

TWENTY-NINTH DAY

Bismarck, February 13, 1981

The Senate convened at 12:30 p.m., with President Sands presiding.

The prayer was offered by Rev. John MacMullen, Pastor, First United Methodist Church, Mandan, N. D.

Unto Thee, O Lord, we lift our voices and hearts with praise and with recognition of Thy majesty and omnipotence.

I approach Thy very presence, O God, with the knowledge that Thou dost hear, and understand and care for us.

Today I especially lift each person seated here in this sacred assembly into Thy holy presence and ask for them, individually, Thy guidance and the understanding that Thou canst give.

They are facing such weighty decisions that could be a blessing or a detriment to our state. We know that each senator wants to do what is right and best for the people of North Dakota. Many are the voices that try to instill thoughts into these minds...but, O God I pray that thou wilt lead them in the paths of righteousness which always is the very best for all in the final analysis.

We ask Thy blessings upon the personal lives of these gathered, and upon their families back home, yes and upon their constituents. In these trying days help all of us to do our best to make this state of ours one of honorable living and wise decisions. We pray in the name of our risen Saviour and Lord, Jesus Christ. Amen.

The roll was called and all Senators were present.

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 Twenty-eighth day and finds the same to be correct.

Senator Sorum Chairman 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. 2028

Senate Bill No. 2205

Senate Bill No. 2382

and find the same correctly

} Engrossed



Stella H. Fritzell, Chairman

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

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2029 as recommended by the Committee on Appropriations and printed on pages 629, 630 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to Senate Bill No. 2349 as recommended by the Committee on State and Federal Government and printed on page 633 of the Senate Journal be adopted, which motion prevailed.

Senator H. Christensen moved that the amendments to Senate Bill No. 2370 as recommended by the Committee on Judiciary and printed on page 633 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to Senate Bill No. 2409 as recommended by the Committee on State and Federal Government and printed on page 634 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to House Bill No. 1075 as recommended by the Committee on State and Federal Government and printed on page 603 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to House Bill No. 1086 as recommended by the Committee on State and Federal Government and printed on page 603 of the Senate Journal be adopted, which motion prevailed.

Senator Lodoen moved that the amendments to House Bill No. 1226 as recommended by the Committee on State and Federal Government and printed on page 605 of the Senate Journal be adopted, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

Senator Albers: Mr. President, ladies and gentlemen of the Senate, I would like to make a few remarks today that I had trouble resisting the other day when we had scouts here in the chambers. We did have six scouts before us who had received high degrees and high honors in their scouting history, so today I would like to comment briefly on the scouts; two of them come from my district, my community, one from Hazen and one from Beulah. We would like to recognize those two today along with the group of scouts who are here today and I think too, that we should recognize the leaders and the scoutmasters and all the time they have put in. We have a tremendous scouting program in our community and I think Mr. Bjerke who is here today has done tremendous work in that line and I think that is why we have high honors coming from our community. I would also like to recognize the following scouts publicly. From Beulah Boy Scout Troup No. 19, Lynn Christensen, Lee Christensen, Craig Gilge, Doug Kruckenberg, Tony Mitzel, Scott Allard, David Allard, Darren Bjerke, Steve Pettis, Joel Priess, Greg Kuck, and Scoutmaster Darrel Bjerke. From Hazen Boy Scout Troup No. 43 are Scott Bauer, Brian Iverson and Louie Buri Scoutmaster who could not be here today.

FRIDAY, FEBRUARY 13, 1981

651

REPORTS OF STANDING COMMITTEES

Mr. President Your Committee on Appropriations

to whom was referred Senate Bill No. 2025

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 numerals "578,372" and insert in lieu thereof the numerals "1,138,172"
On page 1, line 16, delete the numerals "354,056" and insert in lieu thereof the numerals "1,321,296"
On page 1, line 18, delete the numerals "15,875" and insert in lieu thereof the numerals "33,875"
On page 1, line 19, delete the words "general fund appropriation" and insert in lieu thereof the words "all funds", and delete the numerals "949,803" and insert in lieu thereof the numerals "2,494,843"

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

Table with 2 columns: Description and Amount. Row 1: Estimated income, 1,269,767. Row 2: Total general fund appropriation, \$1,225,076.

On page 2, after line 5, insert the following:

"SECTION 4. NONCONTRIBUTORY RETIREMENT PLAN. For the agency named in this Act \$26,313 is included in the salaries and wages line item to fund a noncontributory employee retirement plan. 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 amount shall remain in the salaries and wages line item until such line item is canceled on July 30, 1983."

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item for the Business and Industrial Development Department is increased by \$559,800. This amount is arrived at by adding \$10,869 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, by adding \$173,513 for three new positions of secretary, industrial business analyst, and industrial development specialist. In addition, \$349,202 is included for the transfer of the salaries and wages of the travel division and \$26,216 is included for the upgrading of two positions. The salaries and wages line item includes \$26,313 for the state to fund a conversion to a noncontributory retirement plan for employees. The operating expenses line item is increased by \$967,240 by adding \$49,000 for the three new positions, by adding \$920,565 for the operating expenses relating to the travel division, and by subtracting \$2,325 to reflect legislative guidelines of nine percent per year.

The equipment line item is increased by \$18,000 to provide equipment for the three new positions.

The estimated income line item consists of \$1,269,767 of highway funds relating to the operation of the travel division.

And when so amended recommends the same do pass.

Handwritten signature of Senator Lips, Chairman

Senate Bill No. 2025 was placed on the 6th

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


Mr. PRESIDENT Your Committee on AGRICULTURE

to whom was referred Senate Bill No. 2046

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 Iszler

Senate Bill No. 2046 was placed on the Eleventh

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

Mr. President Your Committee on Appropriations

to whom was referred Senate Bill No. 2060

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, delete the words "and reimbursement of" and insert in lieu thereof the words "of a grant program for"

On page 6, line 17, delete the words "reimbursement of" and insert in lieu thereof the words "provision of grants to"

On page 7, line 8, after the word "PAYMENTS" insert the words "AND GRANTS"

On page 7, line 23, delete the word "reimburse" and insert in lieu thereof the words "provide grants"

On page 7, line 24, after the comma insert the word "to"

On page 7, line 33, delete the word "regulations" and insert in lieu thereof the word "rules"

On page 7, line 34, delete the word "Payments" and insert in lieu thereof the word "Grants"

On page 7, line 35, delete the words "reimbursement of"

On page 8, line 1, delete the words "at rates" and insert in lieu thereof the words "in amounts"

On page 8, line 3, delete the word "agreement" and insert in lieu thereof the word "application"

On page 8, line 4, delete the words "enter into" and insert in lieu thereof the words "complete and file"

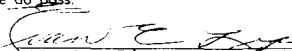
On page 8, line 5, delete the word "reimbursement" and insert in lieu thereof the word "grants"

On page 8, line 9, delete the numerals "1,000,000" and insert in lieu thereof the numerals "200,000"

On page 8, line 11, delete the words "making reimbursement" and insert in lieu thereof the words "providing grants"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


Senator Lips Chairman

Senate Bill No. 2060 was placed on the 6th

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

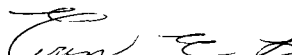
Mr. President: Your Committee on Appropriations

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:


Senator Lips Chairman

Senate Bill No. 2086 was placed on the 11th

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

Mr. President: Your Committee on Appropriations

to whom was referred Senate Bill No. 2092

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 word "to" insert the following:
"amend and reenact section 15-60-05 of the North Dakota Century Code, relating to school districts leasing buildings from the state board of public school education following the financing of their construction through the state school construction fund; and to"

On page 1, after line 4, insert the following new section:

"SECTION 1. AMENDMENT. Section 15-60-05 of the 1977 Pocket Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

15-60-05. CONTRACTS TO LEASE AND LEASES BY SCHOOL DISTRICTS FROM BOARD - REPAYMENT TO FUND - INTEREST RATES. Any school district within the state shall have power and authority to enter into contracts with the board to lease as lessee from the board, any school building constructed or improved by the board, for a term not exceeding thirty years, at such rental or rentals as may be determined by the board, and upon the completion of said school building the school district shall have power and authority to lease as lessee any school building completed by the board for a term, with respect to each not exceeding thirty years, at such rental or rentals as may be determined by the board. Such rental or rentals shall be applied on the total cost of the construction or improvement for such district until the full amount expended by the board shall have been repaid together with two and one-half percent interest per annum. Provided, that loans made pursuant to this chapter after July 1, 1981, shall be repaid with interest at the rate of six percent per annum. Any unexpended proceeds of any bond issue of any school district may be paid over to the fund in the form of advance rentals under such contract. Upon full payment of all rentals by


JOURNAL OF THE SENATE

the school district, the board shall execute and deliver such deeds or bills of sale as may be necessary to transfer complete title and interest to the school district."

On page 1, line 7, delete the numerals "3,000,000" and insert in lieu thereof the numerals "5,000,000"

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Lips

Senate Bill No. 2092 was placed on the 6th

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

Mr. PRESIDENT: Your Committee on INDUSTRY, BUSINESS AND LABOR

to whom was referred Senate Bill No. 2114

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 2, line 15, after the first word "of" delete the word "that" and insert in lieu thereof the words "one-half of the"

On page 2, line 22, after the word "By" delete the words "no part" and insert in lieu thereof the word "one-half"


On page 2, line 27, after the parenthesis, delete the semi-colon and insert in lieu thereof a period and delete the word "or"

On page 2, delete lines 28 through 35

On page 3, delete lines 1 through 7

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Reiten

Senate Bill No. 2114 was placed on the Sixth

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

Mr. President: Your Committee on Judiciary

to whom was referred Senate Bill No. 2161

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, after the semicolon insert the following: "to repeal section 16-20-12 of the North Dakota Century Code, relating to where a violation of section 16-20-08 may be prosecuted;"

On page 1, line 12, after the period, insert the following: "1."

On page 1, line 17, overstrike the numeral "1." and insert in lieu thereof the letter "a."

On page 1, line 19, overstrike the numeral "2." and insert in lieu thereof the letter "b."

On page 1, line 21, overstrike the numeral "3." and insert in lieu thereof the letter "c."

On page 1, line 23, overstrike the numeral "4." and insert in lieu thereof the letter "d."

On page 1, line 26, overstrike the numeral "5." and insert in lieu thereof the letter "e."

On page 2, after line 9, insert the following:

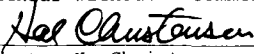
- "2. Nothing in this section shall be construed to prohibit the establishment and administration of, or solicitation of contributions to, a separate and segregated fund to be utilized for political purposes by a corporation, cooperative association, or labor organization. It shall be unlawful for:
- a. The person or persons controlling such a fund to make contributions or expenditures utilizing money or anything of value secured by physical force, job discrimination, financial reprisals, or the threat of them; or utilizing money from dues, fees, treasury funds, or other money required as a condition of membership in an association, or as a condition of employment; or utilizing money obtained in any commercial transaction.
 - b. Any person soliciting an employee or member for a contribution to such a fund to fail to inform the employee or member of the political purposes of the fund at the time of the solicitation.
 - c. Any person soliciting an employee or member for a contribution to such a fund to fail to inform the employee or member, at the time of the solicitation, of his right to refuse to contribute without any reprisal.
 - d. Any solicitation to be made in a manner that allows the corporation, cooperative association, or labor organization to determine who does and who does not make a contribution in response to the solicitation.
3. If an officer, employee, agent, attorney, or other representative of a corporation, cooperative association, or labor organization makes any contribution prohibited by this section out of corporate, cooperative association, or labor organization funds or otherwise violates the provisions of this section, it shall be prima facie evidence of a violation by the corporation, cooperative association, or labor organization.
4. A violation of the provisions of this section may be prosecuted in the county where the contribution is made, or in any county in which it has been paid or distributed."

On page 2, after line 30, insert the following new section:

"SECTION 3. REPEAL. Section 16-20-12 of the North Dakota Century Code is hereby repealed."

And renumber the lines, sections, and pages accordingly

And when so amended be placed on calendar without recommendation


 Senator H. Christensen Chairman

Senate Bill No. 2161 was placed on the sixth

Mr. PRESIDENT : Your Committee on INDUSTRY, BUSINESS, & LABOR
to whom was referred SENATE Bill No. 2228

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 word "reenact" delete the word "section" and insert in lieu thereof the word "sections" and after the numerals "65-05.2-02" insert the word and numerals "and 65-05.2-03"

On page 1, line 3, after the word "benefits" insert the words "and payment from the supplementary benefit fund"

On page 1, line 14, delete the word "thirty" and insert in lieu thereof the word "twenty-five"

On page 1, line 20, delete the word "thirty" and insert in lieu thereof the word "twenty-five"


On page 2, after line 3, add the following new section:

"SECTION 3. AMENDMENT. Section 65-05.2-03 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

65-05.2-03. PAYMENT OF SUPPLEMENTARY BENEFITS FROM THE SUPPLEMENTARY BENEFIT FUND. The payment of supplementary benefits to eligible recipients shall be made by the bureau from the supplementary benefit fund. If the supplementary benefit fund is inadequate to pay the full amount of supplementary benefits to an eligible recipient, the levels of supplementary benefits shall be prorated for all eligible recipients. The bureau shall not be required to provide a reserve in the fund to pay liability incurred as a result of such supplementary benefits."

And renumber the lines accordingly

And when so amended recommends the same do pass.



Senator Reiten Chairman
SENATE Bill No. 2228 was placed on the Sixth

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

Mr. PRESIDENT : Your Committee on AGRICULTURE
to whom was referred Senate Bill No. 2233

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 the third comma, delete the word "and" and after the numerals "10-06-10" insert the numerals "10-06-11, 10-06-12, ~~10-06-13~~, and 10-06-14"

On page 1, line 11, after the word "penalty" insert a semicolon and insert the words "and declaring an emergency"

On page 1, line 20, after the word "from" insert the words "owning or leasing land used for farming or ranching and from"

On page 2, line 24, after the word "a" insert the word "domestic"

On page 3, line 1, after the word "shareholder" delete the words "or member, other than a trust or" and insert in lieu thereof the following:

"is an individual, except that any of the following may also be shareholders:

- a. A trust for the benefit of an individual or a class of individuals who are related to a shareholder or member of the corporation within the degrees of kinship specified in this section.
- b. An estate of a decedent who was related to a shareholder or member of the corporation within the degrees of kinship specified in this section."

On page 3, delete line 2

On page 3, line 8, after the word "ranch" insert the words "and at least one of its shareholders or members shall be an individual residing on or operating the farm or ranch:"

On page 3, line 9, after the period, delete the words "At least fifty-one percent of the gross income of the" and insert in lieu thereof the following:

"An annual average of at least sixty-five percent of the corporation's gross income over the previous five years, or for each year of its existence, if less than five years, shall have been derived from farming or ranching operations"

On page 3, delete line 10

On page 3, line 11, delete the word "operations"

On page 3, after line 17, insert the following:

"Every corporation engaged in farming or ranching after June 30, 1981, shall keep a record of transfers of shares or transfers of interests in the corporation. The corporation's secretary shall therein cause to be recorded all transfers of shares or transfers of interests among and between the corporation and its respective shareholders or holders of interest. Such record shall contain at least the following: The names of the transferor and transferee, their relationship, the number of shares or the percentage of interests transferred and the date of the transfer."

On page 3, line 19, after the word "state" delete the words "an annual" and insert in lieu thereof the word "a" and after the word "report" insert the words "at the time of the filing of the corporation's articles of incorporation and, thereafter, annually,"

On page 4, after line 16, add the following:

"In addition, the corporation shall report the same information specified above as to any other shareholder or member since the last previous report."

On page 4, line 20, after the period, add the following:

"Upon receiving the annual reports required by this section, the secretary of state shall cause to be printed in a newspaper of general circulation in each county or counties wherein any land is owned or leased by each corporation filing a report the following: The names of each corporation and its respective shareholders or members as listed in the annual report and a statement to the effect that each of the corporations listed has filed in its annual report that it owns or leases land used for farming or ranching within the county and that a description of such lands is available for

inspection at the secretary of state's office."

On page 4, line 25, after the word "chapter" insert the words "or willfully files false information on any report required under this chapter"

On page 4, after line 25, add the following new Sections:

"SECTION 7. Section 10-06-10 of the North Dakota Century Code is hereby created and enacted to read as follows:

10-06-10. SECRETARY OF STATE TO TRANSMIT INFORMATION OF NONCOMPLIANCE. If the secretary of state shall find from the annual report that the corporation is not in compliance with the requirements of section 10-06-07, he shall transmit such information to the attorney general and the governor.

SECTION 8. Section 10-06-11 of the North Dakota Century Code is hereby created and enacted to read as follows:

10-06-11. TAX COMMISSIONER TO COMPARE RETURNS AND REPORTS. Each year the tax commissioner shall select at random at least five percent of the income tax returns filed by corporations which report on income from farming or ranching operations and shall compare such returns with the annual report required to be filed with the secretary of state by section 10-06-08 and shall forward any apparent violations to the attorney general and the governor.

SECTION 9. Section 10-06-12 of the North Dakota Century Code is hereby created and enacted to read as follows:

10-06-12. ATTORNEY GENERAL TO CONDUCT RANDOM COMPLIANCE PROGRAM. Each year the attorney general shall select at random at least five percent of the total number of corporations authorized by this chapter for requests for information to determine compliance with this chapter. For such purpose, the attorney general may request affidavits, stock transfer records, certified copies of marriage licenses, birth certificates, deeds, leases and such other records and documents as shall be necessary to determine compliance."

On page 4, line 26, after the word "SECTION" delete the numeral "7" and insert in lieu thereof the numeral "10" and after the word "Section" delete the numerals "10-06-10" and insert in lieu thereof the numerals "10-06-13"

On page 5, line 17, after the word "law" insert the words "including enjoining the corporation from completing performance on the remainder of any leasehold which is in violation of this chapter"

On page 5, line 25, after the period, add the following:

"In the interim such land shall be leased to persons actually engaged in farming or ranching and a disposal shall not be to a corporation other than a corporation authorized under the provisions of this chapter. Any corporation continuing to violate the provisions of this chapter shall be dissolved by the attorney general in accordance with the provisions of the laws of this state."

On page 5, after line 25, add the following new section:

"SECTION 11. Section 10-06-14 of the North Dakota Century Code is hereby created and enacted to read as follows:

10-06-14. PRIVATE ENFORCEMENT. This chapter may be enforced in the same manner as provided in section 10-06-12 by any corporation authorized by this chapter or any resident of legal age of a county in which the land owned or leased by

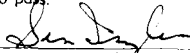
a corporation in violation of this chapter is located. if such action is successful, all costs of the action shall be assessed against the defendant and a reasonable attorney fee shall be allowed the plaintiff, and, should judgment be rendered for the defendant, such costs and a reasonable attorney fee for the defendant shall be paid by the plaintiff."

On page 5, line 26, after the word "SECTION" delete the numeral "8" and insert in lieu thereof the numeral "12"

On page 5, after line 28, insert the following new section:

"SECTION 13. EMERGENCY. This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And when so amended recommends the same do pass.



Senator Iszler Chairman

Senate Bill No. 2233 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. 2257

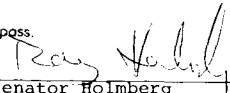
Has had the same under consideration and recommends that the same

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

be amended as follows:

On page 3, line 3 delete the word "provided" and insert the word "provide"

And when so amended recommends the same do pass.



Senator Holmberg Chairman

SENATE Bill No. 2257 was placed on the Sixth

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

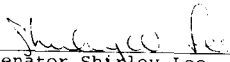
Mr. President Your Committee on Natural Resources

to whom was referred Senate Bill No. 2268

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:



Senator Shirley Lee Chairman

Senate Bill No. 2268 was placed on the eleventh

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. 2301

Has had the same under consideration and recommends that the same

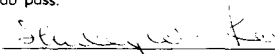
- do pass do not pass be placed on calendar without recommendation

be amended as follows:

- On page 1, line 12, delete the word "four" and insert in lieu thereof the word "seven"
- On page 1, line 13, delete the word "eighty" and insert in lieu thereof the word "twenty"
- On page 1, line 17, after the word "permits" insert the words "from the Missouri River or to applications"
- On page 1, line 18, following the period, insert the words "For the purpose of this section, the seven hundred twenty acre-feet of water limitation shall apply per family unit."

And renumber the lines accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Lee

Senate Bill No. 2301 was placed on the sixth

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

Mr. PRESIDENT: Your Committee on TRANSPORTATION
to whom was referred SENATE Bill No. 2363

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 words "the highway"
- On page 1, line 6, delete the word "patrol" and insert in lieu thereof the words "law enforcement officers"
- On page 2, line 18, delete the words "highway patrol" and after the word "any" insert the words "authorized law enforcement"
- On page 2, line 21, delete the words "in a location"
- On page 2, delete line 22
- On page 2, line 23, delete the words "traffic or"
- On page 2, line 26, delete the words "provide for the" and insert in lieu thereof the words "place a written warning on"
- On page 2, line 27, delete the words "removal of" and "to the nearest garage or other" and insert after the word "vehicle" the words "for the first offense and thereafter an authorized traffic citation may be issued."
- On page 2, delete line 28
- On page 2, line 35, delete the word "place" and after the word "may" insert the words "authorize the purchase and placement by the director of institutions of"
- On page 3, line 7, delete the comma
- On page 3, delete line 8
- On page 3, line 9, delete the words "authorized persons"
- And renumber the lines accordingly

And when so amended recommends the same do pass.

J. C. Solberg
Chairman
SENATOR SOLBERG

SENATE Bill No. 2363 was placed on the 6th

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. 2377

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 19, delete the word "changes" and insert the words "any decreases"

On page 1, line 20, after the second comma insert the words "reduced by any discretionary salary increase authorized by the county commissioners pursuant to this section,"

On page 1, line 21, after the word "office" insert the words "when filled on a full-time basis"

On page 2, line 25, deleted the word "changes" and insert the words "any decreases"

On page 2, line 27, after the second comma insert the words "reduced by any discretionary salary increase authorized by the county commissioners pursuant to section 11-10-10,"

On page 2, line 28, after the word "office" insert the words "when filled on a full-time basis"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

Greg Holmberg
Chairman
Senator Holmberg

SENATE Bill No. 2377 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. 2380

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
Senator Shirley Lee

Senate Bill No. 2380 was placed on the eleventh

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

Mr. President: Your Committee on Appropriations

to whom was referred Senate Bill No. 2406

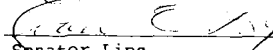
Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

- On page 1 of the engrossed bill, line 3, delete the word "grant" and insert in lieu thereof the word "loan"
 - On page 1 of the engrossed bill, line 4, delete the words "from oil"
 - On page 1 of the engrossed bill, line 11, delete the word "GRANT" and insert in lieu thereof the word "LOAN"
 - On page 1 of the engrossed bill, line 14, delete the word "grants" and insert in lieu thereof the word "loans"
 - On page 1 of the engrossed bill, line 16, delete the words "from oil"
 - On page 1 of the engrossed bill, line 17, delete the word "grants" and insert in lieu thereof the word "loans"
 - On page 1 of the engrossed bill, line 20, after the period insert the following new sentence: "The loans, plus annual interest in the amount of six percent, shall be repaid by the school districts as provided for in the loan agreements and those funds shall be deposited in the lands and minerals trust fund established pursuant to section 15-08.1-08."
 - On page 1 of the engrossed bill, line 21, delete the word "grant" and insert in lieu thereof the word "loan"
 - On page 1 of the engrossed bill, line 28, delete the word "grants" and insert in lieu thereof the word "loans"
 - On page 2 of the engrossed bill, line 1, delete the words "from oil"
- And renumber the lines accordingly

And when so amended recommends the same do pass.


Senator Lips Chairman

Senate Bill No. 2406 was placed on the 6th

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


Mr. President: Your Committee on Judiciary

to whom was referred Senate Bill No. 2411

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:


Senator H. Christensen Chairman

Senate Bill No. 2411 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. 2417

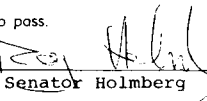
Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

On page 1, line 11, delete the word "shall" and insert the word "may"

And when so amended recommends the same do pass.

 Chairman

SENATE _____ Bill No 2417 _____ was placed on the Sixth _____

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

Mr. President _____: Your Committee on Judiciary _____

to whom was referred Senate Bill No. 2424 _____

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 words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to amend and reenact sections 16-09-01 and 16-21-01 of the North Dakota Century Code, relating to the use of voting machines in all election precincts.

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

SECTION 1. AMENDMENT. If House Bill No. 1225 is not approved by the forty-seventh legislative assembly or for some other reason does not take effect, then section 16-09-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-09-01. BOARD OF COUNTY COMMISSIONERS MAY DIVIDE COUNTY INTO PRECINCTS - COMBINE CITIES WITH TOWNSHIPS UNDER CERTAIN CONDITIONS-PRESERVATION OF BOUNDARIES - ~~NUMBER-OF-ELECTORS--~~ WHEN MAY REDIVIDE, ANNEX, VACATE OR COMBINE VOTING PRECINCTS - ELECTION INSPECTORS DESIGNATED. The board of county commissioners may divide the county into precincts and establish the boundaries of the same except that within the boundaries of incorporated cities the governing body of such cities shall divide the cities into precincts and establish their boundaries pursuant to the provisions of title 40.

The entirety of civil townships or cities shall be preserved as precincts except when such preservation would be in conflict with the provisions of this chapter. In such case, the civil township or city, except as provided in this chapter, shall be divided into two or more precincts, but in no case shall a precinct be composed of parts of two civil townships, or part of a township and of a city, except as provided in this chapter. ~~No-precinct-in-which-voting-machines-are-not-used-shall-contain-more-than-five-hundred-electors.~~ It is further provided that the board of county commissioners may redivide the county into precincts, annex an existing precinct to another existing precinct, or combine two or more existing precincts one to another when:

1. A petition signed by seventy percent of the electors residing within an existing precinct is presented requesting such existing precinct to be annexed to and become a part of another existing precinct;
2. In the board's discretion, prompted by inaccessibility of polling places, difficulty

JOURNAL OF THE SENATE

in obtaining election boards, or economic infeasibility, an existing precinct may be annexed to and become a part of another existing precinct; or

3. The board of county commissioners may combine in their entirety two or more adjoining civil townships into one voting precinct with a common polling place for all elections other than township or school district elections or as otherwise provided by this chapter.

In the case of precincts which are combined, the board of county commissioners shall designate the person to be the inspector of elections of the new voting precinct. In the case where one precinct is annexed to another, the inspector of elections of the annexing precinct shall be the inspector of elections for the new precinct.

Notwithstanding other provisions of law, and for the purpose of statewide elections and the election of precinct committeemen, the county commissioners shall have the further authority to combine a city with an adjacent civil township, which wholly or partially encompasses such city, into one voting precinct, when the votes cast in the city for governor in the preceding election were less than three hundred and the total vote for governor at the previous election of the city and township to be combined would not exceed three hundred votes. If a city is partially encompassed by more than one civil township, the county commissioners shall select the civil township which will be combined with the city by taking into account accessibility of roads, trade area and compactness.

The county commissioners shall appoint the inspector for such combined voting precinct. The judges and clerks shall be appointed as otherwise provided by law.

If the vote in the combined voting precincts at a later date exceeds four hundred and upon request of the city governing body, the board of county commissioners shall restore the city to a separate voting precinct.

SECTION 2. AMENDMENT. If House Bill No. 1225 is not approved by the forty-seventh legislative assembly or for some other reason does not take effect, then section 16-21-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

16-21-01. **VOTING MACHINES AUTHORIZED IN-6177 PRECINCTS.** The use of voting machines, in accordance with the provisions of this chapter, is hereby authorized in any ~~city~~ election precinct upon finding and declaration by resolution of the city or township governing body of the city, and also of the board of county commissioners of the county in which such ~~city~~ election precinct is located, that such use is advisable or necessary in such that precinct and procurement of such machines. ~~Thereafter, the machines shall be procured, on a temporary or permanent basis, under such terms and conditions, including assumption and division of cost of acquisition and maintenance by the city or township and county, as may be agreed upon by the respective boards, and such governing bodies.~~ The machines may thereupon then be used in any state, county, city, or district election in such that precinct or other voting area of which such precinct is a part."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

H. Christensen Chairman
Senator H. Christensen

Senate Bill No. 2424 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 Concurrent Resolution 4038

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 Lee Chairman
Senator Shirley Lee

Senate Concurrent Resolution 4038 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 Concurrent Resolution No. 4048

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:

Iszler Chairman
Senator Iszler

Senate Concurrent Resolution No. 4048 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 HOUSE Bill No. 1078

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:

Holmberg Chairman
Senator Holmberg

HOUSE Bill No. 1078 was placed on the Fourteenth

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

Mr. PRESIDENT: Your Committee on POLITICAL SUBDIVISIONS

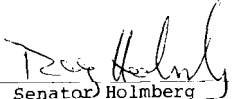
to whom was referred HOUSE Bill No. 1082

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

JOURNAL OF THE SENATE

be amended as follows:



Senator Holmberg Chairman

HOUSE Bill No. 1082 was placed on the Fourteenth

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

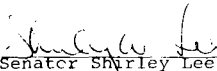
Mr. President: Your Committee on Natural Resources

to whom was referred House Bill No. 1099

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:



Senator Shirley Lee Chairman

House Bill No. 1099 was placed on the fourteenth

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

Mr. PRESIDENT: Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1138

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 5 line 13 of the engrossed bill, delete "It" and insert in lieu thereof "The carrier"

On page 5, line 15 of the engrossed bill, delete "It" and insert in lieu thereof "The carrier"

And when so amended recommends the same do pass



SENATOR SOLBERG Chairman

HOUSE Bill No. 1138 was placed on the 6th

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

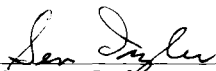
Mr. PRESIDENT: Your Committee on AGRICULTURE

to whom was referred House Bill No. 1139

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:



Senator Iszler Chairman

FRIDAY, FEBRUARY 13, 1981

667

House Bill No. 1139 was placed on the Fourteenth

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

Mr. PRESIDENT: Your Committee on AGRICULTURE

to whom was referred House Bill No. 1140

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:

Senator Iszler Chairman

House Bill No. 1140 was placed on the Fourteenth

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

Mr. PRESIDENT: Your Committee on TRANSPORTATION

to whom was referred HOUSE Bill No. 1154

Has had the same under consideration and recommends that the same

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

[X] be amended as follows:

On page 1, line 10 of the engrossed bill overstrike "MINIMUM RATES"

On page 2, of the engrossed bill overstrike lines 6 through 9

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

SENATOR SOLBERG Chairman

HOUSE Bill No. 1154 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 House Bill No. 1191

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:

Senator Shirley Lee Chairman

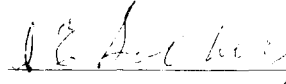
House Bill No. 1191 was placed on the fourteenth

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

Mr. PRESIDENT : Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1299

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


HOUSE Bill No. 1299 was placed on the 14th

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

Mr. PRESIDENT : Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1309

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

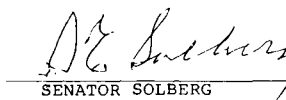
HOUSE Bill No. 1309 was placed on the 14th

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

Mr. PRESIDENT : Your Committee on TRANSPORTATION
to whom was referred HOUSE Bill No. 1456

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

HOUSE Bill No. 1456 was placed on the 14th

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

MOTIONS

Senator Solberg moved that the Senate Bill No. 2204 be re-referred to the Committee on Transportation, which motion prevailed.

Senator Iszler moved that Senate Bills Nos. 2321 and 2361 be returned to the Senate floor from the Committee on Agriculture, which motion prevailed.

Senator Iszler requested the unanimous consent of the Senate to withdraw Senate Bills Nos. 2321 and 2361. There being no objection, it was so ordered by the President.

SECOND READING OF SENATE BILLS

Senate Bill No. 2428. — A Bill for an Act to create and enact a new subsection to section 57-02-08 of the North Dakota Century Code, relating to exemption of property from taxation; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 50, nays 0, absent and not voting 0.

NORTH DAKOTA SENATE											
REGULAR SESSION									1981 LEGISLATURE		
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ADAMS			• GROETBERG			• NELSON			• STREIBEL		
• ALBERS			• HANSON			• NETHING			• STROMME		
• BAKWELL			• HOLMBERG			• OLIN			• TALLACKSON		
• BARTH			• ISZLER			• PARKER			• TENNEFOS		
• BERUBE			• LASHKOWITZ			• PETERSON			• THANE		
• CHRISTENSEN, H. JS			• LEE			• QUAIL			• TIERNEY		
• CHRISTENSEN, R. JW			• LEIBHAN			• REDLIN			• TWETEN		
• CUSSONS			• LIPS			• REITEN			• VOSPER		
• 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.

MOTIONS

Senator Nething moved that Senate Bill No. 2428 be reprinted in the minimum amount, which motion prevailed.

Senator Parker moved that the Senate reconsider the action whereby Senate Bill No. 2270 lost, which motion prevailed on a division vote.

Senator Parker moved that Senate Bill No. 2270 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2270. — A Bill for an Act making an appropriation and transfer from the general fund to the state revenue sharing fund to recover the loss of revenue to the fund due to the passage of an initiated measure granting an energy cost relief credit on state income tax returns.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 29, nays 21, absent and not voting 0.

NORTH DAKOTA SENATE											
REGULAR SESSION									1981 LEGISLATURE		
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ADAMS			• GROETBERG			• NELSON			• STREIBEL		•
• ALBERS			• HANSON			• NETHING			• STROMME		
• BAKWELL			• HOLMBERG			• OLIN			• TALLACKSON		
• BARTH			• ISZLER			• PARKER			• TENNEFOS		•
• BERUBE			• LASHKOWITZ			• PETERSON		•	• THANE		
• CHRISTENSEN, H. JS			• LEE			• QUAIL			• TIERNEY		
• CHRISTENSEN, R. JW			• LEIBHAN			• REDLIN			• TWETEN		•
• CUSSONS			• LIPS			• REITEN			• VOSPER		
• 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.

Senator Melland moved that Rule 335, the interpretation of when the vote is closed, be re-referred to the Rules Committee, which motion prevailed.

Senator Wright moved that the vote by which Senate Bill No. 2270

was passed, be reconsidered and the motion to reconsider be laid on the table.

Senator Melland requested a recorded roll call vote on the motion that the vote by which Senate Bill No. 2270 was passed be reconsidered and the motion to reconsider be laid on the table, which request was granted.

ROLL CALL

The question being on the motion to adopt the clincher motion to Senate Bill No. 2270, the roll was called and there were 19 ayes, 31 nays, absent and not voting 0.

NORTH DAKOTA SENATE									
REGULAR SESSION			ROLL-CALL			1981 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
		•	•	GROTBORG		•	NELSON	•	STREIBEL
•	ADAMS		•	HANSON	•	•	NETHING	•	STROMME
•	ALBERS		•	HOLMBERG		•	•	•	TALLACKSON
•	BAKEWELL		•	ISZLER		•	•	•	TENNEFOS
•	BARTH		•	LASHKOWITZ	•	•	•	•	THANE
•	BERUBE		•	LEE	•	•	•	•	TIERNEY
•	CHRISTENSEN, H. JS		•	LEIBHAN		•	•	•	TWETEN
•	CHRISTENSEN, R. JM		•	LIPS		•	•	•	VOSPER
•	CUSSONS		•	LODDEN		•	•	•	WALSH
•	DOTZENROD		•	MELLAND		•	•	•	WENSTROM
•	DYKSHOORN		•	MOORE		•	•	•	WRIGHT
•	ERICKSON		•	MUTCH		•	•	•	MR. PRESIDENT
•	FRITZELL		•	NAADEN		•	•	•	
•	GOODMAN		•			•	•	•	
						•	•	•	

The clincher motion lost.

Senate Bill No. 2028. — A Bill for an Act making an appropriation for defraying the expenses of the highway patrol and the various divisions thereof of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 50, nays 0, absent and not voting 0.

NORTH DAKOTA SENATE									
REGULAR SESSION			ROLL-CALL			1981 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
•	ADAMS		•	GROTBORG		•	NELSON	•	STREIBEL
•	ALBERS		•	HANSON		•	NETHING	•	STROMME
•	BAKEWELL		•	HOLMBERG		•	•	•	TALLACKSON
•	BARTH		•	ISZLER		•	•	•	TENNEFOS
•	BERUBE		•	LASHKOWITZ	•	•	•	•	THANE
•	CHRISTENSEN, H. JS		•	LEE		•	•	•	TIERNEY
•	CHRISTENSEN, R. JM		•	LEIBHAN		•	•	•	TWETEN
•	CUSSONS		•	LIPS		•	•	•	VOSPER
•	DOTZENROD		•	LODDEN		•	•	•	WALSH
•	DYKSHOORN		•	MELLAND		•	•	•	WENSTROM
•	ERICKSON		•	MOORE		•	•	•	WRIGHT
•	FRITZELL		•	MUTCH		•	•	•	MR. PRESIDENT
•	GOODMAN		•	NAADEN		•	•	•	
						•	•	•	

So the bill passed and the title was agreed to.

Senate Bill No. 2054. — A Bill for an Act to amend and reenact section 52-06-04 of the North Dakota Century Code, relating to 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 45, absent and not voting 1.

NORTH DAKOTA SENATE									
REGULAR SESSION			ROLL-CALL			1981 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
	ADAMS	•		GROTBORG	•		NELSON	•	STREIBEL
	ALBERS	•		HANSON	•		NETHING	•	STROMME

BAKEWELL	•	HOLMBERG	•	OLIN	•	TALLACKSON	•
BARTH	•	ISLER	•	PARKER	•	TENNEFOS	•
BERUBE	•	LASHKOWITZ	•	PETERSON	•	THANE	•
CHRISTENSEN, H #5	•	LEE	•	QUAIL	•	TIERNEY	•
CHRISTENSEN, R #36	•	LEIBMAN	•	REDLIN	•	TWETEN	•
CUSSONS	•	LIPS	•	REITEN	•	VOSPER	•
DOTZENROD	•	LOODEN	•	ROEN	•	WALSH	•
DYKSHOORN	•	MELLAN	•	SHABLOW	•	WENSTROM	•
ERICKSON	•	MOORE	•	SOLBERG	•	WRIGHT	•
FRITZELL	•	MUTCH	•	SORUM	•	MR. PRESIDENT	•
GOODMAN	•	NAADEN	•	STENEHJEM	•		

Senate Bill No. 2054 was declared lost.

Senate Bill No. 2055. — A Bill for an Act to amend and reenact 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 44, absent and not voting 2.

REGULAR SESSION						1981 LEGISLATURE					
NORTH DAKOTA SENATE ROLL-CALL											
YEAS	N-V	NAYS	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	•		ISLER	•		PARKER	•		TENNEFOS	•	
BERUBE	•		LASHKOWITZ	•		PETERSON	•		THANE	•	
CHRISTENSEN, H #5	•		LEE	•		QUAIL	•		TIERNEY	•	
CHRISTENSEN, R #36	•		LEIBMAN	•		REDLIN	•		TWETEN	•	
CUSSONS	•		LIPS	•		REITEN	•		VOSPER	•	
DOTZENROD	•		LOODEN	•		ROEN	•		WALSH	•	
DYKSHOORN	•		MELLAN	•		SHABLOW	•		WENSTROM	•	
ERICKSON	•		MOORE	•		SOLBERG	•		WRIGHT	•	
FRITZELL	•		MUTCH	•		SORUM	•		MR. PRESIDENT	•	
GOODMAN	•		NAADEN	•		STENEHJEM	•				

Senate Bill No. 2055 was declared lost.

Senate Bill No. 2094. — A Bill for an Act to amend and reenact section 57-38-01.7 of the North Dakota Century Code, relating to an income tax credit for contributions to noncommercial educational broadcasting organizations; and providing an effective date.

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 0, nays 49, absent and not voting 1.

REGULAR SESSION						1981 LEGISLATURE					
NORTH DAKOTA SENATE ROLL-CALL											
YEAS	N-V	NAYS	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	•		ISLER	•		PARKER	•		TENNEFOS	•	
BERUBE	•		LASHKOWITZ	•		PETERSON	•		THANE	•	
CHRISTENSEN, H #5	•		LEE	•		QUAIL	•		TIERNEY	•	
CHRISTENSEN, R #36	•		LEIBMAN	•		REDLIN	•		TWETEN	•	
CUSSONS	•		LIPS	•		REITEN	•		VOSPER	•	
DOTZENROD	•		LOODEN	•		ROEN	•		WALSH	•	
DYKSHOORN	•		MELLAN	•		SHABLOW	•		WENSTROM	•	
ERICKSON	•		MOORE	•		SOLBERG	•		WRIGHT	•	
FRITZELL	•		MUTCH	•		SORUM	•		MR. PRESIDENT	•	
GOODMAN	•		NAADEN	•		STENEHJEM	•				

Senate Bill No. 2094 was declared lost.

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

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 10, nays 39, absent and not voting 1.

NORTH DAKOTA SENATE											
REGULAR SESSION						1981 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●			●
ADAMS		●	GROETBERG		●	NELSON		●	STREIBEL		●
ALBERS		●	HANSON		●	NETHING		●	STROMME		●
BAKEWELL		●	HOLMBERG		●	OLIN		●	TALLACKSON		●
BARTH		●	ISLER		●	PARKER		●	TENNEFOS		●
BERUBE		●	LASKOWITZ		●	PETERSON		●	THANE		●
CHRISTENSEN, H. JS		●	LEE		●	QUAIL		●	TIERNEY		●
CHRISTENSEN, R. FM		●	LEIBHAN		●	REDLIN		●	TWETEN		●
● CUSSONS		●	LIPS		●	REITEN		●	VOSPER		●
DOTZENROD		●	LODDEN		●	ROEN		●	WALSH		●
DYKSHOORN		●	MELLAND		●	SHABLOW		●	WENSTROM		●
ERICKSON		●	MOORE		●	SOLBERG		●	WRIGHT		●
FRITZELL		●	MUTCH		●	SORUM		●	MR. PRESIDENT		●
GOODMAN		●	NAADEN		●	STENEHJEM		●			

Senate Bill No. 2194 was declared lost.

Senate Bill No. 2205. — A Bill for an Act to create and enact two new sections to chapter 49-09 and a new section to chapter 49-17.1 of the North Dakota Century Code, relating to definitions, to the purchase of railroad rolling stock, equipment and machinery, and to payments dependent upon state funds; and to amend and reenact sections 10-15-02, 49-09-04.1, 49-09-04.2, 49-09-11.1, 49-09-11.2, 49-09-11.4, 49-09-11.5, 49-17.1-03, 49-17.1-04, and 49-17.1-05 of the North Dakota Century Code, relating to the purposes of cooperatives, to the acquisition and transfer of abandoned railway lines, to lessee and landowner options to acquire abandoned right of way, to negotiations for reopening railway lines abandoned or intended to be abandoned, to authority in dealing with abandoned railway lines, to interstate commerce commission certificates, to application for financial assistance, to the use of public and private funds, and to subsidies for railway lines.

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

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 5, nays 45, absent and not voting 0.

NORTH DAKOTA SENATE											
REGULAR SESSION						1981 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●			●
ADAMS		●	GROETBERG		●	NELSON		●	STREIBEL		●
ALBERS		●	HANSON		●	NETHING		●	STROMME		●
BAKEWELL		●	HOLMBERG		●	OLIN		●	TALLACKSON		●
BARTH		●	ISLER		●	PARKER		●	TENNEFOS		●
BERUBE		●	LASKOWITZ		●	PETERSON		●	THANE		●
CHRISTENSEN, H. JS		●	LEE		●	QUAIL		●	TIERNEY		●
CHRISTENSEN, R. FM		●	LEIBHAN		●	REDLIN		●	TWETEN		●
CUSSONS		●	LIPS		●	REITEN		●	VOSPER		●
DOTZENROD		●	LODDEN		●	ROEN		●	WALSH		●
DYKSHOORN		●	MELLAND		●	SHABLOW		●	WENSTROM		●
● ERICKSON		●	MOORE		●	SOLBERG		●	WRIGHT		●
FRITZELL		●	MUTCH		●	SORUM		●	MR. PRESIDENT		●
GOODMAN		●	NAADEN		●	STENEHJEM		●			

Senate Bill No. 2205 was declared lost.

Senate Bill No. 2256. — A Bill for an Act to amend and reenact subsection 4 of section 28-01-18 of the North Dakota Century Code, relating to actions having two-year limitations.

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 6, absent and not voting 0.

NORTH DAKOTA SENATE								
ROLL-CALL								
REGULAR SESSION			1981 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROETBERG			● 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			● 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. 2267. — A Bill for an Act to amend and reenact sections 40-22-15, 40-22-17, 40-47-04, and 40-47-05 of the North Dakota Century Code, relating to personal notification of property owners affected by proposed improvements or zoning changes.

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 46, absent and not voting 0.

NORTH DAKOTA SENATE								
ROLL-CALL								
REGULAR SESSION			1981 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROETBERG			● 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			● LODDEN			● ROEN		● WALSH
● DYKSHOORN			● MELLAND			● SHABLOW		● WENSTROM
● ERICKSON			● MOORE			● SOLBERG		● WRIGHT
● FRITZELL			● MUTCH			● SORUM		MR. PRESIDENT
● GOODMAN			● NAADEN			● STENEHJEM		

Senate Bill No. 2267 was declared lost.

Senate Bill No. 2271. — A Bill for an Act to amend and reenact sections 37-14-03.3, 37-14-06, and 37-14-07 of the North Dakota Century Code, relating to the veterans' aid fund; 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 49, nays 0, absent and not voting 1.

NORTH DAKOTA SENATE								
ROLL-CALL								
REGULAR SESSION			1981 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROETBERG			● 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			● 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. 2330. — A Bill for an Act to amend and reenact sections 7-02-04 and 47-14-09 of the North Dakota Century Code, relating to the definitions of usury, and usury rates; and to repeal subsection 1 of section 13-03.1-15 and chapter 13-04 of the North Dakota Century Code, relating to installment payment charges and bank installment loans.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 50, nays 0, absent and not voting 0.

NORTH DAKOTA SENATE											
REGULAR SESSION									1981 LEGISLATURE		
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
●			●			●			●		
ADAMS			GROTBERG			NELSON			STREIBEL		
●			●			●			●		
ALBERS			HANSON			●			●		
BAKEWELL			HOLMBERG			●			●		
●			●			●			●		
BARTH			ISZLER			●			●		
●			●			●			●		
BERUBE			LASHKOWITZ			●			●		
●			●			●			●		
CHRISTENSEN, H. JS			●			●			●		
●			●			●			●		
CHRISTENSEN, R. JM			LEIBMAN			●			●		
●			●			●			●		
CUSONS			LIPS			●			●		
●			●			●			●		
DOTZENROD			LOODEN			●			●		
●			●			●			●		
DYKSHOORN			MELLAND			●			●		
●			●			●			●		
ERICKSON			MOORE			●			●		
●			●			●			●		
FRITZELL			MUTCH			●			●		
●			●			●			●		
GOODMAN			NAADEN			●			●		
			●			●			●		
						STENEHJEM			MR. PRESIDENT		

So the bill passed and the title was agreed to.

Senate Bill No. 2343. — A Bill for an Act to amend and reenact subsection 21 of section 57-38-01 and section 57-38-30 of the North Dakota Century Code, relating to the updating of the definition of federal taxable income for individuals, estates, trusts, and corporations, and to corporation income tax rates; and to provide an effective date.

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 0, nays 50, absent and not voting 0.

NORTH DAKOTA SENATE											
REGULAR SESSION									1981 LEGISLATURE		
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●			●			●			●
ADAMS			GROTBERG			NELSON			STREIBEL		
●			●			●			●		
ALBERS			HANSON			●			●		
●			●			●			●		
BAKEWELL			HOLMBERG			●			●		
●			●			●			●		
BARTH			ISZLER			●			●		
●			●			●			●		
BERUBE			LASHKOWITZ			●			●		
●			●			●			●		
CHRISTENSEN, H. JS			●			●			●		
●			●			●			●		
CHRISTENSEN, R. JM			LEIBMAN			●			●		
●			●			●			●		
CUSONS			LIPS			●			●		
●			●			●			●		
DOTZENROD			LOODEN			●			●		
●			●			●			●		
DYKSHOORN			MELLAND			●			●		
●			●			●			●		
ERICKSON			MOORE			●			●		
●			●			●			●		
FRITZELL			MUTCH			●			●		
●			●			●			●		
GOODMAN			NAADEN			●			●		
			●			●			●		
						STENEHJEM			MR. PRESIDENT		

Senate Bill No. 2343 was declared lost.

MOTION

Senator Holmberg moved that Senate Bill No. 2374 be laid over one legislative day, which motion prevailed.

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

election and term of office of district judges, and the designation of district court chambers.

Which has been read

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 49, nays 0, absent and not voting 1.

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			● NETHING			● STROMME		
● BAKEWELL			● HOLMBERG			● OLIN			● TALLACKSON		
● BARTH			● ISZLER			● PARKER			● TENNEFOS		
● BERUBE			● LASHKOWITZ			● PETERSON			● THANE		
● CHRISTENSEN, H. #5			● LEE			● QUAIL			● TIERNEY		
● CHRISTENSEN, R. #34			● LEIBHAN			● REDLIN			● TWETEN		
● CUSSONS			● LIPS			● REITEN			● VOSPER		
● DOTZENROD			● LODOEN			● ROEN			● WALSH		
● DYKSHOORN			● MELLAND			● SHABLOW			● WENSTROM		
● ERICKSON			● MOORE			● SOLBERG			● WRIGHT		
● FRITZELL			● MUTCH			● SORUM			MR. PRESIDENT		
● GOODMAR			● NAADEN			● STENEHJEM					

So the bill passed and the title was agreed to.

Senate Bill No. 2408. — A Bill for an Act to repeal chapter 35-11 of the North Dakota Century Code, relating to lien required for farm laborers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 49, nays 0, absent and not voting 1.

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			● NETHING			● STROMME		
● BAKEWELL			● HOLMBERG			● OLIN			● TALLACKSON		
● BARTH			● ISZLER			● PARKER			● TENNEFOS		
● BERUBE			● LASHKOWITZ			● PETERSON			● THANE		
● CHRISTENSEN, H. #5			● LEE			● QUAIL			● TIERNEY		
● CHRISTENSEN, R. #34			● LEIBHAN			● REDLIN			● TWETEN		
● CUSSONS			● LIPS			● REITEN			● VOSPER		
● DOTZENROD			● LODOEN			● ROEN			● WALSH		
● DYKSHOORN			● MELLAND			● SHABLOW			● WENSTROM		
● ERICKSON			● MOORE			● SOLBERG			● WRIGHT		
● FRITZELL			● MUTCH			● SORUM			MR. PRESIDENT		
● GOODMAR			● NAADEN			● STENEHJEM					

So the bill passed and the title was agreed to.

Senate Bill No. 2426. — A Bill for an Act regarding the powers and duties of the legislative council concerning a legislative budget, and setting out procedures therefor.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 38, nays 11, absent and not voting 1.

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			● NETHING			● STROMME		
● BAKEWELL			● HOLMBERG			● OLIN			● TALLACKSON		
● BARTH			● ISZLER			● PARKER			● TENNEFOS		
● BERUBE			● LASHKOWITZ			● PETERSON			● THANE		
● CHRISTENSEN, H. #5			● LEE			● QUAIL			● TIERNEY		
● CHRISTENSEN, R. #34			● LEIBHAN			● REDLIN			● TWETEN		
● CUSSONS			● LIPS			● REITEN			● VOSPER		

• DOTZENROD	• LODOEN	• ROEN	• WALSH
• DYKSHOORN	• MELLAND	• SHABLOW	• WENSTROM
• ERICKSON	• MOORE	• SOLBERG	• WRIGHT
• FRITZELL	• MUTCH	• SORUM	• MR. PRESIDENT
• GOODMAR	• NAADEN	• STENEHJEM	

So the bill passed and the title was agreed to.

MOTIONS

Senator Cussons moved that Senate Concurrent Resolution No. 4033 be laid over one legislative day, which motion prevailed.

Senator Reiten moved that House Bill No. 1390 be re-referred to the Committee on Industry, Business and Labor, which motion prevailed.

SECOND READING OF

SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4009. — A concurrent resolution directing improvements to the state of North Dakota's accounting and financial reporting system.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4009 was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4032. — A concurrent resolution urging the President and Congress to fund and implement immediately the mineral impact loan program authorized under section 317(c) of the Federal Land Policy and Management Act of 1976.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4032 was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4039. — A concurrent resolution requesting the Secretary of Agriculture to ensure that federal farm programs neither require nor encourage cultivation of highly erosive land.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4039 was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4040. — A concurrent resolution expressing the support of the North Dakota Legislative Assembly for the Pembilier Dam Project.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4040 was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4042. — A concurrent resolution directing the Legislative Council to study state statutes and regulatory requirements relating to all financial institutions.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4042 was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4043. — A concurrent resolution directing the Legislative Council to study the feasibility and desirability of state promotion of processing plants for North Dakota products within the state.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4043 was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4044. — A concurrent resolution directing the Legislative Council to study the feasibility of cooperative marketing efforts by the North Dakota Beef Commission, North

● CHRISTENSEN, H. JS	● LEE	● QUAIL	● TIERNEY
● CHRISTENSEN, R. FM	● LEIBHAN	● REDLIN	● TWETEN
● CUSSONS	● LIPS	● REITEN	● VOSPER
● DOTZENROD	● LODOEN	● ROEN	● WALSH
● DYKSHOORN	● MELLAND	● SHABLOW	● WENSTROM
● ERICKSON	● MOORE	● SOLBERG	● WRIGHT
● FRITZELL	● MUTCH	● SORUM	MR. PRESIDENT
● GOODMAIR	● NAADEN	● STENEHJEM	

So the bill passed and the title was agreed to.

House Bill No. 1101. — A Bill for an Act to create and enact section 47-30-02.1 of the North Dakota Century Code, relating to abandoned property of closed financial institutions; and to amend and reenact sections 6-03-13.5, 6-03-23, 6-03-37, 6-05-06, 6-07-38, and 6-07-46 of the North Dakota Century Code, relating to a bank's conversion, change in capital, reserves, and a trust company's directors' qualifying shares.

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 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROETBERG			● NELSON		● STREIBEL
● ALBERS			● HANSON			● NETHING		● STROMME
● BAKEWELL			● HOLMBERG			● OLIN		● TALLACKSON
● BARTH			● ISZLER			● PARKER		● TENNEFOS
● BERUBE			● LASKOWITZ			● PETERSON		● THANE
● CHRISTENSEN, H. JS			● LEE			● QUAIL		● TIERNEY
● CHRISTENSEN, R. FM			● LEIBHAN			● REDLIN		● TWETEN
● CUSSONS			● LIPS			● REITEN		● VOSPER
● DOTZENROD			● LODOEN			● ROEN		● WALSH
● DYKSHOORN			● MELLAND			● SHABLOW		● WENSTROM
● ERICKSON			● MOORE			● SOLBERG		● WRIGHT
● FRITZELL			● MUTCH			● SORUM		MR. PRESIDENT
● GOODMAIR			● NAADEN			● STENEHJEM		

So the bill passed and the title was agreed to.

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

Which has been read.

ROLL CALL

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

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROETBERG			● NELSON		● STREIBEL
● ALBERS			● HANSON			● NETHING		● STROMME
● BAKEWELL			● HOLMBERG			● OLIN		● TALLACKSON
● BARTH			● ISZLER			● PARKER		● TENNEFOS
● BERUBE			● LASKOWITZ			● PETERSON		● THANE
● CHRISTENSEN, H. JS			● LEE			● QUAIL		● TIERNEY
● CHRISTENSEN, R. FM			● LEIBHAN			● REDLIN		● TWETEN
● CUSSONS			● LIPS			● REITEN		● VOSPER
● DOTZENROD			● LODOEN			● ROEN		● WALSH
● DYKSHOORN			● MELLAND			● SHABLOW		● WENSTROM
● ERICKSON			● MOORE			● SOLBERG		● WRIGHT
● FRITZELL			● MUTCH			● SORUM		MR. PRESIDENT
● GOODMAIR			● NAADEN			● STENEHJEM		

So the bill passed and the title was agreed to.

House Bill No. 1280. — A Bill for an Act to amend and reenact section 12.1-23-05 of the North Dakota Century Code, relating to the gradation of theft offenses.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called

and there were ayes 38, nays 8, absent and not voting 4.

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	●	● THIANE
● 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
● GOODMAR			● NAADEN	●		● STENEHJEM	●	

So the bill passed and the title was agreed to.

House Bill No. 1287. — A Bill for an Act to amend and reenact section 43-23-05 of the North Dakota Century Code, relating to the real estate license required for a partnership, association, or corporation.

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 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	●	● THIANE
● 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
● GOODMAR			● NAADEN	●		● STENEHJEM	●	

So the bill passed and the title was agreed to.

House Bill No. 1417. -- A Bill for an Act to amend and reenact section 15-40.1-18 of the North Dakota Century Code, relating to the time of transportation payments to school districts.

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 9, nays 37, absent and not voting 4.

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		● THIANE
● 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
● GOODMAR			● NAADEN		●	● STENEHJEM		

House Bill No. 1417 was declared lost.

House Bill No. 1018. — A Bill for an Act making an appropriation for defraying the unforeseen expenses of the various agencies and institutions of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were yeas 45, nays 0, absent and not voting 5.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL-CALL			1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROTEBERG			● 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. JS			● 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 Mutch moved that House Bill No. 1195 be laid over one legislative day, which motion prevailed.

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. 1028
 House Bill No. 1041
 House Bill No. 1095
 House Bill No. 1130
 House Bill No. 1189
 House Bill No. 1263
 House Bill No. 1271
 House Bill No. 1306
 House Bill No. 1337
 House Bill No. 1455
 House Bill No. 1457
 House Bill No. 1472
 House Bill No. 1479
 House Bill No. 1495
 House Bill No. 1530
 House Bill No. 1542
 House Bill No. 1552
 House Bill No. 1559
 House Bill No. 1568
 House Bill No. 1622

ROY GILBREATH, Chief Clerk

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 Concurrent Resolution No. 3044

ROY GILBREATH, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber

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

House Bill No. 1123

House Bill No. 1144

Which the President has signed.

Very Respectfully,

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. 2012

Senate Bill No. 2184

Senate Bill No. 2245

Senate Bill No. 2286

Senate Bill No. 2289

Senate Bill No. 2303

Senate Bill No. 2364

Senate Concurrent Resolution No. 4029

Very Respectfully,

LEO LEIDHOLM, Secretary

Senate Chamber

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

House Bill No. 1126

House Bill No. 1137

House Bill No. 1142

House Bill No. 1183

House Bill No. 1202

House Bill No. 1206

House Bill No. 1210

House Bill No. 1240

Very Respectfully,

LEO LEIDHOLM, Secretary

Senate Chamber

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

House Bill No. 1042

House Bill No. 1430

House Concurrent Resolution No. 3013

Very Respectfully,

LEO LEIDHOLM, Secretary

FIRST READING OF HOUSE BILLS

House Bill No. 1021. — A Bill for an Act making an appropriation for defraying the expenses of the pardon board and the parole and probation office of the state of North Dakota.

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

House Bill No. 1220. — A Bill for an Act to create and enact a new subsection to section 39-06.1-06 of the North Dakota Century Code, relating to statutory fees for driving without liability insurance; and to amend and reenact paragraph 25 of subdivision a of subsection 3 of section 39-06.1-10 and section 39-08-20 of the North Dakota Century Code, increasing the number of points assessed for driving without

liability insurance and prohibiting such driving.

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

House Bill No. 1241. — A Bill for an Act to create and enact a new subsection to section 40-05-02 of the North Dakota Century Code to allow cities to prohibit by ordinance the possession of less than one-half ounce of marijuana.

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

House Bill No. 1243. — A Bill for an Act making an appropriation to the board of vocational education for the construction of a skills acquisition center on the campus of Bismarck junior college.

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

House Bill No. 1291. — A Bill for an Act to amend and reenact section 40-08-04 of the North Dakota Century Code, relating to the election of city governing bodies, and allowing certain aldermen, or candidates for those offices, to reside outside the city limits.

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

House Bill No. 1303. — A Bill for an Act to authorize a period of silent meditation in public schools, and to give public school boards the discretion to direct that all schools in a school district provide such a period of meditation.

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

House Bill No. 1328. — A Bill for an Act to create and enact a new section to chapter 57-15 and a new subdivision to subsection 3 of section 57-15-06 of the North Dakota Century Code, to exempt from county tax limitations and to authorize a county tax for use in constructing, equipping, operating, and maintaining regional or county corrections centers.

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

House Bill No. 1338. — A Bill for an Act to amend and reenact section 39-06-43 of the North Dakota Century Code, relating to mandatory extension of license suspension or revocation.

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

House Bill No. 1352. — A Bill for an Act to amend and reenact sections 43-01-04, 43-01-10, 43-01-11, and 43-01-14 of the North Dakota Century Code, relating to compensation payable to the abstracters' board of examiners, examination fees payable to the board, amount of abstracters' surety, and registration fees payable to the board.

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

House Bill No. 1364. — A Bill for an Act to create and enact a new chapter to the North Dakota Century Code, relating to the national association of insurance commissioners' model insurance holding company system regulatory act; and to repeal section 26-11-13 of the North Dakota Century Code, relating to special purpose corporations.

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

House Bill No. 1375. — A Bill for an Act to provide for the discontinuation and termination of written contracts between wholesal-

ers and retail dealers dealing in heavy construction equipment, to define heavy construction equipment, and to set out retail dealer redress procedures.

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

House Bill No. 1413. — A Bill for an Act to amend and reenact section 16.1-03-09 of the North Dakota Century Code, relating to the use of proxies at precinct committee elections; and to declare an emergency.

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

House Bill No. 1424. — A Bill for an Act to amend and reenact section 57-52-04 of the North Dakota Century Code to provide a four-cent per gallon tax on diesel fuel blended with recovered oil for the 1981-83 biennium.

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

House Bill No. 1446. — A Bill for an Act to amend and reenact subsection 27 of section 57-02-08 of the North Dakota Century Code to provide a property tax exemption for geothermal or wind energy devices.

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

House Bill No. 1466. — A Bill for an Act to provide an appropriation to the North Dakota state water commission in cooperation with the Red River joint water management board for the purpose of the investigation, development, preliminary engineering analysis, estimate of costs and construction of flood control projects and related works in the Red River watershed in North Dakota.

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

House Bill No. 1497. — A Bill for an Act to amend and reenact section 57-20-01 and subsection 2 of section 57-26-03 of the North Dakota Century Code, relating to the penalties assessed for delinquent property taxes and redemption from real estate tax sales.

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

House Bill No. 1510. — A Bill for an Act to provide for the definition of drug paraphernalia, the prohibition of the manufacture, sale, or delivery of drug paraphernalia, the possession and the advertisement of drug paraphernalia, and to provide a penalty; to amend and reenact section 19-03.1-36 of the North Dakota Century Code, relating to the forfeiture of drug paraphernalia; and to repeal section 12.1-31-04 of the North Dakota Century Code, relating to the manufacture, sale, or delivery of paraphernalia.

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

House Bill No. 1513. — A Bill for an Act to amend and reenact section 23-09-02 of the North Dakota Century Code, relating to enforcement of health and safety standards in hotels, lodgingshouses, restaurants, and boardinghouses.

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

House Bill No. 1524. — A Bill for an Act to amend and reenact section 39-08-04.1 of the North Dakota Century Code, relating to liability arising out of emergency care provided at the scene of an accident.

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

House Bill No. 1550. — A Bill for an Act to amend and reenact section 11-09-03 of the North Dakota Century Code, relating to the adoption of the county manager form of government.

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

House Bill No. 1580. — A Bill for an Act to amend and reenact sections 43-20-02, 43-20-06, 43-20-07, 43-28-05, 43-28-11, 43-28-12.1, 43-28-12.2, subsection 3 of section 43-28-15, sections 43-28-16, 43-28-17, 43-28-18, 43-28-22, and 43-28-24 of the North Dakota Century Code, relating to license requirements and fees of dentists and dental hygienists, grounds for suspension of dental license, compensation of members of the board of dental examiners, and providing that examinations may be conducted by a designee of the board.

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

House Bill No. 1591. — A Bill for an Act to create and enact a new subsection to section 20.1-13-10 of the North Dakota Century Code, requiring an observer in a vessel towing a person on water skis or similar devices; and to amend and reenact section 20.1-13-07 of the North Dakota Century Code, requiring certain minors to have an adult or boating course to operate a motorboat.

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

House Bill No. 1607. — A Bill for an Act to amend and reenact section 4-10.1-09 of the North Dakota Century Code, relating to potato promotion tax levy and providing for a discretionary increase in the levy by the potato council.

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

House Bill No. 1616. — A Bill for an Act to amend and reenact section 57-15-06.4 of the North Dakota Century Code, relating to the levy authorized for county veterans' service officers' salary, traveling, and office expenses.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3028. — A concurrent resolution recognizing March 19, 1981, as National Agriculture Day.

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

Senator Nothing moved that at the conclusion of the 13th Order of Business and after the reading of Senate Bills Nos. 2029, 2046, 2086, 2268, 2349, 2370, 2374, 2380, 2409, 2411, SCR's Nos. 4033, 4038, 4048 and House Bills Nos. 1075, 1078, 1082, 1099, 1139, 1140, 1191, 1226, 1299, 1309 and 1456, the Senate adjourn and convene at 2:00 p.m., Monday, February 16, 1981, which motion prevailed.

LEO LEIDHOLM, Secretary