill No. 1406

and find the same correctly Engrossed

Craig M. Richie Chairman

Representative L. 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. 1063
House Bill No. 1085

and find the same correctly Enrolled

Craig M. Richie Chairman

Representative L. 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 bill:

House Bill No. 1090

and find the same correctly Enrolled

Craig M. Richie Chairman

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

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker signed the following:

House Bill No. 1063    House Bill No. 1085    House Bill No. 1090  
 ROY GILBREATH, Chief Clerk

MESSAGE TO THE SENATE  
 House Chamber

Mr. President: I have the honor to transmit herewith the following,

House Bill No. 1063

House Bill No. 1085

House Bill No. 1090

Which the Speaker has signed and your signature is respectfully requested.

ROY GILBREATH, Chief Clerk

MOTIONS

Rep. Striden moved that the following bills be returned to the House from the Committee on Judiciary and rereferred to the respective committees as follows, which motion prevailed.

House Bill No. 1458 - rereferred to Political Subdivisions

House Bill No. 1524 - rereferred to Transportation

House Bill No. 1564 - rereferred to Transportation

House Bill No. 1626 - rereferred to Natural Resources

House Bill No. 1638 - rereferred to Transportation

Rep. Wagner moved that House Bill No. 1635 be returned to the House from the Committee on Appropriations and be rereferred to the Committee on Social Services and Veterans Affairs, which motion prevailed.

Speaker Peterson announced that House Bill No. 1635 was rereferred to the Committee on Social Services and Veterans Affairs.

Rep. Richie moved that House Bill No. 1339 be returned to the House from the Committee on Natural Resources for the purpose of withdrawal, which motion prevailed.

Rep. Richie requested permission to withdraw House Bill No. 1339 which request was granted.

Rep. Martinson moved that House Bill No. 1636 be returned to the House from the Committee on State and Federal Government and be rereferred to the Committee on Appropriations, which motion prevailed.

Speaker Peterson announced that House Bill No. 1636 was rereferred to the Committee on Appropriations.

Rep. Martinson moved that House Bill No. 1648 be returned to the House from the Committee on State and Federal Government and be rereferred to the Committee on Appropriations, which motion prevailed.

Speaker Peterson announced that House Bill No. 1648 was rereferred to the Committee on Appropriations.

Rep. Haugland moved that House Bill No. 1431 be returned to the House from the Committee on Social Services and Veterans Affairs and be rereferred to the Committee on Industry, Business and Labor, which motion prevailed.

Speaker Peterson announced that House Bill No. 1431 was rereferred to the Committee on Industry, Business and Labor.

Rep. Haugland moved that House Bill No. 1438 be returned to the House from the Committee on Social Services and Veterans Affairs and be rereferred to the Committee on Industry, Business and Labor, which motion prevailed.

Speaker Peterson announced that House Bill No. 1438 was rereferred to the Committee on Industry, Business and Labor.

## SIXTH ORDER OF BUSINESS

Rep. Conmy moved that the amendments to House Bill No. 1064 as recommended by the Committee on Judiciary as printed on page 406 of the House Journal be adopted, which motion prevailed.

Rep. Conmy moved that the amendments to House Bill No. 1065 as recommended by the Committee on Judiciary as printed on pages 406 through 408 of the House Journal be adopted, which motion prevailed.

Rep. A. Hausauer moved that the amendments to House Bill No. 1258 as recommended by the Committee on Finance and Taxation as printed on page 409 of the House Journal be adopted, and when so adopted recommends that House Bill No. 1258 Do Not Pass, which motion prevailed.

Rep. Conmy moved that the amendments to House Bill No. 1281 as recommended by the Committee on Judiciary as printed on page 410 of the House Journal be adopted, which motion prevailed.

Rep. Martinson moved that the amendments to House Bill No. 1293 as recommended by the Committee on State and Federal Government as printed on page 411 of the House Journal be adopted, which motion prevailed.

Rep. A. Hausauer moved that the amendments to House Bill No. 1308 as recommended by the Committee on Finance and Taxation as printed on page 412 of the House Journal be adopted, which motion prevailed.

Rep. Martinson moved that the amendments to House Bill No. 1316 as recommended by the Committee on State and Federal Government as printed on page 412 of the House Journal be adopted, which motion prevailed.

Rep. Conmy moved that the amendments to House Bill No. 1368 as recommended by the Committee on Judiciary as printed on page 414 of the House Journal be adopted, and when so adopted recommends that House Bill No. 1368 Do Not Pass, which motion prevailed.

Rep. Rued moved that the amendments to House Bill No. 1380 as recommended by the Committee on Industry, Business and Labor as printed on page 415 of the House Journal be adopted, which motion prevailed.

Rep. Rued moved that the amendments to House Bill No. 1390 as recommended by the Committee on Industry, Business and Labor as printed on page 415 of the House Journal be adopted, which motion prevailed.

FIRST READING OF  
HOUSE CONCURRENT RESOLUTION

Reps. D. Olsen and Gunderson and Senator Mutch introduced:

**House Concurrent Resolution No. 3033.** — A concurrent resolution congratulating Mrs. Philip (Evelyn) Landis on being named national president of American Agri-Women (AAW).

Which was read the first time.

Representative Kretschmar moved that the rules be suspended, that House Concurrent Resolution No. 3033 not be referred to committee, be read in its entirety, not printed as a bill but printed in the journal, and placed on second reading and final passage, which motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 3033

Introduced by

Representatives Dagne Olsen, Gunderson

*Dagne Olsen*

Senator Mutch

*(11, 11, 11)*

*Evelyn Landis*

A concurrent resolution congratulating Mrs. Philip (Evelyn) Landis on being named national president of American Agri-Women (AAW).

WHEREAS, Evelyn Landis has served on national advisory committees including the Agriculture Technical Advisory Committee to the Foreign Agricultural Service and the Advisory Board of National Farm-City Council; and

WHEREAS, she participated in the organization of the American Agri-Women (AAW) in 1974; and

WHEREAS, AAW, now representing 24,000 individuals with membership in 49 states, is organized to communicate for and about agriculture, to influence policy and legislation that concerns agriculture, and to serve as a communication outlet for farm women; and

WHEREAS, she is serving as national president of AAW from November 1979 to November 1981;

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

That the Forty-seventh Legislative Assembly of the State of North Dakota extends its very sincere and hearty congratulations to Mrs. Philip (Evelyn) Landis, Larimore, North Dakota, on being named national president of American Agri-Women (AAW); and

BE IT FURTHER RESOLVED, that the Secretary of State forward an enrolled copy of this resolution to Mrs. Evelyn Landis.

SECOND READING OF  
HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3033. — A concurrent resolution congratulating Mrs. Philip (Evelyn) Landis on being named national president of American Agri-Women (AAW).

Was read the second time.

The question being on the final adoption of the resolution, so the House Concurrent Resolution No. 3033 was declared adopted on a voice vote.

**SECOND READING OF HOUSE BILLS**

**House Bill No. 1046.** — A Bill for an Act to amend and reenact section 54-44.3-19 of the North Dakota Century Code, relating to the status of mental health and retardation service units and human service centers under the central personnel division classification and pay plan.

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, 91; nays, 2; absent and not voting 7.

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. #34			● HORGAN ●			● MEYER			● TIMM		
● BACKES ●			● HOUMANN			● MOORE			● UNHJEM		
● BERG			● HUGHES			● MOUM			● VANDER VORST		
● BERGER			● HUWE			● MURPHY			● VIG		
● BLACK			● JACOBSEN, R.			● MUSHIK			● WAGNER		
● BOYUM			● JACOBSEN, I.			● NAGEL			● WALD		
● BROKAW			● KELLY			● NICHOLAS			● WENTZ		
● CONMY			● KENT			● OLAFSON			● WHALEN		
● CRABTREE			● KINGSBURY			● OLSEN			● ZIMBLEMAN		
● DICK			● K LOUBEC			● 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			● RETTEN					
● GORDER			● LARSON, H. #7			● RETZER ●					
● GUNDERSON			● LIPSIEA			● RICE					
● GUNSON			● MARSDEN ●			● RICHARD					
● HANSON, L. #48			● MARTIN			● RICHIE					
● HANSON, O. #3			● MARTINSON			● RIEHL					
● HAUGLAND			● MATCHIE			● RUED					
● HAUSAUER, A. #49			● 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. 1124.** — A Bill for an Act to create and enact a new section to chapter 35-27 of the North Dakota Century Code, relating to the office in which mechanic's liens are filed; to amend and reenact section 35-27-05, subsection 3 of section 35-27-11, and sections 35-27-12, 35-27-13, and 35-27-25 of the North Dakota Century Code, relating to the filing of mechanic's liens; to repeal subsection 4 of section 11-17-04 and section 35-27-15 of the North Dakota Century Code, relating to fees collected by the clerk of the district court for filing and indexing mechanic's liens and to the duty of the clerk of the district court in filing mechanic's liens.

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, 93; nays, 3; 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	YEAS	N-V	NAYS

● ANDERSON, C. #7	● 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
● 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	● 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	● MARS DEN	● RICHARD	
● HANSON, L. #48	● MARTIN	● RICHIE	
● HANSON, O. #3	● MARTINSON	● RIEHL	
● HAUGLAND	● MATCHIE	● RUED	
● HAUSAUER, A. #49	● 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. 1233.** — A Bill for an Act to create and enact section 23-10-11.1 of the North Dakota Century Code, relating to the establishment of a mobile home park appeals board, board authority to reverse park management eviction decisions, and further appeals to the appropriate court.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 21; nays, 75; absent and not voting 4.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						1981 LEGISLATURE					
ROLL CALL											
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		●	● 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		●	● 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		●	● MARS DEN		●	● RICHARD		●			
● HANSON, L. #48		●	● MARTIN		●	● RICHIE		●			
● HANSON, O. #3		●	● MARTINSON		●	● RIEHL		●			
● HAUGLAND		●	● MATCHIE		●	● RUED		●			
● HAUSAUER, A. #49		●	● MATHENY		●	● SCHINDLER		●			
● HAUSAUER, R. #25		●	● MATTSON		●	● SOLBERG		●			
● HEDSTROM		●	● MEIERS		●	● SORUM		●			
● HEIGAARD		●	● MELBY		●	● STRINDEN		●			
● HILL		●	● MERTENS		●	● SWIONTEK		●			

So the bill was declared lost.

**House Bill No. 1254.** — A Bill for an Act to amend and reenact sections 40-24-02, 40-29-11, 40-33-05, and 40-54-08 of the North Dakota Century Code, relating to interest allowable on special assessments

levied by cities and also special assessments for sidewalks, municipal utilities, and gravel surfacing of city streets.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 92; nays, 3; absent and not voting 5.

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		•	• HOUWANN		•	• 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			• 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			• RUED		•			
• HAUSAUER, A #49			• MATHENY			• SCHINDLER					
• HAUSAUER, R #25			• MATTON			• SOLBERG					
• HEDSTROM			• MEIERS			• SORUM					
• HEIGAARD			• MELBY			• STRINDEK	•				
• HILL			• MERTENS			• SWIONTEK					

So the bill passed and the title was agreed to.

House Bill No. 1260. — A Bill for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, providing for a twenty percent income tax credit to qualified renters; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 29; nays, 68; 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			• HOUWANN		•	• 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			• 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					





● ANDERSON, C. #7	● 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
● 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	● 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, D. #7	● MARTINSON	● RIEHL	
● HAUGLAND	● MATCHIE	● RUED	
● HAUSAUER, A. #49	● 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. 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.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 44; nays, 53; 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			● HOUMANN			● 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			● 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, D. #7			● MARTINSON			● RIEHL					
● HAUGLAND			● MATCHIE			● RUED					
● HAUSAUER, A. #49			● MATHENY			● SCHINDLER					
● HAUSAUER, R. #25			● MATTSON			● SOLBERG					
● HEDSTROM			● MEIERS			● SORUM					
● HEIGAARD			● MELBY			● STRINDEN					
● HILL			● MERTENS			● SWIONTEK					

So the bill was declared lost.

**House Bill No. 1319.** — A Bill for an Act to amend and reenact sections 57-15-06, 57-15-08, and 57-15-14 of the North Dakota Century Code, relating to county, city, and school district tax levies and limitations, and to provide for petitions and special elections for

certain mill levy increases; and to repeal section 57-15-10 of the North Dakota Century Code, relating to exceptions to the levy limitations in cities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 27; nays, 69; absent and not voting 4.

REGULAR SESSION			NORTH DAKOTA HOUSE OF REPRESENTATIVES						1981 LEGISLATURE					
			ROLL CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
ANDERSON, C. #7	•		•	HOFFNER		•	•	WETZ	•		•	•	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	
• 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		•	•	RICHEL		•	•			
• HANSON, O. #3			•	MARTINSON		•	•	RIEHL		•	•			
HAUGLAND		•	•	MATCHE		•	•	RUED		•	•			
HAUSAUER, A. #49		•	•	MATHENY		•	•	SCHINDLER		•	•			
HAUSAUER, R. #25		•	•	MATSON		•	•	SOLBERG		•	•			
HEDSTROM		•	•	MEIERS		•	•	SORUM		•	•			
HEGAARD		•	•	MELBY		•	•	• STRINDEN						
• HILL			•	MERTENS		•	•	• SWONTEK						

So the bill was declared lost.

House Bill No. 1333. — A Bill for an Act to authorize the state board of higher education to deed property owned by the state of North Dakota for the use and benefit of the university of North Dakota to the fellows of the university, inc., a nonprofit North Dakota corporation; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 88; nays, 8; absent and not voting 4.

REGULAR SESSION			NORTH DAKOTA HOUSE OF REPRESENTATIVES						1981 LEGISLATURE					
			ROLL CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
• ANDERSON, C. #7			•	HOFFNER		•	•	WETZ	•		•	•	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	
• 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	• MARDSEN	• RICHARD
• HANSON, L. #48	• MARTIN	• RICHIE
• HANSON, O. #2	• MARTINSON	• RIEHL
• HAUGLAND	• MATCHIE	• RUED
• HAUSAUER, A. #49	• MATHENY	• SCHINDLER
• HAUSAUER, R. #25	• MATTSO	• 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 House stand in recess for twenty minutes, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1334. — A Bill to create and enact subsection 6 to section 21-04-01 of the North Dakota Century Code, defining financial institutions; to amend and reenact sections 21-04-03, 21-04-05, 21-04-06, 21-04-07, 21-04-08, 21-04-09, 21-04-10, 21-04-12, 21-04-14, 21-04-15, 21-04-16, 21-04-17, 21-04-18, and 21-04-21 of the North Dakota Century Code to include financial institutions within class of depositories for public funds.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 23; nays, 72; 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	YEAS	N-V	NAYS
• ANDERSON, C. #7			• HOFFNER			• METZ			• THOMPSON		
• ANDERSON, R. #36	•		• HORGAN	•		• MEYER	•		• TIMM	•	
• BACKES	•		• HOUWMANN	•		• MOORE	•		• UNHJEM	•	
• BERG	•		• HUGHES	•		• MOUN	•		• 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	•		• KLOBUEC	•		• OLSON, A. #11	•				
• DIETZ	•		• KNUDSON	•		• OLSON, D. #12	•		• MR. SPEAKER	•	
• DOTZENROD	•		• KOLAND	•		• OPEDAHL	•				
• DUBORD	•		• KOSK	•		• PELTIER	•				
• EAGLES	•		• KRETSCHMAR	•		• PETERSON	•				
• FREBERG	•		• KUICHERA	•		• 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. #2	•		• MARTINSON	•		• RIEHL	•				
• HAUGLAND	•		• MATCHIE	•		• RUED	•				
• HAUSAUER, A. #49	•		• MATHENY	•		• SCHINDLER	•				
• HAUSAUER, R. #25	•		• MATTSO	•		• SOLBERG	•				
• HEDSTROM	•		• MEIERS	•		• SORUM	•				
• HEIGAARD	•		• MELBY	•		• STRINDEN	•				
• HILL	•		• MERTENS	•		• SWIONTEK	•				

So the bill was declared lost.

House Bill No. 1342. — A Bill for an Act to authorize the state board of higher education to issue and sell self-liquidating, tax-exempt bonds to construct a revenue-producing facility at the university of North Dakota; to make an appropriation; to set a limitation and provide for an exception; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 95; nays, 2; 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			• HOUMANN			• 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			• KLOUBEC			• OLSON, A. #11					
• DIETZ			• KNUDSON			• OLSON, D. #13			• MR. SPEAKER		
• DOTZENROD			• KOLAND			• OPEDAHL					
• DUBORD			• KRETSCHMAR			• PELTIER					
• EAGLES			• KUCHERA			• 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			• MARDSEN		•	• RICHARD		•			
• HANSON, L. #48			• MARTIN			• RICHIE					
• HANSON, O. #3			• MARTINSON			• RIEHL					
• HAUGLAND			• MATCHIE			• RUED					
• HAUSAUER, A. #49			• 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, and the emergency clause was declared carried.

**House Bill No. 1345.** — A Bill for an Act to create and enact a new section to chapter 7-02 of the North Dakota Century Code, relating to the authority of savings and loan associations to use alternative mortgage instruments.

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			• 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		
• BOYUM			• JACOBSON, I.			• NAGEL			• WALD		
• BROKAW			• KELLY			• NICHOLAS			• WENTZ		
• CONMY			• KENT			• OLAFSON			• WHALEN		
• CRABTREE			• KINGSBURY			• OLSON, A. #11			• ZIMBLEMAN		
• DICK			• KLOUBEC			• OLSON, D. #13					
• DIETZ			• KNUDSON			• OPEDAHL			• MR. SPEAKER		
• DOTZENROD			• KOLAND			• PELTIER					
• DUBORD			• KRETSCHMAR			• PETERSON					
• EAGLES			• KUCHERA			• POMEROY, E. #24					
• FREBORG			• KUCHERA			• POMEROY, G. #42					
• GATES			• LANG			• REED					
• GERL			• LARSON, B. #12			• REITEN					
• GOETZ			• LARSON, G. #29			• RETZER		•			
• GORDER			• LARSON, H. #7			• RICE					
• GUNDERSON			• LIPSIEA			• RICHARD		•			
• GUNSCH			• MARDSEN		•	• RICHIE					
• HANSON, L. #48			• MARTIN			• RIEHL					
• HANSON, O. #3			• MARTINSON			• RUED					
• HAUGLAND			• MATCHIE			• SCHINDLER					
• HAUSAUER, A. #49			• MATHENY			• SOLBERG					
• HAUSAUER, R. #25			• MATTSON			• SORUM					
• HEDSTROM			• MEIERS			• STRINDEN					
• HEIGAARD			• MELBY			• SWIONTEK					
• HILL			• MERTENS								

So the bill was declared lost.

**House Bill No. 1359.** — A Bill for a Act to amend and reenact subsection 12 of section 26-41-03 of the North Dakota Century Code, relating to the definition of "owner" for purposes of the Auto Accident Reparations Act.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 73; nays, 22; 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			● HOUMANN		●	● 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			● 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		●	● RUFED		
● HAUSAUER, A. #49			● 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. 1383.** — A Bill for an Act to amend and reenact section 5-02-05.1 of the North Dakota Century Code, relating to special Sunday convention alcoholic beverage permits; and to declare an emergency.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 72; nays, 25; 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
● ANDERSON, C. #7			● 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
● 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			● 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	• RUED
• HAUSAUER, A. #49	• MATHENY	• SCHINDLER
• HAUSAUER, R. #25	• MATTSO	• 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.

**House Bill No. 1405.** — A Bill for an Act to amend and reenact section 43-02.1-04 of the North Dakota Century Code, relating to the licensure of public accountants and the practice of public accounting.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 69; nays, 29; absent and not voting 2.

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			• HOUMANN			• 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		
• FREBERG			• KUCHERA			• POMEROY, E. #24		
• GATES			• LANG			• POMEROY, G. #47		
• 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			• RUED		
• HAUSAUER, A. #49			• MATHENY			• SCHINDLER		
• HAUSAUER, R. #25			• MATTSO			• SOLBERG		
• HEDSTROM			• MEIERS			• SORUM		
• HEIGAARD			• MELBY			• STRINDEN		
• HILL			• MERTENS			• SWIONTEK		

So the bill passed and the title was agreed to.

**MOTION**

Rep. Strinden moved that House Bill No. 1417 be laid over one legislative day, which motion prevailed.

**SECOND READING OF HOUSE BILLS**

**House Bill No. 1430.** -- A Bill for an Act to amend and reenact section 13-03.1-03 and subsection 1 of section 13-03.1-15 of the North Dakota Century Code, relating to the maximum loan ceiling.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 70; nays, 27; 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
• ANDERSON, C. #7			• 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
BOYUM	JACOBSEN, 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	RIEHL	
HANSON, O. #3	MARTINSON	RIEHL	
HAUGLAND	MATCHIE	RUED	
HAUSAUER, A. #49	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. 1470.** -- A Bill for an Act providing for the marking of item prices in stores that use electronic or magnetic checkout scanners; and to provide a penalty.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 42; nays, 57; absent and not voting 1.

NORTH DAKOTA HOUSE OF REPRESENTATIVES											
REGULAR SESSION						1981 LEGISLATURE					
ROLL CALL											
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			HOUWMAN			MOORE			UNHJEM		
BERG			HUGHES			MOUM			VANDER VORST		
BERGER			HUWE			MURPHY			VIG		
BLACK			JACOBSEN, R.			MUSHIK			WAGNER		
BOYUM			JACOBSEN, 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			RIEHL					
HANSON, O. #3			MARTINSON			RUED					
HAUGLAND			MATCHIE			SCHINDLER					
HAUSAUER, A. #49			MATHENY			SOLBERG					
HAUSAUER, R. #25			MATTSON			SORUM					
HEDSTROM			MEIERS			STRINDEN					
HEIGAARD			MELBY			SWIONTEK					
HILL			MERTENS								

So the bill was declared lost.

**House Bill No. 1490.** -- A Bill for an Act to create a governor's council on health, fitness and sports, to provide for the membership, compensation, and powers and duties of the council, and providing an appropriation.

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, the roll was called and there were ayes, 21; nays, 76; 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. #26		•	•	HORGAN		•	MEYER		•	TIMM	•
BACKES	•		•	HOUIMANN		•	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		•	•	KLOUBEC		•	OLSON, A. #11		•		
• DIETZ		•	•	• KNUDSON		•	OLSON, D. #13		•	MR. SPEAKER	•
• DOTZENROD		•	•	• KOLAND		•	• OPEDAHL		•		
• DuBORD			•	• KOSKI		•	• PELTIER		•		
• EAGLES		•	•	• KRETSCHMAR		•	• PETERSON		•		
• FREBERG		•	•	• 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. #13		•	•	• MARTINSON		•	• RIEHL		•		
• HAUGLAND		•	•	• MATCHIE		•	• RUED		•		
• HAUSAUER, A. #49		•	•	• MATHENY		•	• SCHINDLER		•		
• HAUSAUER, R. #25		•	•	• MATTSON		•	• SOLBERG		•		
• HEDSTROM		•	•	• MEIERS		•	• SORUM		•		
• HEIGAARD		•	•	• MELBY		•	• STRINDEN		•		
• HILL		•	•	• MERTENS		•	• SWIONTEK		•		

So the bill was declared lost.

MOTIONS

Rep. Kloubec moved that House Bill No. 1646 be returned to the House from the Committee on Natural Resources and that House Bill No. 1646 be rereferred to the Committee on Agriculture, which motion prevailed.

Speaker Peterson announced that House Bill No. 1646 was rereferred to the Committee on Agriculture.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3015. — A concurrent resolution directing the Legislative Council to conduct a study of the education and role of the teacher.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 83; nays, 15; absent and not voting 2.

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. #26			•	HORGAN		•	MEYER		•	TIMM	•
• BACKES		•	•	HOUIMANN		•	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		•	•	• KLOUBEC		•	OLSON, A. #11		•		
• DIETZ		•	•	• KNUDSON		•	OLSON, D. #13		•	MR. SPEAKER	•
• DOTZENROD		•	•	• KOLAND		•	• OPEDAHL		•		
• DuBORD			•	• KOSKI		•	• PELTIER		•		
• EAGLES		•	•	• KRETSCHMAR		•	• PETERSON		•		
• FREBERG		•	•	• 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. #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 No. 3015 was declared adopted.

REPORTS OF STANDING COMMITTEES

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

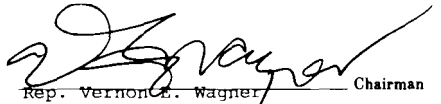
Bill No. 1052, has had the same under consideration and recommends, by a vote of

Ayes, 16; Nays, 0; Absent, 3, that the same

do pass.

do not pass.

be placed on calendar without recommendation.



Rep. Vernon L. Wagner, Chairman

House Bill No. 1052 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. 1079, has had the same under consideration and recommends, by a vote of

Ayes, 15; Nays, 0; 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, delete the words "eight new sections" and insert in lieu thereof "a new section"

On page 1, line 4, delete ", consideration of the appeal by the"

On page 1, delete all of lines 5 through 8

On page 1, line 9, delete "process on other legal remedies"

On page 4, line 4, after the word "petition", insert the following: "and by the owners of not less than fifty percent in assessed value of the property located within the territory described in such petition"

On page 4, line 6, after the word "municipality", insert the following: "and the assessed valuation of all property located within such boundaries"

On page 9, delete lines 6 through 35, and insert in lieu thereof the following:

"SECTION 10. A new section to chapter 40-02 of the North Dakota Century Code is hereby created and enacted to read as follows:  
APPEAL OF BOARD OF COUNTY COMMISSIONERS' ACTION - SCOPE OF REVIEW. Any final action taken by a board of county commissioners on a petition for incorporation may be appealed to the district court. The review on appeal shall extend only to the determination of whether the board of county commissioners has pursued its authority regularly and has not exceeded its jurisdiction or abused its discretion under the provisions of this chapter."

On page 10, delete lines 1 through 33  
 On page 11, delete lines 1 through 35  
 On page 12, delete lines 1 through 31

And renumber the lines, sections, and pages accordingly  
 And when so amended, recommends the same do pass.

*Lang* Chairman

HOUSE Bill No. 1079 Rep. Lang 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. 1096, 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.

be amended as follows:

- On page 1, line 9, delete the words "make loans to"
- On page 1, delete lines 10 through 14 and insert in lieu thereof the words "participate in the making of loans to beginning businessmen with other financial institutions who are authorized to make such loans."
- On page 1, line 21, delete the following "; and has," and insert in lieu thereof "."
- On page 1, delete lines 22 through 27
- On page 2, delete lines 9 through 12
- And renumber the lines and pages accordingly

And when so amended, recommends the same do pass.

*Rued* Chairman

HOUSE Bill No. 1096 Rep. Rued 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. 1125, has had the same under consideration and recommends, by a vote of  
 Ayes, 8; Nays, 6; Absent, 1, that the same

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

be amended as follows:

- On page 1, line 14, after the period, insert the following sentence: "It shall further be the policy of the state to avoid duplicative regulation of those sources of nonionizing radiation which are or may become subject to federal government regulations."
- On page 6, after line 23, insert the following new section

"SECTION 13. APPLICABILITY. The provisions of this Act do not apply to:

- 1. Sources of nonionizing radiation, the operation of which is subject to licensure or regulation, or both, by the state or federal government.
2. Ultrasound or diathermy when used for treatment or diagnosis by a qualified professional in the healing arts."

And renumber the lines, sections, and pages accordingly

And when so amended, recommends the same do pass.

HOUSE Bill No. 1125 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. 1172, has had the same under consideration and recommends, by a vote of

Ayes, 12; Nays, 0; Absent, 3, that the same

[X] do pass. [ ] do not pass. [ ] be placed on calendar without recommendation.

HOUSE Bill No. 1172 was placed on the 11th. order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on EDUCATION

to whom was referred HOUSE

Bill No. 1234, has had the same under consideration and recommends, by a vote of

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

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

[X] be amended as follows:

On page 1, line 2, after "patrols" delete "and to relieve school authorities of liability"

On page 1, line 3, delete "in the operation of school safety patrols"

On page 1, line 17, delete "and designate any student over ten years of age to be a"

On page 1, delete lines 18 through 26 and insert in lieu thereof the following: "school patrols and, in the case of an appointment of a minor to a school patrol, the parents' or legal guardian's written consent must be obtained."

And renumber the lines and pages accordingly

And when so amended, recommends the same do pass.

HOUSE Bill No. 1234 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. 1237, 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.

Chairman

HOUSE Bill No. 1237 Rep. Lang was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on JUDICIARY

to whom was referred HOUSE

Bill No. 1296, has had the same under consideration and recommends, by a vote of

Ayes, 8; Nays, 7; Absent, 0, that the same

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

be amended as follows:

On page 1, line 27, delete the word "or"

On page 1, line 28, delete the words "of alcoholic beverages other than beer" and after the word "or" delete the word "the"

On page 2, line 3, after the period insert the words "However, any restaurant which holds an exclusive on sale beer license may employ persons from eighteen to twenty-one years of age to sell, dispense, or deliver beer under the direct supervision of a person twenty-one or more years of age."

And renumber the lines and pages accordingly

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

Chairman

HOUSE Bill No. 1296 Rep. Conmy 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. 1297, 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 3, line 22, after the word "wholesaler" delete the comma and insert in lieu thereof a period

On page 3, delete lines 23 and 24

On page 4, line 11, delete the word "substantially"

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On page 5, line 35, after the word "wholesaler" insert a comma and the following: "with whom the brewer has an agreement pursuant to this Act,"

On page 6, delete lines 5 through 10 and insert in lieu thereof the following: "The court may award actual damages and costs. If the court finds the brewer has acted in bad faith in invoking amendment, termination, cancellation, or non-renewal under this Act or has unreasonably withheld its consent to any assignment, transfer, or sale of the wholesaler's agreement, the court may also award reasonable attorney's fees."

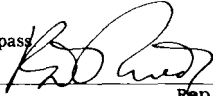
On page 6, line 28, after the word "requirements" delete the words "imposed by an agreement's"

On page 6, line 29, delete the words "express terms"

On page 6, line 31, delete the words "in any business"

On page 6, delete lines 32 and 33 and insert in lieu thereof "in the price of beer sold to the North Dakota wholesalers and in price promotions."

And renumber the lines and pages accordingly

And when so amended, recommends the same do pass  Chairman  
Rep. Rued  
HOUSE Bill No. 1297 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. 1298, has had the same under consideration and recommends, by a vote of

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

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

 Chairman  
Rep. Haugland  
HOUSE Bill No. 1298 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

Bill No. 1299, 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.

 Chairman  
Rep. Timm  
HOUSE Bill No. 1299 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

Bill No. 1309, 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.

 Chairman

HOUSE Rep. Timm Bill No. 1309 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on EDUCATION

to whom was referred HOUSE

Bill No. 1336, has had the same under consideration and recommends, by a vote of

Ayes, 13; Nays, 2; Absent, 1, that the same

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

be amended as follows:

On page 2, line 5, after the period, insert the following new sentence: "A witness, if a minor, shall be accompanied by a parent or parents, legal guardian, or legal counsel, if requested by the minor or the minor's parents."

And renumber the lines and pages accordingly

And when so amended, recommends the same do pass.

 Chairman

HOUSE Rep. Knudson Bill No. 1336 was placed on the 6th order of business on the calendar for the succeeding legislative day.

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

Bill No. 1343, 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.

be amended as follows:

On page 1, line 15, after the word "districts" insert the words and comma ", rural fire departments"

On page 2, delete lines 15 and 16 and insert in lieu thereof the following line:

"operating expenses 52,400"

On page 2, after line 21, insert the following section:

"Section 3, INTENT. No part of the general fund appropriation provided in section 2 of this Act shall be used for any nonreimbursable expenditure."

And when so amended, recommends the same do pass.

Statement of the Purpose of the Amendment:

This amendment provides that the general fund appropriation shall only be used for reimbursable expenditures. It also combines the fees and services and supplies and materials line item into an operating expense line item.

*V. Wagner*  
REP. VERNON E. WAGNER Chairman

HOUSE Bill No. 1343 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. 1348, has had the same under consideration and recommends, by a vote of Ayes, 8; Nays, 7; Absent, 0, 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 "institution" insert the following: "; and to provide an appropriation"

On page 1, after line 21, insert the following two new sections:

SECTION 3. APPROPRIATION. There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$45,060, or so much thereof as may be necessary, to the state industrial school for the purpose of appointing a chaplain for the biennium beginning July 1, 1981, and ending June 30, 1983.

SECTION 4. APPROPRIATION. There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$45,060, or so much thereof as may be necessary, to the state penitentiary for the purpose of appointing a chaplain for the biennium beginning July 1, 1981, and ending June 30, 1983.

And renumber the lines, sections, and pages accordingly

And when so amended, recommends the same do pass.

*M. Martinson*  
Chairman

HOUSE Bill No. 1348 Rep. Martinson 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. 1362, has had the same under consideration and recommends, by a vote of Ayes, 13; Nays, 0; Absent, 3, that the same

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

be amended as follows:



On page 1, line 25, after the word "energy" insert the following:  
"but shall not include any device used for private residential heating or cooling purposes"

On page 2, line 19, delete the word "and" and insert after "38-14.1" the following: ", and 61-28"

On page 6, line 3, after the word "Code" insert the following:  
"and other state laws and regulations regarding the management of hazardous waste"

And renumber the lines and pages accordingly

And when so amended, recommends the same do pass.

Chairman

Rep. Rued

HOUSE Bill No. 1362 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. 1376, 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.

Chairman

Rep. Lang

HOUSE Bill No. 1376 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on AGRICULTURE

to whom was referred HOUSE

Bill No. 1378, 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.

Chairman

Rep. Nicholas

HOUSE Bill No. 1378 was placed on the 11th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on JUDICIARY

to whom was referred HOUSE

Bill No. 1401, has had the same under consideration and recommends, by a vote of

Ayes, 10; Nays, 3; Absent, 2, that the same


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

be amended as follows:

On page 1, line 16, remove the overstrike over the words and comma "Memorial-Day,"

And renumber the lines accordingly

And when so amended, recommends the same do pass.

  
Rep. Conmy Chairman

HOUSE Bill No. 1401 was placed on the 6th  
order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on JUDICIARY

to whom was referred HOUSE

Bill No. 1426, has had the same under consideration and recommends, by a vote of

Ayes, 11; Nays, 4; Absent, 0, that the same

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

be amended as follows:

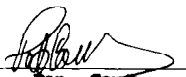
On page 1, line 18, after the word "annum" overstrike the period  
and the words "Such interest" and insert in lieu thereof  
the word "and"

On page 1, line 20, overstrike the number "1961" and insert in  
lieu thereof "1981"

On page 1, line 21, overstrike the words "of two percent" and  
after the word "annum" insert the words "which was legally  
prescribed at the time the judgments were entered"

And renumber the lines accordingly

And when so amended, recommends the same do pass.

  
Rep. Conmy Chairman

HOUSE Bill No. 1426 was placed on the 6th  
order of business on the calendar for the succeeding legislative day.

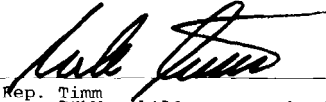
Mr. Speaker: Your Committee on TRANSPORTATION

to whom was referred HOUSE

Bill No. 1456, 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 Bill No. 1456 was placed on the 11th  
order of business on the calendar for the succeeding legislative day.

Rep. Kretschmar moved that the absent member be excused, which motion prevailed.

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 12:30 p.m., Friday, January 30, 1981, which motion prevailed.

FIRST READING OF  
HOUSE CONCURRENT RESOLUTIONS

Reps. Murphy, O. Hanson and Meyer and Senators Albers, Adams and Barth introduced:

**House Concurrent Resolution No. 3034.** — A concurrent resolution expressing support for the efforts of the Sagebrush Rebellion to transfer control of public lands from the Bureau of Land Management to the individual states.

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

Reps. Kingsbury and A. Hausauer introduced:

**House Concurrent Resolution No. 3035.** — A concurrent resolution to repeal section 10 of article X of the Constitution of the State of North Dakota, previously designated as article 60 of the amendments to the Constitution prior to publication of the renumbered Constitution, relating to a one-mill levy on all taxable property within the State of North Dakota for the North Dakota state medical center at the university of North Dakota.

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

Reps. O. Hanson, Marsden and Houmann and Senators Adams, Sorum and Parker introduced:

**House Concurrent Resolution No. 3036.** — A concurrent resolution expressing support for the efforts of the Sagebrush Rebellion to transfer control of public lands from the federal government to the individual states.

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

Representative Strinden and Senator Nething introduced:

**House Concurrent Resolution No. 3037.** — A concurrent resolution urging Congress to balance the federal budget.

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

Representative Unhjem introduced:

**House Concurrent Resolution No. 3038.** — A concurrent resolution requesting the Superintendent of Public Instruction to gather and provide information on the cost and income sources of extracurricular activities of elementary and secondary schools.

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

Representative Strinden and Senator Nething introduced:

**House Concurrent Resolution No. 3039.** — A concurrent resolution urging the President and Congress to formulate a comprehensive national energy policy.

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

Representative Matchie introduced:

**House Concurrent Resolution No. 3040.** — A concurrent resolution commending the volunteer spirit in the people of North Dakota and the United States.

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

Reps. Mattson, Berg and Mertens introduced:

**House Concurrent Resolution No. 3041.** — A concurrent resolution

urging continued discussion and cooperation among state agencies, federal agencies, and the interested public to resolve expeditiously the conflict over mitigation acreage for federally assisted development projects and develop an acceptable wildlife habitat preservation and management plan for the state.

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

Reps. D. Olsen and Gunderson and Senator Mutch introduced:

**House Concurrent Resolution No. 3042.** — A concurrent resolution congratulating Mrs. Don L. Shide on her election as International President of the General Federation of Women's Clubs.

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

Representative Kent introduced:

**House Concurrent Resolution No. 3043.** — A concurrent resolution urging the President of the United States and the United States Congress to take all steps necessary to secure the return of all Americans still held as prisoners of war in southeast Asia.

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

Reps. D. Olsen and Gunderson and Senator Mutch introduced:

**House Concurrent Resolution No. 3044.** — A concurrent resolution congratulating Marvin Klevberg on his accomplishments in the area of sunflower marketing and promotion.

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

#### FIRST READING OF SENATE BILLS

**Senate Bill No. 2024.** — A Bill for an Act making an appropriation for defraying the expenses of the state fair association of the state of North Dakota.

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

**Senate Bill No. 2039.** — A Bill for an Act to transfer moneys from the accumulated and undivided profits of the North Dakota mill and elevator association to the general fund of the state of North Dakota.

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

**Senate Bill No. 2201.** — A Bill for an Act to create and enact a new subsection to section 54-44.3-20 of the North Dakota Century Code, relating to exemption of medical directors of mental health and retardation service units and human service centers from the state central personnel system; and to amend and reenact sections 25-10-05, 54-40-09, 54-42-06, and 54-44.3-19, relating to mental health and retardation service units, human service centers, agencies subject to the merit system, and state personnel board authority to provide service to cities and political subdivisions.

Which was read the first time and referred to the Committee on State and Federal Government.

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

ROY GILBREATH, Chief Clerk