

THIRTIETH DAY

Bismarck, February 16, 1981

The Senate convened at 2:00 p.m., with President Sands presiding.

The prayer was offered by Rev. Einar Unseth, Pastor, Calvary Lutheran Church, Bismarck.

Gracious Father in Heaven, thank you that you are a prayer-hearing and a prayer-answering God. Thank you for answering our prayers for our 52 citizens who were for so long a time held as hostages in Iran - for granting them release from captivity and the privilege of returning to their loved ones. Today I pray that you will strengthen and preserve all Americans and citizens of other nations who are being held captive or are experiencing oppression in any part of the world.

Give to us who are free a deep desire to become people of honor, morality, courage, and faith. Give to us a concern for ennobling life, for enriching life, and for protecting life. Help us to become citizens who feel it an honor to do something constructive for our great country and to serve it no matter what sacrifices are required.

Thank you for our President, our Governor, and all of our leaders. Bless and direct these leaders of our State who have the privilege and the responsibility of making the laws by which we are to live and be protected and provide for. Give to each of us a willingness to be directed by you since your way is perfect. In the Name of Your Son, 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-ninth day and recommends that the same be corrected as follows:

On page 66, line 34, delete the numerals 2231 and insert in lieu thereof the numerals 2321.

In the Journal of the Twenty-seventh day, page 618, line 48, delete the words "of the engrossed bill,"

In the Journal of the Twenty-eighth day, page 643, line 54, delete the word deposit and insert in lieu thereof the word deposit.

And when so corrected recommends that the same be approved.

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

Report of Procedural Committee

MR. PRESIDENT:

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

Senate Bill No. 2349

and find the same correctly Re-Engrossed

Stella H. Fritzell
Stella Fritzell
Chairman

Senator Dotzenrod

moved that the report be adopted, which motion prevailed.

MR. PRESIDENT:

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

Senate Bill No. 2029

Senate Bill No. 2370

Senate Bill No. 2409

and find the same correctly Engrossed

Stella H. Fritzell
Stella Fritzell
Chairman

Senator Dykshoorn

moved that the report be adopted, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the amendments to Senate Bill No. 2025 as recommended by the Committee on Appropriations and printed on page 651 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2060 as recommended by the Committee on Appropriations and printed on page 652 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2092 as recommended by the Committee on Appropriations and printed on pages 653, 654 of the Senate Journal be adopted, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2114 as recommended by the Committee on Industry, Business and Labor and printed on page 654 of the Senate Journal be adopted, which motion prevailed.

Senator H. Christensen moved that the amendments to Senate Bill No. 2161 as recommended by the Committee on Judiciary and printed on pages 654, 655 of the Senate Journal be adopted, and recommends that Senate Bill No. 2161 be placed on the calendar without recommendation, which motion prevailed.

Senator Reiten moved that the amendments to Senate Bill No. 2228 as recommended by the Committee on Industry, Business and Labor and printed on page 656 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the amendments to Senate Bill No. 2233 as recommended by the Committee on Agriculture and printed on pages 656 - 659 of the Senate Journal be adopted, which motion prevailed.

Senator Holmberg moved that the amendments to Senate Bill No. 2257 as recommended by the Committee on Political Subdivisions and printed on page 659 of the Senate Journal be adopted, which motion prevailed.

Senator Lee moved that the amendments to Senate Bill No. 2301 as

recommended by the Committee on Natural Resources and printed on page 660 of the Senate Journal be adopted, which motion prevailed.

Senator Solberg moved that the amendments to Senate Bill No. 2363 as recommended by the Committee on Transportation and printed on page 660 of the Senate Journal be adopted, which motion prevailed.

Senator Holmberg moved that the amendments to Senate Bill No. 2377 as recommended by the Committee on Political Subdivisions and printed on page 661 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to Senate Bill No. 2406 as recommended by the Committee on Appropriations and printed on page 662 of the Senate Journal be adopted, which motion prevailed.

Senator Holmberg moved that the amendments to Senate Bill No. 2417 as recommended by the Committee on Political Subdivisions and printed on page 663 of the Senate Journal be adopted, which motion prevailed.

Senator H. Christensen moved that the amendments to Senate Bill No. 2424 as recommended by the Committee on Judiciary and printed on pages 663, 664 of the Senate Journal be adopted, which motion prevailed.

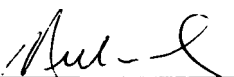
REPORT OF PROCEDURAL COMMITTEES

Mr. President: Your Procedural Committee on Rules has had under consideration a proposed amendment to Senate Rule 335, and recommends that the same be amended as follows:

SECTION 1. AMENDMENT. Senate Rule 335 is hereby amended to read as follows:

335. RIGHT TO CHANGE VOTE

A member shall have the right to change his vote before the President has announced that the vote is closed but not thereafter, except that a member may change his vote for purposes of reconsideration after the vote is closed but before it is announced pursuant to Senate Rule 336. If a member announces that his vote is changed for purposes of reconsideration, that announcement shall be printed in the journal with corrected totals of the ayes and nays.



Senator Robert Melland
Chairman

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

Mr. President: Your Procedural Committee on Delayed Bills

has reviewed a Senate Concurrent Resolution relating to appointing an official photographer for the Forty-seventh Legislative Assembly, to set forth the photography order, and to authorize payment, and has approved its introduction by a unanimous vote.



Senator Cussons, Chairman

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

FIRST READING OF
SENATE CONCURRENT RESOLUTIONS

Senator Vosper, Rep. Black introduced:

Senate Concurrent Resolution No. 4054. — A concurrent resolution to appoint an official photographer for the Forty-seventh Legislative Assembly, to set forth the photography order, and to authorize payment.

Senator Nething moved that the rules be suspended, that Senate Concurrent Resolution No. 4054 not be printed, not be referred to committee, but be read in its entirety, printed in the Journal and be laid over one legislative day, which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 4054

Introduced by

Senator Vosper

Representative Black

(Approved by Committee on Delayed Bills)

A concurrent resolution to appoint an official photographer for the Forty-seventh Legislative Assembly, to set forth the photography order, and to authorize payment.

WHEREAS, for historical purposes it has been the custom of all North Dakota Legislative Assemblies to have composite group pictures made for all members of such assemblies; and

WHEREAS, Renner Studios offers to take six color proof photographs of each Senator, each Representative, the Lieutenant Governor, the Secretary of the Senate, the Assistant Secretary of the Senate, the Senate Desk Reporter, the Senate Sergeant-at-Arms, the Senate Bill Clerk, the Chief Clerk of the House, the Assistant Chief Clerk of the House, the House Desk Reporter, the House Sergeant-at-Arms, and the House Bill Clerk, and to retouch the final prints to compile a composite color picture of all Senate members and named employees, and all House members and named employees, framed and ready to hang, and individual composite photographs to be furnished to each member; all of the foregoing at a total cost of \$2,817;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING

THEREIN:

That Renner Studios of Mandan, North Dakota, be and is hereby appointed official photographer for the Forty-seventh Legislative Assembly of the State of North Dakota; and

BE IT FURTHER RESOLVED, that Renner Studios of Mandan, North Dakota, is hereby awarded the sole privilege of photographing members of the Senate and the House of Representatives, the Lieutenant Governor, and the above-mentioned legislative employees of the Forty-seventh Legislative Assembly, at the total cost of \$2,817 to be charged as a legislative expense; and

BE IT FURTHER RESOLVED, that the photographs shall be delivered pursuant to a contract entered into between Renner Studios, and the photography committees of the Senate and House of Representatives.

Report of Standing Committee

Mr. President : Your Committee on Appropriations
 to whom was referred Senate Bill No. 2009

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 18, delete the numerals "13,636,201" and insert in lieu thereof the numerals "14,198,048"
- On page 1, line 21, delete the numerals "16,564,709" and insert in lieu thereof the numerals "17,126,556"
- On page 1, line 22, delete the numerals "10,680,650" and insert in lieu thereof the numerals "10,430,972"
- On page 1, line 23, delete the numerals "5,884,059" and insert in lieu thereof the numerals "6,695,584"
- On page 2, line 9, delete the numerals "22,025,860" and insert in lieu thereof the numerals "23,136,304"
- On page 2, line 10, delete the numerals "4,657,165" and insert in lieu thereof the numerals "4,796,347"
- On page 2, line 12, delete the numerals "27,966,160" and insert in lieu thereof the numerals "29,215,786"
- On page 2, line 13, delete the numerals "12,911,615" and insert in lieu thereof the numerals "12,051,404"
- On page 2, line 14, delete the numerals "15,054,545" and insert in lieu thereof the numerals "17,164,382"
- On page 2, line 16, delete the numerals "16,489,705" and insert

- in lieu thereof the numerals "18,599,542"
- On page 2, line 18, delete the numerals "535,095" and insert in lieu thereof the numerals "572,387"
- On page 2, line 21, delete the numerals "887,427" and insert in lieu thereof the numerals "924,719"
- On page 2, line 23, delete the numerals "762,427" and insert in lieu thereof the numerals "799,719"
- On page 2, line 25, delete the numerals "787,904" and insert in lieu thereof the numerals "825,196"
- On page 2, line 27, delete the numerals "166,789" and insert in lieu thereof the numerals "178,073"
- On page 2, line 28, delete the numerals "88,728" and insert in lieu thereof the numerals "100,757"
- On page 2, line 30, delete the numerals "312,852" and insert in lieu thereof the numerals "336,165"
- On page 2, line 32, delete the numerals "237,852" and insert in lieu thereof the numerals "261,165"
- On page 2, line 34, delete the numerals "285,452" and insert in lieu thereof the numerals "308,765"
- On page 3, line 1, delete the numerals "193,900" and insert in lieu thereof the numerals "210,667"
- On page 3, line 2, delete the numerals "69,859" and insert in lieu thereof the numerals "81,543"
- On page 3, line 4, delete the numerals "303,801" and insert in lieu thereof the numerals "332,252"
- On page 3, line 6, delete the numerals "263,801" and insert in lieu thereof the numerals "292,252"
- On page 3, line 8, delete the numerals "303,801" and insert in lieu thereof the numerals "332,252"
- On page 3, line 10, delete the numerals "285,138" and insert in lieu thereof the numerals "304,433"
- On page 3, line 13, delete the numerals "492,114" and insert in lieu thereof the numerals "511,409"
- On page 3, line 15, delete the numerals "274,508" and insert in lieu thereof the numerals "293,803"
- On page 3, line 17, delete the numerals "360,008" and insert in lieu thereof the numerals "379,303"
- On page 3, line 19, delete the numerals "321,166" and insert in lieu thereof the numerals "338,181"
- On page 3, line 22, delete the numerals "475,223" and insert in lieu thereof the numerals "492,238"
- On page 3, line 24, delete the numerals "415,223" and insert in lieu thereof the numerals "432,238"
- On page 3, line 26, delete the numerals "461,723" and insert in lieu thereof the numerals "478,738"
- On page 3, line 28, delete the numerals "526,887" and insert in lieu thereof the numerals "556,504"
- On page 3, line 29, delete the numerals "287,519" and insert in lieu thereof the numerals "333,319"
- On page 3, line 31, delete the numerals "905,306" and insert in lieu thereof the numerals "980,723"

- On page 3, line 33, delete the numerals "613,706" and insert in lieu thereof the numerals "689,123"
- On page 3, line 35, delete the numerals "643,706" and insert in lieu thereof the numerals "719,123"
- On page 4, line 2, delete the numerals "172,671" and insert in lieu thereof the numerals "182,931"
- On page 4, line 5, delete the numerals "590,357" and insert in lieu thereof the numerals "600,617"
- On page 4, line 7, delete the numerals "192,243" and insert in lieu thereof the numerals "201,920"
- On page 4, line 10, delete the numerals "558,836" and insert in lieu thereof the numerals "568,513"
- On page 4, line 12, delete the numerals "508,836" and insert in lieu thereof the numerals "518,513"
- On page 4, delete lines 13 through 15
- On page 6, line 1, delete the numerals "852,210" and insert in lieu thereof the numerals "870,177"
- On page 6, line 12, after the word and quotation marks "Improvements" " insert the following: "and the total appropriation to the central grassland research station"
- On page 6, line 14, insert the following:

"SECTION 7. NONCONTRIBUTORY RETIREMENT PLANS. For the agencies named in this Act the following amounts are included in the salaries and wages line item to fund noncontributory state employee retirement programs.

Extension division	\$ 74,000
Main experiment station	764,541
Dickinson experiment station	16,052
Hettinger experiment station	5,003
Langdon experiment station	5,817
North central experiment station	8,554
Williston experiment station	9,635
Carrington experiment station	15,806
Agronomy seed farm	5,180
Central grassland experiment station	<u>5,767</u>
Total	\$910,355

The amounts referred to in this section shall not be used for any purpose other than to fund noncontributory retirement programs for state employees. If the forty-seventh legislative assembly does not provide by statute for noncontributory retirement programs for state employees, such amounts shall remain in each salaries and wages line item until such line item is canceled on July 30, 1983.

SECTION 8. APPROPRIATION. There is hereby appropriated out of any moneys in the general fund in the state treasury the sum of \$200,000, or so much thereof as may be necessary, to the main experiment station during the biennium beginning July 1, 1981, and ending June 30, 1983, for the purpose of defraying the expenses of research in the areas of edible bean breeding and calf scours. General fund moneys are to be used only in the event of a reduction and only to the extent of such reduction in the receipt of federal funds by the main experiment station. The main experiment station shall not expend funds pursuant to this appropriation without the approval of the legislative council's committee on budget.

SECTION 9. APPROPRIATION. There is hereby

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appropriated \$300,000 to the main experiment station, out of any funds available from the sale of animals by the experiment stations due to adverse climate conditions, for the purpose of purchasing replacement animals at the respective experiment stations during the biennium beginning July 1, 1981, and ending June 30, 1983.

Grand total general fund appropriation	S. B. 2009	\$29,057,016
Grand total special funds appropriation	S. B. 2009	\$25,394,572
Grand total all funds appropriated	S. B. 2009	\$54,451,588"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Extension Division

Salaries and wages of the Extension Division are increased by \$561,847 from the general fund 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. The salaries and wages line item amount of \$14,198,048 includes \$74,000 for the state to fund a conversion to a noncontributory retirement plan for employees. The estimated income line item is reduced \$249,678 to reflect a correction in the funding for salaries and wages. The reduction made to the salaries and wages line item in the executive budget should have been offset by reductions to the general fund and estimated income, rather than a reduction entirely from the general fund.

Main Experiment Station

Salaries and wages of the Main Experiment Station are increased by \$1,110,444, of which \$473,777 is from other funds and \$636,667 is from the general fund, 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. The salaries and wages line item amount of \$23,136,304 includes \$764,541 for the state to fund a conversion to a noncontributory retirement plan for employees. Operating expenses are increased by \$139,182 from the general fund to reflect a correction of the executive budget. The estimated income line item is decreased by a total of \$860,211, which is arrived at as follows: a reduction of \$1,333,988 is to reflect a correction in the funding for salaries and wages, as the reduction to the salaries and wages line item in the executive budget should have been offset by reductions to the general fund and estimated income, rather than a reduction entirely from the general fund; and an increase of \$473,777 is to reflect the additional income available for the addition to salaries and wages for the salary increases mentioned earlier.

It is the intent of the Legislative Assembly that the funds appropriated in the new section for calf scours research be utilized in the study of nutrition and environmental problems as they relate to calf scours problems.

It is also the intent of the Legislative Assembly that the Main Experiment Station place greater emphasis on research efforts regarding false chamomile.

Dickinson Experiment Station

Salaries and wages of the Dickinson Experiment Station are increased by \$27,421 from the general fund 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. Salaries and wages are also increased by \$9,871 from the general fund to reflect a correction in the calculation of temporary and part-time salaries. The salaries and wages line item amount of \$572,387 includes \$16,052 for the state to fund

a conversion to a noncontributory retirement plan for employees.

Hettinger Experiment Station

Salaries and wages of the Hettinger Experiment Station are increased by \$8,539 from the general fund 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. Salaries and wages are also increased by \$2,745 from the general fund to reflect a correction in the calculation of temporary and part-time salaries. The salaries and wages line item amount of \$178,073 includes \$5,003 for the state to fund a conversion to a noncontributory retirement plan for employees. Operating expenses are increased \$12,029 from the general fund to reflect a correction of the executive budget.

Langdon Experiment Station

Salaries and wages of the Langdon Experiment Station are increased by \$10,096 from the general fund 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. Salaries and wages are also increased by \$6,671 from the general fund to reflect a correction in the calculation of temporary and part-time salaries. The salaries and wages line item amount of \$210,667 includes \$5,817 for the state to fund a conversion to a noncontributory retirement plan for employees. Operating expenses are increased \$11,684 from the general fund to reflect a correction of the executive budget.

North Central Experiment Station

Salaries and wages of the North Central Experiment Station are increased by \$14,588 from the general fund 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. Salaries and wages are also increased by \$4,707 from the general fund to reflect a correction in the calculation of temporary and part-time salaries. The salaries and wages line item amount of \$304,433 includes \$8,554 for the state to fund a conversion to a noncontributory retirement plan for employees.

Williston Experiment Station

Salaries and wages of the Williston Experiment Station are increased by \$16,201 from the general fund 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. Salaries and wages are also increased by \$814 from the general fund to reflect a correction in the calculation of temporary and part-time salaries. The salaries and wages line item amount of \$338,181 includes \$9,635 for the state to fund a conversion to a noncontributory retirement plan for employees.

Carrington Experiment Station

Salaries and wages of the Carrington Experiment Station are increased by \$25,822 from the general fund 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. Salaries and wages are also increased by \$3,795 from the general fund to reflect a correction in the calculation of temporary and part-time salaries. The salaries and wages line item amount of \$556,504 includes \$15,806 for the state to fund a conversion to a noncontributory retirement plan for employees. Operating expenses are increased by \$45,800 from the general fund to reflect a correction of the executive budget. The executive budget did not take into consideration the emergency commission action of the 1979-81 biennium which

increased operating expenses due to increased costs of energy, fertilizer, and leases for off-station sites.


Agronomy Seed Farm

Salaries and wages of the Agronomy Seed Farm are increased by \$8,768 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. Salaries and wages are also increased by \$1,492 to reflect a correction in the calculation of temporary and part-time salaries. The salaries and wages line item amount of \$182,931 includes \$5,180 for the state to fund a conversion to a noncontributory retirement plan for employees.

Central Grassland Research Station

Salaries and wages of the Central Grassland Research Station are increased by \$9,677 from the general fund 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. The salaries and wages line item amount of \$201,920 includes \$5,767 for the state to fund a conversion to a noncontributory retirement plan for employees.

And when so amended recommends the same ^{do pass.}

 Chairman
Senator Lips

Senate Bill No. 2009 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. 2016

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
without recommendation

be amended as follows:

On page 1, line 14, delete the numerals "300,275" and insert in lieu thereof the numerals "312,480"

On page 1, line 15, delete the numerals "97,815" and insert in lieu thereof the numerals "97,567"

On page 1, line 18, delete the numerals "3,000,000" and insert in lieu thereof the numerals "3,500,000"

On page 1, line 19, delete the numerals "3,974,655" and insert in lieu thereof the numerals "4,486,612"

On page 1, line 20, delete the numerals "2,823,629" and insert in lieu thereof the numerals "2,831,320"

On page 1, line 21, delete the numerals "1,151,026" and insert in lieu thereof the numerals "1,655,292"

On page 1, after line 21, insert the following new section:

"SECTION 2. NONCONTRIBUTORY RETIREMENT PLAN. For the agency named in this Act \$10,241 is included in the salaries and wages line item to fund a noncontributory employee retirement program. The amount referred to in this section shall not be used for any purpose other than to fund a noncontributory retirement program for state employees. If the forty-seventh legislative assembly does not provide by statute for a noncontributory retirement program for state employees, such amount shall remain in the salaries and wages line item of the

legislative council until such line item is canceled on July 30, 1983."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Salaries and wages of the Aeronautics Commission are increased by \$12,205 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. The fringe benefit funds include \$10,241 for the state funding of the employees' share of PERS. The amendment also reduces the operating expense line item by \$248 to provide inflation increases of nine percent per year during the next biennium. An increase of \$500,000 in general funds is included in the grants line.

And when so amended recommends the same do pass.

Handwritten signature of Senator Lips, Chairman

Senate Bill No. 2016 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. 2018

Has had the same under consideration and recommends that the same

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

be amended as follows:

On page 1, line 14, delete the numerals "1,236,149" and insert in lieu thereof the numerals "1,274,742"

On page 1, line 15, delete the numerals "277,823" and insert in lieu thereof the numerals "276,614"

On page 1, line 18, delete the numerals "1,600,997" and insert in lieu thereof the numerals "1,638,381"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Salaries and wages for the Department of Banking and Financial Institutions are increased by \$38,593 to provide funds for the continuation of the 10 percent emergency salary increase and for salary increases of nine percent for the first year of the biennium and eight percent for the second year of the biennium with funds for fringe benefits including the state funding the employee's share of PERS. Operating expenses are reduced by \$1,209 to reflect legislative nine percent guidelines.

And when so amended recommends the same do pass.

Handwritten signature of Senator Lips, Chairman

Senate Bill No. 2018 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. 2033

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, after line 17, insert the following new line:

"Salaries and wages	\$48,000"
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On page 1, line 18, delete the dollar sign and numerals "\$40,200" and insert in lieu thereof the numerals "43,800"

On page 1, after line 18, insert the following new line:

"Equipment	4,000"
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On page 1, line 20, delete the words "general fund" and insert in lieu thereof the words "land and mineral trust fund", and delete the numerals "50,200" and insert in lieu thereof the numerals "105,800"

On page 1, line 23, delete the numerals "5,328,488" and insert in lieu thereof the numerals "4,770,845"

On page 1, line 24, delete the numerals "2,868,400" and insert in lieu thereof the numerals "2,852,491"

On page 2, line 1, delete the numerals "10,019,523" and insert in lieu thereof the numerals "9,445,971"

On page 2, line 5, delete the numerals "9,442,040" and insert in lieu thereof the numerals "8,483,927"

On page 2, line 6, delete the numerals "6,057,024" and insert in lieu thereof the numerals "5,987,024"

On page 2, line 8, delete the numerals "16,099,064" and insert in lieu thereof the numerals "15,070,951"

On page 2, delete line 9

On page 2, line 10, delete the numerals "26,118,587" and insert in lieu thereof the numerals "24,622,722"

On page 2, line 11, delete the numerals "26,168,787" and insert in lieu thereof the numerals "24,622,722"

On page 2, after line 11, insert the following new section:

"SECTION 2. NONCONTRIBUTORY RETIREMENT PLAN. The amounts for the following agencies named in this Act are included in the salaries and wages line item for the state to fund a conversion to a noncontributory retirement plan for employees.

Industrial commission	\$ 1,442
Bank of North Dakota	154,112
Mill and elevator	<u>236,478</u>

Total	\$392,032
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The amounts referred to in this section shall not be used for any purpose other than to establish noncontributory retirement programs for state employees. If the forty-seventh legislative assembly does not provide by statute for noncontributory retirement plans for state employees, such amounts shall remain in each salaries and wages line item until such line item is canceled on July 30, 1983."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment adds a salaries and wages line item of \$48,000 to the Industrial Commission. It also increases the operating expense line item by \$3,600; it adds an equipment line item of \$4,000; and it appropriates funds to the Industrial Commission from the land and mineral trust fund rather than the general fund.

Salaries and wages of the Bank of North Dakota are increased by \$29,393 to provide funds for the continuation of the 10 percent emergency salary increase and for salary increases of nine percent for the first year of the biennium and eight percent for the second year of the biennium with funds for fringe benefits including \$154,112 for the state funding of the employees' share of PERS. The salaries and wages line item is decreased by \$587,036 for the following new employees which were not allowed:

- 1 .5 FTE clerk
- 1 Attorney II
- 1 Administrative assistant I
- 2 Administrative assistant III's
- 1 Clerk III
- 6 Clerk II's
- 1 Clerk I
- 2 Account technician II's
- 1 Personnel assistant
- 1 Loan officer III
- 1 Teller II
- 1 Executive vice president
- 1 Auditor I

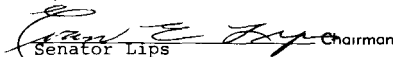
The new positions included in the amendment are as follows:

11 .5 clerks	\$ 98,182
4 Data input operators	128,850
2 Account technicians	64,418
1 Administrative assistant I	<u>32,134</u>
Total	<u>\$323,584</u>

The operating expenses of the Bank of North Dakota are reduced by \$15,909 to provide for nine percent per year increases for each year of the next biennium.

Salaries and wages of the Mill and Elevator are decreased by \$958,113. The remaining salaries and wages dollars provide for the continuation of the 10 percent emergency salary increase and for salary increases of nine percent for the first year of the biennium and eight percent for the second year of the biennium with funds for fringe benefits including \$236,478 for the state funding of the employees' share of PERS. Also, included within the reduction of salaries and wages is \$80,000 to delete the position "marketing specialist." The operating expense line is reduced by \$70,000, therefore deleting the total \$150,000 marketing program.

And when so amended recommends the same do pass.


 Senator Lips Chairman

Senate Bill No. 2033 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. 2036

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 16, delete the numerals "23,515,434" and insert in lieu thereof the numerals "24,566,555"
- On page 1, line 17, delete the numerals "6,594,696" and insert in lieu thereof the numerals "6,439,851"
- On page 1, line 19, delete the numerals "30,698,596" and insert in lieu thereof the numerals "31,594,872"

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- On page 1, line 22, delete the numerals "292,238" and insert in lieu thereof the numerals "298,647"
- On page 1, line 23, delete the numerals "151,770" and insert in lieu thereof the numerals "148,291"
- On page 1, line 25, delete the numerals "449,758" and insert in lieu thereof the numerals "452,688"
- On page 2, line 1, delete the numerals "60,321" and insert in lieu thereof the numerals "62,741"
- On page 2, line 2, delete the numerals "42,790" and insert in lieu thereof the numerals "38,850"
- On page 2, line 4, delete the numerals "478,111" and insert in lieu thereof the numerals "476,591"
- On page 2, line 5, delete the numerals "31,626,465" and insert in lieu thereof the numerals "32,524,151"
- On page 2, after line 23, insert the following:

"SECTION 5. NONCONTRIBUTORY RETIREMENT PLANS. For the agencies named in this Act the following amounts are included in the salaries and wages line items to fund non-contributory state employee retirement programs.

Job service North Dakota	\$75,316
North Dakota OASIS and social security	2,351
Displaced homemaker program	<u>1,959</u>
Total	\$79,626

The amounts referred to in this section shall not be used for any purpose other than to fund noncontributory retirement programs for state employees. If the forty-seventh legislative assembly does not provide by statute for noncontributory retirement programs for state employees, such amounts shall remain in each salaries and wages line item until such line item is canceled on July 30, 1983."

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Job Service North Dakota

Salaries and wages of Job Service are increased by \$1,051,121 which will allow funds for 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. The salaries and wages line item amount of \$24,566,555 includes \$75,316 for the state to fund a conversion to a noncontributory retirement plan for employees under PERS. The operating expense line item is reduced by \$14,270 in accordance with legislative inflation guidelines and by \$140,575 to set travel expenses at the 1979-81 biennial expenditure level.

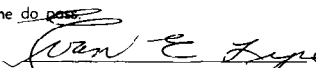
OASIS and Social Security

Salaries and wages are increased by \$6,409 which will allow funds for 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. The salaries and wages line item amount of \$298,647 includes \$2,351 for the state to fund a conversion to a noncontributory retirement plan for employees under PERS. The operating expense line item is reduced \$3,479 in accordance with legislative inflation guidelines.

Displaced Homemaker Program

Salaries and wages are increased \$2,422 which will allow funds for 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. The salaries and wages line item amount of \$62,741 includes \$1,959 for the state to fund a conversion to a noncontributory retirement plan for employees under PERS. The operating expense line item is reduced \$3,940 in accordance with legislative inflation guidelines.

And when so amended recommends the same ~~do pass~~


 Senator Lips Chairman

Senate Bill No. 2036 was placed on the 6th

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. 2157

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

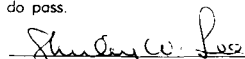
be amended as follows:

On page 1, line 10, after the word "who", insert the word "intentionally"

On page 1, line 27, delete the word "is" and insert in lieu thereof the word "in", and on the same line delete the word "defendent" and insert in lieu thereof the word "defendant"

On page 2, line 7, delete the words "game and fish fund" and insert in lieu thereof the words "state tuition fund"

And when so amended recommends the same do pass.


 Senator Lee Chairman

Senate Bill No. 2157 was placed on the sixth

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


Mr. President: Your Committee on Appropriations

to whom was referred Senate Bill No. 2202

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:


 Senator Lips Chairman

Senate Bill No. 2202 was placed on the 11th

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

Mr. PRESIDENT: Your Committee on TRANSPORTATION

to whom was referred SENATE Bill No. 2204

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:

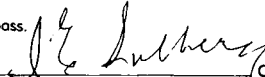
JOURNAL OF THE SENATE

On page 2, line 8, after the word "subdivision" and before the period insert the following: "and approved by a sixty percent majority of the electors of the subdivisions voting on the question of adoption of the resolution"

On page 4, line 19, after the word "agreement" and before the period insert the following: ", and upon approval of a sixty percent majority of the electors, of each of the subdivisions to be added, voting on the question of the adoption of the resolution"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


 SENATOR SOLBERG Chairman

SENATE Bill No. 2204 was placed on the 6th

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

Mr. President: Your Committee on Finance and Taxation

to whom was referred Senate Bill No. 2234

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 Chuck Goodman Chairman

Senate Bill No. 2234 was placed on the eleventh

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

Mr. President: Your Committee on Social Services & Veterans Affairs

to whom was referred Senate Bill No. 2252

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 29, after the word "worker", insert the words "or, before 1983, a person eligible for license as a certified social worker"

On page 4, delete lines 10 through 14 and insert in lieu thereof the following: "upon satisfactory proof to the board that the applicant:

- a. Has a baccalaureate or master's degree in another discipline and has been engaged in the practice of social work for at least two of the three years before July 1, 1983; or
 - b. Has been continuously engaged in the practice of social work for the ten years prior to 1983.
3. From July 1, 1981, to July 1, 1983, an applicant shall be excused from the requirement of section 4 of this Act that the applicant have a degree from a school of social work, college, or university accredited by the council

on social work education upon satisfactory proof to the board that the school of social work, college, or university which awarded the applicant's degree is in the process of being accredited by the council on social work education."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass


Senator Peterson Chairman

Senate Bill No. 2252 was placed on the sixth

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

Mr. President: Your Committee on Social Services & Veterans Affairs to whom was referred Senate Bill No. 2280

Has had the same under consideration and recommends that the same

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

be amended as follows:

- On page 1, line 4, delete the word "nursing" and insert in lieu thereof the word "boarding"
On page 1, line 13, delete the words "nursing home" and insert in lieu thereof the words "boarding home for the aged and infirm"
On page 1, line 14, delete the word "nursing" and insert in lieu thereof the word "boarding"
On page 1, line 17, after the period insert the following: "For purposes of this subdivision, the term "boarding home for the aged and infirm" shall have the same meaning as defined in section 50-18-01."

And renumber the lines accordingly

And when so amended recommends the same do pass


Senator Peterson Chairman

Senate Bill No. 2280 was placed on the sixth

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

Mr. President: Your Committee on Social Services & Veterans Affairs to whom was referred Senate Bill No. 2291

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 7, delete the word "eight" and insert in lieu thereof the word "six"
On page 2, line 14, remove the overstrike over the word "one", delete the word "two", and on the same line overstrike the word "fifty" and insert in lieu thereof the word "eighty"
On page 2, line 20, delete the word "fifty", and insert in lieu thereof the word "twenty"

And renumber the lines accordingly

JOURNAL OF THE SENATE

And when so amended recommends the same do pass.

Curtis Peterson
Senator Peterson Chairman

Senate Bill No. 2291 was placed on the sixth

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

Mr. President: Your Committee on Appropriations

to whom was referred Senate Bill No. 2295

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 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to provide an appropriation to the state parks and recreation department for the construction and maintenance of snowmobile trails."

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

SECTION 1. APPROPRIATION. There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$92,000, or so much thereof as may be necessary, to the state parks and recreation department for the construction and maintenance of snowmobile trails during the biennium beginning July 1, 1981, and ending June 30, 1983."

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

An appropriation to the State Parks and Recreation Department from the general fund for the construction and maintenance of snowmobile trails is made in lieu of transferring moneys to the department resulting from the collection of gas tax paid by snowmobile users for the off-road use of their snowmobiles.

And when so amended recommends the same do pass.

Fran E. Lips
Senator Lips Chairman

Senate Bill No. 2295 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. 2307

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:

Fran E. Lips
Senator Lips Chairman

Senate Bill No. 2307 was placed on the 11th

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

MONDAY, FEBRUARY 16, 1981

703

Mr. President: Your Committee on Social Services & Veterans Affairs
to whom was referred Senate Bill No. 2345

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, remove the overstrike over the words "~~not-in excess-of~~", and after the word "~~twelve~~" insert the word "fourteen", and on the same line remove the overstrike over the words "~~hundred-dollars~~"

On page 1, line 22, delete the words "The amount of funeral"

On page 1, delete lines 23 through 26

And renumber the lines accordingly

And when so amended recommends the same do pass.


Senator Peterson Chairman

Senate Bill No. 2345 was placed on the sixth

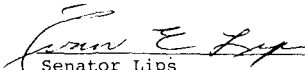
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Appropriations
to whom was referred Senate Bill No. 2357

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. 2357 was placed on the 11th

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

Mr. President: Your Committee on Social Services & Veterans Affairs
to whom was referred Senate Bill No. 2369

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 Peterson Chairman

Senate Bill No. 2369 was placed on the eleventh

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

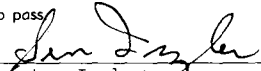
Mr. PRESIDENT: Your Committee on AGRICULTURE
to whom was referred Senate Bill No. 2371

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 21, delete the first comma and after the first comma delete the words "and commencing on July 1, 1982, fifty" and overstrike the word "cents"

And when so amended recommends the same do pass

 Chairman
Senator Iszler

Senate Bill No. 2371 was placed on the Sixth

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

Mr. President: Your Committee on Finance and Taxation
to whom was referred Senate Bill No. 2385

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 Chuck Goodman

Senate Bill No. 2385 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. 2395

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 21-02-02, 21-02-03, and 21-02-06 of the North Dakota Century Code, relating to townships issuing certificates of indebtedness in the total amount to be levied under an excess levy.

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

SECTION 1. AMENDMENT. Section 21-02-02 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

21-02-02. CERTIFICATES OF INDEBTEDNESS - BY WHOM ISSUED - TERM - INTEREST - TAX WHEN DEEMED LEVIED. Counties, cities, townships, school districts, park districts, irrigation districts, water conservation and flood control districts, Garrison Diversion Conservancy District, county park districts, or joint park districts shall have power to borrow in anticipation of revenues to be derived from proceeds to be received under currently existing contracts with the bureau of Indian affairs and, from taxes already levied, and in the case of townships,

from taxes levied or to be levied for the total number of years authorized under section 57-15-20.1. The aggregate amount of such borrowings at any time shall not exceed the amount of uncollected taxes which have been levied during the year in which the borrowing is made, plus uncollected taxes remaining upon the tax lists of the four preceding years, exclusive of levies for the purpose of retiring bond issues and the interest thereon, plus funds to be received under currently existing bureau of Indian affairs contracts. In the case of townships, the aggregate amount of borrowing is as provided above and also the total amount levied or to be levied for the total number of years authorized under section 57-15-20.1. For the purpose of borrowing, all such taxing districts may issue certificates of indebtedness. A certificate of indebtedness shall consist of an agreement on the part of the taxing district to pay a stated sum on a specified date, or on or before a specified date not more than twenty-four months in the future, or in the case of townships issuing certificates of indebtedness payable from amounts levied under section 57-15-20.1 on or before a specified date not more than five years in the future, together with interest thereon at a rate or rates resulting in an average annual net interest cost not exceeding eight percent per annum if they are sold privately, which may be made payable semiannually. Such certificate shall be signed on behalf of the taxing district by its president or chairman and also by its auditor or secretary, and shall be payable out of funds derived from uncollected taxes levied for the current tax year and four previous years which have not been set aside for the payment of other certificates of indebtedness pursuant to sections 21-02-07, 21-02-08, and 21-02-09 and from funds received under bureau of Indian affairs contracts currently existing and from funds to be received from taxes collected under section 57-15-20.1. However, a certificate of indebtedness shall be the general obligation of the issuing taxing district.

SECTION 2. AMENDMENT. Section 21-02-03 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

21-02-03. CERTIFICATE OF COUNTY AUDITOR - CERTIFICATE OF INDEBTEDNESS - WHEN INCONTESTABLE. A tax shall be deemed to have been levied when it has been voted by the tax levying board and certified to the county auditor. Each certificate of indebtedness shall bear the certificate of the county auditor to the effect that it, together with all other outstanding certificates, is within the amount of uncollected taxes which have been levied lawfully in the then present year, plus uncollected taxes of the four preceding years, plus amounts to be received under currently existing bureau of Indian affairs contracts and in the case of a township, plus the amount to be levied for the number of years authorized under section 57-15-20.1. Such certificate of indebtedness shall possess no validity unless it bears such certificate of the county auditor. The county auditor shall make such certificate according to the facts. When so executed with the prescribed certificate signed by the county auditor, a certificate of indebtedness shall be fully negotiable and shall be incontestable, except upon the ground of fraud on the part of the holder or original payee or connivance between the holder or the original payee and an officer or officers of the taxing district concerned. In the hands of a holder in due course, the execution of a certificate of indebtedness by the proper officials shall be conclusive evidence that the issuance thereof was duly authorized by the governing board of the taxing district.

SECTION 3. Section 21-02-06 of the 1979 Supplement

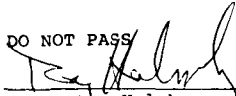
JOURNAL OF THE SENATE

to the North Dakota Century Code is hereby amended and reenacted to read as follows:

21-02-06. CERTIFYING AMOUNT OF UNCOLLECTED TAXES AND MONEYS UNDER BUREAU OF INDIAN AFFAIRS CONTRACTS. The county auditor at any time, upon request of the officers of any taxing district, shall certify to them the amount of uncollected taxes remaining upon the tax lists to the credit of such district and the amount still owed to the county under currently existing bureau of Indian affairs contracts on the last day of the preceding month and the amount to be collected by a township under section 57-15-20.1, and annually shall certify such information to the clerk of each township on February fifteenth, to the auditor of each city on September tenth, and to the clerk of each school board on June tenth. The county auditor also shall certify to the clerk, auditor, or secretary of each such taxing district monthly, at the time of making the monthly apportionment of funds, the amount of cash collections apportioned for that month to such taxing district and the amount derived from levies of each tax year."

And renumber the lines and pages accordingly

And when so amended recommends the same ~~DO NOT PASS~~


 Senator Holmberg Chairman

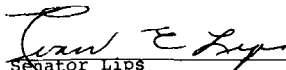
~~SENATE~~ Bill No. 2395 was placed on the Sixth

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

Mr. President: Your Committee on Appropriations
 to whom was referred Senate Bill No. 2399

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. 2399 was placed on the 11th

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. 2400

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, remove the overstrike over "~~one-half~~"

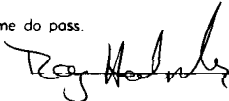
On page 1, line 16, delete the word "one"

On page 1, line 17, after the word "or" insert the following:
"by the levy of one mill on a dollar of the net taxable
 valuation of the"

On page 1, line 21, overstrike the word "such" and insert the word "the" remove the overstrike over the word "~~one-half~~" and insert the word "or"

And renumber the lines accordingly

And when so amended recommends the same do pass.



Chairman

Senate Bill No. 2400 was placed on the Sixth

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

Mr. President: Your Committee on Social Services & Veterans Affairs

to whom was referred Senate Bill No. 2405

Has had the same under consideration and recommends that the same

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

be amended as follows:

- On page 1, line 14, delete the words "grocery stores;"
On page 2, line 10, delete the words "thirty-five" and insert in lieu thereof the word "twenty"
On page 2, line 11, after the word "restaurants", insert the words "except those with a seating capacity for less than fifty persons"
On page 2, line 12, after the second comma, insert the word "and", and on the same line delete the third comma and the words "and restaurants"
On page 2, line 24, delete the words "Such signs or signs shall"
On page 2, delete all of line 25
On page 2, line 26, delete the words "strokes of letters not less than one-half inch wide."
On page 3, line 4, delete the word "per"
On page 3, line 5, delete the word "violation" and the words "The state laboratories department shall adopt"
On page 3, delete lines 6 through 11

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.



Chairman

Senator Peterson

Senate Bill No. 2405 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. 2433

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 H. Christensen

Senate Bill No. 2433 was placed on the eleventh

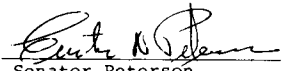
order of business on the calendar for the succeeding legislative day.

Mr. President : Your Committee on Social Services & Veterans Affairs
to whom was referred Senate Concurrent Resolution No. 4031

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
without recommendation

be amended as follows:


Chairman
Senator Peterson
Senate Concurrent Resolution No. 4031 was placed on the eleventh


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

Mr. President : Your Committee on Social Services & Veterans Affairs
to whom was referred Senate Concurrent Resolution No. 4035

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
without recommendation

be amended as follows:


Chairman
Senator Peterson
Senate Concurrent Resolution No. 4035 was placed on the eleventh


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

Mr. President : Your Committee on Social Services & Veterans Affairs
to whom was referred Senate Concurrent Resolution No. 4037

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
without recommendation

be amended as follows:


Chairman
Senator Peterson
Senate Concurrent Resolution 4037 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. 1088

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 3, delete the word "and"

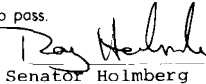
On page 1, line 5, after the word "contests" insert the following:
"; and declaring an emergency"

On page 1, after line 15, insert the following new section:

"SECTION 3. EMERGENCY. This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines accordingly

And when so amended recommends the same do pass.


Senator Holmberg

Chairman

HOUSE Bill No. 1088 was placed on the Sixth

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

Mr. PRESIDENT Your Committee on INDUSTRY, BUSINESS, & LABOR

to whom was referred HOUSE Bill No. 1096

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 Reiten

Chairman

HOUSE Bill No. 1096 was placed on the fourteenth*

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

Mr. PRESIDENT Your Committee on STATE & FEDERAL GOVERNMENT

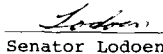
to whom was referred HOUSE Bill No. 1117

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

And to be placed on the Consent Calendar


Senator Lodoen

Chairman

House Bill No. 1117 was placed on the Tenth

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

Mr. President Your Committee on Judiciary

to whom was referred House Bill No. 1133

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

And be placed on the consent calendar.

Hal Christensen

Senator H. Christensen Chairman

House Bill No. 1133 was placed on the tenth

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

Mr. PRESIDENT: Your Committee on STATE & FEDERAL GOVERNMENT
to whom was referred HOUSE Bill No. 1161

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:

Lodoen

Senator Lodoen Chairman
House Bill No. 1161 was placed on the 14th

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

Mr. PRESIDENT: Your Committee on INDUSTRY, BUSINESS, & LABOR
to whom was referred HOUSE Bill No. 1162

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:

Ma

Senator Reiten Chairman
HOUSE Bill No. 1162 was placed on the Fourteenth

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

Mr. PRESIDENT: Your Committee on STATE & FEDERAL GOVERNMENT
to whom was referred HOUSE Bill No. 1185

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
without recommendation

be amended as follows:

And be placed on the Consent Calendar

Lodoen

Senator Lodoen Chairman
House Bill No. 1185 was placed on the Tenth

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


Mr. PRESIDENT: Your Committee on STATE & FEDERAL GOVERNMENT
to whom was referred HOUSE Bill No. 1188

Has had the same under consideration and recommends that the same

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

be amended as follows:

And be placed on the Consent Calendar


Chairman

House Bill No. 1188 was placed on the Tenth

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

Mr. President: Your Committee on Judiciary


to whom was referred House Bill No. 1207

Has had the same under consideration and recommends that the same

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

be amended as follows:

And be placed on the consent calendar.


Chairman

House Bill No. 1207 was placed on the tenth

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

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

to whom was referred HOUSE Bill No. 1214

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. 1214 was placed on the Fourteenth

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


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

to whom was referred HOUSE Bill No. 1359

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

JOURNAL OF THE SENATE

HOUSE Bill No. 1359 was placed on the Fourteenth

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

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

to whom was referred HOUSE Bill No. 1362

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 Reiten

Chairman

HOUSE Bill No. 1362 was placed on the Fourteenth

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


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

to whom was referred HOUSE Bill No. 1405

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 Reiten

Chairman

HOUSE Bill No. 1405 was placed on the Fourteenth

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

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

to whom was referred HOUSE Bill No. 1507

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 Reiten

Chairman

HOUSE Bill No. 1507 was placed on the Fourteenth

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

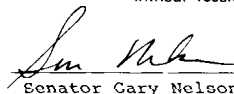
Mr. President: Your Committee on Education

to whom was referred House Concurrent Resolution No. 3006

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 Cary Nelson

Chairman

House Concurrent

Resolution No. 3006 was placed on the Fourteenth

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

Mr. President Your Committee on Education to whom was referred House Concurrent Resolution No 3015

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 Gary Nelson

House Concurrent Resolution No. 3015 was placed on the Fourteenth

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

SECOND READING OF SENATE BILLS

Senate Bill No. 2029. - A Bill for an Act making an appropriation for defraying the expenses of the highway department of the state of North Dakota.

Which has been read.

Senator Walsh moved that Senate Bill No. 2029 be amended as follows:

On page 1, line 18 of the engrossed bill, delete the numerals "7,678,636" and insert in lieu thereof the numerals "6,697,005"

On page 1, line 24 of the engrossed bill, delete the numerals "287,121,582" and insert in lieu thereof the numerals "286,139,951"

On page 1, line 26 of the engrossed bill, delete the numerals "1,398,576" and insert in lieu thereof the numerals "416,945"

And renumber the lines accordingly

The intent of the amendment is to remove an equipment line item for the purchase of a new aircraft.

Senator Walsh moved that the proposed amendments be adopted.

Senator Walsh requested a recorded roll call vote on the motion to adopt the proposed amendments to Senate Bill No. 2029, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to Senate Bill No. 2029, the roll was called and there were 13 ayes, 37 nays, absent and not voting 0.

Table with columns: REGULAR SESSION, NORTH DAKOTA SENATE ROLL CALL, 1981 LEGISLATURE. Rows list names and their votes (YEAS, NAYS, N-V).

The proposed amendments to Senate Bill No. 2029 lost.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 46, nays 4, 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	YEAS	N-V	NAYS
● ADAMS			● GROETBERG			● NELSON			● STREIBEL		
● ALBERS			● HANSON			● NETHING			● STROMME		
● BAKEWELL			● HOLMBERG			● OLIN			● TALLACKSON		
● BARTH		●	● ISLER			● PARKER			● TENNEFOS		
● BERUBE			● LASHKOWITZ			● PETERSON			● THANE		
● CHRISTENSEN, H. JS			● LEE			● QUAIL		●	● TIERNEY		
● CHRISTENSEN, R. FN			● LEIBHAN			● REDLIN		●	● TWETEN		
● CUSSONS			● LIPS			● REITEN			● VOSPER		
● DOTZENROD			● LODOEN			● ROEN			● WALSH		●
● DYKSHOORN			● MELLAND			● SHABLOW			● WENSTROM		
● ERICKSON			● MOORE			● SOLBERG			● WRIGHT		
● FRITZELL			● MUTCH			● SORUM			● MR. PRESIDENT		
● GOODMAN			● NAADEN			● STENEHJEM					

So the bill passed and the title was agreed to.

Senate Bill No. 2046. — A Bill for an Act to create and enact nine new sections to chapter 63-01.1 of the North Dakota Century Code, relating to establishing county weed boards, powers and duties of county weed boards, requiring certification and education of county weed control officers, establishment of a leafy spurge control program, funding of a leafy spurge control program, a mill levy assessment for a leafy spurge control program, and weed control quarantines; to create and enact chapter 63-05 of the North Dakota Century Code, relating to landowners or operators cutting weeds and grasses along county and township highways; to amend an reenact sections 63-01.1-01, 63-01.1-02, subsection 4 of section 63-01.1-03, sections 63-01.1-04, 63-01.1-05, 63-01.1-06, 63-01.1-08, 63-01.1-09, 63-01.1-10.1, 63-01.1-13.1, and 63-01.1-16 of the North Dakota Century Code, all relating to noxious weed control; to repeal sections 63-01.1-10 and 63-01.1-11 of the North Dakota Century Code, relating to township control of noxious weeds along township roads, and landowners or operators cutting weeds and grasses along county and township highways; providing a penalty; and providing an appropriation.

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 35, nays 14, 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			● GROETBERG		●	● NELSON		●	● STREIBEL		
● ALBERS			● HANSON		●	● NETHING			● STROMME		
● BAKEWELL			● HOLMBERG			● OLIN			● TALLACKSON		
● BARTH			● ISLER			● PARKER			● TENNEFOS		●
● BERUBE		●	● LASHKOWITZ		●	● PETERSON			● THANE		
● CHRISTENSEN, H. JS			● LEE		●	● QUAIL		●	● TIERNEY		
● CHRISTENSEN, R. FN			● LEIBHAN			● REDLIN		●	● TWETEN		
● CUSSONS			● LIPS			● REITEN			● VOSPER		
● DOTZENROD			● LODOEN		●	● ROEN		●	● WALSH		
● DYKSHOORN			● MELLAND			● SHABLOW			● WENSTROM		
● ERICKSON		●	● MOORE			● SOLBERG			● WRIGHT		
● FRITZELL			● MUTCH		●	● SORUM			● MR. PRESIDENT		
● GOODMAN			● NAADEN			● STENEHJEM					

So the bill passed and the title was agreed to.

Senate Bill No. 2086. — A Bill for an Act to establish a statement of legislative purpose concerning corrections; to appropriate moneys to the combined law enforcement council of the state of North Dakota for a cost sharing program for county and city jails based on a per prisoner per day basis and for program administration; and setting

forth amounts and conditions, and jail program duties and responsibilities.

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 13, nays 37, 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		•	GROTBORG		•	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. #M		•	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		•			

Senate Bill No. 2086 was declared lost.

Senate Bill No. 2268. — A Bill for an Act to amend and reenact subsection 4 of section 20.1-01-02 of the North Dakota Century Code, relating to the definition of "resident" for game and fish purposes.

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 2, nays 47, 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		•	GROTBORG		•	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. #M		•	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		•			

Senate Bill No. 2268 was declared lost.

MOTION

Senator Goodman moved that Senate Bill No. 2362 be returned to the Senate floor from the Committee on Finance and Taxation, which motion prevailed.

Senator Goodman requested the unanimous consent of the Senate to withdraw Senate Bill No. 2362. There being no objection, it was so ordered by the President.

Senate Bill No. 2349. — A Bill for an Act to amend and reenact section 43-01-02, subsection 1 of section 43-02.1-02, subsection 1 of section 43-02.1-03, subsection 1 of section 43-02.1-04, subsection 1 of section 43-02.1-05, sections 43-04-04, 43-09-02, subsection 8 of section 43-11-16, section 43-12.1-05, subsection 11 of section 43-17-31, subsection 2 of section 43-23-08, sections 43-25-07, 43-26-04, 43-28-11, 43-28-18, 43-28-25, 43-29-02, 43-30-05, 43-31-07, 43-32-02, 43-32-18, 43-32-20, 43-34-02, 43-35-03, 43-36-

02, and subsection 2 of section 43-37-05 of the North Dakota Century Code, relating to occupations, the licensing thereof, restrictions on competition therein, and gubernatorial appointments to regulatory boards and commissions; and to repeal sections 43-11-36 and 43-13-29 of the North Dakota Century Code, relating to setting of fees and prohibition on advertising.

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 40, nays 8, absent and no voting 2.

REGULAR SESSION									1981 LEGISLATURE								
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. JM			● LEIBHAN		●	● REDLIN			● TWETEN							●	
● CUSONS			● LIPS			● REITEN			● VOSPER							●	
● DOTENROD			● LODDEN			● ROEH		●	● WALSH								
● DYKSHOORN			● HELLAND			● SHARLOW			● WENSTROM								
● ERICKSON			● MOORE	●		● SOLBERG			● WRIGHT								
● FRITZELL		●	● NUTCH		●	● SORUM			MR. PRESIDENT								
● GOODMAN			● NAADEN			● STENEHJEM											

So the bill passed and the title was agreed to.

Senate Bill No. 2370. — A Bill for an Act to amend and reenact section 46-05-03 of the North Dakota Century Code, relating to legal notice fees.

Which has been read.

Senator Holmberg moved that Senate Bill No. 2370 be amended as follows:

On page 3 of the engrossed bill, line 16, after the period insert the following sentence: “In no event, however, shall changes in any one year be greater than seven percent.”

And renumber the lines accordingly.

Senator Holmberg moved that the proposed amendments be adopted, which motion lost.

ROLL CALL

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

REGULAR SESSION									1981 LEGISLATURE								
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. JM			● LEIBHAN			● REDLIN			● TWETEN								
● CUSONS			● LIPS			● REITEN			● VOSPER								
● DOTENROD			● LODDEN			● ROEH			● WALSH								
● DYKSHOORN			● HELLAND			● SHARLOW			● WENSTROM								
● ERICKSON			● MOORE			● SOLBERG			● WRIGHT							●	
● FRITZELL			● NUTCH			● SORUM			MR. PRESIDENT								
● GOODMAN			● NAADEN			● STENEHJEM		●									

So the bill passed and the title was agreed to.

Senate Bill No. 2374. — A Bill for an Act to authorize the Bank of North Dakota to guarantee loans used for the construction of community-sized ethanol production facilities.

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

Senator Vosper moved that Senate Bill No. 2374 be amended as follows:

On page 1, line 3, delete the word "ethanol" and insert in lieu thereof the words "agriculturally derived fuel"

On page 1, line 24, delete the word "ethanol" and insert in lieu thereof the words "agriculturally derived fuel"

On page 1, line 27, delete the word "ethanol" and insert in lieu thereof the words "agriculturally derived fuel"

On page 2, line 18, after the period insert the following sentence: "The extent of the value of all loan guarantees under this Act may not, at any one time, exceed fifteen million dollars."

And renumber the lines accordingly.

Senator Vosper moved that the proposed amendments to be adopted, which motion prevailed.

Senator Vosper moved that the rules be suspended, that Senate Bill No. 2374 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2374. — A Bill for an Act to authorize the Bank of North Dakota to guarantee loans used for the construction of community-sized ethanol production facilities.

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 21, nays 28, 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	YEAS	N-V	NAYS	
●			GROTEBERG	●		NELSON					STREIBEL	●
●			HANSON			NETHING			●		STROMME	
	●		HOLMBERG	●		OLIN			●		TALLACKSON	
●		●	ISZLER			PARKER					TENNEFOS	●
●			LASKOWITZ	●		PETERSON			●		THANE	
	●		LEE			QUAIL			●		TIERNEY	●
●		●	LEIBHAN			REDLIN			●		TWETEN	
			LIPS			REITEN		●			VOSPER	
●		●	LODOEN	●		ROEN			●		WALSH	
●			MELLAND			SHABLOW	●				WENSTROM	
			MOORE		●	SOLBERG			●		WRIGHT	
			MUTCH			SORUM					MR. PRESIDENT	
	●		NAADEN	●		STENEHJEM			●			

Senate Bill No. 2374 was declared lost.

Senate Bill No. 2380. — A Bill for an Act to create a department of natural resources, to provide for appointment of a commissioner of natural resources, to provide a procedure for senate confirmation, and to provide for assumption of certain duties of the state game and fish department, the "Garrison" diversion mitigation and enhancement lands commission, the Little Missouri River commission, the parks and recreation department, the water conservation commission, the state engineer, the state forester, and the state geologist; to amend and reenact section 15-11-08 of the North Dakota Century Code, relating to surveys conducted by the board of higher education; and to repeal sections 15-11-09, 15-11-11, 15-11-12, 15-11-15, 20.1-02-01, 20.1-02-02, 20.1-02-03, 20.1-02-06, 55-08-02.1, 61-02-04, 61-02-05, 61-02-06, 61-02-07, 61-02-08, 61-02-09, 61-02-10, 61-02-11, 61-02-12, 61-02-13, 61-02-69, 61-03-01, 61-03-02, 61-03-03, 61-03-04, 61-03-13, 61-03-14, 61-24.1-03, 61-24.1-04, 61-24.1-05, and chapter 54-49.1 of the North Dakota Century Code, relating to the personnel, powers, and duties of the game and fish department, Garrison diversion mitigation and enhancement lands commission,

natural resources council, outdoor recreation interagency council, and the water conservation commission, the position, powers, and duties of the state engineer and the state geologist, and the powers and duties of the state board of higher education; 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 10, nays 37, absent and not voting 3.

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. 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		•	
GOODMAN		•	NAADEN		•	STENEHJEM		•						

Senate Bill No. 2380 was declared lost.

Senate Bill No. 2409. — A Bill for an Act to amend and reenact section 48-09-01 of the North Dakota Century Code, relating to permitting the North Dakota fair associations to grant concessions without letting bids; and to declare an emergency.

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 42, nays 6, absent and not voting 2.

NORTH DAKOTA SENATE														
REGULAR SESSION									ROLL-CALL			1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
•		•	•			•			•		•			
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So the bill passed, the title was agreed to, and the emergency clause carried.

Senate Bill No. 2411. — A Bill for an Act to repeal chapter 65-13 of the North Dakota Century Code, relating to the Uniform Crime Victims Reparations Act; to provide for the handling of pending claims; and to declare an emergency.

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

ROLL CALL

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

NORTH DAKOTA SENATE														
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REGULAR SESSION			ROLL-CALL			1981 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
		●	GROTBERG	●		NELSON	●	STREIBEL	●
		●	HANSON	●		NETHING	●	STROMME	●
		●	HOLMBERG	●		OLIN	●	TALLACKSON	●
		●	ISZLER	●		PARKER	●	TENNEFOS	●
		●	LASHKOWITZ	●		PETERSON	●	THANE	●
CHRISTENSEN, H. #5			LEE	●		QUAIL	●	TIERNEY	●
CHRISTENSEN, R. #36			LEIBHAN	●		REDLIN	●	TWETEN	●
		●	LIPS	●		REITEN	●	VOSPER	●
		●	LODOEN	●		ROEN	●	WALSH	●
		●	MELLAND	●		SHABLOW	●	WENSTROM	●
		●	MOORE	●		SOLBERG	●	WRIGHT	●
		●	MUTCH	●		SORUM	●	MR. PRESIDENT	
		●	NAADEN	●		STENEHJEM	●		

Senate Bill No. 2411 was declared lost.

MOTION

Senator Holmberg moved that the Senate reconsider the action whereby Senate Bill No. 2270 passed, which motion prevailed.

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

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 17, nays 29, absent and not voting 4.

REGULAR SESSION			NORTH DAKOTA SENATE ROLL-CALL			1981 LEGISLATURE			
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	
		●	GROTBERG	●		NELSON	●	STREIBEL	●
		●	HANSON	●		NETHING	●	STROMME	●
		●	HOLMBERG	●		OLIN	●	TALLACKSON	●
		●	ISZLER	●		PARKER	●	TENNEFOS	●
		●	LASHKOWITZ	●		PETERSON	●	THANE	●
CHRISTENSEN, H. #5			LEE	●		QUAIL	●	TIERNEY	●
CHRISTENSEN, R. #36			LEIBHAN	●		REDLIN	●	TWETEN	●
		●	LIPS	●		REITEN	●	VOSPER	●
		●	LODOEN	●		ROEN	●	WALSH	●
		●	MELLAND	●		SHABLOW	●	WENSTROM	●
		●	MOORE	●		SOLBERG	●	WRIGHT	●
		●	MUTCH	●		SORUM	●	MR. PRESIDENT	
		●	NAADEN	●		STENEHJEM	●		

Senate Bill No. 2270 was declared lost.

MOTIONS

Senator Nelson moved that House Bill No. 1093 be re-referred to the Committee on Education, which motion prevailed.

Senator Nothing moved that when the calendar is prepared for tomorrow, House Bill Nos. 1138 and 1154 that were on the 6th Order today, be placed right ahead of the bills on the 14th Order, and any House Bills that are added today after the 13th Order, be placed at the bottom of the 14th Order, 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. 1385
- House Bill No. 1475
- House Bill No. 1481

ROY GILBREATH, Chief Clerk
House Chamber

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

House Bill No. 1046

House Bill No. 1070

House Bill No. 1073

House Bill No. 1176

House Bill No. 1342

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

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to inform you that the House has refused to concur in the Senate amendment to:

House Bill No. 1042

House Bill No. 1430

and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

House Bill No. 1042

Reps.

Melby

O. Hanson

G. Pomeroy

House Bill No. 1430

Reps.

Kloubec

Dietz

B. Larson

Very respectfully,

ROY GILBREATH, Chief Clerk

MESSAGES TO THE HOUSE

Senate Chamber

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

Senate Bill No. 2200

Senate Bill No. 2239

Senate Bill No. 2347

Senate Bill No. 2383

Senate Bill No. 2384

Senate Bill No. 2416

Very Respectfully,

LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President signed the following:

House Bill No. 1046

House Bill No. 1070

House Bill No. 1073

House Bill No. 1176

House Bill No. 1342

LEO LEIDHOLM, Secretary

FIRST READING OF HOUSE BILLS

House Bill No. 1028. — A Bill for an Act making an appropriation for defraying the expenses of the council on the arts of the state of North Dakota.

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

House Bill No. 1041. — A Bill for an Act to transfer a portion of the

motor vehicle fuel tax revenues to the general fund to cover the cost of administering the motor vehicle fuel tax laws.

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

House Bill No. 1095. -- A Bill for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to a reduction in taxable income for interest received on contracts for the sale of property to beginning businessmen; to provide for income tax deductions as incentives for sales of businesses to beginning businessmen; and to provide an effective date.

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

House Bill No. 1130. -- A Bill for an Act to amend and reenact section 38-14.1-07, subsection 4 of section 38-14.1-30, and section 38-14.1-38 of the North Dakota Century Code, relating to areas where mining is prohibited, temporary relief, and conflict of interest provisions for surface coal mining and reclamation operations.

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

House Bill No. 1189. -- A Bill for an Act to create and enact a new subsection to section 43-15-10 of the North Dakota Century Code, relating to powers of the board of pharmacy.

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

House Bill No. 1263. -- A Bill for an Act to provide for the discretionary establishment of a municipal arts council and for the levying of up to five mills to fund such council to promote the arts in local communities; and to create and enact a new subsection to section 57-15-10 of the North Dakota Century Code to exempt the mill levy for municipal arts councils from city mill levy limitations.

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

House Bill No. 1271. -- A Bill for an Act to amend and reenact section 14-05-24 of the North Dakota Century Code, relating to factors to be considered in granting a property division or support in a divorce action.

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

House Bill No. 1306. -- A Bill for an Act to amend and reenact section 10-06-06 of the North Dakota Century Code, relating to a penalty provision for those corporations in violation of the corporate farming prohibition.

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

House Bill No. 1337. -- A Bill for an Act to direct the implementation of a uniform accounting and reporting system for school districts.

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

House Bill No. 1455. -- A Bill for an Act to amend and reenact subsections 17 and 18 of section 38-14.1-24 of the North Dakota Century Code, relating to environmental protection performance standards required of surface coal mining and reclamation permittees.

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

House Bill No. 1457. -- A Bill for an Act to amend and reenact section 57-61-10 and subsection 3 of section 57-62-02 of the North Dakota Century Code, relating to payments of coal severance tax revenues to the coal development fund and to the distribution of revenues within counties on a timely basis.

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

House Bill No. 1472. -- A Bill for an Act to provide for the adoption of the national association of insurance commissioners' Life and Accident and Health Insurance Policy Language Simplification Act.

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

House Bill No. 1479. -- A Bill for an Act to amend and reenact section 40-49-08 of the North Dakota Century Code, relating to the alternate appointment of a park district clerk.

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

House Bill No. 1495. -- A Bill for an Act to amend and reenact section 43-01-18 of the North Dakota Century Code, relating to the fees of abstracters; and declaring an emergency.

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

House Bill No. 1530. -- A Bill for an Act to amend and reenact section 54-12-14 of the North Dakota Century Code, relating to the attorney general drug control cash fund.

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

House Bill No. 1542. -- A Bill for an Act to amend and reenact subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to property tax exemptions for farm homes.

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

House Bill No. 1552. -- A Bill for an Act to amend and reenact subsection 1 of section 15-62.3-01 and sections 15-62.3-04 and 15-62.3-06 of the North Dakota Century Code, relating to the private tuition assistance grant program.

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

House Bill No. 1559. -- A Bill for an Act to amend and reenact subsection 1 of section 47-11.1-02 of the North Dakota Century Code, relating to the time for disclaiming a present or future interest.

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

House Bill No. 1568. -- A Bill for an Act to amend and reenact section 46-02-09 of the North Dakota Century Code, relating to bidding requirements for certain public printing contracts.

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

House Bill No. 1622. -- A Bill for an Act to create and enact a new section to chapter 26-02 of the North Dakota Century Code, relating to the exclusion of a spouse of the named insured from coverages under a private passenger automobile insurance liability policy.

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

Senator Nething moved that at the conclusion of the 13th Order of Business and after the reading of Senate Bills Nos. 2025, 2060, 2092, 2114, 2161, 2202, 2228, 2233, 2234, 2257, 2301, 2307, 2357, 2363, 2369, 2377, 2385, 2399, 2406, 2417, 2433, 2424, SCR's 4031, 4035, 4037 and House Bills 1096, 1117, 1133, 1161, 1162, 1185, 1188, 1207, 1214, 1359, 1362, 1405, 1507 and HCR's 3006 and 3015, the Senate adjourn and convene at 1:00 p.m., Tuesday, February 17, 1981, which motion prevailed.

LEO LEIDHOLM, Secretary