

SECOND DAY

Bismarck, January 7, 1981

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

The prayer was offered by Rev. Hensel Hendrickson, Pastor, Trinity Lutheran Church.

Our Heavenly Father,

Help us to turn aside for a few moments from our frustations, stemming from the prattle of the foolish and the turbulence of human strife, to seek your enabling might and your still small voice of peace.

Teach us in the adventure of faith how to be victors over life and not victims of it.

Inspire and guide with your Spirit, these servants of the people - the few among many - lifted to high pedestals of power and responsibility, to the end that they may be found faithful stewards of this state's trust in them.

Strengthen us for your service.

In your name we pray, Amen.

The roll was called and all members were present except Senator Walsh, with two vacancies.

A quorum was declared by the President.

Correction and Revision of The Journal

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

On page 87, line 32, after Senator Barth, add the following:

Reps. Meyer, Riehl

And when so corrected recommends that the same be approved.

Chairman SENATOR TENNEFOS

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

Report of Standing Committee

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

Has had the same under consideration and recommends that the same

[x] do pass [] be indefinitely postponed [] be placed on calendar without recommendation

[] be amended as follows:

And be rereferred to the committee on appropriations.

Sen Gary Nelson Chairman
Senator Gary Nelson

Senate Bill No. 2053 was re-referred to the Committee on Appropriations.

Mr. PRESIDENT: Your Committee on JUDICIARY to whom was referred SENATE Bill No. 2064

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen Christensen Chairman
Senator Christensen

Senate Bill No. 2064 was placed on the 11th

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

Mr. President: Your Committee on Education to whom was referred Senate Bill No. 2090

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Sen Gary Nelson Chairman
Senator Gary Nelson

Senate Bill No. 2090 was placed on the 11th

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

Mr. President: Your Committee on Finance and Taxation to whom was referred Senate Bill No. 2144

Has had the same under consideration and recommends that the same

do pass be indefinitely postponed be placed on calendar without recommendation

be amended as follows:

Senator Chuck Goodman Chairman
SENATOR CHUCK GOODMAN

Senate Bill No. 2144 was placed on the 11th

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

FIRST READING OF SENATE BILLS

Senator Holmberg introduced:

Senate Bill No. 2191. — A Bill for an Act to amend and reenact sections 15-22-23, 15-28-03, 15-28-04, and 15-28-07 of the North Dakota Century Code to allow school boards to hold annual elections on the first or second Tuesday in June and to share costs with the county.

Was read the first time and referred to the committee on Education.
 Senator Peterson introduced:

Senate Bill No. 2192. — A Bill for an Act to amend and reenact section 57-15-14 of the North Dakota Century Code, relating to tax levy limitations in school districts.

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

Sens. Tierney, Dykshoorn, Lodoen, Olin, Redlin introduced:

Senate Bill No. 2193. — A Bill for an Act to create and enact a new subsection to section 57-39.2-04 and a new subsection to section 57-40.2-04 of the North Dakota Century Code, relating to an exemption from the sales tax and use tax for sales of mobile homes upon which the sales tax or use tax has previously been imposed; to amend and reenact section 57-39.2-02.1, subsection 2 of section 57-39.2-08.2, and section 57-40.2-02.1 of the North Dakota Century Code, relating to the sales tax imposed, sales tax to be added to purchase price and be a debt, and use tax imposed.

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

Senator Cussons introduced:

Senate Bill No. 2194. — A Bill for an Act to create a new subdivision to subsection I of section 57-38-01.2 of the North Dakota Century Code to provide a reduction in the taxable income for a limited amount of interest income received by an individual; and to provide an effective date.

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

Senator H. Christensen introduced:

Senate Bill No. 2195. — A Bill for an Act to provide a new subsection to section 15-38.1-14 of the North Dakota Century Code, relating to executive sessions under the Teacher's Representation and Negotiation Act; and to declare an emergency.

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

Senator Albers introduced:

Senate Bill No. 2196. — A Bill for an Act to amend and reenact section 15-40.2-08 of the North Dakota Century Code, providing for the state to pay for educating handicapped children when neither parent is residing in North Dakota.

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

Senator Lodoen introduced:

Senate Bill No. 2197. — A Bill for an Act to amend and reenact section 15-60-04 of the North Dakota Century Code, relating to the limit a school board may expend for construction or improvements.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senator Holmberg introduced:

Senate Concurrent Resolution No. 4016. — A concurrent resolution for the amendment of section 46 of article IV of the Constitution of the State of North Dakota, previously designated as section 45 of the Constitution prior to publication of the renumbered Constitution, relating to mileage expenses for members of the legislative assembly.

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

Senators Erickson, Solberg introduced:

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

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

MOTION

Senator Cussons moved that Senate Bill No. 2088 be returned to the Senate floor from the Committee on Finance and Taxation, which motion prevailed.

Senator Cussons requested the unanimous consent of the Senate to withdraw Senate Bill No. 2088. There being no objection, it was so ordered by the President.

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

Senator Nething moved that the Senate adjourn for a joint session in the House Chamber to receive the State of the Judiciary message by Ralph J. Erickstad, Chief Justice of the North Dakota Supreme Court, and will convene at 2:00 P.M., Thursday, January 8, 1981, which motion prevailed.

LEO LEIDHOLM, Secretary