

NINETEENTH DAY

Bismarck, January 30, 1981

The Senate convened at 1:30 p.m., with President Sands presiding.

The prayer was offered by Rev. George Walker, First Evangelical Free Church, Bismarck.

Our most gracious God and Heavenly Father, at the beginning of this legislative day, we pause to enter into Your presence. I ask Your guidance and direction for each Senator as they minister on Your behalf as well as on behalf of the people of this great State. May they seek to carry out the teaching of Holy Scripture by ministering for the good of the people. Give them wisdom and understanding as they perform their duties. These things we pray in the name of Christ our Lord. Amen.

The roll was called and all members were present except Senators Holmberg, Lee, Melland, Nelson, Peterson, Walsh.

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 _____ Eighteenth _____ day and recommends that the same be corrected as follows:

On page 375, delete lines 3 and 4, and insert in lieu thereof

Senate Bill No. 2342. - A Bill for an Act to amend and reenact section 6-09-15.3 of the North Dakota Century Code, relating to bank stock loans made by the Bank of North Dakota.

On page 370, line 60, delete "school" and insert in lieu thereof the word "state"

And when so corrected recommends that the same be approved.

James Tenney

Senator Tenney Chairman

Senator Sorum 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. 2076
- Senate Bill No. 2227

and find the same correctly } Engrossed

Stella H. Fritzell
Stella Fritzell Chairman

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

MESSAGES TO THE HOUSE
Senate Chamber

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

- Senate Bill No. 2045
- Senate Bill No. 2124
- Senate Concurrent Resolution No. 4015
- Senate Concurrent Resolution No. 4017
- Senate Concurrent Resolution No. 4024
- Senate Concurrent Resolution No. 4025

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

LEO LEIDHOLM, Secretary
Senate Chamber

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

- House Bill No. 1063
- House Bill No. 1085
- House Bill No. 1090

Which the President has signed.

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE
House Chamber

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

- Senate Bill No. 2045
- Senate Bill No. 2124
- Senate Concurrent Resolution No. 4015
- Senate Concurrent Resolution No. 4017
- Senate Concurrent Resolution No. 4024
- Senate Concurrent Resolution No. 4025

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

Senate Bill No. 2045

Senate Bill No. 2124

were delivered to the } Governor for his approval.

Stella H. Fritzell
Stella Fritzell Chairman

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 4024

Senate Concurrent Resolution No. 4025

were delivered to the } Secretary of State.

Stella H. Fritzell
 Stella Fritzell Chairman

The committee on Enrollment and Engrossment respectfully reports that:

Senate Concurrent Resolution No. 4015

Senate Concurrent Resolution No. 4017

were delivered to the } Secretary of State.

Stella H. Fritzell
 Stella Fritzell Chairman

PRESENTATION OF
 PETITIONS AND COMMUNICATIONS



STATE OF NORTH DAKOTA

EXECUTIVE OFFICE
 BISMARCK

ARTHUR A. LINK
 Governor

January 5, 1981

The Honorable Wayne Sanstead
 President of the Senate
 North Dakota State Senate
 Bismarck, ND 58505

Dear Mr. President:

I have made the following appointments which are subject to Senate confirmation:

State Board of Higher Education (Section 15-10-02)

Mr. Ellis Gene Martin, Grand Forks July 1, 1980 - July 1, 1987

Council on the Arts (Section 54-54-02)

Mr. Richard Weber, Bismarck July 1, 1980 - July 1, 1985
 Ms. Mary Muhlbradt, Minot July 1, 1980 - July 1, 1985
 Mrs. Ruth Just, Bismarck July 1, 1980 - July 1, 1985
 Ms. Jean Waldera, Dickinson July 1, 1980 - July 1, 1985
 Ms. N. Ruth Adams, Minot July 1, 1980 - July 1, 1985

State Board of Public School Education (Section 15-21-17)

Mr. Arthur S. Johnson, Ray July 16, 1980 - July 1, 1986
 Mr. Dale Hurt, New Salem July 16, 1980 - July 1, 1986

State Historical Board (Section 55-01-01)

Ms. Louise Stockman, Fargo July 10, 1980 - July 1, 1983
 Mr. Dale West, Grand Forks July 10, 1980 - July 1, 1983
 Mr. Larry Erickson, Minot July 11, 1980 - July 1, 1983

Post Secondary Education Commission (Section 15-20-01)

Mr. Willard Green Leaf, Devils Lake July 1, 1979 - July 1, 1982
 Mr. John H. Gengler, Richardton July 1, 1980 - July 1, 1983

With kind regards,

Sincerely yours,

*Arthur A. Link*ARTHUR A. LINK
Governor**MOTION**

Senator Nething moved that the rules be suspended, and that the Senate receive the communication just read, which motion prevailed

REPORT OF PROCEDURAL COMMITTEES

Mr. President : Your Procedural Committee on Committees respectfully submit the following committee to consider the nomination for the State Board of Higher Education:

Melland, Chairman
Nelson
Wright
Roen
Leibhan
Dotzenrod
Tallackson

Senator Nething *Michael P. Heng*
Chairman

Senator Nething moved that the report be adopted, which motion prevailed and the report was adopted.

The President referred the appointment of Mr. Ellis Gene Martin, Grand Forks, to the select committee for the State Board of Higher Education.

Mr. President : Your Procedural Committee on Committees respectfully submit the following committee to consider the nominations for the Council on the Arts:

Cussons, Chairman
Tweten
Tierney
H. Christensen
Olin
Redlin
Grotberg

Senator Nething *Michael P. Heng*
Chairman

Senator Nething moved that the report be adopted, which motion prevailed and the report was adopted.

The President referred the appointments of Mr. Richard Weber, Bismarck, Ms. Mary Muhlbradt, Minot, Mrs. Ruth Just, Bismarck, Ms. Jean Waldera, Dickinson, and Ms. N. Ruth Adams, Minot, to the select committee for the Council on the Arts.

Mr. President: Your Procedural Committee on Committees

respectfully submit the following committee to consider the nominations for the State Board of Public School Education:

- Erickson, Chairman
- Goodman
- Thane
- Reiten
- Fritzell
- Berube
- Barth

Senator Nething
Chairman

Senator Nething moved that the report be adopted, which motion prevailed and the report was adopted.

The President referred the appointments of Mr. Arthur S. Johnson, Ray and Mr. Dale Hurt, New Salem, to the select committee for the State Board of Public School Education.

Mr. President: Your Procedural Committee on Committees

respectfully submit the following committee to consider the nominations for the State Historical Board:

- Albers, Chairman
- R. Christensen
- Holmberg
- Bakewell
- Lee
- Lashkowitz
- Stromme

Senator Nething
Chairman

Senator Nething moved that the report be adopted, which motion prevailed and the report was adopted.

The President referred the appointments of Ms. Louise Stockman, Fargo, Mr. Dale West, Grand Forks and Mr. Larry Erickson, Minot, to the select committee for the State Historical Board.

Mr. President: Your Procedural Committee on Committees

respectfully submit the following committee to consider the

nominations for the Post Secondary Education Commission:

Hanson, Chairman

Peterson

Adams

Streibel

Moore

Walsh

Shablow

Senator Netthing
Chairman

Senator Netthing moved that the report be adopted, which motion prevailed and the report was adopted.

The President referred the appointments of Mr. Willard Green Leaf, Devils Lake, and Mr. John H. Gengler, Richardton, to the select committee for the Post Secondary Education Commission.

Report of Standing Committee

Mr. President: Your Committee on Appropriations
to whom was referred Senate Bill No. 2008

Has had the same under consideration and recommends that the same

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

be amended as follows:

On page 1, line 14, delete the numerals "1,157,015" and insert in lieu thereof the numerals "1,212,857"

On page 1, line 15, delete the numerals "354,492" and insert in lieu thereof the numerals "360,492"

On page 1, line 16, delete the numerals "238,800" and insert in lieu thereof the numerals "263,800"

On page 1, line 17, delete the numerals "1,750,307" and insert in lieu thereof the numerals "1,837,149"

On page 1, line 18, delete the numerals "609,660" and insert in lieu thereof the numerals "640,660"

On page 1, line 19, delete the numerals "1,140,647" and insert in lieu thereof the numerals "1,196,489"

On page 1, after line 19, insert the following:

"SECTION 2. NONCONTRIBUTORY RETIREMENT PLAN. For the agency named in this Act \$93,635 is included in the salaries and wages line item to fund a noncontributory employee retirement program. The amount referred to in this section shall not be used for any purpose other than to fund a noncontributory retirement program for state employees. If the forty-seventh legislative assembly does not provide by statute for a noncontributory retirement program for state employees such amounts shall remain in each salaries and wages line item until such line item is canceled on July 30, 1983."


And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Salaries and wages of the Division of Independent Study are increased by \$55,842 to provide funds for the continuation of the 10 percent emergency salary increase and for salary increases of nine percent for

the first year of the biennium and eight percent for the second year of the biennium with funds for fringe benefits including \$93,635 for the state funding of the employee's share of PERS. This amendment also increases the operating expense line by \$6,000 to place the film library inventory on computer at NDSU and the equipment line by \$25,000 to cover increased costs in new films. The increases to the operating expense line and equipment line totaling \$31,000 are reflected as an increase in the estimated income line.

And when so amended recommends the same do pass.

 Chairman
Senator Lips

Senate Bill No. 2008 was placed on the 6th

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

Mr. PRESIDENT: Your Committee on STATE & FEDERAL GOVERNMENT

to whom was referred Senate Bill No. 2086

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
without recommendation

be amended as follows:

On page 1, line 4, delete the words "matching grant" and insert the words "cost sharing", and on the same line after the word "jails" insert the words "based on a per prisoner per day basis", and after the second word "and" insert the word "for"

On page 1, line 5, delete the words "county and city"

On page 1, line 6, delete the words "matching grant" and on the same line delete the word "grant" and insert the word "program"

On page 2, after line 8, insert the following new subsection:
"11. Recognizes the need for the state to be involved in the financing of jail operations."

On page 2, line 11, delete the numerals "3,923,380" and insert the numerals "1,642,500"

On page 2, line 14, delete the words "matching grant" and insert the words "cost sharing"

On page 2, line 15, after the period, insert the words and period "Subsequent biennium appropriations will be adjusted as necessary to conform with the then current costs."

On page 2, line 16, delete the words "MATCHING GRANT" and insert the words "COST SHARING"

On page 2, delete line 17 and insert the words "state shall share the cost of financing jail operations in the state beginning July 1, 1981. Cost sharing shall consist of reimbursement to the city or county responsible for incarcerating a prisoner at a rate of fifty percent of the daily auditable costs of incarceration per prisoner with a maximum reimbursement of fifteen dollars per prisoner per day. The law enforcement council shall reimburse each county or city responsible for incarceration upon receipt of the quarterly jail report. A county or city shall pay all costs incurred for prisoner incarceration at the time the costs are demanded by the jail administration."

On page 2, delete lines 18 through 35

On page 3, delete lines 1 through 35

- On page 4, delete lines 1 through 35
- On page 5, delete lines 1 through 4
- On page 5, line 5, delete the numeral "5" and insert the numeral "4", and on the same line, delete the word "GRANT" and insert the words "COST SHARING PROGRAM"
- On page 5, line 8, delete the word "grant" and insert the words "cost sharing"
- On page 5, line 12, delete the word "grant" and insert the words "cost sharing"
- On page 5, line 16, delete the word "grant" and insert the words "cost sharing"
- On page 5, line 17, delete the word "grant" and insert the words "cost sharing"
- On page 5, line 18, delete the word "grant" and insert the words "cost sharing"
- On page 5, line 20, delete the words "Establish biennial priorities for the disbursement of" and insert the words "Determine, based on jail density and jail cost factors, reimbursable costs per prisoner per day and required appropriations"
- On page 5, line 21, delete the words "grant funds"
- On page 5, line 22, delete the numeral "6" and insert the numeral "5"

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass. be re-referred to the Committee on Appropriations

Loeb

Chairman

Senator Loeb

Senate Bill No. 2086 was placed on the Sixth

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

Mr. PRESIDENT; Your Committee on INDUSTRY, BUSINESS, & LABOR to whom was referred SENATE Bill No. 2112

Has had the same under consideration and recommends that the same

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

be amended as follows:

On page 1, line 1, after the numerals "52-07.1-08.1" insert the word and numerals "and 52-07.1-08.2"

On page 1, line 3, after the word "claims" insert the words "and to eligibility for extended benefits"

On page 1, after line 27, insert the following new section:

"SECTION 2. Section 52-07.1-08.2 of the North Dakota Century Code is hereby created and enacted to read as follows:

52-07.1-08.2. ELIGIBILITY FOR EXTENDED BENEFITS.

1. Notwithstanding the provisions of section 52-07.1-04, an individual shall be ineligible for payment of extended benefits for any week of unemployment in his eligibility period if the bureau finds that during such period:

- a. He failed to accept any offer of "suitable work" (as defined under subsection 3 of this section) or failed to apply for any suitable work to which he was referred by the bureau; or
 - b. He failed to actively engage in seeking work as prescribed under subsection 5 of this section.
2. Any individual who has been found ineligible for extended benefits by reason of the provisions in subsection 1 of this section shall also be denied benefits beginning with the first day of the week following the week in which such failure occurred and until he has been employed in each of four subsequent weeks (whether or not consecutive) and has earned remuneration equal to not less than four times the extended weekly benefit amount.
3. For purposes of this section, the term "suitable work" means, with respect to any individual, any work which is within such individual's capabilities, provided, however, that the gross average weekly remuneration payable for the work must exceed the sum of:
- a. The individual's extended weekly benefit amount as determined under section 52-07.1-06 plus
 - b. The amount, if any, of supplemental unemployment benefits (as defined in section 501 (c) (17) (D) of the Internal Revenue Code of 1954) payable to such individual for such week; and further,
 - c. Pays wages not less than the higher of:
 - (1) The minimum wage provided by section 6 (a) (1) of the Fair Labor Standards Act of 1938, without regard to any exemption; or
 - (2) The applicable state or local minimum wage;
 - d. Provided, however, that no individual shall be denied extended benefits for failure to accept an offer of or apply for any job which meets the definition of suitability as described above if:
 - (1) The position was not offered to such individual in writing and was not listed with the employment service.
 - (2) Such failure could not result in a denial of benefits under the definition of suitable work for regular benefit claimants in section 52-06-36 to the extent that the criteria of suitability in that section are not inconsistent with the provisions of this subsection.
 - (3) The individual furnishes satisfactory evidence to the bureau that his or her prospects for obtaining work in his or her customary occupation within a reasonably short period are good. If such evidence is deemed satisfactory for this purpose, the determination of whether any work is suitable with

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respect to such individual shall be made in accordance with the definition of suitable work for regular benefit claimants in section 52-06-36 without regard to the definition specified by this subsection.

- 4. Notwithstanding the provisions of section 52-07.1-04 to the contrary, no work shall be deemed to be suitable work for an individual which does not accord with the labor standard provisions required by section 3304 (a) (5) of the Internal Revenue Code of 1954 and set forth under section 52-06-36.
5. For the purposes of subdivision b of subsection 1 of this section, an individual shall be treated as actively engaged in seeking work during any week if:
a. The individual has engaged in a systematic and sustained effort to obtain work during such week, and
b. The individual furnishes tangible evidence that he has engaged in such effort during such week.
6. The employment service shall refer any claimant entitled to extended benefits under this chapter to any suitable work which meets the criteria prescribed in subsection 3 of this section.
7. An individual shall not be eligible to receive extended benefits with respect to any week of unemployment in his eligibility period if such individual has been disqualified for regular benefits under this Chapter because he or she voluntarily left work, was discharged for misconduct or failed to accept an offer of or apply for suitable work unless the disqualification imposed for such reasons has been terminated in accordance with specific conditions established under this chapter requiring the individual to perform service for remuneration subsequent to the date of such disqualification."

On page 2, line 1, delete the numeral "2" and insert in lieu thereof the numeral "3"

On page 2, line 1, delete the words "this Act" and insert in lieu thereof the word and numerals "section 52-07.1-08.1"

On page 2, line 2, after the period, insert the following sentence: "The provisions of section 52-07.1-08.2 shall become effective on March 31, 1981."

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

Handwritten signature of Senator Reiten, Chairman, Sixth

Senate Bill No. 2112 was placed on the Sixth

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

Mr. PRESIDENT: Your Committee on POLITICAL SUBDIVISIONS
to whom was referred SENATE Bill No. 2122

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
without recommendation

be amended as follows:

- On page 1, line 5, delete the word "subsection" and insert "subsections 3 and"
- On page 1, line 15, after the word "bonds" insert a semicolon and the words "and to declare an emergency"
- On page 2, line 7, overstrike the word "eight" and after the word "percentum" insert the word "twelve"
- On page 4, line 23, after the word "bonds" insert "or interim financing"
- On page 5, line 10 overstrike the word "ninety-eight" and insert in lieu thereof "ninety-five"
- On page 5, line 17, overstrike the word "eight" and insert in lieu thereof "twelve"
- On page 6, line 15, after the word "from" insert the following "(1)"
- On page 6, line 17, after the word "chapter" insert the following "(1) warrants issued to refund outstanding warrants, or (2) warrants issued to refund outstanding warrants, or (3) the combined net revenues to be derived from the operation of buildings and campus improvements for which bonds are outstanding with which the definitive bonds to be issued for such project will be on a parity"
- On page 6, line 24, overstrike the word "two" and insert in lieu thereof "three"
- On page 6, line 27, delete the word "eight" and insert in lieu thereof "twelve"
- On page 6, line 31, delete the word "ninety-eight" and insert in lieu thereof "ninety-five"
- On page 6, line 32, overstrike the "comma"
- On page 6, line 33, overstrike "but interest cost to"
- On page 6, line 34, overstrike "maturity for any such warrants shall not exceed" and the word "rate" and delete the word "any"
- On page 6, line 35, delete "authorized under this"
- On page 7, line 1, delete the word "section" and after the period insert the following:
"All warrants for a particular project must mature

within three years from the date of issuing the first warrants for the project. If warrants are issued to refund warrants, the refunded warrants shall be paid and canceled upon the issuance of the refunding warrants, or the proceeds at the sale of the refunding warrants, excepting the accrued interest received, shall be used to purchase direct obligations of the United States of America. Such obligations must mature at such time or times, with interest thereon or the proceeds received therefrom, to provide funds adequate to pay, when due or called for redemption prior to maturity, the warrants to be refunded together with the interest accrued thereon and any redemption premium due thereon. Such proceeds or

obligations of the United States of America shall, with all other funds legally available for such purpose, be deposited in escrow with a banking corporation or national banking association located in and doing business in the state of North Dakota, with power to accept and execute trusts, or any successor thereto, which is also a member of the federal deposit insurance corporation and of the federal reserve system. The proceeds or obligations are to be held in an irrevocable trust solely for and until the payment and redemption of the warrant to be refunded. Any balance remaining in escrow after the payment and retirement of the warrants to be refunded shall be returned to the board to be used and held for use as revenues pledged for the payment of the definitive bonds.

- On page 7, line 12, overstrike the words "out of the proceeds of" and insert "as provided in this section"
- On page 7, overstrike line 13
- On page 7, line 14, overstrike the word "provisions of this chapter"
- On page 7, line 29, overstrike the word "eight" and insert the word "twelve"
- On page 8, line 28, overstrike the word "eight" and insert the word "twelve"
- On page 9, line 23, delete the word "eight" and insert the word "twelve"
- On page 10, line 14, overstrike the word "eight" and insert the word "twelve"
- On page 12, line 1, delete the word "eight" and insert the word "twelve"
- On page 12, line 23, overstrike the word "eight" and insert the word "twelve"
- On page 13, line 11, delete the word "one-half" and insert the words "one and one-half"
- On page 14, line 31, overstrike the word "eight" and insert the word "twelve"
- On page 15, line 35, after the word price delete the comma and the words "not less than ninety-eight"
- On page 16, line 1, delete the word "percent of par"
- On page 16, line 2, delete the word "eight" and insert the word "twelve"
- On page 16, line 24, overstrike the word "eight" and insert the word "twelve"
- On page 17, line 30, delete the word "one-half" and insert the words "one and one-half"
- On page 18, line 20, overstrike the word "eight" and insert the word "twelve"
- On page 20, line 16, delete the word "eight" and insert the word "twelve"
- On page 21, line 4, overstrike the word "eight" and insert the word "twelve"
- On page 21, line 20, delete the word "Subsection" and insert the words "Subsections 3 and"
- On page 21, after line 22, insert the following:
3. Bonds issued under this section shall be authorized

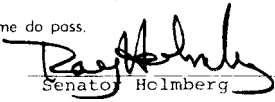
by resolution or ordinance of the local governing body and may be issued in one or more series and shall bear such date or dates, be payable upon demand or mature at such time or times, bear interest at such rate or rates, resulting in an average annual net interest cost not exceeding eight twelve percentum per annum on those issues which are sold at private sale. Such bonds shall be in such denomination or denominations, be in such form, either coupon or registered, carry such conversion or registration privileges, have such rank or priority, be executed in such manner, be payable in such medium of payment, at such place or places, and be subject to such terms of redemption with or without premium, be secured in such manner, and have such other characteristics, as may be provided by such resolution or trust indenture or mortgage issued pursuant thereto."

- On page 23, line 21, overstrike the word "eight" and insert the word "twelve"
- On page 26, line 33, overstrike the word "eight" and insert the word "twelve"
- On page 27, line 29, overstrike the word "eight" and insert the word "twelve"
- On page 28, line 8, after the word "exceed" insert the words "an average net interest cost of" and overstrike the word "eight" and insert the word "twelve"
- On page 28, line 27, overstrike the word "eight" and insert the word "twelve"
- On page 29, line 14, overstrike the word "eight" and insert the word "twelve"
- On page 30, line 3, delete the word "one-half" and insert the words "one and one-half"
- On page 31, line 18, overstrike the word "eight" and insert the word "twelve"
- On page 32, line 15, after the word "in" delete the word "a" and insert "an average"
- On page 32, line 16, overstrike the word "eight" and insert the word "twelve"
- On page 34, line 27, overstrike the word "eight" and insert the word "twelve"
- On page 35, after line 18, add the following section:

"SECTION 35. EMERGENCY. This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the line, sections, and pages accordingly

And when so amended recommends the same do pass.


Senator Holmberg

Chairman

SENATE Bill No. 2122 was placed on the Sixth

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

Mr. _____ President _____ Your Committee on _____ Natural Resources _____
to whom was referred _____ Senate _____ Bill No. 2136 _____

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
without recommendation be amended as follows:

Senate Bill No. 2136

Shirley W. Lee Chairman
 Senator Shirley Lee
 was placed on the 11th

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

Mr. PRESIDENT : Your Committee on AGRICULTUREto whom was referred Senate Bill No. 2142

Has had the same under consideration and recommends that the same

 do pass do not pass be placed on calendar
without recommendation be amended as follows:On page 1, line 1, following the word "Act", delete the following:
"to create and enact section 36-04-03.1 of the"On page 1, line 2, delete the following: "North Dakota Century
Code, relating to the licensing and"On page 1, line 3, delete the following: "regulation of livestock
dealers; and" and after the word "reenact" insert the words
and numerals "subsections 2 and 3 of section 6-08-16.2,"

On page 1, line 4, after the numerals "36-04-01" insert a comma

On page 1, line 5, after the word "to" insert the words "the penalty
for issuing an insufficient fund check to a livestock dealer
and"

On page 1, after line 8, insert the following new section:

"SECTION 1. AMENDMENT. Subsections 2 and 3 of section
6-08-16.2 of the 1979 Supplement to the North Dakota Century
Code are hereby amended and reenacted to read as follows:

2. Any person who, for himself or as agent or repre-
sentative of another, issues any check, draft, or order
for the payment of money is guilty of a class C
felony if that person either has issued an instrument
in excess of five thousand dollars as payment for a
livestock purchase, or has been previously convicted
of issuing an instrument without an account or without
sufficient funds in a bank or depository pursuant to
section 6-08-16, and:

a. At the time of issuing the instrument with intent
to defraud, the drawer does not have an account
with the bank or depository on which the instrument
is drawn; or

b. At the time of issuing the instrument with intent
to defraud, or at the time of presentation for
payment if made within one week after the original
delivery of the instrument, the drawer does not
have sufficient funds in the bank or depository,
or credit with the bank, banker, or depository,
to pay the instrument in full upon its presenta-
tion; and

~~or--if the drawer has been previously convicted of
issuing an instrument without an account or with-
out sufficient funds in a bank or depository
pursuant to section 6-08-16.~~

3. The fact that payment has been refused by a drawee because of insufficient funds or because the drawer has no account with the drawee from which payment could legally be made shall constitute prima facie evidence constitutes an inference of intent to defraud. ~~However, if the drawer pays the holder of the instrument within thirty days after receiving written notice of nonpayment by certified mail or by personal service in accordance with rule 4(d) of the North Dakota Rules of Civil Procedure, that fact shall constitute an affirmative defense to a criminal prosecution under this section."~~

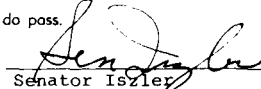
On page 1, line 9, delete the numeral "1" and insert in lieu thereof the numeral "2"

On page 1, delete lines 19 through 28

On page 2, delete lines 1 through 15

And renumber the lines, sections and pages accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Iszler

Senate Bill No. 2142 was placed on the Sixth

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

Mr. President: Your Committee on Social Services & Veterans Affairs to whom was referred Senate Bill No. 2159

Has had the same under consideration and recommends that the same

- do pass do not pass be placed on calendar without recommendation
- be amended as follows:

On page 1, line 21, delete the word "assigned" and insert in lieu thereof the word "assignment"

And when so amended recommends the same do pass.

 Chairman
Senator Peterson

Senate Bill No. 2159 was placed on the sixth

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

Mr. President: Your Committee on Natural Resources to whom was referred Senate Bill No. 2184

Has had the same under consideration and recommends that the same

- do pass do not pass be placed on calendar without recommendation
- be amended as follows:

On page 1, line 1, delete the word "four" and insert in lieu thereof the word "three"

On page 1, line 3, after the first comma, insert the word "and", and after the word "fishing", delete the comma and the words "and totally or permanently disabled"

- On page 1, line 18, overstrike the comma
- On page 1, line 19, after the word "~~birds~~", insert the word "protected"
- On page 1, line 20, delete the word "Four" and insert in lieu thereof the word "Three"
- On page 1, line 25, delete the words "or taking"
- On page 1, line 26, delete the words "pursuing, worrying, following"
- On page 1, delete line 27
- On page 2, line 1, delete the words "stalking, or lying in wait for" and insert in lieu thereof the words "taking or attempting to take", and after the word "any" insert the word "protected"
- On page 2, line 2, after the word "such" insert the word "protected"
- On page 2, line 5, after the second word "for" insert the word "protected"
- On page 2, line 6, after the word "watching" insert the word "protected"
- On page 2, delete lines 8 through 14
- On page 2, line 16, after the first word "any" insert the word "protected"

And when so amended recommends the same do pass.


 Chairman
 Senator Shirley Lee

Senate Bill No. 2184 was placed on the 6th

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

Mr. President Your Committee on Education

to whom was referred Senate Bill No. 2202

Has had the same under consideration and recommends that the same

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


be amended as follows:

On page 1, line 23, remove the overstrike over the words "~~in accordance with~~", and delete the word "notwithstanding"

On page 1, line 25, remove the overstrike over the words "~~pre-rata-distribution-of~~"

And renumber the lines accordingly.

And when so amended recommends the same and be rereferred to the committee on appropriations.


 Chairman
 Senator Gary Nelson

Senate Bill No. 2202 was placed on the Sixth

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

Mr. President Your Committee on Education

to whom was referred Senate Bill No. 2203

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

On page 1, line 15, delete the word "two" and insert in lieu thereof "twenty-eight"

On page 1, line 16, delete the words "class hour per"

On page 1, line 17, remove the overstrike over the words "full-time"

On page 1, line 22, remove the overstrike over the words "full-time"

On page 1, line 26, remove the overstrike over the words "of-not-less-than-twelve-class-hours-during-each-calendar"

On page 1, line 27, remove the overstrike over the word "week"

On page 2, remove the overstrike over lines 2 through 11

On page 2, line 19, remove the overstrike over the words "students-in-attendance-at-a" and delete the word "student"

On page 2, line 20, delete the words "class hours claimed by a"

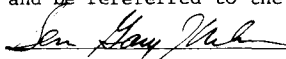
On page 2 remove the overstrike over line 24

On page 2, line 25, remove the overstrike over "educational-center will-be-made-on-a-pro-rata-basis" and delete the words "shall not"

On page 2, line 26, delete the words "exceed the sums appropriated"

And renumber the lines and pages accordingly.

And when so amended recommends the same and be referred to the committee on appropriations.

 Chairman

Senate Bill No. 2203 was placed on the Senator Gary Nelson Sixth

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

Mr. President: Your Committee on Social Services & Veterans Affairs to whom was referred Senate Bill No. 2218

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Peterson

Senate Bill No. 2218 was placed on the eleventh

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

Mr. President : Your Committee on Natural Resources

to whom was referred Senate Bill No. 2226

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

Shirley W. Lee Chairman

Senate Bill No. 2226 Senator Shirley Lee was placed on the 11th

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

Mr. PRESIDENT : Your Committee on AGRICULTURE

to whom was referred Senate Bill No. 2246

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

Sen Iszler Chairman

Senate Bill No. 2246 was placed on the Eleventh

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

Mr. PRESIDENT : Your Committee on AGRICULTURE

to whom was referred Senate Bill No. 2302

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations

Sen Iszler Chairman

Senate Bill No. 2302 was rereferred to the Committee on Appropriations

Mr. PRESIDENT : Your Committee on POLITICAL SUBDIVISIONS

to whom was referred SENATE Bill No. 2304

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

Mau Tierney Chairman

SENATE Bill No. 2304 was placed on the Eleventh

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

Mr. PRESIDENT: Your Committee on POLITICAL SUBDIVISIONS
to whom was referred SENATE Bill No. 2319

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
without recommendation

be amended as follows:

Marie Tierney Chairman
Senator Tierney-Vice Chairman

SENATE Bill No. 2319 was placed on the Eleventh

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

Mr. President: Your Committee on Education
to whom was referred Senate Bill No. 2320

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
without recommendation

be amended as follows:

Sen Gary Nelson Chairman
Senator Gary Nelson

Senate Bill No. 2320 was placed on the Eleventh

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

Mr. PRESIDENT: Your Committee on STATE & FEDERAL GOVERNMENT
to whom was referred Senate Bill No. 2325

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
without recommendation

be amended as follows:

On page 1, line 15, after the word "premises" insert ", or the landlord reasonably believes the tenant is in substantial violation of the provisions of the lease or rental agreement"

On page 1, line 16, after the word "consent," delete the words "at any reasonable time" and insert the words "as mutually agreed upon"

On page 1, line 24, delete the words "Unless it is impractical to"

On page 1, line 25, delete the words "do so, the" and insert the word "The"

On page 1, line 26, after the word "shall" insert the words "identify a time certain" and delete the words "not be"

On page 1, line 27, delete the words "unreasonably withheld"

On page 2, after line 2, insert the following new section material:
"For the purposes of this section, consent shall be presumed from failure to object to access after notice of intent to enter at a time certain has been given. Notice may be given by personal service, by posting the notice in a conspicuous place in or about the dwelling unit for a reasonable period of time, or by any other method which results in actual notice to the tenant."

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On page 2, line 7, after the word "landlord" delete the word "shall" and insert the word "may"

And renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Lodoen Chairman

Senator Lodoen

Senate Bill No. 2325 was placed on the Sixth

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

Mr. President: Your Committee on Natural Resources
to whom was referred Senate Bill No. 2329

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
without recommendation

be amended as follows:

On page 1, line 2, after "38-18-05" insert the words "and subsection 3 of section 38-18-06"

On page 1, line 2, after the word "to" insert the words "surface owner consent before a permit to surface mine land may be issued and"

On page 1, line 23, after the period, insert the following new section:

"SECTION 3. AMENDMENT. Subsection 3 of section 38-18-06 is hereby amended and reenacted to read as follows:

3. A certified copy of a mineral lease executed by the surface owner in favor of the mineral developer proposing the mining project or his agent, or a certified copy of a surface lease executed by the surface owner in favor of the mineral developer proposing the mining project or his agent, if filed with the application for a permit to surface mine, may be used to fulfill the subsection 2 requirement of a statement of consent to have surface mining conducted. Any previously executed mineral lease or surface lease in favor of the mineral developer, his successors, assigns or predecessors in title shall run with the land and be binding on a subsequent mineral owner or owners or surface owner or owners, as the case may be."

And when so amended recommends the same do pass.

Shirley Lee Chairman

Senator Shirley Lee

Senate Bill No. 2329 was placed on the 6th

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

Mr. PRESIDENT: Your Committee on STATE AND FEDERAL GOVERNMENT
to whom was referred SENATE Bill No. 2335

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
without recommendation

be amended as follows:


On page 1, line 12, after "old", insert "or muzzleloaders"

On page 1, line 12, remove the overstrike over the word "the"

On page 1, remove the overstrike on lines 13 & 14

On page 1, line 15, delete the word "muzzleloaders"

And when so amended recommends the same do pass.

 Chairman
Senator Lodoen

SENATE Bill No. 2335 was placed on the Sixth

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

Mr. President: Your Committee on Appropriations

to whom was referred Senate Bill No. 2356

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lips

Senate Bill No. 2356 was placed on the 11th

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

Mr. PRESIDENT: Your Committee on AGRICULTURE

to whom was referred Senate Bill No. 2372

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

And be rereferred to the Committee on Appropriations

 Chairman
Senator Iszler

Senate Bill No. 2372 was rereferred to the Committee on Appropriations

Mr. PRESIDENT: Your Committee on TRANSPORTATION

to whom was referred SENATE CONCURRENT RESOLUTION NO. 4023

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

 Chairman
SENATOR SOLBERG

SENATE CONCURRENT RESOLUTION NO. 4023 was placed on the 11th

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

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2019 recommended by the Committee on Appropriations and printed on page 352 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2031 recommended by the Committee on Appropriations and printed on page 353 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2117 recommended by the Committee on Industry, Business and Labor and printed on page 354 of the Senate Journal be adopted, which motion prevailed.

Senator Leibhan moved that the proposed amendments to Senate Bill No. 2123 be laid over one legislative day, which motion prevailed.

Senator Solberg moved that the amendments to Senate Bill No. 2155 recommended by the Committee on Transportation and printed on pages 356-360 of the Senate Journal be adopted, which motion prevailed.

Senator Nelson moved that the amendments to Senate Bill No. 2196 recommended by the Committee on Education and printed on page 361 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to Senate Bill No. 2249 recommended by the Committee on Finance and Taxation and printed on page 362 of the Senate Journal be adopted, which motion prevailed.

Senator Holmberg moved that the amendments to Senate Bill No. 2278 recommended by the Committee on Political Subdivisions and printed on page 363 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to Senate Bill No. 2327 recommended by the Committee on State and Federal Government and printed on page 364 of the Senate Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2076. — A Bill for an Act to repeal section 32-15-14 of the North Dakota Century Code, relating to the payment by nongovernmental plaintiffs exercising the power of eminent domain of the costs of jury fees and mileage and the cost of selecting and summoning jury panels for a trial of the issues.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, SJ page 337, the roll was called and there were ayes 44, nays 0, absent and not voting 6.

NORTH DAKOTA SENATE											
REGULAR SESSION						1981 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROTEBERG			● NELSON	●		● STREIBEL		
● ALBERS			● HANSON			● NETHING			● STROMME		
● BAKWELL			● HOLMBERG			● OLIN			● TALLACKSON		
● BARTH			● ISZLER			● PARKER			● TENNEFOS		
● BERUBE			● LASHKOWITZ			● PETERSON			● THANE		
● CHRISTENSEN, H. H.			● LEE	●		● QUAIL			● TIERNEY		
● CHRISTENSEN, R. W.			● LEIBHAN			● REDLIN			● TWETEN		
● CUSONS			● LIPS			● REITEN			● VOSPER		
● DOTZENROD			● LODOEN			● ROEN			● WALSH	●	
● DYKSHOORN			● MELLANBY			● 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. 2113. — A Bill for an Act to reenact section 52-06-36 of the North Dakota Century Code, relating to the factors considered in determining suitability of work and good cause for voluntary leaving with respect to unemployment compensation benefits.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 43, nays 1, absent and not voting 6.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• 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. #26		•	• LEIBHAN			• REDLIN	•	• TWETEN
• CUSONS		•	• LIPS			• REITEN	•	• VOSPER
• DOTZENROD		•	• LODOEN			• ROEN	•	• WALSH
• DYKSHOORN		•	• MELLAN	•		• 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. 2114. — A Bill for an Act to amend and reenact subsection 16 of section 52-06-02 of the North Dakota Century Code, relating to disqualification for unemployment compensation benefits.

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 4, nays 40, absent and not voting 6.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• 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. #26		•	• LEIBHAN			• REDLIN	•	• TWETEN
• CUSONS		•	• LIPS			• REITEN	•	• VOSPER
• DOTZENROD		•	• LODOEN			• ROEN	•	• WALSH
• DYKSHOORN		•	• MELLAN	•		• SHABLOW	•	• WENSTROM
• ERICKSON		•	• MOORE			• SOLBERG	•	• WRIGHT
• FRITZELL		•	• MUTCH			• SORUM		• MR. PRESIDENT
• GOODMAN		•	• NAADEN			• STENEHJEM		

Senate Bill No. 2114 was declared lost.

MOTIONS

Senator Parker moved that Senate Bill No. 2116 be laid over one legislative day, which motion prevailed.

Senator Reiten moved that Senate Bill No. 2120 be laid over one legislative day, which motion prevailed.

Senate Bill No. 2165. — A Bill for an Act to amend and reenact subsection 26 of section 57-02-08 of the North Dakota Century Code, relating to property tax homestead exemption for a paraplegic disabled person or surviving spouse.

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 0, absent and not voting 6.

NORTH DAKOTA SENATE								
REGULAR SESSION						1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROTBERG			● NELSON		● STREIBEL
● ALBERS			● HANSON			● NETHING		● STROMME
● BAKEWELL	●		● HOLMBERG			● OLIN		● TALLACKSON
● BARTH			● ISZLER			● PARKER		● TENNEFOS
● BERUBE			● LASHKOWITZ			● PETERSON		● THANE
● CHRISTENSEN, H. JS			● LEE			● QUAIL		● TIERNEY
● CHRISTENSEN, R. FM			● LEIBHAN			● REDLIN		● TWETEN
● CUSSONS			● LIPS			● REITEN		● VOOPER
● DOTZENROD			● LODDEN			● 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. 2324. — A Bill for an Act to amend and reenact section 57-15-22.1 of the North Dakota Century Code, relating to a road and bridge fund in unorganized townships.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 43, nays 0, absent and not voting 7.

NORTH DAKOTA SENATE								
REGULAR SESSION						1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROTBERG			● NELSON		● STREIBEL
● ALBERS			● HANSON			● NETHING		● STROMME
● BAKEWELL			● HOLMBERG			● OLIN		● TALLACKSON
● BARTH			● ISZLER			● PARKER		● TENNEFOS
● BERUBE			● LASHKOWITZ			● PETERSON		● THANE
● CHRISTENSEN, H. JS			● LEE			● QUAIL		● TIERNEY
● CHRISTENSEN, R. FM			● LEIBHAN			● REDLIN		● TWETEN
● CUSSONS			● LIPS			● REITEN		● VOOPER
● DOTZENROD			● LODDEN			● 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 RESOLUTIONS

Senate Concurrent Resolution No. 4011. — A concurrent resolution urging the North Dakota Public Service Commission to assist in efforts to obtain rate relief from high priced Canadian natural gas and to reduce or eliminate dependence on Canadian natural gas by replacing imported natural gas with domestic natural gas.

Was read the second time.

The question being on the final adoption of resolution, Senate Concurrent Resolution No. 4011 was declared adopted on a voice vote.

POINT OF PERSONAL PRIVILEGE

Senator Goodman: Mr. President, I rise on a point of personal privilege. Mr. President, ladies and gentlemen of the Senate, the resolution I just carried on the floor, I would just like to make a point because I don't know how else to make it. That resolution deals with the long range answer. In my opinion, the short range answer is rolled in rates with NSP and I have tried my best to figure out how we deal with that in the Legislature. It seems to rest with the Public Service Commission and I've tried to figure out how we deal with that in the Legislature. It seems to rest with the Public Service Commission and I've tried to figure a way to bring the subject into the Legislature; I don't know what we can do and haven't figured it out. I just really want to make a point that that is a real problem for Fargo and Grand Forks and in my opinion it is a very unfair to the consumers and I wish there were a legislative way to solve it.

Senate Concurrent Resolution No. 4020. — A concurrent resolution directing the Legislative Council to conduct a study of the functions, operations, and authority of the State Health Council and the State Social Service Board.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4020 was declared adopted on a voice vote.

MOTION

Senator Lodoen moved that Senate Bill No. 2397 be returned to the Senate floor from the Committee on State and Federal Government, which motion prevailed.

Senator Lodoen requested the unanimous consent of the Senate to withdraw Senate Bill No. 2397. There being no objection, it was so ordered by the President.

MESSAGE 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. 1078
 House Bill No. 1099
 House Bill No. 1106
 House Bill No. 1138
 House Bill No. 1154
 House Bill No. 1171
 House Bill No. 1198
 House Bill No. 1230
 House Bill No. 1280
 House Bill No. 1292
 House Bill No. 1300
 House Bill No. 1301
 House Bill No. 1369
 House Bill No. 1402
 House Bill No. 1423
 House Bill No. 1459
 House Bill No. 1494

ROY GILBREATH, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber

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

House Bill No. 1169

LEO LEIDHOLM, Secretary

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. 2034
 Senate Bill No. 2035
 Senate Bill No. 2149
 Senate Bill No. 2167
 Senate Bill No. 2179
 Senate Bill No. 2183
 Senate Bill No. 2207
 Senate Bill No. 2266
 Senate Bill No. 2300

Senate Bill No. 2305
 Senate Bill No. 2328
 Senate Concurrent Resolution No. 4021

LEO LEIDHOLM, Secretary

FIRST READING OF HOUSE BILLS

House Bill No. 1004. — A Bill for an Act making an appropriation for the homestead tax credit, and providing for the distribution of such funds.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 1005. — A Bill for an Act making an appropriation for the distribution of funds for the replacement of personal property taxes.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 1020. — A Bill for an Act making an appropriation for replacing property tax revenue losses to county equalization funds of the state of North Dakota.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 1037. — A Bill for an Act making an appropriation for the distribution of state general fund revenue to local political subdivisions of the state of North Dakota.

Was read the first time and referred to the Committee on Appropriations.

House Bill No. 1070. — A Bill for an Act to amend and reenact subsection 2 of section 26-24-22 of the North Dakota Century Code, relating to the limit of reinsurance required by the state fire and tornado fund; and to repeal section 26-24-14 of the North Dakota Century Code, relating to the new construction insurance rate charged by the state fire and tornado fund on public property.

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

House Bill No. 1086. — A Bill for an Act to provide for prefiling of legislative bills for the sale or exchange of state-owned land; for a written report from the supervising agency controlling the land; for review of the bill and report by the commissioner of university and school lands; and for sale of such state-owned land at public auction; to amend and reenact sections 15-02-05.1 and 54-01-05.2 of the North Dakota Century Code, relating to commissioner of university and school lands review of legislative bills for the sale or exchange of state-owned land as to highest and best use, and the method of selling state-owned land; and to repeal section 54-01-05.3 of the North Dakota Century Code, relating to attorney general and commissioner of university and school lands review of bills providing for the sale of state-owned land; and to provide an effective date.

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

House Bill No. 1113. — A Bill for an Act to amend and reenact sections 10-23-04, and 10-23-05 of the North Dakota Century Code, relating to filing and license fees for corporate documents and certificates.

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

House Bill No. 1132. — A Bill for an Act to create and enact nine new sections to chapter 50-11.1 of the North Dakota Century Code, relating to supplemental parental care; to amend and reenact sections 50-11.1-02, 50-11.1-03, 50-11.1-04, 50-11.1-06, 50-11.1-06.1, 50-11.1-07, 50-11.1-08, 50-11.1-09, and 50-11.1-12, relating to supplemental parental care; and to repeal section 50-11.1-05, relating to supplemental parental care.

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

House Bill No. 1179. — A Bill for an Act to amend and reenact section 38-08-16 of the North Dakota Century Code, relating to penalties imposed upon violators of rules, regulations, or orders of the industrial commission; and to declare an emergency.

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

House Bill No. 1191. — A Bill for an Act to amend and reenact section 20.1-01-09 and subsection 3 of section 20.1-05-04 of the North Dakota Century Code, relating to the taking of raccoon with the use of flashlight and use of artificial lights in the taking of big game.

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

House Bill No. 1267. — A Bill for an Act to amend and reenact sections 18-10-07 and 18-10-14 of the North Dakota Century Code, relating to rural fire district mill levies.

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

House Bill No. 1274. — A Bill for an Act to amend and reenact section 40-08-07 of the North Dakota Century Code, relating to compensation of city aldermen.

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

House Bill No. 1290. — A Bill for an Act to amend and reenact subdivision b of subsection 20 of section 57-02-08 of the North Dakota Century Code to increase the income ceiling for disabled veterans to claim the property tax exemption for fixtures, buildings, and improvements.

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

House Bill No. 1304. — A Bill for an Act to establish a certified addiction counselor-client privilege for confidential communications.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 1355. — A Bill for an Act to amend and reenact section 32-19.1-05 of the North Dakota Century Code, relating to the notice before foreclosure containing a statement as to the time of redemption.

Was read the first time and referred to the Committee on Judiciary.

House Bill No. 1356. — A Bill for an Act to repeal section 32-19-02 of the North Dakota Century Code, relating to a power of attorney in foreclosure.

Was read the first time and referred to the Committee on Judiciary.

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

Senator Nething moved at the conclusion of the 13th Order of Business and after the reading of Senate Bills 2019, 2031, 2136, 2116, 2117, 2120, 2155, 2196, 2218, 2226, 2246, 2249, 2278, 2304, 2319, 2320, 2327, 2356 and SCR No. 4023, the Senate adjourn and convene at 1:00 p.m., Monday, February 2, 1981, which motion prevailed.

LEO LEIDHOLM, Secretary