SIXTEENTH DAY

Bismarck, January 27, 1981

The Senate convened at 1:30 p.m., with President Sands presiding. The prayer was offered by Rev. Walter A. Engel, Pastor, Church of God, Bismarck.

Our Dear Holy God:

We come to You this day with thanksgiving in our hearts for the freedom we enjoy in this country. We thank You for the everyday things of life which we so often take for granted so many times. I pray that we may always be mindful of Your goodness to us.

We thank You Father, for these men and women that form our government. I pray for them as they are faced with decisions that need to be made. Grant them Divine wisdom and understanding. May the decisions be made with the purpose and aim of making this state and country a greater place to live, and that we may always be mindful of others around us. Guide and direct the happenings of this day and the days to come, by Your Holy Spirit. And Lord, may we always honor You is my prayer. For it is in the name of Jesus Christ that we pray. Amen.

The roll was called and all members were present except Senators Quail and Vosper.

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 Fifteenth day and recommends that the same be corrected as follows: On page 309, line 22, delete "Garrision" and insert in lieu thereof the word "Garrison" On page 311, line 53, delete "Erikson" and insert in lieu thereof the name "Erickson" On page 313, line 30, delete "subbsection" and insert in lieu thereof the word "subsection" On page 315, line 41, delete "polici" and insert in lieu thereof the word "policies"

And when so corrected recommends that the same be approved __Chairman Senator Tenceros Senator Walsh moved that the report be adopted, which motion

prevailed.

Report of Procedural Committee

MR. PRESIDENT:

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

Senate Bill No. 2022 Senate Bill No. 2130 Senate Bill No. 2139 Senate Bill No. 2214 Senate Bill No. 2237	Q- 1/ F.+ m
and find the same correctly Engross	ed Stella A. Thitsell
_	moved that the report be adopted, which motion prevailed. I Slanding Commiltee
Mr President Your	Committee on Appropriations
to whom was referred <u>Senate</u>	Bill No2014
Has had the same under consideration of	ind recommends that the same
do pass do not pass	be placed on calendar without recommendation
xx be amended as follows:	
On page 1, line 13, delet lieu thereof the num	e the numerals "300,077" and insert in merals "309,563"
On page 1, line 16, delet lieu thereof the num	e the numerals "355,642" and insert in herals "365,128"
And renumber the lines ac	cordingly
STATEMENT OF PURPOSE OF A	MENDMENT:
increased by \$9,486 to pr 10 percent emergency sala of nine percent for the f percent for the second ye	the Department of Veterans' Affairs are covide funds for the continuation of the try increase and for salary increases first year of the biennium and eight ar of the biennium with funds for fringe tate funding the employee's share of PERS
And when so amended recommende	; the same do place
_ Senate Bill No2014	Senator Lips Senator Lips
order of business on the calendar for th	
	r Committee on Appropriations
to whom wos referred <u>Senate</u>	
Has had the same under consideration	
do pass do not pass	be placed on calendar without recommendation
x be amended as follows:	
On page 1, line 10, delet	e the words "crime victims"
On page 1, line 11, delet the supervision of t	te the words "reparations division under the"
On page 1, line 13, delet thereof the words "c	e the word "thereof" and insert in lieu of the Crime Victims Reparations Act"
On page 1, delete lines 1	.5 through 17

- On page 1, line 18, delete the numerals "360,000" and insert in lieu thereof the numerals "\$200,000"
- On page 1, line 19, delete the numerals "422,661" and insert in lieu thereof the numerals "200,000"
- On page 1, line 27, following the period insert the following: "It is the intent of the legislative assembly that the Uniform Crime Victims Reparations Act be discontinued; that the funds provided in section 1 of this Act be utilized only for the payment of pending claims or for payments to crime victims who were receiving benefits prior to the repeal of the Uniform Crime Victims Reparations Act; and that the discontinuance of the Uniform Crime Victims Reparations Act be administered by the workmen's compensation bureau, with the assistance of the attorney general."

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Funding for salaries and wages, operating expenses, and equipment is deleted as it is the intent of the legislature to discontinue the Uniform Crime Victims Reparations Act. The grants, benefits, and claims line item is reduced to \$200,000, which will provide for the payment of pending claims or payment to crime victims who were receiving benefits prior to the repeal of the Crime Victims Reparations Act. The attorney general shall process such claims.

And when so amended recommends the same do person

<u></u>	Senator Lips Chairman
order of business on the calendar for the succeeding legislative day.	<u>Senate</u> Bill No. <u>2038</u> was placed on the <u>6th</u>
erector and an and a state of the state of t	order of business on the calendar for the succeeding legislative day.
Mr. <u>President</u> : Your Committee on <u>Appropriations</u>	Mr. <u>President</u> : Your Committee on <u>Appropriations</u>
to whom was referred Senate Bill No2040	to whom was referred Senate Bill No2040
Has had the same under consideration and recommends that the same	Has had the same under consideration and recommends that the same
☐ do pass ☐ do not pass ☐ be placed on calendar without recommendation	
Ex be amended as follows:	Ex be amended as follows:
On page 1, line 3, after the word "fund" insert the following: "and to the community water facility loan fund".	
On page 1, after line 11, insert the following new section:	On page 1, after line 11, insert the following new section:
"SECTION 2. TRANSFER TO COMMUNITY WATER FACILITY LOAN FUND. The sum of \$5,000,000 is hereby transferred from the accumulated and undivided profits of the Bank of North Dakota to the community water facility loan fund authorized by section 6-09.5-03. This transfer shall be made upon order of the industrial commission in quarterly installments of \$1,250,000 on each of the following dates: July 1, 1981; October 1, 1981; January 1, 1982; and April 1, 1982. In the event the total amount to be transferred on a given date is not available, the balance shall be transferred as soon as possible."	FUND. The sum of \$5,000,000 is hereby transferred from the accumulated and undivided profits of the Bank of North Dakota to the community water facility loan fund authorized by section 6-09.5-03. This transfer shall be made upon order of the industrial commission in quarterly installments of \$1,250,000 on each of the following dates: July 1, 1981; October 1, 1981; January 1, 1982; and April 1, 1982. In the event the total amount to be transferred on a given date is not available, the balance shall be transferred as soon as possible."

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment transfers \$5 million of Bank of North Dakota undivided profits to the community water facility loan fund in addition to the \$5 million of profits to be transferred to the state general fund.

JOURNAL OF THE SENATE

And when so amended	recommends the same-de	
	+	Senator Lips
<u>Senate</u> Bill No		placed on the <u>6th</u>
order of business on the ca	-	legislative day.
to whom was referred		
Has had the same under c	onsideration and recomme	nds that the same
🗋 do pass 🗌	do not pass	be placed on calendar without recommendation

be amended as follows:

On page 1, line 1, delete everything after the words "A BILL" and insert in lieu thereof the following: "for an Act to provide for a revolving fund controlled by the superintendent of public instruction to fund school bus route analyses; and to provide an appropriation.

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

SECTION 1. REVOLVING FUND FOR PAYMENT OF SCHOOL BUS ROUTE ANALYSES. Funds shall be made available to all school districts in the state from a revolving fund in the state treasury under the control of the state superintendent for analyses of school district school bus routes conducted by the engineering experiment station at North Dakota state university in Fargo. School districts may apply for moneys from this fund by submitting a written request to the state superintendent who shall file the request and either accept or reject it. If an analysis is completed for a school district using moneys from the revolving fund and the analysis shows a possible transportation cost savings to the district, the district shall be liable for repaying to the revolving fund the amount received by the district and used to pay for its analysis. The state superintendent shall be empowered to require that an analysis be performed for a school district if the superintendent believes that such an analysis would result in a transportation cost savings to the district sufficient to offset the cost of the analysis. The state superintendent may adopt rules concerning the application procedures under this section.

SECTION 2. APPROPRIATION. There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$180,000, or so much thereof as may be necessary, to the state treasurer for deposit in the revolving fund created by this Act, to be paid out, on loan or otherwise, at the direction of the superintendent of public instruction for analyses of school bus routes conducted by the engineering experiment station at North Dakota state university in Fargo. The moneys appropriated by this Act may be utilized only after all federal funds for these same services are depleted. No more than fifty analyses may be completed using federal or state funds, or both, in any single year of the biennium."

And renumber the lines, sections, and pages accordingly And when so amended recommends the same **DO NET** BASS.

Senator Lips

TUESDAY, JANUARY 27, 1981

Mr.	PRESIDENT	: Your Comm	ittee on <u>INI</u>	DUSTRY,	BUSINESS,	AND LABOR
to w	hom was referred _	SENATE	Bill No	2173		
Has	had the same unde	er consideration and rec	commends that t	the same		
	do pass [do not pass			placed on cale hout recommer	
X	be amended as fol	lows:				
	On page the	l, line 16, fol word, " <u>any</u> ".	lowing the	word "o	or", inser	t
	And renu	mber the lines	and pages a	accordi	ngly.	
	And when so amen	ded recommends the so	ame do pass.	1-		
			4h	TOR C.	Reiten	_ Chairman
	SB Bill	No. 2173	was placed on	C 4	xth	_ _
orde	r of business on the	calendar for the succe				
Mr		: Your Comm	nittee on <u>Edu</u>	cation		
to wi	hom was referred	Senate	Bill No. 2	197		
Has	had the some unde	r consideration and re	commends that	the some		
	do pass [do not pass			placed on ca ithout recomm	
	be amended as fol	ows:				
On	insert in state board	2, delete the lieu thereof th d of public sch school construc	e words an ool educat	d perio ion may	d: "the loan from	
On	page 1, dele [.]	te line 3				
And	l renumber the	e lines accordi	ngly.			
	And when so amer	nded recommends the	Jen	Jan .	n /l.h	
	<u>Senate</u> Bil	No. 2197	was placed		y Nelson	Sixth
orde	r of business on the	e calendar for the succ	ceeding legislat	ive day.		
Mr	President	: Your Commi	ttee onApp	ropriat	ions	<u> </u>
to w ł	nom was referred	Senate	Bill No	2207		
Has	had the same under	consideration and reco	ommends that t	he same		
<u>x</u> x	do pass	do not pass			laced on cater out recomment	
ا	be amended as follo	ows:				
			(van Senator	Ling	Try.	- Chairman
	Senate Bill	No2207	_was placed on	-	llth	

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

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MrPRESIDENTYour Committee onINDUSTRY, BUSINESS, AND LABOR
to whom was referred Bill No. 2241
Has had the same under consideration and recommends that the same
☐ do pass ☐ do not pass ☐ be placed on calendar without recommendation
A be amended as follows:
On page 1, line 28, delete "the extent to which a mortgage loan" and insert in lieu thereof " "The mortgage loan may be made in an amount exceeding seventy-five percent so long as any amount over seventy-five percent of the value of the property mortgaged"
On page 2, line 5, after the word " <u>state</u> ", delete the words "may be deducted from the value of the property"
On page 2, delete lines 6 through 10.
On page 2, line 11, delete the word "years" and after the period, insert the following "Loans may be amortized on the basis of a final maturity not exceeding thirty years from the date of the loan with an actual maturity date of the loan at any time less than thirty years."
And renumber the lines accordingly.
And when so amended recommends the same do pass.
Chairman Chairman
Senator Reiten SB Bill No. 2241 was placed on the
order of business on the calendar for the succeeding legislative day. Mr. PRESIDENT Your Committee on JUDICIARY
to whom was referred <u>SENATE</u> Bill No. 2248
Has had the same under consideration and recommends that the same
☐ do pass XX do not pass ☐ be placed on colendar
without recommendation
be amended as follows:
SENATOR CHRISTENSEN
SENATE Bill No. 2248 was placed on the 11th
order of business on the calendar for the succeeding legislative day.
MrPRESIDENT Your Committee on INDUSTRIES, BUSINESS, AND LABOR
to whom was referredBill NoBill No
Has had the same under consideration and recommends that the same
do pass do not pass be placed on calendar without recommendation
A be amended as follows:
On page 3, line 3, following the word " <u>injuries</u> ", insert the words, " <u>or death</u> ", and in the same line, following the word " <u>persons</u> ", insert the words, " <u>or damage to properties</u> "
And renumber the lines accordingly.

TUESDAY, JANUARY 27, 1981

And when so amended recommends the sam	1 th
	Com Jules Chairman
SBBill No2251	Senator C. Reiten
B Bill No251	was placed on the
order of business on the calendar for the succeed	
Mr. <u>PRESIDENT</u> Your Committee	onINDUSTRY, BUSINESS, AND LABOR
to whom was referred <u>SENATE</u>	Bill No2266
Has had the same under consideration and recom	nends that th e same
🙀 do pass 🗌 do not pass	be placed on calendar without recommendation
be amended as follows:	Senator C. Reiten Chairman
Bill No. 2266w	as placed on the
order of business on the calendar for the succeeding	ng legislative day.
Mr Your Committee	e onSenate Education
to whom was referred <u>Senate</u>	Bill No2281
Has had the same under consideration and recom	mends that the same
K do pass 🗌 do not pass	be placed on calendar without recommendation
be amended as follows:	L. H. M.L.
	fin Jan thourman
Senate Bill No. 2281	Senator Gary Nelson wos ploced on theEleventh
Senate Bill No. 2281	was placed on theEleventh
	was placed on theEleventh
order of business on the colendar for the succeed Mr Your Committee	was placed on theEleventh
order of business on the calendar for the succeed Mr	was placed on theEleventh ing legislative day, e on <u>State & Federal Government</u> Bill No. <u>2297</u>
order of business on the calendar for the succeed Mr. <u>PRESIDENT</u>	was placed on theEleventh ing legislative day, e on <u>State & Federal Government</u> Bill No. <u>2297</u>
order of business on the colendar for the succeed Mr	was placed on the <u>Eleventh</u> ing legislative day. e on <u>State & Federal Government</u> Bill No. <u>2297</u> mends that the same be placed on calendar
order of business on the colendar for the succeed Mr	was placed on theEleventh ling legislative day. e on <u>State & Federal Government</u> Bill No. <u>2297</u> mends that the same be placed on calendar without recommendation
order of business on the colendar for the succeed Mr	was placed on theEleventh ling legislative day. e on <u>State & Federal Government</u> Bill No. <u>2297</u> mends that the same be placed on calendar without recommendation Chairmon
order of business on the colendar for the succeed Mr	was placed on theEleventh ling legislative day. e on <u>State & Federal Government</u> Bill No. <u>2297</u> mends that the same be placed on calendar without recommendation <u></u> Chairman Senator Lodoen
order of business on the colendar for the succeed Mr	was placed on the Eleventh ling legislative day. e on <u>State & Federal Government</u> Bill No. <u>2297</u> mends that the same be placed on calendar without recommendation <u></u> Chairmon Senator Lodoen was placed on the <u>11th</u>
order of business on the colendar for the succeed MrPRESIDENT	was placed on the Eleventh ling legislative day. e on <u>State & Federal Government</u> Bill No. <u>2297</u> mends that the same be placed on calendar without recommendation <u></u> Chairmon Senator Lodoen was placed on the <u>11th</u>
order of business on the colendar for the succeed MrPRESIDENT	was placed on the Eleventh ling legislative day, e on <u>State 5 Federal Government</u> Bill No. <u>2297</u> mends that the same be placed on calendar without recommendation <u></u> Chairman Senator Lodoen was placed on the <u>11th</u> ling legislative day. on <u>State 5 Federal Government</u>
order of business on the colendar for the succeed Mr	was placed on the Eleventh ling legislative day. e on <u>State & Federal Government</u> Bill No. <u>2297</u> mends that the same be placed on calendar without recommendation <u></u> Chairmon Senator Lodoen was placed on the <u>11th</u> ling legislative day. fon <u>State & Federal Government</u> Bill No. <u>2305</u>
order of business on the colendar for the succeed MrPRESIDENT	was placed on the Eleventh ling legislative day. e on <u>State & Federal Government</u> Bill No. <u>2297</u> mends that the same be placed on calendar without recommendation <u></u> Chairmon Senator Lodoen was placed on the <u>11th</u> ling legislative day. fon <u>State & Federal Government</u> Bill No. <u>2305</u>
order of business on the colendar for the succeed Mr	was placed on the Eleventh ling legislative day, e on <u>State & Federal Government</u> Bill No. <u>2297</u> mends that the same be placed on calendar without recommendation <u></u> Chairman Senator Lodoen was placed on the <u>11th</u> ling legislative day. on <u>State & Federal Government</u> Bill No. <u>2305</u> mends that the same be placed on calendar

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

JOURNAL OF THE SENATE

Mr.	PRESIDENT	:	Your Committee	on	JDICIARY
to w	hom was referred	SENA	re	Bill No2	106
Has	had the same un	ider consider	ation and recomm	ends that the s	iame
	do pass	Link do not	pass	, C	be placed on calendar without recommendation
	be amended as t	follows:		SENATOR O	Chairman Chairman
	SENATE	Bill No2	<u>306 </u>	as placed on th	ellth
orde	er of business on	the calendar	for the succeeding	ng legislative c	lay.
Mr.	PRESIDEN	T :	Your Committee	on <u>State</u>	& Federal <u>Government</u>
to v	hom was referred	<u>Senate</u>		Bill No232	8
Has	had the same ur	nder consider	ation and recomm	nends that the	some
2	do p ass	🗋 do not	pass	[be placed on calendar without recommendation
	be amended as	follows:		Senator L	Chairman
	Senate 1	Bill No. 23	28w	as placed on the	
ordo	r of husiness on i	the extender	far the average:-		
	r of business on t				Y, BUSINESS, AND LABOR
		Senat	Your Committee e Concurrent		
	hom was referred		esolution-	No. 40	
Has	had the same ur	nder consider	ation and recomm	nends that the	same
	do pass	🗌 do not	pass	C	be placed on calendar without recommendation
x	be amended as t	follows:			
	and comm	insert in ittee of	n lieu there	of the wor tive Counc	e Forty-eighth" ds "an interim il, designated Council"
		, line 3, mbly"	delete the	words "Le	gislative
	And renum	ber the 1	lines accord	lingly	
	And when so ar	nended recor	nmends the same	do pass.	P
				Senator (C. Reiten
	SCR	Bill No. 40	<u>18</u> w	as placed on th	e
orde Mr.	er of business on PRESIDENT	the calendar	for the succeedin Your Committee		ay.
	hom was referred				
	had the same ur				
_	do pass	do not		Г] be placed on calendar
لمت				Ĺ	without recommendation
	be amended as	follows:			

				bare	Christensen	Chairman
SENATE CONCUR	RENT RESOL	UTION NO.	4021 wa	s placed on 1	the	llth
order of busin	ess on the cal	endar for the	succeeding) legislative	day.	
MrPRESIDE	NT	Your Commit	ttee on	INDUSTR	Y, BUSINESS,	AND LABOR
to whom was referr	ed <u>HOUS</u>	E	Bill No	1169		
Has had the same of	under consider	ation and reco	ommends t	hat th <mark>e sa</mark> m	e	
🔀 do pass	🔲 do not	pass			be placed on cale without recommen	
be amended as	follows:			Senator	C. Reiten	Chairman
НВ	Bill No	1169	was plac	ed on the _	Fourteenth	

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

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2034 as recommended by the Committee on Appropriations and printed on page 296 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2035 as recommended by the Committee on Appropriations and printed on page 296 of the Senate Journal be adopted, which motion prevailed.

Senator Peterson moved that the amendments to Senate Bill No. 2149 as recommended by the Committee on Social Services and Veterans Affairs and printed on pages 297 - 300 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to Senate Bill No. 2167 as recommended by the Committee on Transportation and printed on page 300 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to Senate Bill No. 2179 as recommended by the Committee on Transportation and printed on pages 300 - 301 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to Senate Bill No. 2183 as recommended by the Committee on Transportation and printed on page 301 of the Senate Journal be adopted, which motion prevailed.

Senator Tennefos moved that Senate Bill No. 2227 be re-referred to the Committee on Transportation, which motion prevailed.

Senator Holmberg moved that the amendment to Senate Bill No. 2300 be amended as follows:

On page 1, line 14, after the word "to" insert the word "the"

Senator Holmberg moved that the amendment to the amendment be adopted, which motion prevailed.

Senator H. Christensen moved that the amendments to Senate Bill No. 2300 as recommended by the Committee on Judiciary and printed on page 304 of the Senate Journal be adopted, which motion prevailed.

FIRST READING OF HOUSE BILLS

House Bill No. 1176. — A Bill for an Act to amend and reenact section 49-06-23 of the North Dakota Century Code, relating to payment of costs by public utilities into public utility valuation fund.

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

House Bill No. 1202. — A Bill for an Act to amend and reenact subsection 15 of section 19-02.1-02 of the North Dakota Century Code, relating to prohibited acts of manufacture and sale of drugs at wholesale or retail without license and payment of license fee.

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

House Bill No. 1222. — A Bill for an Act to amend and reenact section 15-38-04.1 of the North Dakota Century Code, relating to school holidays.

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

House Bill No. 1226. — A Bill for an Act to amend and reenact sections 43-28-02, 43-28-03, 43-28-04, and 43-28-05 of the North Dakota Century Code, relating to the state board of dental examiners and providing for one member of the board to be a dental hygientist.

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

House Bill No. 1240. — A Bill for an Act to amend and reenact section 21-03-38.1 of the North Dakota Century Code, relating to disposal of bond proceeds.

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

FIRST READING OF

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3006. — A concurrent resolution recommending establishment of the University of North Dakota Medical School third year in North Dakota.

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

RECOGNITION

President Sands announced to the Assembly that the Teacher of the Year, Mrs. Kathy Olson was visiting the Senate today and requested the Senate to recognize this very fine teacher from Valley Junior High School of Grand Forks. She was accompanied by her husband Barth, her parents Mr. and Mrs. D. C. Lynch, and sister Peggy from Fargo.

SECOND READING OF SENATE BILLS

Senate Bill No. 2022. — A Bill for an Act making an appropriation for defraying the expenses of the livestock sanitary board of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 283, the roll was called and there were ayes 48, nays 0, absent and not voting 2.

REGULAR SESSION		ROLL-CALL	-CALL			TURE
EAS N-V NAYS	YEAS N.V	NAYS YEAS N	V NAYS	YEAS	N-V	NAY
ADAMS	GROTBERG	NELSON		•	REIBEL	
ALBERS	HANSON	NETHING	;	ST	ROMME	
BAKEWELL	HOLMBERG	OLIN		•TA	LLACKSON_	
BARTH	ISZLER	PARKERPARKER_		•TE	NNEFOS	
BERUBE	LASHKOWITZ	PETERS	DN NC	•TH	ANE	
CHRISTENSEN, H. JS	LEE	QUAIL		•T/	ERNEY	
CHRISTENSEN, R. #36	LEIBHAN			•TW	ETEN	
CUSSONS	LIPS	REITEN			SPER	
DOTZENROD	LODOEN	ROEN			LSH,	
DYKSHOORN	MELLAND	SHABLO	N		INSTROM	_
ERICKSON	MOORE	SOLBER	3		LIGHT	
FRITZELL	MUTCH	SORUM_			R. PRESIDEN	1
GOODMAN	NAADEN	STENEH	EM			

So the bill passed and the title was agreed to.

Senate Bill No. 2139. — A Bill for an Act to amend and reenact subsection 2 of section 38-12.1-03, subdivision b of subsection 1 of section 38-12.1-04, and subsection 3 of section 38-14.1-13 of the North Dakota Century Code, relating to definitions for coal exploration data, delivery of exploration data to the state geologist, and coal mining permit applications.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 284-286, the roll was called and there were ayes 44, nays 4, absent and not voting 2.

			OTA SEI	VATE		1000		
REGULAR SESSION		ROLL					EGISLA	
YEAS N-V NAYS	YEAS N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ADAMS	GROTBERG		NELS	ON		•S	RE18EL	
ALBERS	HANSON		NETH	IING			TROMME	
BAKEWELL	HOLMBERG		OLIN			•T.	ALLACKSON _	
BARTH	ISZLER		PARK	ER		T	ENNEFOS	
BERUBE	LASHKOWITZ		PETE	RSON			HANE	
CHRISTENSEN, H. J5	LEE		QUAI	L		T	ERNEY	
CHRISTENSEN, R. 136	LEIBHAN		REDI	.in			WETEN	
CUSSONS	LIPS			EN			OSPER 🔍 📖	
DOTZENROD	LODOEN		ROEM	ŧ			ALSH	
DYKSHOORN	MELLAND		SHAB	LOW	•	w	ENSTROM	
ERICKSON	MOORE		SOLB	ERG			RIGHT	•
FRITZELL			SORU	M		^	AR. PRESIDEN	T
GOODMAN	NAADEN		STEN	EHJEM				

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that Senate Bill No. 2139 be reprinted in the amount of 300 copies, which motion prevailed.

Senate Bill No. 2214. — A Bill for an Act to amend and reenact subdivision m of subsection 1 of section 57-38-01.2, subsections 2 and 3 of section 57-38-67, and sections 57-38-68 and 57-38-69 of the North Dakota Century Code, relating to the adjustments to taxable income for individuals and fiduciaries derived from sales of land to beginning farmers, the definition of a beginning farmer and landowner, the income tax deduction for land sales to beginning farmers, and providing that rent received from beginning farmers is exempt from income tax; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 288, the roll was called and there were ayes 48, nays 0, absent and not voting 2.

REGULAR SESSION	-	ROLL	CALL			1981 L	EGISLA	TURE
EAS N-V NAYS	YEAS N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAY
ADAMS	GROTBERG		NE NE	LSON		• s	TREIBEL	
ALBERS	HANSON		• NE	THING		•	TROMME	
	HOLMBERG		• OLI	N		• 1	ALLACKSON	
BARTH	ISZLER.		● PAF	RKER		• T	ENNEFOS	
BERUBE	LASHKOWITZ		• PE	TERSON			HANE	
CHRISTENSEN, H. JS	• LEE		00/	AIL ●			IERNEY	
CHRISTENSEN, R. #36	LEIBHAN		• RF	DLIN			WETEN	
CUSSONS	LIPS			TEN			OSPER	
DOTZENROD	LODOEN		R0	EN			ALSH	
DYKSHOORN	MELLAND		• SHA	BLOW			ENSTROM	
ERICKSON	MOORE			BERG			RIGHT	
FRITZELL	MUTCH			UM			AR. PRESIDEN	T
GOODMAN	NAADEN			NEHJEM				-

So the bill passed and the title was agreed to.

Senate Bill No. 2237. — A Bill for an Act to amend and reenact section 12.1-27.1-12 of the North Dakota Century Code, relating to state preemption of local laws regulating obscenity, and providing an exception relating to city zoning authority; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 288, 289, the roll was called and there were ayes 48, nays 0, absent and not voting 2.

REGULAR SESSION		DLL-CALL	1981 LEGISLATUR
YEAS N-V NAYS	YEAS N.V N	AYS YEAS N-V NAY	YEAS N-V NAT
ADAMS	GROTBERG	NELSON	•STREIBEL
ALBERS	HANSON	NETHING	STROMME
BAKEWELL	HOLMBERG	OLIN	TALLACKSON
BARTH	ISZLER	PARKER	TENNEFOS
BERUBE	LASHKOWITZ	PETERSON	THANE
CHRISTENSEN, H. 15	•LEE	QUAIL .	TIERNEY
CHRISTENSEN, R. 136	LEIBHAN	REDLIN	TWETEN
CUSSONS	• LIPS	REITEN	VOSPER
DOTZENROD	LODOEN	ROEN	WALSH
DYKSHOORN	MELLAND	SHABLOW	WENSTROM
ERICKSON	MOORE	SOL BERG	• WRIGHT
FRITZELL	MUTCH	SORUM	MR. PRESIDENT
GOODMAN	NAADEN	STENEHJEM	

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

Senate Bill No. 2242. — A Bill for an Act to amend and reenact section 54-52-17 of the North Dakota Century Code, relating to the multiplier used to calculate benefits for members of the public employees retirement system.

Which has been read and has committee recommendation of do not pass.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 1, nays 47, absent and not voting 2.

REGULAR SESSION		ROLL		1981 LEGISLATU		
EAS N.V NAY	YEAS N-V	NAYS	YEAS N-V	NAY5	YEAS N-V	NAY
ADAMS	GROTBERG		NELSON	•	STREIBEL	
ALBERS •	HANSON	•	NETHING	•	STROMME	
BAKEWELL	HOLMBERG	•	OLIN	•	TALLACKSON	
BARTH	ISZLER	•	PARKER	•	TENNEFOS	
BERUBE .	LASHKOWITZ_	•	PETERSON	•	THANE	
CHRISTENSEN, H. 15	LEE	•	QUAIL		TIERNEY	
CHRISTENSEN, R. #36_	LEIBHAN	•	REDLIN	•	TWETEN	
CUSSONS	L/PS	<u> </u>	REITEN	•	VOSPER	
DOTZENROD	LODOEN	•	ROEN		WALSH	
DYKSHOORN	MELLAND	•	SHABLOW.	•	WENSTROM	
ERICKSON •	MOORE	•	SOLBERG	•	WRIGHT	
FRITZELL	MUTCH	•	SORUM	•	MR. PRESIDE	NT
GOODMAN	NAADEN	•	STENEHJEM	•		

Senate Bill No. 2242 was declared lost.

Senate Bill No. 2244. — A Bill for an Act to authorize domestic insurance companies to invest funds in the purchase of electric or mechanical machines constituting a data processing system, and to hold such system as an admitted asset for use in the company's business.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 47, nays 0, absent and not voting 3.

REGULAR SESSION	R	1981 LEGISLATU				
YEAS N-V NAYS		NAYS YEAS N-V	NAYS	YEAS	N-V	NAY
ADAMS	GROTBERG	NELSON		•	STREIBEL	
ALBERS	HANSON	NETHING		•	STROMME	
BAKEWELL	HOLMBERG				TALLACKSON_	
BARTH	SZLER	PARKER		• • •	TENNEFOS	
BERUBE	EASHKOWITZ	PETERSON		•	THANE	
CHRISTENSEN, H. #5	• LEE	QUAIL •		•	TIERNEY	
CHRISTENSEN, R. 136	LEIBHAN	REDLIN		•	TWETEN	
CUSSONS	LIPS	REITEN			OSPER	
DOTZENROD	LODOEN	ROEN			WALSH	
DYKSHOORN	MELLAND	SHABLOW		•	WENSTROM	
ERICKSON	MOORE			•	WRIGHT_	
FRITZELL_	MUTCH	SORUM			MR. PRESIDER	1
GOODMAN	NAADEN	STENEHJEM				

So the bill passed and the title was agreed to.

Senate Bill No. 2259. — A Bill for an Act making an appropriation to the capitol grounds planning commission to defray the expenses of planning and implementing an internal and external capitol security system on the capitol grounds of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 38, nays 9, absent and not voting 3.

REGULAR SESSION ROLL-CALL						1981 L	EGISLA	TURE	
EAS N.V NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	<u>N-V</u>	NAY
ADAMS	GF	ROTBERG	•	NEI NEI	LSON		•5'	TREIBEL	
ALBERS	• H/	ANSON		•NE	THING			TROMME	
BAKEWELL	<u> </u>	LMBERG		•OLI	N			ALLACKSON_	
BARTH	<u> </u>	ZLER		PAP	RKER		•T	ENNEFOS	
BERUBE	• LA	SHKOWITZ_		PE PE	TERSON		•T	HANE	
CHRISTENSEN, H. JS	• LE	E		QU.	AĨL		•T	IERNEY	
CHRISTENSEN, R. 436	• LE	IBHAN		RE	DLIN	•		WETEN	
CUSSONS	• Li	PS		• RE	ITEN		<u> </u>	OSPER	
DOTZENROD	• 10	DOEN		R0	EN		W	ALSH	
DYKSHOORN	• MI	ELLAND		SHA	ABLOW	•	• •	ENSTROM	
ERICKSON	. • M	DORE	_	SOI	BERG			RIGHT	
FRITZELL	• MI	UTCH _		SOF	RUM		A	AR. PRESIDEN	11
GOODMAN		ADEN.			NEHJEM				

So the bill passed and the title was agreed to.

Senate Bill No. 2261. — A Bill for an Act to amend and reenact section 54-44.1-07 of the North Dakota Century Code, relating to the presentation of budget data information by the director of the budget to the legislative council.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 1, absent and not voting 3.

REGULAR SESSION	ROLL-CALL					1981 LEGISLA			
TEAS N-V NAYS	YEAS N-V	NAYS	YEAS	N-V	NAYS	YEAS	<u>N-V</u>	NAY	
ADAMS	GROTBERG			LSON		• S	TREIBEL		
ALBERS	HANSON		• NE	THING		<u> </u>	TROMME		
BAKEWELL	HOLMBERG_		• 0L	IN		•T	ALLACKSON		
BARTH	SZLER		• PA	RKER		•T	ENNEFOS		
BERUBE	LASHKOWITZ_		•PE	TERSON		•T	HANE		
CHRISTENSEN, H., #5	LEE		QU			•T	IERNEY		
CHRISTENSEN, R., #36	LEIBHAN		RE	DLIN		•T	WETEN		
CUSSONS	LIPS		• RE	ITEN		v	OSPER 💻		
DOTZENROD	LODOEN		• .RO	EN		• •	ALSH		
DYKSHOORN	MELLAND		• .SH	ABLOW		• •	ENSTROM		
ERICKSON	MOORE	•	50	LBERG			RIGHT		
FRITZELL	MUTCH		• 50	RUM		A	AR. PRESIDEN	ť	
GOODMAN	NAADEN		• ST	ENEHJEM					

So the bill passed and the title was agreed to.

Senate Bill No. 2264. — A Bill for an Act to amend and reenact subsection 1 of section 30.1-13-03 of the North Dakota Century Code, relating to priority among persons seeking appointment as personal representatives.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 1, absent and not voting 4.

REGULAR SESSION	ROLI	1981 LEGISLATURE		
YEAS N-V NAYS	YEAS N-V NAYS	YEAS N-V NAYS	YEAS N-V NAY	
ADAMS	GROTBERG	NELSON	STREIBEL	
ALBERS	HANSON	NETHING	STROMME	
BAKEWELL	HOLMBERG		TALLACKSON	
BARTH	ISZLER.	PARKER	TENNEFOS	
BERUBE	LASHKOWITZ	PETERSON	THANE	
CHRISTENSEN, H. #5	LEE	QUAIL •	TIERNEY	
CHRISTENSEN, R. 136	LEIBHAN	REDLIN	•TWETEN	
	LIPS		VOSPER	
DOTZENROD	LODOEN	ROEN	WALSH	
DYKSHOORN	MELLAND	SHABLOW	WENSTROM	
ERICKSON		SOLBERG	• WRIGHT	
FRITZELL	MUTCH	SORUM	MR. PRESIDENT	
GOODMAR	NAADEN	STENEHJEM		

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that Senate Bill No. 2276 be laid over one legislative day, which motion prevailed.

Senate Bill No. 2288. — A Bill for an Act to amend and reenact section 28-32-02 of the North Dakota Century Code, relating to the rulemaking power of an agency under the law governing the practice and procedure of administrative agencies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 46, nays 0, absent and not voting 4.

REGULAR SESSION					
EAS N.V NAYS	YEAS N.V NAYS	YEAS N-V NAYS	YEAS N.V NA		
ADAMS	GROTBERG	NELSON	STREIBEL		
ALBERS	HANSON	NETHING	STROMME		
BAKEWELL	HOLMBERG		ALLACKSON		
BARTH	ISZLER •	•PARKER	TENNEFOS		
BERUBE	LASHKOWITZ	PETERSON	• THANE		
CHRISTENSEN, H. 15	LEE	QUAIL •	TIERNEY		
CHRISTENSEN, R., #36	LEIBHAN	REDLIN	• TWETEN		
CUSSONS	• LIPS	REITEN	VOSPER		
DOTZENROD	LODOEN	ROEN	• WALSH		
DYKSHOORN	MELLAND	SHABLOW	· WENSTROM		
ERICKSON	MOORE	SOLBERG	• WRIGHT		
FRITZELL	MUTCH	SORUM	MR. PRESIDENT		
GOODMAN	NAADEN	STENEHJEM			

So the bill passed and the title was agreed to.

Senate Bill No. 2293. — A Bill for an Act providing for the licensing and regulation of professional counselors, creating a state professional counseling board and prescribing its powers and duties, and providing penalties for violations.

Which has been read and has committee recommendation of do not pass.

ROLL CALL

The question being on the final passsage of the bill, the roll was called and there were ayes 3, nays 44, absent and not voting 3.

REGULARS	ESSION			ROLL	CALL			1981 L	EGISLA	TURE
YEAS N-V	NAY5	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ADAMS	•	G	ROTBERG	•	. NE	LSON	•	51	REIBEL	•
ALBERS •		. H	ANSON	•	NE NE	THING	•	S	ROMME	•
BAKEWELL	•	<u> </u>	OLMBERG_		OL	IN	•	Ť/	LLACKSON .	•
BARTH		15	ZLER	•	PA	RKER	•	T	ENNEFOS	•
BERUBE	•	k	ASHKOWITZ_	•	PE	TERSON	•	ŤIŤI	ANE	
CHRISTENSEN	, H., JS	L	EE	•	QU	AIL •			ERNEY	
CHRISTENSEN	R. 136	• L	EIBHAN		T RE	DLIN	•	T\	NETEN	•
CUSSONS	•	i	IPS	٠	RE	ITEN	•	v	DSPER	
DOTZENROD	•		ODOEN		RO	EN	•	w	ALSH	
DYKSHOORN	•	M	ELLAND	•	SH	ABLOW	•	w	ENSTROM	<u> </u>
ERICKSON	•	M	OORE	•	so	LBERG	•		RIGHT	•
FRITZELL	•	M	UTCH	•	SO	RUM		N	R. PRESIDE	NT
GOODMAN	•	N	AADEN	•	ST	ENEHJEM				

Senate Bill No. 2293 was declared lost.

Senate Bill No. 2313. — A Bill for an Act to amend and reenact sections 27-07-23, 27-08-27, 27-08-38, 29-15-21, 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, the roll was called and there were ayes 48, nays 0, absent and not voting 2.

REGULAR SESSION		OLL-CALL		1981 LEGISLATUR		
YEAS N-V NAYS	YEAS N-V	NAYS YEAS N-V	NAYS	YEAS N-Y NA		
ADAMS	GROTBERG	NELSON		STREIBEL		
ALBERS.	HANSON	NETHING		. STROUME		
BAKEWELL	HOLMBERG	OLIN		TALLACKSON		
BARTH	ISZLER	PARKER		TENNEPOS		
BERUBE	LASHKOWITZ	PETERSON		THANE		
CHRISTENSEN, H. 15	LEE	QUAIL		• TIERNEY		
CHRISTENSEN, R. 136	LEIBHAN	REDLIN		• TWETEN		
CUSSONS	LIPS	REITEN		VOSPER		
DOTZENROD	LODOEN	ROEN		WALSH		
DYKSHOORN	MELLAND	SHABLOW_		· WENSTROM		
ERICKSON	MOORE	SOLBERG		• WRIGHT		
FRITZELL	MUTCH	SORUM		MR. PREMORY		
GOODMAN	NAADEN	STENEHJEM		A CONTRACTOR OF A CONTRACTOR OFTA CONT		

So the bill passed and the title was agreed to.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to transmit herewith the following, which the Senate has passed and your favorable consideration is requested on:

Senate Bill No. 2020 Senate Bill No. 2121 Senate Bill No. 2127 Senate Bill No. 2129 Senate Bill No. 2129 Senate Bill No. 2153 Senate Bill No. 2171 Senate Bill No. 2199 Senate Bill No. 2221 Very Respectfully.

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE House Chamber

Mr. President: I have the honor to transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1118 House Bill No. 1175 House Bill No. 1216 House Concurrent Resolution No. 3012

ROY GILBREATH, Chief Clerk

House Chamber

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

Senate Bill No. 2045

Senate Bill No. 2124

Senate Concurrent Resolution No. 4015 Senate Concurrent Resolution No. 4017

NO. 4017

ROY GILBREATH, Chief Clerk Senator Thane moved that the absent Senators be excused, which motion prevailed.

Senator Nething moved that after the reading of Senate Bills Nos. 2034, 2035, 2149, 2167, 2179, 2183, 2207, 2248, 2266, 2276, 2281, 2297, 2300, 2305, 2306, 2328, SCR's 4018, 4021 and House Bill No. 1169, the Senate adjourn and convene at 1:30 p.m., Wednesday, January 28, 1981, which motion prevailed.

LEO LEIDHOLM, Secretary