

THIRTY-SIXTH DAY

Bismarck, February 25, 1981

The Senate convened at 1:00 p.m., with President Sands presiding.

The prayer was offered by Rev. Ralph Lafontaine, Chaplain, Bismarck Hospital.

Almighty God, our Heavenly Father, Who is Lord of the nations we ask You to send Your Holy Spirit upon this assembled Senate. Grant that as the elected representatives of the people deliberate on the legislative business of our State they may be guided to lay aside personal ambitions and partisanship and commit themselves to those programs that will be to the welfare of all the people of this State. May responsible leadership be exercised, conscientious decisions be reached, difficult problems be successfully struggled with, and greatness of spirit be envisioned to the betterment of Your people and the Glory of Your Name through Jesus Christ, Your Son, our Lord. 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 _____ Thirty-fifth _____ day and recommends that the same be corrected as follows:

On page 955, line 2, delete "which motion lost."

And when so corrected recommends that the same be approved.

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

 Chairman
 Senator Tennessee

MESSAGE FROM THE HOUSE

House Chamber

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

House Concurrent Resolution No. 3075

ROY GILBREATH, Chief Clerk
 APPOINTMENT OF COMMITTEE ON
 MEMORIAL SERVICE

Senator Nething moved that a committee of three be appointed to serve as a committee on the Memorial Service, which motion prevailed.

The President announced the appointment of the following committee:

Senator H. Christensen, Chairman

Senator Sorum
Senator Berube

CONSIDERATION OF AMENDMENTS

Senator Holmberg moved that the amendments to House Bill No. 1129 as recommended by the Committee on Political Subdivisions as printed on pages 937 - 939 of the Senate Journal be adopted, which motion prevailed.

Sentor Lee moved that the amendments to House Bill No. 1186 as recommended by the Committee on Natural Resources as printed on page 939 of the Senate Journal be adopted, which motion prevailed.

Senator H. Christensen moved that the amendments to House Bill No. 1253 as recommended by the Committee on Judiciary as printed on page 940 of the Senate Journal be adopted, which motion prevailed.

Sentor Solberg moved that the amendments to House Bill No. 1338 as recommended by the Committee on Transportation as printed on pages 940, 941 of the Senate Journal be adopted, which motion prevailed.

Senator Holmberg moved that the amendments to House Bill No. 1476 as recommended by the Committee on Political Subdivisions as printed on page 942 of the Senate Journal be adopted, which motion prevailed.

Senator Holmberg moved that the amendments to House Bill No. 1478 as recommended by the Committee on Political Subdivisions as printed on page 942 of the Senate Journal be adopted, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4055. — A concurrent resolution directing the Legislative Council to conduct a study of issues facing the continued viability of small business in North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4055 was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4056. — A concurrent resolution directing the Legislative Council to conduct a study of the educational employment, and life and health insurance needs of persons over 21 years of age with incurable diseases.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4056 was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4066. — A concurrent resolution directing the Legislative Council to conduct a study of the method of appropriating funds for equipment purchases at the institutions of higher education.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4066 was declared adopted on a voice vote.

Senate Concurrent Resolution No. 4071. — A concurrent resolution directing the Legislative Council to study the use of special funds and cash accounts maintained in the state treasury.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4071 was declared adopted on a voice vote.

MOTION

Senator Moore objected to House Bill No. 1475 being on the Consent Calendar and requested that it be removed. It was so ordered by the President.

SECOND READING OF HOUSE BILLS ON CONSENT CALENDAR

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

House Bill No. 1637. — A Bill for an Act to amend and reenact sections 15-51-12, 15-51-14, 15-51-15, 15-51-16, and 15-51-22 of the North Dakota Century Code, relating to powers and duties of the Fargo school district board of education, providing for the appointment by the Fargo board of education of a board treasurer.

Which had been read the second time.

ROLL CALL

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

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

So the bills passed and the titles were agreed to.

SECOND READING OF HOUSE BILLS

House Bill No. 1333. — A Bill for an Act to authorize the state board of higher education to deed property owned by the state of North Dakota for the use and benefit of the university of North Dakota to the fellows of the university, inc., a nonprofit North Dakota corporation; 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 47, nays 0, absent and not voting 3.

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

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

MOTION

Senator Redlin moved that House Bill No. 1363 be re-referred to the Committee on State and Federal Government, which motion prevailed.

House Bill No. 1369. — A Bill for an Act to amend and reenact subsection 3 of section 41-06-02 of the North Dakota Century Code, relating to enterprises subject to the bulk transfer provisions of the uniform commercial code.

Which has been read.

ROLL CALL

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

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ADAMS			• GROTBERG			• NELSON		• STREIBEL
• ALBERS			• HANSON			• NETHING		• STROMME
• BAKEWELL			• HOLMBERG			• OLIN		• TALLACKSON
• BARTH			• ISZLER			• PARKER		• TENNEFOS
• BERUBE			• LASHKOWITZ			• PETERSON		• THANE
• CHRISTENSEN, H. #5			• LEE			• QUAIL		• TIERNEY
• CHRISTENSEN, R. #36			• LEIBHAN			• REDLIN		• TWETEN
• CUSSONS			• LIPS			• REITEN	•	• VOSPER
• DOTZENROD			• LODGEN			• 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.

House Bill No. 1372. — A Bill for an Act to place responsibility for administration of weather modification activities under the direction and supervision of the state water commission; to repeal chapter 2-07 of the North Dakota Century Code, relating to the weather modification board, a division of the aeronautics commission; and to provide a penalty.

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 45, nays 1, absent and not voting 4.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ADAMS			• GROTBERG			• NELSON		• STREIBEL
• ALBERS			• HANSON			• NETHING		• STROMME
• BAKEWELL			• HOLMBERG			• OLIN		• TALLACKSON
• BARTH			• ISZLER			• PARKER		• TENNEFOS
• BERUBE			• LASHKOWITZ			• PETERSON		• THANE
• CHRISTENSEN, H. #5			• LEE			• QUAIL		• TIERNEY
• CHRISTENSEN, R. #36			• LEIBHAN			• REDLIN	•	• TWETEN
• CUSSONS			• LIPS			• REITEN		• VOSPER
• DOTZENROD			• LODGEN			• 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.

House Bill No. 1390. — A Bill for an Act to create and enact a new section to chapter 6-03 of the North Dakota Century Code, relating to the authority of a bank to charge state and federal agencies for record searches.

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 46, nays 0, absent and not voting 4.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ADAMS			• GROTBERG			• NELSON		• STREIBEL
• ALBERS			• HANSON			• NETHING		• STROMME
• BAKEWELL			• HOLMBERG			• OLIN		• TALLACKSON
• BARTH			• ISZLER			• PARKER		• TENNEFOS
• BERUBE			• LASHKOWITZ			• PETERSON		• THANE
• CHRISTENSEN, H. #5			• LEE			• QUAIL		• TIERNEY
• CHRISTENSEN, R. #36			• LEIBHAN			• REDLIN		• TWETEN
• CUSSONS			• LIPS			• REITEN		• VOSPER

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

So the bill passed and the title was agreed to.

House Bill No. 1391. — A Bill for an Act to amend and reenact section 40-24-17 of the North Dakota Century Code, relating to collection of special assessments by the county treasurer.

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 48, 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
• ADAMS	•		• GROETBERG	•		• NELSON	•		• STREIBEL	•	
• ALBERS		•	• HANSON	•		• NETHING	•		• STROMME	•	
• BAKEWELL		•	• HOLMBERG	•		• OLIN	•		• TALLACKSON	•	
• BARTH		•	• ISLER	•		• PARKER	•		• TENNEFOS	•	
• BERUBE		•	• LASHKOWITZ	•		• PETERSON	•		• THANE	•	
• CHRISTENSEN, H. #5		•	• LEE	•		• QUAIL	•		• TIERNEY	•	
• CHRISTENSEN, R. #M		•	• LEIBHAN	•		• REDLIN	•		• TWETEN	•	
• CUSSONS		•	• LIPS	•		• REITEN	•		• VOSPER	•	
• DOTZENROD		•	• LODGEN	•		• ROEN	•		• WALSH	•	
• DYKSHOORN		•	• MELLAND	•		• SHABLOW	•		• WENSTROM	•	
• ERICKSON		•	• MOORE	•		• SOLBERG	•		• WRIGHT	•	
• FRITZELL		•	• MUTCH	•		• SORUM	•		• MR. PRESIDENT		
• GOODMAN		•	• NAADEN	•		• STENEHJEM	•				

House Bill No. 1391 was declared lost.

House Bill No. 1402. — A Bill for an Act to amend and reenact subsections 1 and 2 of section 28-32-03.2 of the North Dakota Century Code, relating to distribution and maintenance of the North Dakota Administrative Code and code supplements.

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 48, nays 0, absent and not voting 2.

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
• ADAMS	•		• GROETBERG	•		• NELSON	•		• STREIBEL	•	
• ALBERS		•	• HANSON	•		• NETHING	•		• STROMME	•	
• BAKEWELL		•	• HOLMBERG	•		• OLIN	•		• TALLACKSON	•	
• BARTH		•	• ISLER	•		• PARKER	•		• TENNEFOS	•	
• BERUBE		•	• LASHKOWITZ	•		• PETERSON	•		• THANE	•	
• CHRISTENSEN, H. #5		•	• LEE	•		• QUAIL	•		• TIERNEY	•	
• CHRISTENSEN, R. #M		•	• LEIBHAN	•		• REDLIN	•		• TWETEN	•	
• CUSSONS		•	• LIPS	•		• REITEN	•		• VOSPER	•	
• DOTZENROD		•	• LODGEN	•		• ROEN	•		• WALSH	•	
• DYKSHOORN		•	• MELLAND	•		• SHABLOW	•		• WENSTROM	•	
• ERICKSON		•	• MOORE	•		• SOLBERG	•		• WRIGHT	•	
• FRITZELL		•	• MUTCH	•		• SORUM	•		• MR. PRESIDENT		
• GOODMAN		•	• NAADEN	•		• STENEHJEM	•				

So the bill passed and the title was agreed to.

House Bill No. 1468. — A Bill for an Act to amend and reenact sections 11-33-03, 40-47-03, and 58-03-12 of the North Dakota Century Code, relating to the purpose of zoning regulations and the definition of the term "comprehensive plan".

Which has been read.

ROLL CALL

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

Which has been read.

ROLL CALL

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

REGULAR SESSION									1981 LEGISLATURE		
NORTH DAKOTA SENATE											
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
	●		●			●			●		
ADAMS	●		GROTBERG			NELSON			STREIBEL		
ALBERS			HANSON			NETHING			STROMME		
BAKEWELL			HOLMBERG			OLIN			TALLACKSON		
BARTH			ISZLER			PARKER			TENNEFOS		
BERUBE			LASKOWITZ			PETERSON			THANE		
CHRISTENSEN, H. #5			LEE			QUAIL			TIERNEY		
CHRISTENSEN, R. #34			LEIBHAN			REDLIN			TWETEN		
CUSSONS			LIPS			REITEN			VOSPEN		
DOTZENROD			LOODEN			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.

House Bill No. 1059. — A Bill for an Act to create and enact a new section to chapter 26-03 and a new subdivision to subsection 9 of section 26-30-04 of the North Dakota Century Code, relating to nursing home policies, requiring such policies to be guaranteed renewable for life, limiting preexisting conditions, and unfair claims settlement practices.

Which has been read.

ROLL CALL

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

REGULAR SESSION									1981 LEGISLATURE		
NORTH DAKOTA SENATE											
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
	●		●			●			●		
ADAMS	●		GROTBERG			NELSON			STREIBEL		
ALBERS			HANSON			NETHING			STROMME		
BAKEWELL			HOLMBERG			OLIN			TALLACKSON		
BARTH			ISZLER			PARKER			TENNEFOS		
BERUBE			LASKOWITZ			PETERSON			THANE		
CHRISTENSEN, H. #5			LEE			QUAIL			TIERNEY		
CHRISTENSEN, R. #34			LEIBHAN			REDLIN			TWETEN		
CUSSONS			LIPS			REITEN			VOSPEN		
DOTZENROD			LOODEN			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.

House Bill No. 1124. — A Bill for an Act to create and enact a new section to chapter 35-27 of the North Dakota Century Code, relating to the office in which mechanic's liens are filed; to amend and reenact section 35-27-05, subsection 3 of section 35-27-11, and sections 35-27-12, 35-27-13, and 35-27-25 of the North Dakota Century Code, relating to the filing of mechanic's liens; to repeal subsection 4 of section 11-17-04 and section 35-27-15 of the North Dakota Century Code, relating to fees collected by the clerk of the district court for filing and indexing mechanic's liens and to the duty of the clerk of the district court in filing mechanic's liens.

Which has been read.

ROLL CALL

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

REGULAR SESSION									1981 LEGISLATURE		
NORTH DAKOTA SENATE											
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
	●		●			●			●		
ADAMS	●		GROTBERG			NELSON			STREIBEL		
ALBERS			HANSON			NETHING			STROMME		
BAKEWELL			HOLMBERG			OLIN			TALLACKSON		
BARTH			ISZLER			PARKER			TENNEFOS		
BERUBE			LASKOWITZ			PETERSON			THANE		
CHRISTENSEN, H. #5			LEE			QUAIL			TIERNEY		
CHRISTENSEN, R. #34			LEIBHAN			REDLIN			TWETEN		
CUSSONS			LIPS			REITEN			VOSPEN		
DOTZENROD			LOODEN			ROEN			WALSH		
DYKSHOORN			MELLAND			SHABLOW			WENSTROM		
ERICKSON			MOORE			SOLBERG			WRIGHT		
FRITZELL			MUTCH			SORUM			MR. PRESIDENT		
GOODMAN			NAADEN			STENEHJEM					

● ADAMS	● GROETBERG	● 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. FW	● 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	● STENEJEM	

So the bill passed and the title was agreed to.

House Bill No. 1138. — A Bill for an Act to amend and reenact sections 49-18-02, 49-18-06, 49-18-07, 49-18-08, 49-18-09, 49-18-11, 48-18-13, 49-18-14, 49-18-15, 49-18-20, 49-18-21, 49-18-32, 49-18-33, 49-18-41 and 49-18-47 of the North Dakota Century Code, relating to exempt transportation, motor carrier public policy, commission supervision of common motor carriers, notice of opportunity for hearing, regulation of contract motor carriers by the commission, temporary authority for contract motor carriers, fees, and insurance; and to repeal sections 49-18-03, 49-18-04, and 49-18-10 of the North Dakota Century Code, relating to exempt transportation and commission supervision of common motor carriers.

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 48, nays 0, absent and not voting 2.

NORTH DAKOTA SENATE											
REGULAR SESSION						1981 LEGISLATURE					
ROLL-CALL						ROLL-CALL					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROETBERG			● NELSON			● STREIBEL		
● ALBERS			● HANSON			● NETHING			● STROMME		
● BAKEWELL			● HOLMBERG			● OLIN			● TALLACKSON		
● BARTH			● ISZLER			● PARKER			● TENNEFOS		
● BERUBE			● LASHKOWITZ			● PETERSON			● THANE		
● CHRISTENSEN, H. JS			● LEE			● QUAIL			● TIERNEY		
● CHRISTENSEN, R. FW			● 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			● STENEJEM					

So the bill passed and the title was agreed to.

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

Which has been read.

ROLL CALL

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

NORTH DAKOTA SENATE											
REGULAR SESSION						1981 LEGISLATURE					
ROLL-CALL						ROLL-CALL					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROETBERG			● NELSON			● STREIBEL		
● ALBERS			● HANSON			● NETHING			● STROMME		
● BAKEWELL			● HOLMBERG			● OLIN			● TALLACKSON		
● BARTH			● ISZLER			● PARKER			● TENNEFOS		
● BERUBE			● LASHKOWITZ			● PETERSON			● THANE		
● CHRISTENSEN, H. JS			● LEE			● QUAIL			● TIERNEY		
● CHRISTENSEN, R. FW			● 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			● STENEJEM					

So the bill passed and the title was agreed to.

House Bill No. 1375. — A Bill for an Act to provide for the discontinuation and termination of written contracts between wholesalers and retail dealers dealing in heavy construction equipment, to define heavy construction equipment, and to set out retail dealer redress procedures.

Which has been read.

ROLL CALL

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

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROTBERG			● NELSON		● STREIBEL
● ALBERS			● HANSON			● NETHING		● STROMME
● BAKWELL			● HOLMBERG			● OLIN		● TALLACKSON
● BARTH			● ISZLER			● PARKER		● TENNEFOS
● BERUBE			● LASHKOWITZ			● PETERSON		● THANE
● CHRISTENSEN, H. #5			● LEE			● QUAIL		● TIERNEY
● CHRISTENSEN, R. #36			● LEIBHAN			● REDLIN		● TWETEN
● CUSSONS			● LIPS			● REITEN		● VOSPER
● DOTZENROD			● LODGEN			● 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.

House Bill No. 1406. — A Bill for an Act to amend and reenact section 15-40.1-04.1 of the North Dakota Century Code, relating to adjustments in foundation aid payments resulting from changes in a school district's property tax base.

Which has been read.

ROLL CALL

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

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROTBERG			● NELSON		● STREIBEL
● ALBERS			● HANSON			● NETHING		● STROMME
● BAKWELL			● HOLMBERG			● OLIN		● TALLACKSON
● BARTH			● ISZLER			● PARKER		● TENNEFOS
● BERUBE			● LASHKOWITZ			● PETERSON		● THANE
● CHRISTENSEN, H. #5			● LEE			● QUAIL		● TIERNEY
● CHRISTENSEN, R. #36			● LEIBHAN			● REDLIN		● TWETEN
● CUSSONS			● LIPS			● REITEN		● VOSPER
● DOTZENROD			● LODGEN			● 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.

House Bill No. 1459. — A Bill for an Act to provide for the appointment of members of the commission on uniform state laws, to prescribe the duties of commissioners, and to provide administrative procedures for the commission.

Which has been read.

ROLL CALL

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

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

● ADAMS ●	● GROTEBERG	● 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
● DOTZENROD	● LODOEN	● ROEN ●	● WALSH
● DYKSHOORN	● MELLAND	● SHABLOW	● WENSTROM
● ERICKSON	● MOORE	● SOLBERG	● WRIGHT
● FRITZELL	● MUTCH	● SORUM	MR. PRESIDENT
● GOODMAN	● NAADEN	● STENEHJEM	

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that the Senate stand in recess for twenty minutes, which motion prevailed.

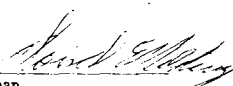
The Senate reconvened, with President Sands presiding.

REPORT OF PROCEDURAL COMMITTEES

Mr. President : Your Procedural Committee on Committees

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

- Wright, Chairman
- Quail
- Solberg
- Lodoen
- Dykshoorn
- Lashkowitz
- Stromme

Senator Nething 
Chairman

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

Mr. President : Your Procedural Committee on Committees

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

- Thane, Chairman
- Adams
- Sorum
- Tierney
- Tweten
- Berube

Barth

Senator Nething
Chairman



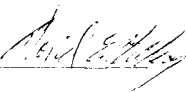
Senator Nething..... moved that the report be adopted, which motion prevailed and the report was adopted.

Mr. President.....: Your Procedural Committee on Committees.....

respectfully submit the following committee to consider the nomination for the Post Secondary Education Commission:

- Naaden, Chairman
- Streibel
- Nelson
- Goodman
- Moore
- Walsh
- Shablow

Senator Nething
Chairman



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

PRESENTATION OF
PETITIONS AND COMMUNICATIONS
STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

February 12, 1981

The Honorable Ernest Sands
President of the Senate
Senate Chambers
State Capitol
Bismarck, North Dakota 58505

Dear Mr. President:

Pursuant to Section 55-01-01 of the North Dakota Century Code, I hereby submit to the Senate for its approval the following names for appointment to the State Historical Board:

Sheila Robinson, Coleharbor, to replace Albert Hausauer whose term was from July 1, 1979, to June 30, 1982. Mr. Hausauer's resignation pursuant to Chapter 54-07 has been accepted.

Mabel Olson, Velva, to replace Mary Young whose term was from July 1, 1979, to June 30, 1982. Ms. Young's resignation pursuant to Chapter 54-07 has been accepted.

Al Spielman, Fargo, to replace LaVern Neff whose term was from July 1, 1979, to June 30, 1982. Mr. Neff's resignation pursuant to Chapter 54-07 has been accepted.

Enoch Thorsgard, Northwood, to replace Dale West whose term was from July 10, 1980, to June 30, 1983. Mr. West was not confirmed by the Senate.

Patrick DeForest, Bismarck, to replace Larry Erickson whose term was from July 11, 1980, to June 30, 1983. Mr. Erickson was not confirmed by the Senate.

Harold Schafer, Medora, to replace Lowell Johnson whose term expires June 30, 1981, and for appointment to a full term which begins July 1, 1981, and extends to June 30, 1984. Mr. Johnson's resignation pursuant to Chapter 54-07 has been accepted.

Arthur Todd, Jamestown, to fill the vacancy caused by the death of Wilbur Sheppard whose term expires June 30, 1981, and for the purpose of appointment to a full term which begins July 1, 1981, and extends to June 30, 1984.

Oliver Borlaug, Washburn, to replace Alvina Alberts whose term expires June 30, 1981, and for appointment to a full term which begins July 1, 1981, and extends to June 30, 1984. Ms. Alberts' resignation pursuant to Chapter 54-07 has been accepted.

It is requested that the Senate give favorable consideration to these appointments at its earliest convenience.

Sincerely,
ALLEN I. OLSON
Governor

President Sands referred the above appointments to the select committee for the State Historical Board.

STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

February 16, 1981

The Honorable Ernest M. Sands
President of the Senate
Senate Chambers
State Capitol
Bismarck, North Dakota 58505
Dear Mr. President:

Pursuant to Section 54-54-02 of the North Dakota Century Code, I hereby submit to the Senate for its approval the following names for appointment to the North Dakota Council on the Arts:

Neil Allen, Dickinson, to replace Jean Waldera whose term was from July 1, 1980, to June 30, 1985. Ms. Waldera was not confirmed by the Senate.

David Peske, Bismarck, to replace Richard W. Weber whose term was from July 1, 1980, to June 30, 1985. Mr. Weber was not confirmed by the Senate.

Gloria Legrid, Jamestown, to replace N. Ruth Adams whose term was from July 1, 1980, to June 30, 1985. Ms. Adams was not confirmed by the Senate.

Dr. Bruce Jacobson, Grand Forks, to replace Mary Muhlbradt whose term was from July 1, 1980, to June 30, 1985. Ms. Muhlbradt was not confirmed by the Senate.

President Sands referred the above appointments to the select committee for the North Dakota Council on the Arts as previously named and printed on page 569 of the Senate Journal.

Pursuant to Section 15-21-17 of the North Dakota Century Code, I also hereby submit to the Senate for its approval the following names for appointment to the State Board of Public School Education:

Judicial District No. 1 - Dr. Vern Bennett, Fargo, to replace Richard Hilborn whose term was from July 1, 1976, through June 30, 1982. Mr. Hilborn's resignation pursuant to Chapter 54-07 has been accepted.

Judicial District No. 2 - Mr. Ralph Kingsbury, Nash, to replace Donald Lange whose term was from July 1, 1976, through June 30, 1982. Mr. Lange's resignation pursuant to Chapter 54-07 has been accepted.

Judicial District No. 5 - Mrs. Sandra Hughes, Williston, to replace Arthur S. Johnson whose term was from July 16, 1980, through June 30, 1986. Mr. Johnson was not confirmed by the Senate.

Judicial District No. 6 - Mr. Al McIntyre, Hettinger, to replace Dale Hurt whose term was from July 16, 1980, through June 30, 1986. Mr. Hurt was not confirmed by the Senate.

President Sands referred the above appointments to the select committee for the State of Board of Public School Education.

Pursuant to Section 15-20.3-01 of the North Dakota Century Code, I also hereby submit to the Senate for its approval the following name for reappointment to the Postsecondary Education Commission:

R. C. Hadlich, Grand Forks, for appointment to a full term beginning July 1, 1981, and extending through June 30, 1984.

It is requested that the Senate give favorable consideration to these appointments at its earliest convenience.

Sincerely,
ALLEN I. OLSON
Governor

President Sands referred the above appointment to the select committee for the Postsecondary Education Commission.

STATE OF NORTH DAKOTA
EXECUTIVE OFFICE
BISMARCK

February 19, 1981

The Honorable Ernest M. Sands
President of the Senate
Senate Chambers
State Capitol
Bismarck, North Dakota 58505

Dear President Sands:

Pursuant to Section 15-20.3-01 of the North Dakota Century Code, I hereby submit to the Senate for its approval the following names for appointment to the Postsecondary Education Commission:

John Jensen, Fargo, to replace John H. Gengler whose term was from July 1, 1980 to June 30, 1983. Mr. Gengler was not confirmed by the Senate.

Harold Anderson, Bismarck, to replace Willard Greenleaf whose term was from July 1, 1979 to June 30, 1982. Mr. Greenleaf was not confirmed by the Senate.

It is requested that the Senate give favorable consideration to these appointments at its earliest convenience.

Sincerely,
ALLEN I. OLSON
Governor

President Sands referred the above appointments to the select committee for the Postsecondary Education Commission.

SECOND READING OF HOUSE BILLS

House Bill No. 1486. — A Bill for an Act to amend and reenact sections 11-11-28, 39-22-05.2, 40-28-07, 40-29-07, 40-31-03, and 40-54-01 of the North Dakota Century Code, relating to the requirement of a bidder's

bond or certified check for county projects, for selling any motor vehicle to the state or a political subdivision, for city service connections, for city sidewalk projects, for city curbing and gutter projects, and for gravel surfacing of city streets; and allowing a certified check or a cashier's check in those instances.

Which has been read.

ROLL CALL

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

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

So the bill passed and the title was agreed to.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 45, nays 2, absent and not voting 3.

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

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

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

Which has been read.

ROLL CALL

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

REGULAR SESSION									1981 LEGISLATURE								
NORTH DAKOTA SENATE									NORTH DAKOTA SENATE								
ROLL-CALL									ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS			
● ADAMS	●		● GROTBERG			● NELSON			● STREIBEL			● STREIBEL					
● ALBERS			● HANSON			● NETHING			● STROMME			● STROMME					
● BAKEWELL			● HOLMBERG			● OLIN			● TALLACKSON			● TALLACKSON					

• BARTH	• ISZLER	• PARKER	• TENNEFOS
• BERUBE	• LASHKOWITZ	• PETERSON	• THANE
• CHRISTENSEN, H. #5	• LEE	• QUAIL	• TIERNEY
• CHRISTENSEN, R. #36	• LEIBHAN	• REDLIN	• TWETEN
• CUSSONS	• LIPS	• REITEN	• VOSPER
• DOTZENROD	• LODOEN	• ROEN	• WALSH
• DYKSHOORN	• MELLAND	• SHABLOW	• WENSTROM
• ERICKSON	• MOORE	• SOLBERG	• WRIGHT
• FRITZELL	• MUTCH	• SORUM	• MR. PRESIDENT
• GOODMAN	• NAADEN	• STENEHJEM	

So the bill passed and the title was agreed to.

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 has been read.

ROLL CALL

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

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

So the bill passed and the title was agreed to.

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 has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes 43, nays 5, absent and not voting 2.

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

So the bill passed and the title was agreed to.

House Bill No. 1575. — A Bill for an Act to amend and reenact subsection 5 of section 57-39.2-01 of the North Dakota Century Code, relating to definition of retailer.

Which has been read.

ROLL CALL

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

NORTH DAKOTA SENATE									1981 LEGISLATURE		
REGULAR SESSION			ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROETBERG			● NELSON			● STREIBEL		
● ALBERS			● HANSON			● NETHING			● STROMME		
● BAKEWELL			● HOLMBERG			● OLIN			● TALLACKSON		
● BARTH			● ISZLER			● PARKER			● TENNEFOS		
● BERUBE			● LASHKOWITZ			● PETERSON			● THANE		
● CHRISTENSEN, H. #5			● LEE			● QUAIL			● TIERNEY		
● CHRISTENSEN, R. #36			● LEIBHAN			● REDLIN			● TWETEN		
● CUSSONS			● LIPS			● REITEN			● VOSPER		
● DOTZENROD			● LODDOEN			● 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.

House Bill No. 1587. — A Bill for an Act to create and enact a new section to chapter 55-08 of the North Dakota Century Code, empowering the director of the state department of parks and recreation to permit the construction of private improvements in state parks and to allocate a portion of publically constructed improvements to private lessees.

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 16, nays 32, absent and not voting 2.

NORTH DAKOTA SENATE									1981 LEGISLATURE		
REGULAR SESSION			ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ADAMS			GROETBERG			NELSON			STREIBEL		
ALBERS			HANSON			NETHING			STROMME		
BAKEWELL			HOLMBERG			OLIN			TALLACKSON		
BARTH			ISZLER			PARKER			TENNEFOS		
BERUBE			LASHKOWITZ			PETERSON			THANE		
CHRISTENSEN, H. #5			LEE			QUAIL			TIERNEY		
CHRISTENSEN, R. #36			LEIBHAN			REDLIN			TWETEN		
CUSSONS			LIPS			REITEN			VOSPER		
DOTZENROD			LODDOEN			ROEN			WALSH		
DYKSHOORN			MELLAND			SHABLOW			WENSTROM		
ERICKSON			MOORE			SOLBERG			WRIGHT		
FRITZELL			MUTCH			SORUM			MR. PRESIDENT		
GOODMAN			NAADEN			STENEHJEM					

House Bill No. 1587 was declared lost.

House Bill No. 1475. — A Bill for an Act to create and enact a new subsection to section 57-40.3-04 of the North Dakota Century Code, providing an exemption from the motor vehicle excise tax for motor vehicles of nonprofit schools.

Which has been read.

ROLL CALL

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

NORTH DAKOTA SENATE									1981 LEGISLATURE		
REGULAR SESSION			ROLL-CALL								
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
ADAMS			GROETBERG			NELSON			STREIBEL		
ALBERS			HANSON			NETHING			STROMME		
BAKEWELL			HOLMBERG			OLIN			TALLACKSON		
BARTH			ISZLER			PARKER			TENNEFOS		
BERUBE			LASHKOWITZ			PETERSON			THANE		
CHRISTENSEN, H. #5			LEE			QUAIL			TIERNEY		
CHRISTENSEN, R. #36			LEIBHAN			REDLIN			TWETEN		
CUSSONS			LIPS			REITEN			VOSPER		
DOTZENROD			LODDOEN			ROEN			WALSH		
DYKSHOORN			MELLAND			SHABLOW			WENSTROM		
ERICKSON			MOORE			SOLBERG			WRIGHT		
FRITZELL			MUTCH			SORUM			MR. PRESIDENT		
GOODMAN			NAADEN			STENEHJEM					

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that the Senate reconsider the action whereby House Bill No. 1159 lost, which motion prevailed.

Senator Nething moved that House Bill No. 1159 be laid over one legislative day, which motion prevailed.

FIRST READING OF

HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3019. — A concurrent resolution recognizing the North Dakota State Insect Reference Collection.

Was read the first time.

Senator Nething moved that the rules be suspended, that House Concurrent Resolution No. 3019 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A

HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3019. — A concurrent resolution recognizing the North Dakota State Insect Reference Collection.

Was read the second time.

The question being on the final adoption of the resolution. House Concurrent Resolution No. 3019 was declared adopted on a voice vote.

House Concurrent Resolution No. 3044. — A concurrent resolution congratulating Marvin Klevberg on his accomplishments in the area of sunflower marketing and promotion.

Was read the first time.

Senator Nething moved that the rules be suspended, that House Concurrent Resolution No. 3044 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A

HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3044. — A concurrent resolution congratulating Marvin Klevberg on his accomplishments in the area of sunflower marketing and promotion.

Was read the second time.

The question being on the final adoption of the resolution. House Concurrent Resolution No. 3044 was declared adopted on a voice vote.

House Concurrent Resolution No. 3075. — A concurrent resolution expressing the gratitude of the Forty-seventh Legislative Assembly to Mr. W. Kenneth Hyslop for his munificent gift to the University of North Dakota.

Was read the first time.

Senator Nething moved that the rules be suspended, that House Concurrent Resolution No. 3075 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF A

HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3075. — A concurrent resolution expressing the gratitude of the Forty-seventh Legislative Assembly to Mr. W. Kenneth Hyslop for his munificent gift to the University of North Dakota.

Was read the second time.

The question being on the final adoption of the resolution. House Concurrent Resolution No. 3075 was declared adopted on a voice vote.

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 Concurrent Resolution No. 4050

Senate Concurrent Resolution No. 4053

Very Respectfully,

LEO LEIDHOLM, Secretary

Senate Chamber

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

House Bill No. 1044

House Bill No. 1078

House Bill No. 1082

House Bill No. 1096

House Bill No. 1099

House Bill No. 1107

House Bill No. 1117

House Bill No. 1119

House Bill No. 1133

House Bill No. 1139

House Bill No. 1140

House Bill No. 1161

House Bill No. 1162

House Bill No. 1185

House Bill No. 1188

House Bill No. 1191

House Bill No. 1194

House Bill No. 1195

House Bill No. 1201

House Bill No. 1207

House Bill No. 1216

House Bill No. 1234

House Bill No. 1245

House Bill No. 1299

House Bill No. 1309

House Bill No. 1316

House Bill No. 1336

House Bill No. 1367

House Bill No. 1423

Very Respectfully,

LEO LEIDHOLM, Secretary

Senate Chamber

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

House Bill No. 1214

House Bill No. 1228

LEO LEIDHOLM, Secretary

Senate Chamber

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

House Bill No. 1075

House Bill No. 1086

House Bill No. 1226

Very Respectfully,

LEO LEIDHOLM, Secretary

Report of Standing Committee

Mr. PRESIDENT: Your Committee on JOINT CONSTITUTIONAL REVISION SENATE CONCURRENT to whom was referred RESOLUTION No. 4003

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

Sen. Wenstrom Co-Chairman Rep. Swiontek Co-Chairman SENATE CONCURRENT RESOLUTION No. 4003 was placed on the 11th

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

Mr. PRESIDENT: Your Committee on JOINT CONSTITUTIONAL REVISION SENATE CONCURRENT to whom was referred RESOLUTION No. 4007

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

Sen. Wenstrom Co-Chairman, Rep. Swiontek Co-Chairman SENATE CONCURRENT RESOLUTION No. 4007 was placed on the 11th

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

Mr. PRESIDENT: Your Committee on JOINT CONSTITUTIONAL REVISION SENATE CONCURRENT to whom was referred RESOLUTION No. 4012

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

Sen. Wenstrom Co-Chairman, Rep. Swiontek Co-Chairman SENATE CONCURRENT RESOLUTION No. 4012 was placed on the 11th

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

Mr. PRESIDENT: Your Committee on JOINT CONSTITUTIONAL REVISION SENATE CONCURRENT to whom was referred RESOLUTION No. 4013

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

SENATE Sen. Wenstrom Co-Chairman, Rep. Swiontek Co-Chairman
 CONCURRENT RESOLUTION No. 4013 was placed on the 11th

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

Mr. PRESIDENT Your Committee on JOINT CONSTITUTIONAL REVISION
 SENATE CONCURRENT RESOLUTION No. 4014
 to whom was referred

Has had the same under consideration and recommends that the same

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

SENATE Sen. Wenstrom Co-Chairman, Rep. Swiontek Co-Chairman
 CONCURRENT RESOLUTION No. 4014 was placed on the 11th

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

Mr. President Your Committee on Finance & Taxation
 to whom was referred Senate Concurrent Resolution No. 4057

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
 Senate Concurrent Resolution No. 4057 was placed on the Eleventh

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

Mr. President Your Committee on Education
 to whom was referred Senate Concurrent Resolution No. 4059

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
 Senate No. 4059 was placed on the Eleventh
 Senator Gary Nelson
 Concurrent Resolution

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

Mr. President Your Committee on Education
 to whom was referred Senate Concurrent Resolution No. 4062

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

Senate Concurrent Resolution No. 4062 Senator Gary Nelson Eleventh was placed on the

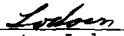
order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on STATE & FEDERAL GOVERNMENT to whom was referred SENATE CONCURRENT RESOLUTION Bill No. 4063

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 Lodoen

Senate Concurrent Resolution Bill No. 4063 was placed on the 11th

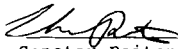
order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on INDUSTRY, BUSINESS AND LABOR to whom was referred Senate Concurrent Res. No. 4064

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 Reiten

Senate Concurrent Res. No. 4064 was placed on the Eleventh

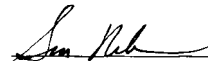
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Education to whom was referred Senate Concurrent Resolution No. 4065

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

Senate Concurrent Resolution No. 4065 Senator Gary Nelson Eleventh was placed on the

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


Mr. President: Your Committee on Judiciary to whom was referred Senate Concurrent Resolution 4068

Has had the same under consideration and recommends that the same

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do pass do not pass be placed on calendar
without recommendation

be amended as follows:

 Chairman
Sen. H. Christensen

Senate Concurrent Resolution 4068 was placed on the eleventh

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

Mr. PRESIDENT: Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred Senate Concurrent Res. No. 4069

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 Reiten

Senate Concurrent Res. No. 4069 was placed on the Eleventh

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

Mr. PRESIDENT: Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred Senate Concurrent Res. No. 4078

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 Reiten

Senate Concurrent Res. No. 4078 was placed on the Eleventh

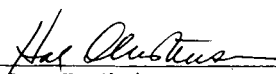
order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Judiciary
to whom was referred House Bill No. 1065

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
Sen. H. Christensen

House Bill No. 1065 was placed on the fourteenth

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

Mr. President: Your Committee on Finance & Taxation

to whom was referred House Bill No. 1067

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

Chuck Goodman Chairman

House Bill No. 1067 was placed on the Tenth

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

Mr. President: Your Committee on Finance and Taxation

to whom was referred House Bill No. 1118

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 19, overstrike the word "two" and insert thereafter the word "three"

and renumber the lines accordingly.

And when so amended recommends the same do pass

Chuck Goodman Chairman
Senator Chuck Goodman

House Bill No. 1118 was placed on the sixth

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

Mr. President: Your Committee on Finance & Taxation

to whom was referred House Bill No. 1120

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:

Chuck Goodman Chairman

House Bill No. 1120 was placed on the Fourteenth

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

Mr. President: Your Committee on Finance and Taxation

to whom was referred House Bill No. 1151

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:

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 Senator Chuck Goodman Chairman

House Bill No. 1151 was placed on the fourteenth

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

Mr. President: Your Committee on Social Services & Veterans Affairs
 to whom was referred House Bill No. 1158

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
 without recommendation

be amended as follows:

On page 1, line 5, delete the following: "sections 50-01-17
 and", and insert in lieu thereof the word "section"

On page 3, line 10, delete the following: "50-01-17 of the
 North Dakota"

On page 3, line 11, delete the following: "Century Code and
 section"

On page 3, line 12, delete the word "are" and insert in lieu
 thereof the word "is"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass


 Senator Peterson Chairman

House Bill No. 1158 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 House Bill No. 1181

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

House Bill No. 1181 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. 1184

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:

Lodsen Chairman
Senator Lodsen

House Bill No. 1184 was placed on the 14th

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

Mr. President: Your Committee on Finance & Taxation

to whom was referred House Bill No. 1187

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

Chuck Lodsen Chairman

House Bill No. 1187 was placed on the Tenth

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

Mr. President: Your Committee on Education

to whom was referred House Bill No. 1227

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

And be rereferred to the committee on appropriations.

Sen Nelson Chairman

House Bill No. 1227 was rereferred to the Committee on Appropriations

Mr. PRESIDENT: Your Committee on STATE & FEDERAL GOVERNMENT

to whom was referred HOUSE Bill No. 1263

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

On page 1, line 11, following the word "ELECTION." delete the words, "The governing body of any city upon petition of not"


On page 1, delete lines 12, 13, 14, and 15.

On page 1, line 16, delete the words, "within its geographic limits."

And renumber the lines, sections, and pages accordingly

JOURNAL OF THE SENATE

And when so amended recommends the same do pass.

 Chairman


Senator Lodoen
House Bill No. 1263 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 House Bill No. 1281

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

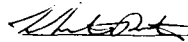
Sen. H. Christensen
House Bill No. 1281 was placed on the fourteenth

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

Mr. PRESIDENT: Your Committee on INDUSTRY, BUSINESS AND LABOR
 to whom was referred House Bill No. 1300

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 Reiten
House Bill No. 1300 was placed on the fourteenth

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

Mr. PRESIDENT: Your Committee on INDUSTRY, BUSINESS AND LABOR
 to whom was referred House Bill No. 1315

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 Reiten
House Bill No. 1315 was placed on the fourteenth

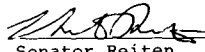
order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT: Your Committee on INDUSTRY, BUSINESS AND LABOR
 to whom was referred House Bill No. 1330

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. 1330 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. 1364

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
Fourteenth

HOUSE Bill No. 1364 was placed on the

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

Mr. President: Your Committee on Judiciary
to whom was referred House Bill No. 1412

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:


Senator H. Christensen Chairman

House Bill No. 1412 was placed on the fourteenth

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

Mr. President: Your Committee on Appropriations
to whom was referred House Bill No. 1420

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

House Bill No. 1420 was placed on the 14th


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

Mr. President: Your Committee on Appropriations
to whom was referred House Bill No. 1467

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Lips

House Bill No. 1467 was placed on the 14th


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

Mr. PRESIDENT: Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred House Bill No. 1511

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 Reiten

House Bill No. 1511 was placed on the Fourteenth

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

Mr. PRESIDENT: Your Committee on INDUSTRY, BUSINESS AND LABOR
to whom was referred House Bill No. 1548

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 Reiten

House Bill No. 1548 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 Bill No. 1561

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
Senator Gary Nelson

House Bill No. 1561 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. 1618

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. 1618 was placed on the 14th

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

Mr. PRESIDENT: Your Committee on STATE & FEDERAL GOVERNMENT
to whom was referred HOUSE CONCURRENT
RESOLUTION No. 3007

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 Concurrent
Resolution No. 3007 was placed on the 14th

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

Mr. PRESIDENT: Your Committee on STATE & FEDERAL GOVERNMENT
to whom was referred HOUSE CONCURRENT
RESOLUTION No. 3040

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 Concurrent
Resolution No. 3040 was placed on the 14th

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

Sentor Nothing moved that at the conclusion of the 5th Order of Business and after the reading of SCR's 4003, 4007, 4012, 4013, 4014, 4057, 4059, 4062, 4063, 4064, 4065, 4068, 4069, 4078 and House Bills Nos. 1065, 1067, 1120, 1129, 1151, 1159, 1181, 1184, 1186, 1187, 1253, 1281, 1300, 1315, 1330, 1338, 1364, 1412, 1420, 1467, 1476, 1478, 1511, 1548, 1561, 1618 and HCR's Nos. 3007 and 3040, the Senate adjourn and convene at 1:00 p.m., Thursday, February 26, 1981, which motion prevailed.

LEO LEIDHOLM, Secretary