

FORTY-EIGHTH DAY

Bismarck, March 13, 1981

The House convened at 1:00 p. m., with Speaker Peterson presiding.
Prayer was offered by Reverend Roland Bean, Victory Tabernacle,
Minot, North Dakota.

Roll was called and all members were present except Reps. Goetz,
Hoffner, Reed and Timm.

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 Forty-seventh
day and recommends that the same be corrected as follows:

On page 1662, line 16, after the comma, insert the following:
"as amended,"

On page 1670, line 56, after the word "entirety" and before the
period, insert the following: ", including Division A"

On page 1671, line 33, after the word "to" and before the period
insert the following: ", and the emergency clause was declared carried"

On page 1683, after line 33, insert the following: "MESSAGE TO THE
SENATE"

On page 1683, after line 40, insert the following: "MESSAGE FROM
THE SENATE"

And when so corrected recommends that the same be approved.

Burness Reed Chairman

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

REPORT OF PROCEDURAL COMMITTEE

MR. SPEAKER:

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

House Bill No. 1265
House Bill No. 1266
House Bill No. 1354
House Bill No. 1385
House Bill No. 1400
House Bill No. 1413
House Bill No. 1425

House Bill No. 1446
 House Bill No. 1499
 House Bill No. 1540
 House Bill No. 1609
 House Concurrent Resolution No. 3079

and find the same correctly } Enrolled

Representative Wig
 motion prevailed, and the report was adopted.

Craig M. Ripke Chairman
 Craig Ripke moved that the report be adopted, which

SIGNING OF BILLS

The Honorable James Peterson
 Speaker of the House
 House Chambers
 Bismarck, North Dakota 58505
 Dear Mr. Speaker:

This is to inform you that on March 11, 1981, I signed the following House Bills:

House Bill: 1121
 House Bill: 1129
 House Bill: 1130
 House Bill: 1138
 House Bill: 1172
 House Bill: 1186
 House Bill: 1193
 House Bill: 1253
 House Bill: 1274
 House Bill: 1303
 House Bill: 1333
 House Bill: 1338
 House Bill: 1372
 House Bill: 1390
 House Bill: 1402
 House Bill: 1476
 House Bill: 1478
 House Bill: 1479
 House Bill: 1505
 House Bill: 1547
 House Bill: 1550
 House Bill: 1612
 House Bill: 1631
 House Bill: 1118
 House Bill: 1158
 House Bill: 1203
 House Bill: 1263
 House Bill: 1415
 House Bill: 1453
 House Bill: 1457
 House Bill: 1506
 House Bill: 1519
 House Bill: 1551
 House Bill: 1559
 House Bill: 1069
 House Bill: 1179
 House Bill: 1196

House Bill: 1198
House Bill: 1241
House Bill: 1254
House Bill: 1270
House Bill: 1362
House Bill: 1420
House Bill: 1482
House Bill: 1512
House Bill: 1558
House Bill: 1590
House Bill: 1622

Sincerely,
ALLEN I. OLSON
Governor

The Honorable James Peterson
Speaker of the House
House Chambers
Bismarck, North Dakota 58505

Dear Mr. Speaker:

This is to inform you that on March 12, 1981, I signed the following House Bills:

House Bill: 1112
House Bill: 1113
House Bill: 1438
House Bill: 1472
House Bill: 1496
House Bill: 1580

Sincerely,
ALLEN I. OLSON
Governor

SIXTH ORDER OF BUSINESS

Rep. Haugland moved that the amendments to Senate Bill No. 2060 as recommended by the committee on Social Services and Veterans Affairs as printed on pages 1685 through 1689 of the House Journal be adopted, and when so adopted, recommends that Senate Bill No. 2060 be rereferred to the Committee on Appropriations, which motion prevailed.

ANNOUNCEMENT

Speaker Peterson announced that Senate Bill No. 2060 was rereferred to the Committee on Appropriations.

Rep. Haugland moved that the amendments to Senate Bill No. 2061 as recommended by the committee on Social Services and Veterans Affairs as printed on pages 1689 and 1690 of the House Journal be adopted, which motion prevailed.

Rep. Conmy moved that the amendments to Senate Bill No. 2068 as recommended by the committee on Judiciary as printed on pages 1690 and 1691 of the House Journal be adopted, which motion prevailed.

Rep. Timm moved that the amendments to Senate Bill No. 2079 as recommended by the committee on Transportation as printed on pages 1691 and 1692 of the House Journal be adopted, which motion prevailed.

Rep. Rued moved that the amendments to Senate Bill No. 2113 as recommended by the committee on Industry, Business and Labor as printed on page 1692 of the House Journal be adopted.

MOTION

Rep. Murphy moved a substitute motion not to accept the amendments, which motion was not accepted by the Speaker.

The question then was on the adoption of the amendments to Senate Bill No. 2113, which motion failed.

Rep. Rued moved that the amendments to Senate Bill No. 2114 as recommended by the committee on Industry, Business and Labor as printed on pages 1692 and 1693 of the House Journal be adopted, which motion prevailed.

MESSAGES FROM THE SENATE

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following, which the Senate has amended:

House Bill No. 1084

House Bill No. 1132

House Bill No. 1178

House Bill No. 1227

House Bill No. 1484

House Bill No. 1589

House Bill No. 1638

Very Respectfully,

LEO LEIDHOLM, Secretary

SENATE AMENDMENTS TO HOUSE BILL NO. 1084

On page 3, of the engrossed bill, delete lines 20 through 25.

And renumber the lines, subsections and pages accordingly.

SENATE AMENDMENTS TO HOUSE BILL NO. 1132

On page 2, line 35 of the bill, delete "four" and insert in lieu thereof "eight".

SENATE AMENDMENTS TO HOUSE BILL NO. 1178

On page 1, line 18 of the engrossed bill, delete the word "The" and insert the words "After the same have been offered to the state archivist for preservation as archival resources, the"

On page 1 of the engrossed bill, line 21, after the word "old" delete "or after records have been audited, whichever"

On page 1 of the engrossed bill, line 22, delete the word "occurs later" and after the word "the" insert "following which" and delete "governing body's proceedings"

On page 1 of the engrossed bill, line 24, delete the period and insert a colon

On page 1 of the engrossed bill, following line 24 insert the following:

1. Governing body's proceedings.
2. Receipt and expenditure journals.
3. Payroll records.

And renumber the lines, sections, and pages accordingly

SENATE AMENDMENTS TO HOUSE BILL NO. 1227

On page 1, line 15, overstrike the words and numerals "as provided in section 15-40.1-06" and insert thereafter the following: "payment for that elementary school as determined under this section"

And renumber the lines and pages accordingly

SENATE AMENDMENTS TO HOUSE BILL NO. 1484

- On page 1, line 12, following the comma insert the word "and"
- On page 1, line 13, following the word "convictions" insert the words "in an accident case involving property damage"
- On page 1, line 14, after the word "period" delete ", and a class C felony for"
- On page 1, delete line 15
- On page 1, line 16, delete "month period"

And renumber the lines accordingly

SENATE AMENDMENTS TO HOUSE BILL NO. 1589

- On page 1, line 10, following the word "contract" delete "with the city's residents" and insert in lieu thereof "for commercial accounts"
- On page 1, line 11, following the word "garbage" delete ", allow all persons or firms wishing to do"
- On page 1, line 12, delete "so to enter into private garbage removal contracts"

And renumber the lines accordingly

SENATE AMENDMENTS TO HOUSE BILL NO. 1638

- On page 1 of the engrossed bill delete line 21
- On page 1, line 22 of the engrossed bill, delete "or more by weight of alcohol;"

And renumber the lines and subsections accordingly

Senate Chamber

Mr. Speaker: I have the honor to return herewith the following:

House Bill No. 1025
 House Bill No. 1159
 House Bill No. 1165
 House Bill No. 1455
 House Bill No. 1461
 House Bill No. 1501
 House Bill No. 1584
 House Bill No. 1607
 House Bill No. 1614

Which the President has signed.

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to inform you that the Senate has concurred in the House amendments to:

Senate Bill No. 2051
 Senate Bill No. 2069
 Senate Bill No. 2070
 Senate Bill No. 2090
 Senate Bill No. 2166
 Senate Bill No. 2282

Senate Bill No. 2288
 Senate Bill No. 2325
 Senate Bill No. 2339
 Senate Bill No. 2349
 Senate Bill No. 2375
 Senate Bill No. 2383
 Senate Bill No. 2418
 Senate Bill No. 2429

and Senate Concurrent Resolution 4018, and subsequently passed the same.

But refused to concur in the House amendment to:

Senate Bill No. 2101
 Senate Bill No. 2132
 Senate Bill No. 2201

and the President has appointed as a conference committee to act with a like committee from the House on:

Senate Bill No. 2101
 Senate Bill No. 2132
 Senate Bill No. 2201
 Senate Bill No. 2101
 Senator Erickson
 Senator Peterson
 Senator Dotzenrod
 Senate Bill No. 2132
 Senator Stenehjem
 Senator Adams
 Senator Grothberg
 Senate Bill No. 2201
 Senator Albers
 Senator Solberg
 Senator Bakewell
 Very respectfully,

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to return herewith the following, which the Senate has failed to pass:

House Bill No. 1308
 House Concurrent Resolution No. 3024
 Very Respectfully,

LEO LEIDHOLM, Secretary

Mr. Speaker: I have the honor to return herewith the following, which the Senate has passed unchanged:

House Bill No. 1262
 House Bill No. 1410
 House Bill No. 1562
 House Bill No. 1645
 House Bill No. 1655
 House Concurrent Resolution No. 3018
 House Concurrent Resolution No. 3022
 House Concurrent Resolution No. 3029
 House Concurrent Resolution No. 3037
 House Concurrent Resolution No. 3038
 House Concurrent Resolution No. 3059
 House Concurrent Resolution No. 3064
 House Concurrent Resolution No. 3070
 House Concurrent Resolution No. 3071
 House Concurrent Resolution No. 3076

Very Respectfully,

LEO LEIDHOLM, Secretary

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

House Bill 1025

House Bill 1159

House Bill 1165

House Bill 1455

House Bill 1461

House Bill 1501

House Bill 1584

House Bill 1607

House Bill 1614

were delivered to the

}	Governor	for his approval at the hour of
	Secretary of State	

1:10 o'clock P.M., March 13, 1981

Craig M. Richie
Rep. Craig Richie Chairman.

MESSAGE TO THE HOUSE
Senate Chamber

Mr. Speaker:

The Senate respectfully requests the return of House Bill No. 1512.
Very respectfully,

LEO LEIDHOLM, Secretary

MOTION

Rep. Strinden moved that the House request the return of enrolled House Bill No. 1512 from the Governor's office, which motion prevailed.

MESSAGE TO THE GOVERNOR

Governor Allen I. Olson:

The House respectfully requests the return of enrolled House Bill No. 1512 from the Governor's office which the Senate sent to the House as passed unchanged when the Senate had actually amended it. Therefore, the House did not take a final vote on House Bill No. 1512 in the same form as the bill passed the Senate.

Very respectfully,

ROY GILBREATH, Chief Clerk

The Honorable James A. Peterson
Speaker of the House
House Chambers
State Capitol
Bismarck, North Dakota 58505
Dear Mr. Speaker:

JOURNAL OF THE HOUSE

Enclosed herewith is enrolled House Bill 1512, which is being returned at the request of the House.

This bill was amended by the Senate but messaged to the House as passed unchanged.

For this reason, House Bill 1512 is hereby returned.

Sincerely,
ALLEN I. OLSON
Governor

MOTIONS

Rep. Strinden moved that the House reconsider its action by which the Speaker signed Enrolled House Bill No. 1512, which motion prevailed.

Rep. Strinden moved that the rules be suspended and that the House reconsider its action by which it deemed House Bill No. 1512 correctly enrolled, which motion prevailed.

Rep. Strinden moved that the House accede to the Senate's request to return Enrolled House Bill No. 1512 and Engrossed House Bill No. 1512, which motion prevailed.

SIXTH ORDER OF BUSINESS

Rep. Rued moved that the amendments to Senate Bill No. 2117 as recommended by the committee on Industry, Business and Labor as printed on pages 1693 and 1694 of the House Journal be adopted, and when so adopted, recommends that Senate Bill No. 2117 be rereferred to the Committee on Appropriations, which motion prevailed.

ANNOUNCEMENT

Speaker Peterson announced that Senate Bill No. 2117 was rereferred to the Committee on Appropriations.

Rep. Rued moved that the amendments to Senate Bill No. 2141 as recommended by the committee on Industry, Business and Labor as printed on page 1694 of the House Journal be adopted, which motion prevailed.

Rep. Haugland moved that the amendments to Senate Bill No. 2152 as recommended by the committee on Social Services and Veterans Affairs as printed on pages 1694 and 1695 of the House Journal be adopted, which motion prevailed.

Rep. Knudson moved that the amendments to Senate Bill No. 2195 as recommended by the committee on Education as printed on page 1695 of the House Journal be adopted, which motion prevailed.

Rep. Timm moved that the amendments to Senate Bill No. 2213 as recommended by the committee on Transportation as printed on pages 1695 and 1696 of the House Journal be adopted, which motion prevailed.

Rep. A. Hausauer moved that the amendments to Senate Bill No. 2230 as recommended by the committee on Finance and Taxation as printed on page 1696 of the House Journal be adopted.

REQUEST

Rep. Mushik requested a recorded roll call vote on the adoption of the amendments to Senate Bill No. 2230, which request was granted.

ROLL CALL

The question being on the adoption of the amendments to Senate Bill No. 2230, the roll was called and there were ayes, 71; nays, 26; 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
•					•	•			•		
•			HOFFNER			METZ			•		• THOMPSON
•			HORGAN			MEYER		•			• TIMM
		•	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	• POWEROY, E. #24	
• GATES	•	• LANG	• POWEROY, 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 amendments to Senate Bill No. 2230 were declared adopted.

MOTION

Rep. Strinden moved that the rules be suspended and that Senate Bill No. 2230 be taken from the sixth order and placed on the fourteenth order for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2230. — A Bill for an Act to amend and reenact sections 1 and 7 of initiated measure No. 6 as voted on in the 1980 general election, and sections 15-20.1-10, 15-40.1-01, 15-40.1-05, 15-40.1-07, 15-40.1-08, 15-40.1-09, 15-40.1-11, 15-40.1-14, 15-40.1-16, 15-40.1-16.1, 15-40.1-18, 15-40.2-05, 15-40.2-10, 15-47-16, and 15-59-06 of the North Dakota Century Code to eliminate the county equalization fund for schools; and to repeal sections 9 and 10 of initiated measure No. 6 as voted on in the 1980 general election, and sections 15-40.1-03, 15-40.1-04, 15-40.1-10, 15-40.1-12, subdivision b of subsection 3 of section 57-15-06, and 57-15-24 of the North Dakota Century Code, relating to the county equalization fund for schools and the county mill levy for schools; 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, 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	YEAS	N-V	NAYS
• ANDERSON, C. #7			• HOFFNER	•		• METZ			• THOMPSON		
• ANDERSON, R. #28			• 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			• POWEROY, E. #24		•			
• GATES	•		• LANG			• POWEROY, 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	● WATTSON	● SOLBERG
● MEDSTROM	● WEIERS	● SORUM
● HEGGAARD	● WELBY	● STRINDEN
● HILL	● WERTENS	● SWONTEK

So the bill passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

Rep. Wagner moved that the amendments to Senate Bill No. 2295 as recommended by the committee on Appropriations as printed on page 1697 of the House Journal be adopted, and when so adopted, recommends that Senate Bill No. 2295 Do Not Pass, which motion prevailed.

Rep. Rued moved that the amendments to Senate Bill No. 2308 as recommended by the committee on Industry, Business and Labor as printed on pages 1697 and 1698 of the House Journal be adopted, which motion prevailed.

Rep. Rued moved that the amendments to Senate Bill No. 2355 as recommended by the committee on Industry, Business and Labor as printed on pages 1698 and 1699 of the House Journal be adopted, which motion prevailed.

Rep. Wagner moved that the amendments to Senate Bill No. 2356 as recommended by the committee on Appropriations as printed on page 1699 of the House Journal be adopted, which motion prevailed.

MOTIONS

Rep. Timm moved that the House reconsider the action by which the Committee Report on Senate Bill No. 2363 was accepted, which motion prevailed.

Rep. Timm moved that Senate Bill No. 2363 be rereferred to the Committee on Transportation, which motion prevailed.

ANNOUNCEMENT

Speaker Peterson announced that Senate Bill No. 2363 was rereferred to the Committee on Transportation.

Rep. A. Hausauer moved that the amendments to Senate Bill No. 2364 as recommended by the committee on Transportation as printed on page 1701 of the House Journal be adopted, which motion prevailed.

Rep. Nicholas moved that the amendments to Senate Bill No. 2374 as recommended by the committee on Agriculture as printed on pages 1701 and 1702 of the House Journal be adopted, which motion prevailed.

MOTION

Rep. Strinden moved that that portion of House Rule No. 507 pertaining to the deadline by which all Senate Bills and Resolutions must be reported back to the House from committee be suspended and that the date be extended from the Forty-eighth Day to the Fifty-first Day, Wednesday, March 18, 1981, which motion prevailed.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4014. — A concurrent resolution for the amendment of sections 3, 4, and 9 of article III of the Constitution of the State of North Dakota, previously designated as sections 3, 4, and 9 of article 105 of the amendments to the Constitution prior to publication of the renumbered Constitution, relating to signature requirements for petitions to initiate or refer measures or to initiate constitutional amendments.

Which was read the first time and referred to the Committee on Joint Constitutional Revision.

Senate Concurrent Resolution No. 4028. — A concurrent resolution for

the amendment of sections 7 and 39 of article IV, section 7 of article V, and section 9 of article XI of the Constitution of the State of North Dakota, previously designated as sections 31, 65, 77, and 195 of the Constitution prior to publication of the renumbered Constitution, relating to the president pro tempore of the senate, legislative procedures, powers and duties of the lieutenant governor, and impeachment proceedings; to repeal section 13 of article XI of the Constitution of the State of North Dakota, previously designated as section 199 of the Constitution prior to publication of the renumbered Constitution, relating to impeachment proceedings; and providing an effective date.

Which was read the first time and referred to the Committee on Joint Constitutional Revision.

Senate Concurrent Resolution No. 4041. — A concurrent resolution for the amendment of subsection 2 of section 6 of article VIII of the Constitution of the State of North Dakota, previously designated as section 2 of article 54 of the amendments to the Constitution prior to publication of the renumbered Constitution, relating to the composition of the nominating committee for state board of higher education members.

Which was read the first time and referred to the Committee on Joint Constitutional Revision.

MOTION

Rep. Strinden moved that the following bills be moved to the top of the calendar: Senate Bills Nos. 2301, 2306, 2322, 2432, 2135, 2161, 2187, 2228, 2239, 2262, 2313, 2314, 2370, 2382, 2389, 2424, 2428, 2431, and Senate Concurrent Resolution 4067, which motion prevailed.

SECOND READING OF

HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3067. — A concurrent resolution for the creation of a new section to article XI of the Constitution of the State of North Dakota, relating to the payment of adjusted compensation to North Dakota veterans of the Vietnam conflict who have not received adjusted compensation under the previous authority for payment of such compensation.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were ayes, 10; nays, 88; 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. #34		•	• HORGAN		•	• MEYER		•	• TIMM		•
• BACKES		•	• HOUMANN		•	• MOORE		•	• UNHJEM		•
• BERG		•	• HUGHES		•	• MOORE		•	• VANDER VORST		•
• BERGER		•	• HUIE		•	• 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		•			
• FREIBERG		•	• 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		•			
• GUNSCN		•	• MARSDEN		•	• RICHARD		•			

HANSON, L. #48	•	MARTIN	•	RICHE	•
HANSON, O. #2	•	MARTINSON	•	RIEHL	•
HAUGLAND	•	MATCHIE	•	RUED	•
HAUSAUER, A. #49	•	MATHENY	•	SCHINDLER	•
HAUSAUER, R. #25	•	MATTSON	•	SOLBERG	•
HEOSTROM	•	MEIERS	•	SORUM	•
HEIGAARD	•	MELBY	•	STRINDEN	•
HILL	•	MERTENS	•	SWIONTEK	•

So the House Concurrent Resolution No. 3067 was declared lost.

SECOND READING OF SENATE BILLS

Senate Bill No. 2301. — A Bill for an Act to create and enact a new section to chapter 61-04 of the North Dakota Century Code, relating to time limitations concerning water permit applications.

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, 3; 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. #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					
• DIEZT			• KNUBSON			• OLSON, D. #12			• MR. SPEAKER		
• DOTZENROD			• KOLAND			• OPEDAHL					
• DUSSORD			• 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. #2			• MARTINSON			• RIEHL					
• HAUGLAND			• MATCHIE			• RUED					
• HAUSAUER, A. #49	•		• MATHENY			• SCHINDLER					
• HAUSAUER, R. #25			• MATTSON			• SOLBERG					
• HEOSTROM			• MEIERS			• SORUM					
• HEIGAARD			• MELBY			• STRINDEN					
• HILL			• MERTENS			• SWIONTEK					

So the bill passed and the title was agreed to.

Senate Bill No. 2306. — A Bill for an Act to amend and reenact section 16-18-09 of the North Dakota Century Code, relating to obtaining a ballot for absentee voting.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 3; absent and not voting, 8.

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	•	
• 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	
• GUNSCHE	• MARSDEN	• RICHARD	
• HANSON, L. #48	• MARTIN	• RICHIE	
• HANSON, O. #2	• MARTINSON	• RIEHL	
• HAUGLAND	• MATCHIE	• RUED	
• HAUSAUER, A. #49	• MATHENY	• SCHINDLER	
• HAUSAUER, R. #25	• MATTONSON	• SOLBERG	
• HEDSTROM	• MEIERS	• SORUM	
• HEIGAARD	• MELBY	• STRINDEN	
• HILL	• MERTENS	• SWIONTEK	

So the bill passed and the title was agreed to.

MOTION

Rep. Kretschmar moved that the House waive the reading of the title to Senate Bill No. 2322, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2322. — A Bill for an Act to amend and reenact sections 16-04-20 and 16-11-06 of the North Dakota Century Code, relating to requirements a political party must meet to receive a separate column on the primary election ballot and to the arrangement of names on the general election ballot; and to repeal section 16.1-06-07 of the North Dakota Century Code, as created by section 16, chapter 271 of the 1979 Session Laws, relating to the arrangement of names on the general election ballot.

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, 92; nays, 0; absent and not voting, 8.

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			• HOFFER			• METZ			• THOMPSON		
• ANDERSON, R. #38			• HORGAN			• MEYER			• TIMM		
• BACKES			• HULMANN			• MOORE			• UNHJEM		
• BERG			• HUGHES			• MOUM			• VANDER VORST		
• BERGER			• HUWE			• MURPHY			• VIG		
• BLACK			• JACOBSEN, R.			• MUSHIK			• WAGNER		
• BOYUM			• JACOBSEN, I.			• NAGEL			• WALD		
• BROKAW			• KELLY			• NICHOLA			• 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					
• GUNSCHE			• MARSDEN			• RICHARD					
• HANSON, L. #48			• MARTIN			• RICHIE					
• HANSON, O. #2			• MARTINSON			• RIEHL					
• HAUGLAND			• MATCHIE			• RUED					
• HAUSAUER, A. #49			• MATHENY			• SCHINDLER					
• HAUSAUER, R. #25			• MATTONSON			• SOLBERG					
• HEDSTROM			• MEIERS			• SORUM					
• HEIGAARD			• MELBY			• STRINDEN					
• HILL			• MERTENS			• SWIONTEK					

So the bill passed and the title was agreed to.

Senate Bill No. 2432. — A Bill for an Act to establish a beginning farmer loan program to be administered by the industrial commission, and to provide for definitions, revenue bonds, loan program conditions

and restrictions, seller-sponsored loan guarantees, and the sale of loan program lands.

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, 3; absent and not voting, 6.

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			• MURPHY			• 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			• 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					
• HAUSLAND			• MARCHE			• RIED					
• HAUSAUER, A. #49			• MATHENY			• SCHINDLER					
• HAUSAUER, R. #25			• MATTONSON			• SOLBERG					
• HEDSTROM			• MEIERS			• SORUM					
• HEIGAARD			• MELBY			• STRINDEN					
• HILL			• MERTENS			• SWIONTEK					

So the bill passed and the title was agreed to.

Senate Bill No. 2135. — A Bill for an Act to amend and reenact subsection 1 of section 23-14-11 of the North Dakota Century Code, increasing the maximum permitted mill levy for health districts from one and one-half mills to two and one-half mills.

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, 69; nays, 24; 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. #36			• HORGAN			• MEYER			• TIMM		
• BACKES	•		• HOUMANN			• MOORE			• UNHJEM		
• BERG		•	• HUGHES			• MURPHY			• 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			• 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. #13	• MARTINSON	• RIEHL
• HAUGLAND	• MATCHIE	• RUED
• HAUSAUER, A. #49	• MATHENY	• SCHINDLER
• HAUSAUER, R. #25	• MATTSOEN	• SOLBERG
• HEDSTROM	• MEIERS	• SORUM
• HEGAARD	• MELBY	• STRINDEN
• HILL	• WERTENS	• SWONTEK

So the bill passed and the title was agreed to.

Senate Bill No. 2161. — A Bill for an Act to prohibit campaign contributions by corporations, cooperative corporations, and associations; to repeal sections 16-20-05, 16-20-08, 16-20-09, 16-20-10, and 16-20-12 of the North Dakota Century Code, relating to campaign contributions by corporations and cooperative corporations; and to provide a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 73; nays, 23; 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			• HETZ		• THOMPSON
• ANDERSON, R. #16			• HORGAN			• MEYER		• TIMM
• BACKES			• HUGHMAN			• MOORE		• UNHLEM
• BERG			• HUGHES			• MOUM		• VANDER VORST
• BERGER			• HUWE			• MURPHY		• VIG
• BLACK			• JACOBSEN, R.			• MUSHIK		• WAGNER
• BOYUM			• JACOBSON, I.			• NAGEL		• WALD
• BROKAW			• KELLY			• NICHOLAS		• WENTZ
• CONWY			• KENT			• OLAFSON		• WHALEN
• CRABTREE			• KINGSBURY			• OLSEN		• ZIMBLEMAN
• DICK			• KLOUBEC			• OLSON, A. #11		
• DIETZ			• KRUSDON			• OLSON, D. #12		• 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		
• GUNSCHE			• MARSDEN			• RICHARD		
• HANSON, L. #4			• MARTIN			• RICHIE		
• HANSON, O. #13			• MARTINSON			• RIEHL		
• HAUGLAND			• MATCHIE			• RUED		
• HAUSAUER, A. #49			• MATHENY			• SCHINDLER		
• HAUSAUER, R. #25			• MATTSOEN			• SOLBERG		
• HEDSTROM			• MEIERS			• SORUM		
• HEGAARD			• MELBY			• STRINDEN		
• HILL			• WERTENS			• SWONTEK		

So the bill passed and the title was agreed to.

MOTION

Rep. Kretschmar moved that the House recess until 2:45 p.m., which motion prevailed.

The House reconvened at 2:45 p.m., with Speaker Peterson presiding.

SECOND READING OF SENATE BILLS

Senate Bill No. 2187. — A Bill for an Act to amend and reenact section 57-36-10 and subsection 2 of section 57-36-11 of the North Dakota Century Code, relating to discounts for purchases of tobacco stamps and fees for county auditors for tobacco products tax meter settings; and to repeal subsection 7 of section 57-40.2-04 of the North Dakota Century Code, relating to use tax exemption for mixed drinks.

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, 3; 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. #36			• HORGAN			• MEYER			• TIMM		
• BACKES			• HOUAMANN			• 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			• KLODBEC			• OLSON, A. #11					
• DIETZ			• KNUDSON			• OLSON, D. #13			• MR. SPEAKER		
• DOTZENROD			• KOLAND			• OPEDAH					
• 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			• MATTS ON			• SOLBERG					
• HEDSTROM			• MEIERS			• SORUM					
• HEIGAARD			• MELBY			• STRINDEIN					
• HILL			• MERTENS			• SWIONTEK					

So the bill passed and the title was agreed to.

Senate Bill No. 2228. — A Bill for an Act to amend and reenact sections 65-05.2-02 and 65-05.2-03 of the North Dakota Century Code, relating to the amount of supplementary workmen's compensation benefits and payment from the supplementary benefit fund; and providing that the premium rate may not be increased during the 1981-1983 biennium.

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, 72; nays, 24; 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			• HOUAMANN			• 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			• KLODBEC			• OLSON, A. #11					
• DIETZ			• KNUDSON			• OLSON, D. #13			• MR. SPEAKER		
• DOTZENROD			• KOLAND			• OPEDAH					
• 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			• MATTS ON			• SOLBERG					
• HEDSTROM			• MEIERS			• SORUM					
• HEIGAARD			• MELBY			• STRINDEIN					
• HILL			• MERTENS			• SWIONTEK					

So the bill passed and the title was agreed to.

Senate Bill No. 2239. — A Bill for an Act to create and enact a new section to chapter 57-61 of the North Dakota Century Code to provide an exemption for coal used for space heating purposes and for coal used by the state and political subdivisions.

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, 53; nays, 43; 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			• JACOBSEN, 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		•	• RETZLER					
• GUNDERSON			• LIPSIEA		•	• RICE					
• GUNSCH			• MARSDEN		•	• RICHARD					
• HANSON, L. #48			• MARTIN		•	• RICHIE					
• HANSON, O. #3			• MARTINSON		•	• RIEHL					
• HAUGLAND			• MATCHIE		•	• RUED					
• HAUSAUER, A. #6			• MATHENY		•	• SCHINDLER					
• HAUSAUER, R. #35			• MATTSOON		•	• SOLBERG					
• HEDSTROM			• MEIERS		•	• SORUM					
• HEKGAARD			• MELBY		•	• STRINDEN					
• HILL			• MERTENS		•	• SWIONTEK					

So the bill passed and the title was agreed to.

Senate Bill No. 2262. — A Bill for an Act to amend and reenact subsection 4 of section 21-03-01 of the North Dakota Century Code, relating to the value of property for purposes of determining indebtedness limitations of political subdivisions; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 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	•		• 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			• 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
• GUNSCHE	• 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	• SWONTEK

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

MOTIONS

Rep. Kloubec moved that the House reconsider its action whereby the House adopted the amendments to House Bill No. 2114, which motion prevailed.

REQUEST

Rep. Kloubec requested a recorded roll call vote on the reconsideration of the action whereby the amendments to Senate Bill No. 2114 were adopted, which request was granted.

ROLL CALL

The question then was on the reconsideration of the action whereby the amendments to Senate Bill No. 2114 were adopted, the roll was called and there were ayes, 55; nays, 43; absent and not voting, 2.

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. #38			• HORGAN	•	• MEYER	•	• TIMM	
• BACKES	•		• HORMANN		• 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. #42	•		
• GERL	•		• LARSON, B. #12	•	• REED	•		
• GOETZ			• LARSON, G. #29		• REITEN			
• GORDER	•		• KELLY		• RETZER			
• GUNDERSON			• LARSON, H. #7		• RICE			
• GUNSCHE			• LIPSIEA		• RICHARD	•		
• HANSON, L. #48	•		• MARSDEN		• RICHIE			
• HANSON, O. #3	•		• MARTIN	•	• RIEHL	•		
• HAUGLAND	•		• MARTINSON		• RIEHL	•		
• HAUSAUER, A. #49			• MATCHIE	•	• RUED	•		
• HAUSAUER, R. #25			• MATHENY	•	• SCHINDLER	•		
• HEDSTROM			• MATTSON		• SOLBERG			
• HEIGAARD	•		• MEIERS		• SORUM			
• HILL			• MELBY		• STRINDEN			
			• MERTENS	•	• SWONTEK			

So the motion to reconsider the action whereby the amendments to Senate Bill No. 2114 were adopted prevailed and Senate Bill No. 2114 was before the House for adoption of the amendments.

REQUEST

Rep. Kloubec requested a recorded roll call vote, which request was granted.

ROLL CALL

The question then was on the adoption of the amendments to Senate Bill No. 2114, the roll was called and there were ayes, 47; nays, 50; 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		•	• MGRE		•	• 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			• KUUSDON			• 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		•	• MATTSOON			• SOLBERG					
• HEDSTROM			• MEIERS		•	• SORUM					
• HEIGAARD			• MELBY		•	• STRINDEN					
• HILL			• MERTENS			• SWINTEK					

So the motion to adopt the amendments failed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2313. — A Bill for an Act to amend and reenact sections 27-07-23, 27-08-27, 27-08-38, subsections 4, 6, 7, 8, and 9 of section 29-15-21, sections 33-03-05, and 33-03-11 of the North Dakota Century Code, relating to assignment of judges and change of venue.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 4; 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. #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			• KUUSDON			• 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			• MATTSOON			• SOLBERG					
• HEDSTROM			• MEIERS			• SORUM					
• HEIGAARD			• MELBY			• STRINDEN					
• HILL			• MERTENS			• SWINTEK					

So the bill passed and the title was agreed to.

Senate Bill No. 2314. — A Bill for an Act to allow a city tax on rental accommodations of up to two percent to promote tourism, providing for administration and collection of the tax by the state tax commissioner, and providing penalties.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 55; nays, 38; absent and not voting, 7.

REGULAR SESSION			ROLL-CALL						1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ANDERSON, C #1		•	HOFFNER			METZ			THOMPSON		•
ANDERSON, R. #30		•	HORGAN			MEYER			TIMM		•
BACKES		•	HOUHANN			MOORE			UNHJEM		•
BERG		•	HUGHES			MOUM			VANDER VORST		•
BERGER			HUWE		•	MURPHY			VIG		•
BLACK			JACOBSEN, R.			MUSHIK			WAGNER		•
BOYUM		•	JACOBSON, I.			NAGEL			WALD		•
BROKAW			KENT			NICHOLAS			WENTZ		•
CONNY			KINGSBURY			OLAFSON			WHALEN		•
CRABTREE		•	KLOUBEC			OLSEN			ZIMBLEMAN		•
DICK			KNUDSON			OLSON, A. #11					
DIETZ			KOLAND			OLSON, D. #13			MR. SPEAKER		
DOTZENROD			KOSKI			OPEDAH					
DUBORD			KRETSCHMAR			PELTIER					
EAGLES			KUCHERA			PETERSON					
FREBERG		•	LANG			POMEROY, E. #24					
GATES			LARSON, B. #12			POMEROY, G. #42					
GERL		•	LARSON, G. #29			REED					
GOETZ		•	LARSON, H. #7			REITEN					
GORDER			LIPSIK			RETZER					
GUNDERSON			MARTIN			RICE					
GUNSON		•	MARTINSON			RICHARD					
HANSON, L. #48			MATCHIE			RIEHL					
HANSON, O. #2			MATHENY			RUED					
HAUGLAND			MATTSON			SCHINDLER					
HAUSAUER, A. #49			MEIERS			SOLBERG					
HAUSAUER, R. #25			MELBY			SORUM					
HEDSTROM			MERTENS			STRINDEK					
HEIGAARD						SWONTEK					
HILL											

So the bill passed and the title was agreed to.

Senate Bill No. 2370. — A Bill for an Act to amend and reenact section 46-05-03 of the North Dakota Century Code, relating to legal notice fees; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 94; nays, 2; absent and not voting,

4.

REGULAR SESSION			ROLL-CALL						1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ANDERSON, C. #1			• HOFFNER			• METZ			• THOMPSON		
• ANDERSON, R. #30			• 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			• KENT			• NICHOLAS			• WENTZ		
• CONNY			• KINGSBURY			• OLAFSON			• WHALEN		
• CRABTREE			• KLOUBEC			• OLSEN			• ZIMBLEMAN		
• DICK			• KNUDSON			• OLSON, A. #11					
• DIETZ			• KOLAND			• OLSON, D. #13			• MR. SPEAKER		
• DOTZENROD			• KOSKI			• OPEDAH					
• DUBORD			• KRETSCHMAR			• PELTIER					
• EAGLES			• KUCHERA			• PETERSON					
• FREBERG			• LANG			• POMEROY, E. #24					
• GATES			• LARSON, B. #12			• POMEROY, G. #42					
• GERL		•	• LARSON, G. #29			• REED					
• GOETZ		•	• LARSON, H. #7			• REITEN					
• GORDER			• LIPSIK			• RETZER					
• GUNDERSON			• MARTIN			• RICE					

• GUNSCH	• MARDSEN	• RICHARD
• HANSON, L. #48	• MARTIN	• RICHIE
• HANSON, O. #3	• MARTINSON	• RIEHL
• HAUGLAND	• MATCHIE	• RUED
• HAUSAUER, A. #9	• 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.

Senate Bill No. 2382. — A Bill for an Act to amend and reenact sections 27-05-01, 27-05-02, and 27-05-08 of the North Dakota Century Code, relating to the number of judgeships in judicial districts, the election and term of office of district judges, and the designation of district court chambers.

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, 4; nays, 92; 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. #34			• 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			• OPEDAHM					
• DUBORD			• KOSKI			• PELTIER					
• EAGLES			• KRETSCHMAR			• PETERSON					
• FREBORG			• KUCHERA			• POWERDY, E. #24					
• GATES			• LANG			• POWERDY, G. #42					
• GERL			• LARSON, B. #12			• REED					
• GOETZ			• LARSON, G. #29			• REITEN					
• GORDER			• LARSON, H. #7			• RETZER					
• GUNDERSON			• LIPSEK			• RICE					
• GUNSCH			• MARDSEN			• RICHARD					
• HANSON, L. #48			• MARTIN			• RICHIE					
• HANSON, O. #3			• MARTINSON			• RIEHL					
• HAUGLAND			• MATCHIE			• RUED					
• HAUSAUER, A. #9			• MATHENY			• SCHINDLER					
• HAUSAUER, R. #25			• MATTSON			• SOLBERG					
• HEDSTROM			• MEIERS			• SORUM					
• HEIGAARD			• MELBY			• STRINDEN					
• HILL			• MERTENS			• SWIONTEK					

So the bill was declared lost.

Senate Bill No. 2389. — A Bill for an Act to amend and reenact sections 12-46-13, 12.1-04-01, 12.1-32-13, 27-20-33, and 27-20-34 of the North Dakota Century Code, relating to transfer of juvenile jurisdiction to adult 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, 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	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	• 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. #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.

Senate Bill No. 2424. — A Bill for an Act to amend and reenact sections 16-09-01 and 16-21-01 of the North Dakota Century Code, relating to the use of voting machines in all election precincts.

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, 94; nays, 1; absent and not voting, 5.

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			• HOFFMER			• METZ			• THOMPSON		
• ANDERSON, R. #24			• HORGAN			• MEYER			• TIMM		
• BACKES			• JOHANN			• MOORE			• UNHJEM		
• BERG			• JUCIGES			• 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. #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.

Senate Bill No. 2428. — A Bill for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to exemption of property from taxation; 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, 84; nays, 7; absent and not voting,

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. #1			• 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			• JACOBSEN, I.			• NAGEL			• WALD		
• BROKAW	•		• KELLY			• NICHOLAS			• WENTZ	•	
• CONMY			• KENT	•		• OLAFSON		•	• WHALEN		•
• CRABTREE		•	• KINGSBURY			• OLSEN		•	• ZIMBLEMAN		•
• DICK			• KLOUBEK			• 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. #27			• 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.

Senate Bill No. 2431. — A Bill for an Act to amend and reenact section 57-37.1-12 and subsection 1 of section 57-37.1-13 of the North Dakota Century Code, relating to access to the safe deposit box of a decedent.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 89; nays, 4; 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. #1			• 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			• JACOBSEN, I.			• NAGEL			• WALD		
• BROKAW			• KELLY			• NICHOLAS			• WENTZ	•	
• CONMY			• KENT			• OLAFSON			• WHALEN		•
• CRABTREE			• KINGSBURY			• OLSEN			• ZIMBLEMAN		
• DICK			• KLOUBEK			• 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. #27			• 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.

**SECOND READING OF
SENATE CONCURRENT RESOLUTION**

Senate Concurrent Resolution No. 4067. — A concurrent resolution directing the Legislative Council to study exceptions to open records and open meetings laws for certain governmental purposes.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes, 75; nays, 19; absent and not voting, 6.

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. #1			• HOFFNER		•	• METZ		• THOMPSON
• ANDERSON, R. #36			• HORGAN		•	• MEYER		• TIMM
• BACKES			• MOUMANN		•	• MOORE		• UNHJEM
• BERG			• HUGHES		•	• MOUM		• VANDER VORST
• BERGER			• JACOBSEN, R.		•	• MURPHY		• WAGNER
• BLACK			• JACOBSEN, I.		•	• NAGEL		• WALD
• BOYUM			• KELLY		•	• NICHOLAS		• WENTZ
• BROKAW			• KENT		•	• OLAFSON		• WHALEN
• CONMY			• KINGSBURY		•	• OLSEN		• ZIMBLEMAN
• CRABTREE			• KLOUBEC		•	• OLSON, A. #11		
• DICK			• KNUDSON		•	• OLSON, D. #13		• MR. SPEAKER
• DIETZ			• KOLAND		•	• OPEDAHL		
• DOTZENROD			• KOSKI		•	• PELTIER		
• DUBORD			• KRETSCHMAR		•	• PETERSON		
• EAGLES			• KUCHERA		•	• POMEROY, E. #24		
• FREDERICK			• LANG		•	• POMEROY, G. #42		
• GATES			• LARSON, S. #72		•	• REED		
• GERL			• LARSON, S. #79		•	• REITEN		
• GOETZ			• LARSON, H. #7		•	• RETZER		
• GORDER			• LIPSIEA		•	• RICE		
• GUNDERSON			• MARDEN		•	• RICHARD		
• GUNSCH			• MARTIN		•	• RICHIE		
• HANSON, L. #48			• MARTINSON		•	• RIEHL		
• HANSON, O. #2			• MATCHIE		•	• RUED		
• HAUGLAND			• MATHEWY		•	• SCHWOLER		
• HAUSAUER, A. #49			• MATTSON		•	• SOLBERG		
• HAUSAUER, R. #25			• MEIERS		•	• SORUM		
• HEDSTROM			• MELBY		•	• STRINDEN		
• HEIGAARD			• MERTENS		•	• SWIONTEK		
• HILL								

So the Senate Concurrent Resolution No. 4067 was declared adopted.

MOTION

Rep. Strinden moved that the rules be suspended and that all Senate Bills and Resolutions passed today except Senate Bill No. 2239 and Senate Bill No. 2314 be messaged over to the Senate, which motion prevailed.

MESSAGES TO THE SENATE

House Chamber

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

- Senate Bill No. 2056
- Senate Bill No. 2097
- Senate Bill No. 2193
- Senate Bill No. 2259
- Senate Bill No. 2261
- Senate Bill No. 2276
- Senate Bill No. 2281
- Senate Bill No. 2303

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

- Senate Bill No. 2038
- Senate Bill No. 2118
- Senate Bill No. 2122
- Senate Bill No. 2184

Senate Bill No. 2247
Senate Bill No. 2274
Senate Bill No. 2296
Senate Bill No. 2299
Senate Bill No. 2338

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker signed the following:

Senate Bill No. 2188
Senate Bill No. 2226
Senate Bill No. 2263
Senate Bill No. 2329
Senate Bill No. 2368
Senate Bill No. 2400
Senate Bill No. 2409
Senate Concurrent Resolution No. 4011
Senate Concurrent Resolution No. 4038
Senate Concurrent Resolution No. 4039
Senate Concurrent Resolution No. 4044
Senate Concurrent Resolution No. 4048
Senate Concurrent Resolution No. 4058

ROY GILBREATH, Chief Clerk

MESSAGE TO THE SENATE

House Chamber

Mr. President: I have the honor to return herewith the following:

Senate Bill No. 2188
Senate Bill No. 2226
Senate Bill No. 2263
Senate Bill No. 2329
Senate Bill No. 2368
Senate Bill No. 2400
Senate Bill No. 2409
Senate Concurrent Resolution No. 4011
Senate Concurrent Resolution No. 4038
Senate Concurrent Resolution No. 4039
Senate Concurrent Resolution No. 4044
Senate Concurrent Resolution No. 4048
Senate Concurrent Resolution No. 4058
Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

The Chief Clerk announced that the Speaker signed the following:

House Bill No. 1265
House Bill No. 1266
House Bill No. 1354
House Bill No. 1385
House Bill No. 1400
House Bill No. 1413
House Bill No. 1425
House Bill No. 1446
House Bill No. 1499
House Bill No. 1540
House Bill No. 1609
House Concurrent Resolution No. 3079

ROY GILBREATH, Chief Clerk

JOURNAL OF THE HOUSE

MESSAGE TO THE SENATE
House Chamber

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

- House Bill No. 1265
- House Bill No. 1266
- House Bill No. 1354
- House Bill No. 1385
- House Bill No. 1400
- House Bill No. 1413
- House Bill No. 1425
- House Bill No. 1446
- House Bill No. 1499
- House Bill No. 1540
- House Bill No. 1609

House Concurrent Resolution No. 3079

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

ROY GILBREATH, Chief Clerk

MESSAGE TO THE SENATE
House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

- Senate Bill No. 2135
- Senate Bill No. 2161
- Senate Bill No. 2187
- Senate Bill No. 2228
- Senate Bill No. 2230
- Senate Bill No. 2262
- Senate Bill No. 2301
- Senate Bill No. 2306
- Senate Bill No. 2313
- Senate Bill No. 2322
- Senate Bill No. 2370
- Senate Bill No. 2389
- Senate Bill No. 2424
- Senate Bill No. 2428
- Senate Bill No. 2431
- Senate Bill No. 2432

Senate Concurrent Resolution No. 4067

ROY GILBREATH, Chief Clerk

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 stand adjourned until 1:00 p.m., Monday, March 16, 1981, which motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Speaker: Your Committee on NATURAL RESOURCES

to whom was referred SENATE

Bill No. 2160, has had the same under consideration and recommends, by a vote of

Ayes, 14; Nays, 2; Absent, 0, that the same

do pass.

do not pass.

be placed on calendar without recommendation.

be amended as follows:

On page 1, line 23 of the engrossed bill, after the word "He" insert the words "License agents"

On page 1, of the engrossed bill, remove the overstrikes over the words on lines 24 through 27

On page 2, of the engrossed bill, remove the overstrikes over the words on lines 1 and 2

On page 2, line 5 of the engrossed bill, overstrike the words "of twenty-"

On page 2, line 6 of the engrossed bill, overstrike the word "five" and immediately thereafter insert the words "not to exceed thirty"

On page 2, line 8 of the engrossed bill, delete the words "being bonded" and insert in lieu thereof the following: "financial responsibility as required by the commissioner"

On page 2, line 9 of the engrossed bill, delete the words "for a minimum of five thousand dollars"

And renumber the lines, sections, and pages accordingly

And when so amended, recommends the same do pass.



Chairman

Rep. Kloubec

Bill No. 2160

was placed on the 6th

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

Mr. Speaker: Your Committee on TRANSPORTATION

to whom was referred SENATE

Bill No. 2204, has had the same under consideration and recommends, by a vote of

Ayes, 9; Nays, 3; Absent, 4, that the same

do pass.

do not pass.

be placed on calendar without recommendation.

be amended as follows:

On page 1, line 3 of the engrossed bill, after the word "lines" and before the period insert the following: "; and to amend and reenact section 10-15-02 of the North Dakota Century Code, relating to the purposes for which cooperatives may be organized"

On page 1, after line 5 of the engrossed bill, insert the following new section:

"SECTION 1. AMENDMENT. Section 10-15-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

10-15-02. PURPOSES. Cooperatives may be organized under this chapter for any lawful purpose except banking, and insurance, ~~and building or operating public railroads,~~ but subject to statutes relating to the organization or operation of specified kinds of corporations or associations. A cooperative may build or operate a public railroad only under a contract, lease, or other arrangement with a regional railroad authority."

On page 1, line 6 of the engrossed bill, after the first period

underscore the remainder of the line

On page 1 of the engrossed bill, underscore lines 7 through 28 and underscore the lines on all remaining pages of the bill

On page 6, line 33 of the engrossed bill, delete the words "such property is the subject of an" and insert in lieu thereof the words "the interstate commerce commission, or another authority with power to make the finding, has found that the public convenience and necessity permit discontinuance of rail service on the property."

On page 6 of the engrossed bill, delete lines 34 and 35

And renumber the lines, sections, and pages accordingly

And when so amended, recommends the same do pass

Rep. Timm

Chairman

SENATE Bill No. 2204 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 SENATE

Bill No. 2224, has had the same under consideration and recommends, by a vote of

Ayes, 12; Nays, 3; Absent, 1, 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 "therefor" insert the following: "; and to provide an effective date"

On page 2, line 12, after the word "note" insert the words "or notice of failure to furnish a fiscal note"

On page 2, line 13, delete the words "that a" and insert in lieu thereof the words "of failure to furnish a"

On page 2, line 14, delete the words "was not prepared"

On page 2, line 16, delete the word "passage" and insert in lieu thereof the word "disposition"

On page 2, line 18, delete the word "may" and insert in lieu thereof the word "shall"

On page 2, line 19, delete the word "or", and after the second comma insert the word "or"

On page 2, line 20, delete the following: ", or by a standing committee of the" and insert in lieu thereof a period

On page 2, delete line 21

On page 2, line 22, delete the word "prepared" and insert in lieu thereof the word "furnished"

On page 3, line 13, delete the word "requested" and insert in lieu thereof the word "required"

On page 3, line 15, delete the following: "will, to the" and insert in lieu thereof the word "shall"

On page 3, line 16, delete the following: "best of their ability,"

On page 3, line 19, delete the word "requested" and insert in lieu thereof the word "required"

On page 3, line 21, delete the word "only"

On page 4, line 20, delete the word "may" and insert in lieu thereof the word "shall"

On page 5, after line 33, insert the following new section:

"SECTION 10. EFFECTIVE DATE. This Act shall become effective on January 1, 1983.

And renumber the lines, sections, subsections, and pages accordingly

And when so amended, recommends the same do pass.

Chairman

Rep. Lang

SENATE Bill No. 2224 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 SENATE

Bill No. 2286, has had the same under consideration and recommends, by a vote of

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

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

[X] be amended as follows:

On page 1, line 19 of the engrossed bill, delete the word "fifteen" and insert in lieu thereof "twenty-five"

On page 1, line 20 of the engrossed bill, after the period insert the following: "in no event, however, shall the petition contain less than thirty signatures.", and on the same line delete the word "ten" and insert in lieu thereof "six"

On page 1, line 21 of the engrossed bill, after the word "more" insert the words "municipal election"

On page 1, line 24 of the engrossed bill, after the word "for" insert the words "the office of"

On page 2, line 23 of the engrossed bill remove the overstrike from the words "call a special election at which only", and on the same line delete the words "place on the"

On page 2 of the engrossed bill, delete lines 24 through 26

On page 2, line 27 of the engrossed bill, delete the words and comma "been filed,"

On page 2, line 28 of the engrossed bill, remove the overstrike from the following: "will be submitted- The date of"

On page 2, line 29 of the engrossed bill, remove the overstrike from the words "such election shall not be less than" and from the word "days nor more than", and on the same line after the word "thirty" insert the word "sixty"

On page 2 of the engrossed bill, remove the overstrike from line 30

On page 2, line 31 of the engrossed bill, remove the overstrike from the words and period "sufficient petition has been filed."

And renumber the lines, sections, subsections, and pages accordingly

And when so amended, recommends the same do pass.

Lang Chairman

SENATE Bill No. 2286 Rep. Lang was placed on the 6th
 order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on FINANCE & TAXATION
 to whom was referred SENATE

Bill No. 2323, has had the same under consideration and recommends, by a vote of
 Ayes, 9; 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 of the reengrossed bill, line 4, delete the words "a new" and insert in lieu thereof the following: "five new subsections to section 57-02-01 of the North Dakota Century Code relating to definitions"

On page 1 of the reengrossed bill, delete line 5

On page 1 of the reengrossed bill, line 6, delete the words "provide a property protection clause"

On page 1 of the reengrossed bill, line 27, delete the words "defined in" and insert in lieu thereof the words "determined pursuant to"

On page 2 of the reengrossed bill, delete lines 1 through 10

On page 2 of the reengrossed bill, line 12, delete the words "Agricultural lands are those which are used for raising"

On page 2 of the reengrossed bill, delete line 13

On page 2 of the reengrossed bill, line 14, delete the words and period "include platted lands."

On page 2 of the reengrossed bill, line 21, after the period insert the following new sentence: "For purposes of this section, "annual gross return" means thirty percent of annual gross income produced from cropland and fifty percent of annual gross income produced from agricultural lands used for purposes other than the growing of crops."

On page 3 of the reengrossed bill, line 5, delete the words "by a five-year" and insert in lieu thereof the following: "at seven and one-half percent."

On page 3 of the reengrossed bill, delete lines 6 through 21

On page 3 of the reengrossed bill, line 22, delete the following: "tax commissioner, with the"

On page 3 of the reengrossed bill, line 23, delete the words "assistance of the"

On page 3 of the reengrossed bill, line 24, delete the comma

On page 3 of the reengrossed bill, line 26, after the word "basis" insert the following: "and to provide the tax commissioner with this information by December first of each year"

On page 3 of the reengrossed bill, line 27, delete the word "fifteenth" and insert in lieu thereof the word "first"

On page 4 of the reengrossed bill, line 15, delete the numeral

"5" and insert in lieu thereof the numeral "7"

On page 4 of the reengrossed bill, line 26, delete the word "seven" and insert in lieu thereof the word "ten"

On page 8 of the reengrossed bill, after line 27, insert the following new section:

"SECTION 5. Five new subsections to section 57-02-01 of the 1979 Supplement to the North Dakota Century Code is hereby created and enacted to read as follows:

"Agricultural property" means lands which are used for raising agricultural crops or grazing farm animals but shall not include platted lands.

"Residential property" means all property, or portions of property, used by an individual or group of individuals as a dwelling, including apartments but not including hotel and motel accommodations required to be licensed under chapter 23-09.

"Centrally assessed property" means all property except railroad operating property, which is assessed by the state board of equalization pursuant to chapters 57-06 and 57-32.

"Railroad property" means the operating property, including franchises, of each railroad operated in this state including any electric or other street or interurban railway.

"Commercial property" means all property, or portions of property, not included in the above-defined classes of property."

On page 11 of the engrossed bill, delete lines 4 through 35 and insert in lieu thereof the following:

"57-02-27. PROPERTY TO BE ASSESSED AT A PERCENTAGE OF FULL VALUE - CLASSIFICATION OF PROPERTY - LIMITATION ON ASSESSMENT OF ANNEXED AGRICULTURAL LANDS. All property subject to taxation based on the value thereof shall be assessed ~~at-its-true-and-full-value-in-money~~ as follows:

1. All residential property to be assessed at nine percent of true and full value.
2. All agricultural property to be assessed at ten percent of true and full value as determined pursuant to section 2 of this Act.
3. All commercial and railroad property to be assessed at ten percent of true and full value.
4. All centrally assessed property, except railroad property, to be assessed at fourteen percent of true and full value for the 1981 property tax year, thirteen percent of true and full value for the 1982 property tax year, twelve percent of true and full value for the 1983 property tax year, eleven percent of true and full value for the 1984 property tax year, and ten percent of true and full value for all property tax years beginning on or after January 1, 1985.

The resulting amounts shall be known as the assessed valuation. In determining the true and full value of

real and personal property, except agricultural property, the assessor shall not adopt a lower or different standard of value because the same is to serve as a basis of taxation, nor shall he adopt as a criterion of value the price at which said property would sell at auction, or at forced sale, or in the aggregate with all the property in the town or district, but he shall value each article or description by itself, and at such sum or price as he believes the same to be fairly worth in money. In assessing any tract, or lot of real property, there shall be determined the value of the land, exclusive of improvements, and the value of all taxable improvements and structures thereon, and the aggregate value of the property, including all taxable structures and other improvements, excluding the value of crops growing upon cultivated lands. In valuing any real property upon which there is a coal or other mine, or stone or other quarry, the same shall be valued at such a price as such property, including the mine or quarry, would sell for at a fair voluntary sale for cash. Agricultural lands within the corporate limits of a city, ~~whether or~~ which are not platted, shall constitute agricultural property and be so classified and valued for ad valorem property tax purposes until such lands are put to another use. Such valuation shall be uniform with the assessed-value valuation of adjoining unannexed agricultural land."

And renumber the lines, sections, and pages accordingly

And when so amended, recommends the same do pass.

Chairman

Rep. A. Hausauer

SENATE Bill No. 2323 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on FINANCE & TAXATION

to whom was referred SENATE

Bill No. 2358, 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 of the engrossed bill, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide for distribution of a portion of the state general fund if the balance reaches a certain level.

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

SECTION 1. CERTIFICATION OF GENERAL FUND BALANCE - DISTRIBUTION OF EXCESS. On or before August 15, 1982, the director of the department of accounts and purchases shall certify to the tax commissioner the revenue which has been credited to the state general fund during the fiscal year beginning July 1, 1981, and ending June 30, 1982. If that amount exceeds five hundred million dollars, seventy-five percent of the excess over five hundred million dollars shall be transferred from the state general fund to the special trust fund established by subsection 2 of section 6 of initiated measure No. 6 which was voted on and approved at the November 1980 general election. The remaining twenty-five percent of the excess over five hundred million dollars shall be transferred from the state general fund to the common schools trust fund."

And renumber the lines accordingly

And when so amended, recommends the same do pass.

Rep. A. Hausauer

Chairman

SENATE

Bill No. 2358 was placed on the 6th

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

Mr. Speaker: Your Committee on FINANCE & TAXATION

to whom was referred SENATE

Bill No. 2392, 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 1 of the engrossed bill, line 1, delete the words "one cent a gallon"

On page 1 of the engrossed bill, line 2, after the word "fuels" insert the words "and special fuels"

On page 1 of the engrossed bill, line 4, after the word "roads" and before the period insert the following: "; and to amend and reenact section 57-15-20 of the North Dakota Century Code, relating to township tax levy limitations."

On page 1 of the engrossed bill, delete lines 7 through 16 and insert in lieu thereof the following:

"SECTION 1. SPECIAL EXCISE FUEL TAX LEVIED - DEFINITIONS. There is hereby levied and imposed a special excise fuel tax on all sales of motor vehicle fuel and special fuel used in motor vehicles at the rate of one-half cent per gallon. The tax shall be collected as provided in chapter 57-52, but shall not be subject to the refund provisions of chapters 57-50 and 57-52 except on aviation gasoline, jet motor fuel, and other motor fuel used by aircraft and except as provided in section 57-52-15 if the tax was erroneously or illegally collected. The tax shall be distributed as provided in this Act. For the purposes of this Act:

1. "Motor vehicle" means all vehicles, engines, or machines movable or immovable, which are operated in whole or in part by internal combustion of one or more of the motor vehicle fuels or special fuels defined in chapters 57-52 and 57-54.
2. "Motor vehicle fuels" has the same meaning as defined in subsection 2 of section 57-54-03.
3. "Special fuel" has the same meaning as defined in subsection 4 of section 57-52-03."

On page 1 of the engrossed bill, underscore lines 17 through 28

On page 1 of the engrossed bill, line 17, delete the following: "COLLECTION -", and delete the word "The" and insert in lieu thereof the words "All revenues from the"

On page 1 of the engrossed bill, line 18, delete the words "collected and administered by"

On page 1 of the engrossed bill, delete line 19

On page 1 of the engrossed bill, line 20, delete the following: "under chapter 57-54. All revenues from this tax shall be"

On page 2 of the engrossed bill, underscore lines 1 through 10

On page 2 of the engrossed bill, line 9, after the word "of" insert the words "all of the organized and unorganized townships in"

On page 2 of the engrossed bill, after line 10 insert the following new section:

"SECTION 3. AMENDMENT. Section 57-15-20 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-15-20. TAX LEVY LIMITATIONS IN TOWNSHIPS. The total amount of the annual tax levy in a civil township, ~~exclusive of levies~~ shall not exceed the amount necessary to meet the appropriations included in the township budget of the current fiscal year, including any amounts necessary to pay interest on any bonded debt and to provide a sinking fund to pay and discharge the principal thereof at maturity, shall not exceed such amount as will be produced by a levy of eighteen mills on the dollar of the net taxable assessed valuation thereof."

And renumber the lines and pages accordingly

And when so amended, recommends the same do pass.


Rep. A. Hausauer Chairman

SENATE Bill No. 2392 was placed on the 6th order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on NATURAL RESOURCES

to whom was referred SENATE

Bill No. 2399, has had the same under consideration and recommends, by a vote of

Ayes, 10; Nays, 5; Absent, 1, that the same

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

be amended as follows:

On page 1, line 3 of the engrossed bill, delete the period and insert in lieu thereof the following: "; and to provide an appropriation."

On page 3, line 26 of the engrossed bill, delete the words "during the"

On page 3, line 27 of the engrossed bill, delete the words "year of the transfer"

On page 5, line 12 of the engrossed bill, after the word "haying", insert the words "or grazing"

On page 6, line 24 of the engrossed bill, delete the word "EXPENDITURES" and insert in lieu thereof the word "RECEIPT"

On page 6, insert the following section:

SECTION 11. APPROPRIATION. There is hereby appropriated out of any monies, public or private, received by the commission for this program, not exceeding one million dollars in aggregate total, and not otherwise appropriated, or so much thereof as may be necessary, to the commissioner of agriculture for the purpose of implementing and administering the provisions of this Act for the biennium beginning July 1, 1981, and ending June 30, 1983. No contract shall be entered into by the commissioner unless there are monies on hand and appropriated to pay for all of the lease payments for the duration of the contract."

And renumber the lines, sections, and pages accordingly

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And when so amended, recommends the same do pass.

Rep. Kloubec Chairman
SENATE Bill No. 2399 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 SENATE

Bill No. 2404, has had the same under consideration and recommends, by a vote of
Ayes, 12; 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 3 of the reengrossed bill, delete the semicolon and the words "; to provide an" and insert in lieu thereof a period ".".

On page 1 of the reengrossed bill, delete line 4

On page 1, line 10 of the reengrossed bill, after the word "consist", add the words "of nine members to be appointed by the chairman of the legislative council."

On page 1 of the reengrossed bill, delete lines 11 through 22

On page 4, line 16 of the reengrossed bill, after the word "assembly" insert the words "and, following adjournment of the forty-eighth legislative assembly, the commission shall be dissolved."

On page 4 of the reengrossed bill, delete lines 17 through 26

And renumber lines, pages and sections accordingly

And when so amended, recommends the same do pass.

REP. VERNON E. WAGNER Chairman
SENATE Bill No. 2404 was placed on the 6th
order of business on the calendar for the succeeding legislative day.

REPORT OF STANDING COMMITTEE

Mr. Speaker: Your Joint Committee on Constitutional Revision to whom was referred Senate Concurrent Resolution No. 4014 has had the same under consideration and recommends original Senate Concurrent Resolution No. 4014 Do Not Pass.

The Senate subsequently substantially amended Senate Concurrent Resolution No. 4014 and overturned the Committee Recommendation Do Not Pass and passed amended Senate Concurrent Resolution No. 4014.

Therefore, the recommendation of the Joint Committee on Constitutional Revision is probably not relevant.

Swiontek Co-Chairman Wenstrom Co-Chairman
Rep. Swiontek Sen. Wenstrom

SENATE CONCURRENT RESOLUTION No. 4014 was placed on the 14th
order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on JOINT CONSTITUTIONAL REVISION
to whom was referred SENATE CONCURRENT RESOLUTION

Bill No. 4028, has had the same under consideration and recommends, by a vote of
Ayes, 5; Nays, 3; Absent, 2, that the same

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

Swiontek Co-Chairman Wenstrom Co-Chairman
Rep. Swiontek Sen. Wenstrom

SENATE CONCURRENT RESOLUTION Bill No. 4028 was placed on the 14th
order of business on the calendar for the succeeding legislative day.

Mr. Speaker: Your Committee on JOINT CONSTITUTIONAL REVISION
to whom was referred SENATE CONCURRENT RESOLUTION

No. 4041, has had the same under consideration and recommends, by a vote of
Ayes, 6; Nays, 3; Absent, 1, that the same

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

Swiontek Co-Chairman Wenstrom Co-Chairman
Rep. Swiontek Sen. Wenstrom

SENATE CONCURRENT RESOLUTION No. 4041 was placed on the 14th
order of business on the calendar for the succeeding legislative day.

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

ROY GILBREATH, Chief Clerk