SEVENTEENTH DAY

Bismarck, January 28, 1981

The Senate convened at 1.30 p.m., with President Sands persiding.
The prayer was offered by Captain Edward Jarvis of the Salvation
Army, Bismarck.

Be gracious unto us, O Lord, and bless us. Stretch forth the right hand of Thy protection to guard our state and country, that we, being

devoted to Thy service, may ever be defended by Thy power.

Grant wisdom and strength unto each legislator and ruler who themselves have been taught the wisdom of the Kingdom of Christ. Endow all members of this Senate with a right understanding, a pure purpose, and sound speech. Enable them to rise above all self-seeking and party zeal into the larger sentiments of public good and human brotherhood. Cleanse our public life of every evil; subdue in our nation all that which is evil. Give us self-restraint, that we may do Thy will on earth as it is done in heaven; even through Jesus Christ our Lord. 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	Presi	lent	Your Comm	ittee on Revision	n and Correction	of the
Journal has	carefully exam	nined the Journ	al of the	Sixteent	.h	day
and find	is the same	to be corr	ect.			
			$\frac{1}{2}$	Senator	Tennetos	hairman
Ser prevailed.	nator So	rum	moved th	at the report b	Tennefos e adopted, which	notion

Report of Procedural Committee

MR. PRESIDENT:

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

Senate Bill No. 2034 Senate Bill No. 2035 Senate Bill No. 2149 Senate Bill No. 2167 Senate Bill No. 2179 Senate Bill No. 2183 Senate Bill No. 2300 and find the same correctly

Engrossed

Stella Fritzell

... Chairmar

Senator Dykshoorn

moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2014 recommended by the Committee on Appropriations and printed on page 320 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2038 recommended by the Committee on Appropriations and printed on pages 320, 321 of the Senate Journal be adopted.

Senator Redlin requested a recorded roll call vote on the motion to adopt the amendments to Senate Bill No. 2038, which request was granted.

ROLL CALL

The question being on the motion to adopt the amendments to Senate Bill No. 2038, the roll was called and there were 35 ayes; 11 nays; absent and not voting 4.

	HOKI		OTA SENATE				
REGULAR SESSION			-CALL			EGISLA	
YEAS N-V NAYS	YEAS N-V	NAYS	YEAS N-V	NAYS	YEAS	N-V	NAY
ADAMS	GROTBERG	_	MELSON		S	TREIBEL	
ALBERS •	● HANSON		NETHIND		s	TROMME	
● BAKEWELL	HOLMBERG		OLIN			ALLACKSON_	
BARTH	■ ISZLER		● PARKER		T	ENNEFOS	
BERUBE	LASHKOWITZ_	•	PETERSON		T	HANE	
CHRISTENSEN, H. #5	● LEE		QUAIL.			IERNEY	
CHRISTENSEN, R. #36	● LEIBHAN		REDLIN	-	• T	WETEN	
CUSSONS	LIPS		REITEN_		v	OSPER •	
DOTZENROD •	I. • LODOEN		● ROEN			ALSH	•
◆ DYKSHOORN	● MELLAND		SHABLOW	•	• W	ENSTROM	
● ERICKSON	● MOORE		● SOLBERG		• W	RIGHT	
●_FRITZELL	● MUTCH		SORUM.			AR. PRESIDEN	iT
● GOODMAN	● NAADEN		STENEHJEM	•			_=

The amendments to Senate Bill No. 2038 were adopted. CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2040 recommended by the Committee on Appropriations and printed on page 321 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2053 recommended by the Committee on Appropriations and printed on page 322 of the Senate Journal be adopted, and recommends that Senate Bill No. 2053 do not pass, which motion prevailed.

Senator Reiten moved that the amendemnts to Senate Bill No. 2173 recommended by the Committee on Industry, Business and Labor and printed on page 323 of the Senate Journal be adopted, which motion prevailed.

Senator Nelson moved that the amendments to Senate Bill No. 2197 recommended by the Committee on Education and printed on page 323 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2241 recommended by the Committee on Industry, Business and Labor and printed on page 324 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2251 recommended by the Committee on Industry, Business and Labor and printed on page 324 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Concurrent Resolution No. 4018 recommended by the committee on Industry, Business and Labor and printed on page 326 of the Senate Journal be adopted, which motion prevailed.

Report of Standing Committee

Mr. PRESIDENT : Your Committee	ee onJUDICIARY
to whom was referredSENATE	Bill No2076
Has had the same under consideration and recon	nmends that the same
do pass do not pass	be placed on calendar without recommendation
be amended as follows:	
On page 1, line 1, delete "amend in lieu thereof "repeal"	and reenact" and insert
On page 1, line 8, delete "AMENDM insert in lieu thereof'	ENT" and 'REPEAL"
On page 1, line 9, delete "amende and insert in lieu thereo	
On page 1, delete all of lines 10	through 28
On page 2, delete all of lines 1	through 12
And when so amended recommends the sam	dal Clubture Chairman
	Senator Christensen
Senate Bill No. 2076	_was placed on thesixth
order of business on the calendar for the succeed	dina legislative day
	ee on Finance and Taxation
to whom was referred Senate	
Has had the same under consideration and recon	nmends that the same
X do pass	be placed on calendar without recommendation
be amended as follows:	
	Which Specimen Chairman
	Senator Chuck Goodman
Senate Bill No. 2193	_was placed on theeleventh
order of business on the calendar for the succeed	ding legislative day.
Mr. PRESIDENT Your Commit	
	ttee on TRANSPORTATION
to whom was referredSENATE	ttee on <u>TRANSPORTATION</u> Bill No2227
to whom was referred SENATE Has had the same under consideration and reco	Bill No2227
to whom was reterred	Bill No2227

On page 1, line 3, delete the first comma and insert in lieu thereof the word "and" and on the same line delete the

second comma and the words "and the" On page 1, line 4, delete the words "restoration of right of On page 1, line 11, delte "-RESTORATION OF RIGHT OF WAY" On page 1, line 15, delete "The railroad" On page 1, delete all of lines 16,17, and 18 On page 1, line 19, delete "general health and safety, and economic valves." And renumber the line accordingly And when so amended recommends the same do pass SENATOR SOLBERG Sixth Senate Bill No. 2227 was placed on the order of business on the calendar for the succeeding legislative day. Your Committee on Finance and Taxation Senate ___ Bill No. _ to whom was referred ___ Has had the same under consideration and recommends that the same x do pass do not pass be placed on calendar without recommendation be amended as follows: Chairman Senator Chuck Goodman 2250 _was placed on the ___eleventh _Senate__ Bill No. _ order of business on the calendar for the succeeding legislative day. Mr. PRESIDENT : Your Committee on STATE & FEDERAL GOVERNMENT to whom was referred <u>Senate</u> Bill No. <u>2273</u> Has had the same under consideration and recommends that the same x do not pass be placed on calendar do pass without recommendation pe amended as follows: Chairman Senator Lodoen Senate Bill No. 2273 was placed on the 11th order of business on the calendar for the succeeding legislative day. Finance and Taxation _: Your Committee on _ 2282 to whom was referred ______ Bill No. . Has had the same under consideration and recommends that the same

do not pass

X do pass

be amended as follows:

be placed on calendar

without recommendation

	Muck Soodman Chairman
Senate Bill No. 2282	was placed on the <u>eleventh</u>
order of business on the calendar for the succeed	ding legislative day.
MrPresident : Your Committee	ee onAppropriations
to whom was referredSenate	Bill No
Has had the same under consideration and recom	nmends that th e same
do poss do not pass	be placed on calendar without recommendation
be amended as fallows:	
	Senator Lips
Senate Bill No. 2283	was placed on the
order of business on the calendar for the succeed	ing legislative day.
Mr. PRESIDENT : Your Committee	on STATE & FEDERAL GOVERNMENT
to whom was referred <u>Senate</u>	Bill No2285
Has had the same under consideration and recomm	mends that the same
do pass X do not pass	be placed on calendar without recommendation
be amended as follows:	
	Loden Chairman
Senate Bill No. 2285	Senator Lodoen was placed on the
order of business on the calendar for the succeed	ling legislative day.
Mr. PRESIDENT : Your Committee	ee on _JUDICIARY
to whom was referredSENATE	Bill No. 2298
Has had the same under consideration and recon	nmends that the same
do pass 🔻 do not pass	be placed on calendar without recommendation
be amended as follows:	
	, , , , , , , , , , , , , , , , , , , ,
	Senator Christensen Chairman
SENATE Bill No. 2298	Senator Christensen Chairman was placed on the eleventh
order of business on the calendar for the succeed	Senator Christensen was placed on the <u>eleventh</u> ing legislative day.
order of business on the calendar for the succeed	Senator Christensen was placed on the <u>eleventh</u>
order of business on the calendar for the succeed Mr. PRESIDENT Your Committee	Senator Christensen was placed on the <u>eleventh</u> ing legislative day.
order of business on the calendar for the succeed Mr. PRESIDENT : Your Committee	Senator Christensen was placed on the <u>eleventh</u> ing legislative day. ee on INDUSTRY, BUSINESS AND LABOR _ Bill No2308
order of business on the calendar for the succeed Mr. PRESIDENT Your Committee to whom was referred Senate	Senator Christensen was placed on the <u>eleventh</u> ing legislative day. ee on INDUSTRY, BUSINESS AND LABOR _ Bill No2308

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•	// Q
	Senator Reiten Chairman
Senate Bill No. 2308	_was placed on theEleventh
	·
order of business on the calendar for the succe	eding legislative day.
Mr. PRESIDENT : Your Commit	ttee on STATE AND FEDERAL GOVERNMENT
to whom was referredSENATE	Bill No. 2342
Has had the same under consideration and reco	ommends that the same
do not pass	be placed on calendar without recommendation
be amended as follows:	
	Loden Chairman
	Senator Lodoen
SENATE Bill No. 2342	was placed on thellth
order of business on the calendar for the succe	eeding legislative day.
Mr. PRESIDENT Your Commi	ttee on INDUSTRY, BUSINESS AND LABOR
to whom was referred House	Bill No1071
Has had the same under consideration and reco	ommends that the same
x do pass do not pass	be placed on calendar without recommendation
be amended as follows:	
	Senator Reiten Chairman
House Bill No. 1071	was placed on the Fourteenth
order of business on the calendar for the succe	
	ttee on STATE AND FEDERAL GOVERNMENT
	Bill No. 1110
Has had the same under consideration and reco	
do pass do not pass	be placed on calendar without recommendation
be amended as follows:	
	L 1 m
	Senator Lodoen
HOUSE Bill No. 1110	
order of business on the calendar for the succe	eeding legislative day.
Mr. PRESIDENT : Your Committee	ee onSTATE AND FEDERAL GOVERNMENT
to whom was referred HOUSE	_ Bill No
Has had the same under consideration and recor	nmends that the same
do pass do not pass	be placed on calendar without recommendation
be amended as follows:	

	Lolver	Chairman
	Senator Lodoen	1141
HOUSE Bill No. 1111	_was placed on the	4th
order of business on the calendar for the succeed	eding legislative day.	
Mr. President Your Comm	ittee onEducation	
to whom was referred House	Bill No. 1114	
Has had the same under consideration and rec	commends that the same	
do pass do not pass	be placed of without rec	on calendar commendation
be amended as follows:		
- Name	Sen Sary No. Senator Gary Nelso	
House Bill No. 1114	was placed on the	Fourteenth
order of business on the calendar for the succe	eeding legislative day.	
Mr. President Your Comm	ittee onEducation	
to whom was referred House	Bill No	
Has had the same under consideration and rec		
X do pass do not pass	be placed of without rec	on calendar commendation
be amended as follows:		
	San Sary Male Senator Gary Nelson	Chairman
House Bill No. 1115		Fourteenth
order of business on the calendar for the succeed	eding legislative day.	
Mr. PRESIDENT Your Commi	ttee on STATE AND FEDERAL	COVERNMENT
to whom was referredHOUSE	Bill No	
Has had the same under consideration and rec	ommands that the same	
do pass do not pass	be placed or without reco	n calendar ommendation
be amended as follows:		
	1.1.	C i
	Senator Lodoen	Chairman
HOUSE Bill No. 1157	_was placed on the14th	

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Senator Melland introduced:

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.

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

Senators Albers, Iszler, Roen, Adams, Moore introduced:

Senate Concurrent Resolution No. 4029. — A concurrent resolution urging Congress to direct and adequately fund the Department of Agriculture to establish a task force to eradicate leafy spurge on all federal lands and a cost-sharing program to eradicate leafy spurge on all nonfederal land.

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

Senators Erickson, Solberg introduced: Senate Concurrent Resolution No. 4030. — A concurrent resolution urging Congress to enact a low interest, guaranteed loan program to assist in rehabilitating railroads.

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

FIRST READING OF HOUSE BILLS

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

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

House Bill No. 1175. — A Bill for an Act to amend and reenact section 57-38-01.8 of the North Dakota Century Code, relating to an increased income tax credit for installation of solar or wind energy devices; and to provide an effective date.

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

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

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

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

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

MOTIONS

Senator Sorum moved that Senate Bill No. 2321 be returned to the Senate floor from the Committee on Transportation, which motion prevailed.

Senator Sorum moved that Senate Bill No. 2321 be re-referred to the Committee on Agriculture which motion prevailed.

Senator H. Christensen moved that Senate Bill No. 2408 be returned

to the Senate floor from the Committee on Judiciary, which motion prevailed.

Senator H. Christensen moved that Senate Bill No. 2408 be rereferred to the Committee on Agriculture, which motion prevailed.

Senator Lodoen moved that Senate Bill No. 2430 be returned to the Senate floor from the Committee on State and Federal Government. which motion prevailed.

Senator Lodoen moved that Senate Bill No. 2430 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

CONFIRMATION SESSION

Senator Nething moved that the Senate resolve itself into a confirmation session, which motion prevailed.

REPORT OF SELECT COMMITTEES

CONCERNING GOVERNOR'S APPOINTMENTS

Mr.	President	: Your Select Committee appointed to
con	sider the nomin	ation for the office of Coal Impact Director
rec	ommends that th	e Senate do advise and consent to the following
Gov	ernor's appoint	ment:
		August Keller, Coal Impact Director
		Shuley Lee Senator Lee
_		Chairmen
Sen	ator Lee	moved that the report be adopted, which motion
preva	iled and the report w	as adopted.
Mr.	President	: Your Select Committee appointed to
con	sider the nomin	ation for the office of the Director of
Ins	titutions recom	mends that the Senate do advise and consent
to	the following G	overnor's appointment:
		Al Lick, Director of Institutions

Senator Tennefos Chairman

Senator Tennefos moved that the report be adopted, which motion

prevailed and the report was adopted.

Senator Nething moved that the Senate dissolve itself from the confirmation session, which motion prevailed. MOTIONS

Senator Nething moved that the Senate request from the Governor, a letter dated January 5, 1981 from Arthur A. Link, to the President of the Senate, and that the same now be returned to the Senate, which motion prevailed.

Mr President, ladies and gentlemen of the Senate, this is a letter that

was submitted to the Senate and it was returned to the Governor's Office, inasmuch as the information we had indicated, that the Senate was not in session and could not receive a communication, particularly in this case, where the sender of the communication was no longer in office. Once a letter is returned to the Senate, it will then be necessary for us to suspend our rules to receive the same and to proceed with the confirmation hearings.

SECOND READING OF SENATE BILLS

Senate Bill No. 2034. — A Bill for an Act making an appropriation for defraying the administrative expenses of the public employees retirement system and the group insurance program 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 296, the roll was called and there were ayes 46, nays 1, absent and not voting 3.

DEGUI AD SESSION		AKOTA SENATE LL-CALL	1981 LEGISLATURE
REGULAR SESSION YEAS N.V NAYS	YEAS N.V NA		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., #5	LEE	QUAIL	TIERNEY
CHRISTENSEN, R. J36	LEIBHAN	REDLIN	TWETEN
CUSSONS	LIPS	PEITEN	VOSPER •
● DOTZENROD	LODOEN	ROEN	WALSH
DYKSHOORN	MELLAND	SHABLOW	● WENSTROM
● FRICKSON	MOORE	● SOLBERG	● WRIGHT
● FRITZELL	MUTCH	● SORUM	MR. PRESIDENT
GOODMAN	● NAADEN	◆ STENEHJEM	

So the bill passed and the title was agreed to.

Senate Bill No. 2035. — A Bill for an Act making an appropriation for defraying the expenses of the teachers' fund for retirement 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 296, the roll was called and there were ayes 48, nays 0, absent and not voting 2.

REGULAR SESSION		L-CALL	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	OLIN	TALLACKSON
● BARTH	SZLER	PARKER	TENNEFOS
● BERUBE	LASHKOWITZ	PETERSON	• THANE
CHRISTENSEN, H. 45	● LEE	. QUAIL •	TIERNEY
CHRISTENSEN, R. 134	● LEIBHAN	P REDLIN	• TWETEN
CUSSONS	● LIPS	REITEN	VOSPER ●
● DOTZENROD	LODOEN	● ROEN	● WALSH
● DYKSHOORN	● MELLAND	SHABLOW_	● WENSTROM
● FRICKSON	● MOORE	SOLBERG	● WRIGHT
● FRITZELL	● MUTCH	SORUM	MR. PRESIDENT
● GOODMAN	● NAADEN	● STENEHJEM	

So the bill passed and the title was agreed to.

Senate Bill No. 2149. — A Bill for an Act to provide for a program to regulate hazardous waste from the point of generation through transportation, storage, treatment and disposal, a permit and manifest system, and a demonstration of financial responsibility; and to provide a penalty.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ Pages 297-300, the roll was called and there were ayes 46, nays 2, absent and not voting 2.

REGULAR SESSION		DAKOTA SEN OLL-CALL	AIL	1981 LEGISLATUR
YEAS N.V NAYS	YEAS N-V	NAYS YEAS	N-V NAYS	YEAS N.V NA
ADAMS	● GROTBERG	NELSO.	N	● STREIBEL
ALBERS.	● HANSON	NETHI	NG	STROMME
BAKEWELL	● HOLMBERG	OLIN_		TALLACKSON
● BARTH	■ ISZLÉR	• PARKE	·———	TENNEFOS
● BERUBE	■ LASHKOWITZ	PETER	RSON	THANE
CHRISTENSEN, H. #5	● LEE	QUAIL	•	TIERNEY
CHRISTENSEN, R. #36.	● LEI8HAN	● REDLI	N	TWETEN
CUSSONS	LIPS	- REITE	N	VOSPER •
 DOTZENROD 	LODOEN	ROEN		● WALSH_
 DYKSHOORN 	● MELLAND	● SHABL	OW	wenstrom
● FRICKSON	● MOORE	■ SOLBE	RG	● WRIGHT
● FRITZELL	MUTCH	● SORUA	\	MR. PRESIDENT
GOODMAN	● NAADEN	● STENE	HJEM	

So the bill passed and the title was agreed to.

Senate Bill No. 2167. — A Bill for an Act to create and enact nine new paragraphs to subdivision a of subsection 3 of section 39-06.1-10 and two new paragraphs to subdivision b of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to point assessments for snowmobile violations; to amend and reenact subsection 1 of section 39-06-35, section 39-06-43, paragraph 26 of subdivision a of subsection 3 of section 39-06.1-10, and sections 39-06.1-12 and 39-08-09 of the North Dakota Century Code, relating to periods of driver's license suspension, extension of driver's license suspension, points for driving without a license, reduction of point assessments, and accident reports; and to repeal subsection 3 of section 39-08-04 of the North Dakota Century Code, relating to revocation of license for conviction of leaving the scene of an accident.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 300, the roll was called and there were ayes 42, nays 6, absent and not voting 2.

	NORT	'H DAKOT	a senate		-		
REGULAR SESSION		ROLL-CA	ALL		1981 L	EGISLA	TURE
YEAS N.V NAYS	YEAS N-V	NAYS YE	AS N-V	NAYS	YEAS	N-V	NAY
ADAMS	● _GROTBERG		● NELSON		● <u>\$</u> T	REIBEL	
ALBERS	- HANSON		NETHING		• S	ROMME	
■ BAKEWELL	- HOLMBERG		OLIN		• T/	LLACKSON	
BARTH	ISZLER		PARKER		<u> </u>	NNEFOS	
●_BERUBE	LASHKOWITZ		PETERSON		_ Th	ANE	
CHRISTENSEN, H. #5	LEE		JUAIL		11	ERNEY	
CHRISTENSEN, R. 136	LEIBHAN		REDLIN			VETEN	•
CUSSONS	LIPS		REITEN		V(SPER	
DOTZENROD	LODOEN		ROEN	•	- W	ALSH	
 DYKSHOORN 	● MELLAND		SHABLOW		• W	ENSTROM	
●_ERICKSON	MOORE		SOLBERG			RIGHT	
FRITZELL	MUTCH		SORUM	•	M	R. PRESIDEN	T .
 GOODMAN 	NAADEN	•	STENEHJEM	•			==

So the bill passed and the title was agreed to.

Senate Bill No. 2179. — A Bill for an Act to create and enact a new subsection to section 39-10-03 of the North Dakota Century Code, relating to use of amber lights by class A emergency vehicles; to amend and reenact section 39-06.1-09, paragraph 14 of subdivision a of subsection 3 of section 39-06.1-10, subsection 1 of section 39-08-03.1, and subsection 2 of section 39-24-08 of the North Dakota Century Code, defining moving violations to include motorcyle violations, point

assessments for racing, exhibition driving and snowmobile regulations; and to repeal section 39-10-70 of the North Dakota Century Code, relating to racing of vehicles.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ pages 300, 301, the roll was called and there were ayes 48, nays 0, absent and not voting 2.

		AKOTA SENATE	
REGULAR SESSION	ROL	L-CALL	1981 LEGISLATURI
YEAS N-V NAYS	YEAS N.V NAY	S YEAS N-V NAYS	YEAS N-V NAY
ADAMS	GROTBERG	● NELSON	● STREIBEL
● ALBERS	● HANSON	● NETHING	● STROMME
● BAKEWELL	● HOLMBERG	OLIN	TALLACKSON
● BARTH	● ISZLER	● PARKER	TENNEPOS
● BERUBE	● LASHKOWITZ	PETERSON	THANE
CHRISTENSEN, H., 45	● 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. 2183. — A Bill for an Act to amend and reenact sections 24-01-37, 24-02-17, and 24-08-03 of the North Dakota Century Code, relating to the time period for inspection of bridges by the state highway department and the counties, the maximum dollar amount allowed for the awarding of contracts by the state highway department without advertising for bids.

Which has been read

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 301, the roll was called and there were ayes 47, nays 1, absent and not voting 2.

REGULAR SESSION		ROLL					LEGISLA	
YEAS -N-V NAYS	YEAS N.V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAY
ADAMS	GROTBERG_		■ NE	LSON		•	STREIBEL	
ALBERS	HANSON		NE	THING			_STROMME	
BAKEWELL	HOLMBERG_		OL	.IN		•	TALLACKSON_	
BARTH	JSZLÉR		PA	RKER			TENNEFOS	
BERUBE	LASHKOWITZ	•	PE	TERSON		•	THANE	
CHRISTENSEN, H., #5	LEE			AIL .		•	TIERNEY	
CHRISTENSEN, R. 136	LEIBHAN		● RE	DLIN		•	TWETEN	
CUSSONS	LIPS		● RE	ITEN			VOSPER •	
DOTZENROD	LODOEN		● RC	EN			WALSH	
● DYKSHOORN	■ MELLAND		● SH	ABLOW			WENSTROM	
■ ERICKSON	● MOORE			LBERG		•	WRIGHT	
FRITZELL	MUTCH			RUM			MR. PRESIDEN	IT
GOODMAN	- NAADEN			ENEHJEM _		=		_

So the bill passed and the title was agreed to.

Senate Bill No. 2207. — A Bill for an Act to direct the adjutant general to compile, publish, and distribute a history of the North Dakota army national guard and the 164th infantry regiment; and to provide an appropriation.

Which has been read.

ROLL CALL

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

	NORTH DAKOTA SENATE	
REGULAR SESSION	ROLL-CALL	1981 LEGISLATURE

YEAS N.V NAYS	YEAS N-V NAYS	YEAS N-V NAYS	YEAS N-V NAYS
- ADAMS	GROTBERG	● NELSON	STREIBEL
ALBERS	HANSON	METHING	STROMME
BAKEWELL	● HOLMBERG	OLIN	TALLACKSON
BARTH	● ISZLER	PARKER	TENNEFOS
BERUSE	■ 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. 2248. — A Bill for an Act to create and enact a new section to chapter 44-02 of the North Dakota Century Code, relating to vacancies in the legislative assembly resulting from nomimations for other offices.

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 11, nays 37, absent and not voting 2.

	NORT	H DAK	OTA SENATE			
REGULAR SESSION		ROLL	-CALL		1981 LEG	SISLATURI
YEAS N.V NAYS	YEAS N-V	NAYS	YEAS N-V	NAYS	YEAS	N-V NAY
ADAMS	GROTBERG		NELSON	•	STREI	BEL
ALBERS	HANSON	•	NETHING		● STRON	MME
BAKEWELL	HOLMBERG	•	OLIN	•	TALLA	ACKSON
BARTH	ISZLER	•	PARKER	•	TENNI	EFOS
● BERUBE	■ LASHKOWITZ		PETERSON_	•	THANK	E
CHRISTENSEN, H. #5	LEE	<u>•</u>	QUAIL		TIERN	NEY
CHRISTENSEN, R. 136	LEIBHAN_		REDLIN	•	TWET	EN
CUSSONS	LIPS	•	REITEN		VOSPE	ER •
■ DOTZENROD	LODGEN	•	ROEN	•	● WALSI	н
DYKSHOORN	I MELLAND		SHABLOW		WENS	TROM
ERICKSON	MOORE	•	SOLBERG		WRIGH	HT
FRITZELL	MUTCH	•	SORUM	•	MR. P	RESIDENT
GOODMAN -	NAADEN		STENEHJEM	•		

Senate Bill No. 2248 was declared lost.

Senate Bill No. 2266. — A Bill for an Act to create and enact a new subsection to section 49-18-01 of the North Dakota Century Code, relating to the definition of corporate family and a new subsection to section 49-18-02 of the North Dakota Century Code, relating to inapplicability of provisions of law to intercorporate hauling.

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			-CALL_			LEGISLA	
EAS 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		OLIN .		•	TALLACKSON_	
BARTH	● ISZLER_		● PARKER			TENNEFOS	
BERUBE	LASHKOWITZ		PETERSON			THANE	
CHRISTERSEN, H., IS	●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. PRESIDEN	Ť
GOODMAN	NAADEN		STENEHJEM				_

So the bill passed and the title was agreed to.

MOTION

Senator Nelson moved that Senate Bills Nos. 2276 and 2281 be rereferred to the Committee on Appropriations, which motion prevailed. Senate Bill No. 2297. — A Bill for an Act to amend and reenact section 54-44.4-05 of the North Dakota Century Code, relating to state purchasing practices and the use of a multiple award purchasing 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 3, nays 44, absent and not voting 3.

	NORT		OTA SENATE	:		
REGULAR SESSION		ROLL	-CALL		1981 LEGISLA	ATURE
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_	•	OLIN	•	TALLACISON	
BARTH	ISZLER	•	PARKER	•	TENNEFOS	
BERUBE	LASHKOWITZ_	•	PETERSON	•	THANE	
CHRISTENSEN, H., #5	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. PRESIDE	NT.
GOODMAN	NAADEN	•	STENEHJEM	•		

Senate Bill No. 2297 was declared lost.

Senate Bill No. 2300. — A Bill for an Act to amend and reenact section 16.1-03-01 of the North Dakota Century Code, relating to the time and manner for holding a precinct caucus to elect precinct committeemen; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 304, the roll was called and there were ayes 47, nays 0, absent and not voting 3.

		DAKOTA SENATE	
REGULAR SESSION	R	OLL-CALL	1981 LEGISLATURE
YEAS N.V NAYS	YEAS N.V P	MAYS YEAS N.V NAY	YE YEAS N.V NAYS
ADAMS	● _GROTBERG	● NELSON	● STREIBEL
ALBERS	- HANSON_	NETHING	STROMME
■BAKEWELL	● HOLMBERG	OLIN	TALLACITION
● BARTH	● ISZLER_	● PARKER	TENNEFOS
● BERUBE	■ LASHKOWITZ	● PETERSON	THANE
CHRISTENSEN, H. 15	◆ LEE	QUAIL •	THERNEY
CHRISTENSEN, R. #36	LEIBHAN	■ REDLIN	TWETEN
CUSSONS	LIPS	● REITEN	VOSPER®
DOTZENROD	LODGEN	● ROEN	● WALSH
 DYKSHOORN 	● MELLAND	SHABLOW	WENSTROM
■ ERICKSON	● MOORE	SOLBERG	● 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. 2305. — A Bill for an Act to amend and reenact section 2 of chapter 212 of the 1979 Session Laws of North Dakota, relating to the use of property deeded by the state board of higher education to the United States department of agriculture human nutrition laboratory.

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 SESSIO	N ROL	.L-CALL	1981 LEGISLATURE
YEAS -N-V NAY	YEAS N.V NAY	S YEAS N.V NAYS	YEAS N.V NAYS
● ADAMS	● GROTBERG	● NELSON	● STREIBEL
ALBERS	● HANSON	● NETHING	STROMME
● BAKEWELL	● HOLMBERG	OLIN_	TALLACIRION
BARTH	● ISZLER_	● PARKER	TENNEFOS
● BERUBE	● LASHKOWITZ	PETERSON	THANE
CHRISTENSEN, H., #5	● 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.

MOTION

Senator Christensen moved that Senate Bill No. 2306 be re-referred to the Committee on Judiciary, which motion prevailed.

Senate Bill No. 2328. — A Bill for an Act to amend and reenact section 18-01-01 of the North Dakota Century Code, relating to the appointment of the fire marshal.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 44, nays 1, absent and not voting 5.

REGULAR SESSION	ROLL	CALL	1981 LEGISLATURI
YEAS N.V NAYS	YEAS NV NAYS	YEAS N-V NAYS	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. #5	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.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4021. — A concurrent resolution directing the legislative council to study the need for the creation of statutory rights and responsibilities for emancipated minors, and for the creation of judicial remedies attendant thereon.

Was read the second time.

The question being on the final adoption of the resolution. Senate Concurrent Resolution No. 4021 was declared adopted on a voice vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1169. — A Bill for an Act to repeal section 6-09.1-04 of the North Dakota Century Code, relating to standards to be followed by the Bank of North Dakota in sponsoring first mortgage industrial development loans in cooperation with private lenders.

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.

NORTH DAKOTA SENATE									
REGULAR SESSION	ROLL-CALL				1981 L	EGISLA	TURE		
YEAS N.V NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS

ADAMS	GROTBERG	NELSON	STREIBEL I
- ALBERS	● HANSON_	● NETHING	● STROMME
● BAKEWELL	● HOLMBERG	• OLIN	TALLACIMON
●_BARTH	● ISZLER	● PARKER	● TENNEFOS
● BERUBE	● LASHKOWITZ	● PETERSON	● THANE
CHRISTENSEN, H., 45	● 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.

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. 2024

Senate Bill No. 2039

Senate Bill No. 2201

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. 1017

House Bill No. 1082

House Bill No. 1087

House Bill No. 1093

House Bill No. 1094

House Bill No. 1120

House Bill No. 1139

House Bill No. 1158

House Bill No. 1228

House Concurrent Resolution No. 3002

House Concurrent Resolution No. 3013

House Concurrent Resolution No. 3021

ROY GILBREATH, Chief Clerk

House Chamber

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

Senate Concurrent Resolution No. 4024

Senate Concurrent Resolution No. 4025

ROY GILBREATH, Chief Clerk

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

House Bill No. 1054

And subsequently passed the same.

Very respectfully,

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. 2014, 2038, 2040, 2053, 2173, 2193, 2197, 2241, 2250, 2251, 2273, 2282, 2283, 2285, 2298, 2308, 2342, SCR No. 4018 and House Bills Nos. 1071, 1110, 1111, 1114, 1115 and 1157, the Senate adjourned and convene at 1:00 p.m., Thursday, January 29, 1981, which motion prevailed.

LEO LEIDHOLM, Secretary