

FORTY-SEVENTH DAY

Bismarck, March 12, 1981

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

The prayer was offered by Rev. Marv Mutzenberger, Campus Ministry, Bismarck Junior College.

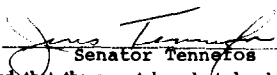
Let us pray. Gracious God, we always come to You as Your children. Believing that You love us, and trusting that You care about us. The citizens have put us here, with this awesome responsibility. They vote for us. They speak to us. We listen to them. They listen to us. Help us both to listen to You. In our perceptions, give sensitivity, in our choices, give wisdom, to our legislation, give justice, and to our sense of justice, add compassion. Give joy to our life, add fun to our work and dignity to our being. 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 Forty-sixth day and finds the same to be correct.

 Chairman
 Senator Tennessee 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. 2188
 Senate Bill No. 2226
 Senate Bill No. 2263
 Senate Bill No. 2329
 Senate Bill No. 2368
 Senate Bill No. 2400
 Senate Bill No. 2409
 Senate Concurrent Resolution No. 4011
 Senate Concurrent Resolution No. 4038
 Senate Concurrent Resolution No. 4039
 Senate Concurrent Resolution No. 4044
 Senate Concurrent Resolution No. 4048
 Senate Concurrent Resolution No. 4058

and find the same correctly } Enrolled

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

Stella H. Fritzell
Stella Fritzell, Chairman

MR. PRESIDENT:

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

House Bill No. 1051
House Bill No. 1328
House Bill No. 1565

and find the same correctly } Re-Engrossed

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

Stella H. Fritzell
Stella Fritzell, Chairman

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President signed the following:

House Bill No. 1112
House Bill No. 1113
House Bill No. 1153
House Bill No. 1251
House Bill No. 1301
House Bill No. 1438
House Bill No. 1472
House Bill No. 1496
House Bill No. 1580
House Concurrent Resolution No. 3008

LEO LEIDHOLM, Secretary

MESSAGES TO THE HOUSE

Senate Chamber

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

House Bill No. 1112
House Bill No. 1113
House Bill No. 1153
House Bill No. 1251
House Bill No. 1301
House Bill No. 1438
House Bill No. 1472
House Bill No. 1496
House Bill No. 1580
House Concurrent Resolution No. 3008
Which the President has signed.

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. 1252
House Bill No. 1397
House Bill No. 1426
House Bill No. 1514
House Bill No. 1543
House Bill No. 1595

House Bill No. 1654
House Concurrent Resolution No. 3016
House Concurrent Resolution No. 3065
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. 1152
House Bill No. 1326
House Bill No. 1583
House Bill No. 1603
House Bill No. 1604
Very Respectfully,

LEO LEIDHOLM, Secretary
Senate Chamber

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

House Bill No. 1180
House Bill No. 1404
House Bill No. 1443
House Bill No. 1525
House Bill No. 1611
House Concurrent Resolution No. 3049
House Concurrent Resolution No. 3051
Very Respectfully,

LEO LEIDHOLM, Secretary
Senate Chamber

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

Senate Concurrent Resolution No. 4014
Senate Concurrent Resolution No. 4028
Senate Concurrent Resolution No. 4041
Very Respectfully,

LEO LEIDHOLM, Secretary

Senate Chamber

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

Senate Bill No. 2049
Senate Bill No. 2127
Senate Bill No. 2158

And the President has appointed as a conference committee to act with a like committee from the House on:

Senate Bill No. 2049
Senators
Albers
Dykshoorn
Redlin
Senate Bill No. 2127
Senators
Mutch
Parker
R. Christensen
Senate Bill No. 2158

Senators
 Tennesfos
 Quail
 Grotberg
 Very respectfully,

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE
 House Chamber

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

House Bill No. 1025
 House Bill No. 1159
 House Bill No. 1165
 House Bill No. 1455
 House Bill No. 1461
 House Bill No. 1501
 House Bill No. 1584
 House Bill No. 1607
 House Bill No. 1614

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

ROY GILBREATH, Chief Clerk
 House Chamber

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

Senate Bill No. 2099
 Senate Bill No. 2100
 Senate Bill No. 2103
 Senate Bill No. 2143
 Senate Bill No. 2159
 Senate Bill No. 2238
 Senate Bill No. 2241
 Senate Bill No. 2330
 Senate Concurrent Resolution No. 4060
 Senate Concurrent Resolution No. 4063
 Senate Concurrent Resolution No. 4070
 Senate Concurrent Resolution No. 4076
 Senate Concurrent Resolution No. 4077
 Senate Concurrent Resolution No. 4079
 Senate Concurrent Resolution No. 4080

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

FIRST READING OF
 HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3080. — A concurrent resolution urging Congress to enact the Omnibus Small Business Capital Formation Act of 1981.

Was read the first time.

Senator Adams moved that the rules be suspended, that House Concurrent Resolution No. 3080 as printed on page 1558 of the House Journal, 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. 3080. — A concurrent resolution urging Congress to enact the Omnibus Small Business Capital Formation Act of 1981.

Was read the second time.

The question being on the final adoption of the resolution House Concurrent Resolution No. 3080 was declared adopted on a voice vote.

REPORT OF PROCEDURAL COMMITTEES

Mr. President : Your Procedural Committee on Delayed Bills

has reviewed a bill concerning taxation of minerals in real property, and to provide for termination of the mineral tax, 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 BILLS

Senators Roen, Albers, Sorum introduced:

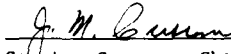
Senate Bill No. 2439. — A Bill for an Act to create and enact three new sections to chapter 57-02 of the North Dakota Century Code to declare legislative purpose concerning the taxation of minerals in real property, to provide for a real property tax on mineral interests, to provide exemptions, to provide for disposition of the proceeds of the tax, to provide for assignment of mineral interests and forfeiture, and to provide for termination of the mineral tax.

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

REPORT OF PROCEDURAL COMMITTEES

Mr. President : Your Procedural Committee on Delayed Bills

has reviewed a concurrent resolution authorizing the retention of certain employees of the Senate and House and providing supervisory authority, to allow for the completion of legislative work after the close of the Session, 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 A SENATE CONCURRENT RESOLUTION

Committee on Employment introduced:

Senate Concurrent Resolution No. 4087. — A concurrent resolution authorizing the retention of certain employees of the Senate and House and providing supervisory authority, to allow for the completion of legislative work after the close of the Session.

Senator Thane moved that Senate Concurrent Resolution No. 4087 not be printed, not be referred to a committee, but printed in the Journal and be laid over one legislative day, which motion prevailed.

SENATE CONCURRENT RESOLUTION NO. 4087

Introduced by

Committee on Employment

A concurrent resolution authorizing the retention of certain employees of the Senate and House and providing supervisory authority, to allow for the completion of legislative work after the close of the Session.

WHEREAS, it is necessary to complete and close all legislative work; and

WHEREAS, in order to complete and close all current legislative work of the Forty-seventh Legislative Assembly, it is necessary to retain certain employees;

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

That the following named positions may be retained by the Senate and the House of Representatives after the close of the regular session:

SENATE POSITIONS

Secretary of the Senate

Assistant Secretary of the Senate

Desk Reporter

Bill Clerk

Chief Stenographer and Payroll Clerk

Secretary to Majority Leader

Secretary to Minority Leader

Sergeant-at-Arms

Deputy Sergeant-at-Arms

Assistant Sergeant-at-Arms
Appropriations Committee Clerk
Assistant Appropriations Committee Clerk
Chief Committee Clerk
Committee Clerks
Chief Journal and Bill Room Clerk
Chief Page
Pages
Desk Pages
Journal Proofreaders

HOUSE POSITIONS

Chief Clerk
Assistant Chief Clerk
Desk Reporter
Bill Clerk
Chief Stenographer and Payroll Clerk
Secretary to the Speaker
Secretary to the Majority Leader
Secretary to the Minority Leader
Sergeant-at-Arms
Deputy Sergeant-at-Arms
Assistant Sergeant-at-Arms
Chief Telephone Clerk
Appropriations Committee Clerk
Assistant Appropriations Committee Clerk
Chief Committee Clerk
Committee Clerks
Journal Room Clerk
Bill Room Clerk
Chief Page
Pages
Desk Pages
Journal Proofreaders

BE IT FURTHER RESOLVED, that the above-listed Senate and House employees shall serve at the request of, and under the

supervision of, the Secretary of the Senate and the Chief Clerk of the House, and that all of the listed employees, including the Secretary of the Senate and the Chief Clerk of the House, shall be employed for not more than 200 man-days in the aggregate. The Secretary of the Senate and the Chief Clerk of the House shall assign work among the available Senate and House employees, respectively, in the appropriate manner. It is the duty of the Secretary of the Senate and the Chief Clerk of the House to coordinate the work assignments in their respective houses in such a manner that the total number of man-days utilized does not exceed the aggregate limits on man-days set out herein. The Secretary of the Senate and the Chief Clerk of the House shall minimize the days spent in completion of legislative business to the extent consistent with that completion; and

BE IT FURTHER RESOLVED, that the employees in the above-named positions be paid their regular rates of pay as specified in House Concurrent Resolution No. 3014 for all work required pursuant to this resolution, and all of these sums are to be paid out of the appropriation to the Forty-seventh and Forty-eighth Legislative Assemblies, and paid at the completion of the legislative work, providing that payment shall not be authorized for more than 200 man-days in the aggregate, and each employee above-listed shall be paid on a pro rata basis, should the total number of man-days exceed the allowed limit.

MESSAGES FROM THE HOUSE

House Chamber

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

Senate Bill No. 2096

Senate Bill No. 2102

Senate Bill No. 2333

ROY GILBREATH, Chief Clerk

House Chamber

Mr. President: I have the honor to return herewith the following, which the House has amended:

Senate Bill No. 2149

Senate Bill No. 2291

Senate Bill No. 2417

ROY GILBREATH, Chief Clerk

On page 7, line 12, of the engrossed bill, after the word "published", insert the following words: "in the official county newspaper of the county in which the proposed facility will be located and"

On page 7, line 33, following the period, insert the following sentence: "Notice of the hearing shall be published in the manner provided in subdivisions a and b of subsection 8 of this section."

On page 11, line 19, after the word "combustion", insert the words "or gasification"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SENATE BILL NO. 2291

On page 2, line 7, of the engrossed bill, delete the word "six" and insert in lieu thereof the word "eight"

On page 2, line 14, of the engrossed bill, overstrike the word "one" and insert in lieu thereof the word "two" and on the same line, remove the overstrike over the word "fifty" and delete the word "eighty"

On page 2, line 20, of the engrossed bill, delete the word "twenty" and insert in lieu thereof the word "fifty"

And renumber the lines accordingly

HOUSE AMENDMENTS TO SENATE BILL NO. 2417

On page 1, line 11 of the engrossed bill, delete the word "may" and insert in lieu thereof "shall"

And renumber the lines, sections, and pages accordingly

House Chamber

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

- Senate Bill No. 2067
- Senate Bill No. 2072
- Senate Bill No. 2093
- Senate Bill No. 2179
- Senate Bill No. 2189
- Senate Bill No. 2200
- Senate Bill No. 2256
- Senate Bill No. 2257
- Senate Bill No. 2300
- Senate Bill No. 2367
- Senate Concurrent Resolution No. 4042
- Senate Concurrent Resolution No. 4051

ROY GILBREATH, Chief Clerk

Report of Standing Committee

Mr. President: Your Committee on Education to whom was referred House Bill No. 1092

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 17, delete the word

"fifty" and insert in lieu thereof "twenty-five"

On page 1 of the engrossed bill, line 20, delete the word "sixty-six" and insert in lieu thereof "ninety-one"

And renumber the lines accordingly

And when so amended recommends the same Appropriations

be rereferred to

Gary Nelson Chairman

House Bill No. 1092 Senator Gary Nelson Sixth was placed on the

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

MOTION

Senator Nelson moved that the rules be suspended, that House Bill No. 1092 be placed on the 6th Order of Business for consideration at this time, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Nelson moved that the amendments to House Bill No. 1092 recommended by the Committee on Education be adopted, and that House Bill No. 1092 be re-referred to the Committee on Appropriations, which motion prevailed.

Report of Standing Committee

Mr. PRESIDENT Your Committee on FINANCE AND TAXATION to whom was referred House Bill No. 1365

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 create and enact a new section to chapter 39-04 and a new section to chapter 54-27 of the North Dakota Century Code, relating to an additional fee for motor vehicle registration and distribution of the additional registration fee to supplement township road and bridge funds; and to provide an appropriation.

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

SECTION 1. A new section to chapter 39-04 of the North Dakota Century Code is hereby created and enacted to read as follows:

ADDITIONAL REGISTRATION FEES FOR MOTOR VEHICLES - DEPOSIT OF FUNDS. In addition to all other registration fees provided for in this chapter, a motor vehicle registration fee shall be paid and collected on the renewal of annual registration as follows:

- 1. Five dollars for all passenger vehicles, including buses for hire, hearses, and ambulances.
2. Five dollars for all trucks or combinations of trucks and trailers up to twelve thousand

pounds [5443.11 kilograms] gross weight.

3. Ten dollars for all trucks or combinations of trucks and trailers from twelve thousand one pounds to twenty-eight thousand pounds [5443.56 kilograms to 12700.59 kilograms] gross weight.
4. Fifteen dollars for all trucks or combinations of trucks and trailers from twenty-eight thousand one pounds to fifty thousand pounds [12701.04 kilograms to 22679.62 kilograms] gross weight.
5. Twenty-five dollars for all trucks or combinations of trucks and trailers exceeding fifty thousand pounds [22679.62 kilograms] gross weight.

The fees collected pursuant to this section shall be deposited with the state treasurer to the credit of the township road and bridge fund and the highway tax distribution fund as provided by section 2 of this Act.

SECTION 2. A new section to chapter 54-27 of the North Dakota Century Code is hereby created and enacted to read as follows:

DEPOSIT OF ADDITIONAL MOTOR VEHICLE REGISTRATION FEES - TOWNSHIP ROAD AND BRIDGE FUND - HIGHWAY TAX DISTRIBUTION FUND - STATE TREASURER TO ALLOCATE AND DISTRIBUTE FUNDS. Sixty-three percent of the moneys collected from the additional registration fees required by section 1 of this Act shall be deposited in a special township road and bridge fund in the state treasury. The state treasurer shall distribute the funds in the township road and bridge fund annually before January fifteenth to township road and bridge funds or to the appropriate county fund in the case of unorganized townships. Eighty percent of the distribution is to be based upon the proportionate number of miles [kilometers] of township roads within the organized or unorganized township as compared with the total number of miles [kilometers] of township roads in the state. The remaining twenty percent of the distribution is to be based upon the proportionate population within the organized or unorganized township as compared to the total population of the state. These funds are to be used for the construction or maintenance of township roads and may not be used to purchase road building or road maintenance equipment. The remaining twenty-seven percent of the moneys collected from the additional registration fees not deposited in the special township road and bridge fund is to be deposited in the highway tax distribution fund for transfer and allocation as provided by section 54-27-19.


SECTION 3. APPROPRIATION. There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$30,000,000 to the highway tax distribution fund in the state treasury for transfer to the fund by the director of the department of accounts and purchases for distribution in accordance with section 54-27-19 during the biennium beginning July 1, 1981, and ending June 30, 1983. Twenty-five percent of the appropriation shall be transferred to the fund on July 1, 1981; twenty-five percent shall be transferred to the fund on January 1, 1982; twenty-five percent shall be transferred to the fund on July 1, 1982; and the remaining twenty-five percent shall be transferred to the fund on January 1, 1983.

SECTION 4. LEGISLATIVE INTENT CONCERNING THE APPROPRIATION PROVIDED BY SECTION 3. It is the intent of

the members of the legislative assembly that the appropriation by section 3 of this Act is in lieu of any increase in motor vehicle registration fees, other than the increase in fees provided by this Act, and in lieu of any increase in the motor vehicle fuel tax imposed pursuant to section 57-54-08. It is the additional intent of the members of the legislative assembly that the portion of the appropriation provided by section 3 of this Act received by the state highway department is to be used by the highway commissioner to match federal funds available for highway maintenance and construction."

And renumber the lines and pages accordingly

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

 Chairman
Senator Goodman

House Bill No. 1365 was placed on the Sixth

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

MOTION

Senator Goodman moved that the rules be suspended, that House Bill No. 1365 be placed at the head of the 6th Order of Business for consideration at this time, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Goodman moved that the amendments to House Bill No. 1365 recommended by the Committee on Finance and Taxation be adopted, and that House Bill No. 1365 be re-referred to the Committee on Appropriations, which motion prevailed.

MOTION

Senator Nething moved that House Bill No. 1092 be re-engrossed, and that House Bill No. 1365 be engrossed, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator H. Christensen moved that the amendments to House Bill No. 1064 recommended by the Committee on Judiciary and printed on page 1268 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that the amendments to House Bill No. 1177 recommended by the Committee on Finance and Taxation and printed on page 1269 of the Senate Journal be adopted, which motion prevailed. Senator Wright moved that the rules be suspended, that House Bill No. 1177 be placed at the head of 14th Order of Business, as amended, for second reading and final passage, which motion prevailed.

Senator Nelson moved that the amendments to House Bill No. 1276 recommended by the Committee on Education and printed on page 1270 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1313 recommended by the Committee on Appropriations and printed on page 1271 of the Senate Journal be adopted, which motion prevailed.

MOTIONS

Senator Naaden moved that House Bill No. 1072 be laid over two legislative days, which motion prevailed.

Senator Iszler moved that House Concurrent Resolution No. 3034 be returned to the Senate floor from the Committee on Agriculture, which motion prevailed.

Senator Iszler moved that House Concurrent Resolution No. 3034 be re-referred to the Committee on Natural Resources, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4002. — A concurrent resolution to create a new article VII to the Constitution of the State of North Dakota, relating to political subdivisions; and to repeal the present article VII of the Constitution of the State of North Dakota, relating to municipal corporations, the election of a superintendent of schools for each county, and county and township organization.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes 41, nays 8, absent and not voting 1.

NORTH DAKOTA SENATE									1981 LEGISLATURE		
REGULAR SESSION			ROLL CALL						1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
		●	●	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. #34		●	LEIBHAN		●	REDLIN		●	TWETEN	●
●	CUSSONS		●	LIPS		●	REITEN		●	VOSPER	●
●	DOTZENROD		●	LODDEN		●	ROEN	●	●	WALSH	
●	DYKSHOORN		●	MELLAND		●	SHABLOW		●	WENSTROM	
●	ERICKSON		●	MOORE		●	SOLBERG		●	WRIGHT	
●	FRITZELL		●	MUTCH	●	●	SORUM			MR. PRESIDENT	
●	GOODMAN		●	NAADEN	●	●	STENENJEM				

Senate Concurrent Resolution No. 4002 was declared adopted.

Senate Concurrent Resolution No. 4004. — A concurrent resolution for the amendment of sections 7, 10, and 13 of article IX and section 9 of article X of the Constitution of the State of North Dakota, relating to obsolete references in sections concerning appraisal and sale of institutional lands, the location of the school for the blind, and the tax levy to insure owners of growing crops against losses by hail.

Was read the second time.

ROLL CALL

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

NORTH DAKOTA SENATE									1981 LEGISLATURE		
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	●	●	ISZLER		●	PARKER		●	TENNEFOS	
●	BERUBE		●	LASHKOWITZ		●	PETERSON		●	THANE	
●	CHRISTENSEN, H. #5		●	LEE		●	QUAIL		●	TIERNEY	
●	CHRISTENSEN, R. #34		●	LEIBHAN		●	REDLIN		●	TWETEN	●
●	CUSSONS		●	LIPS		●	REITEN		●	VOSPER	●
●	DOTZENROD		●	LODDEN		●	ROEN		●	WALSH	
●	DYKSHOORN		●	MELLAND		●	SHABLOW		●	WENSTROM	
●	ERICKSON		●	MOORE		●	SOLBERG		●	WRIGHT	
●	FRITZELL		●	MUTCH		●	SORUM			MR. PRESIDENT	
●	GOODMAN		●	NAADEN		●	STENENJEM				

Senate Concurrent Resolution No. 4004 was declared adopted.

Senate Concurrent Resolution No. 4008. — A concurrent resolution for the amendment of section 1 of article V of the Constitution of the State of North Dakota, relating to the election of the governor and lieutenant governor to a two-year term in 1988 and thereafter to four-year terms.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes 31, nays 19, absent

and not voting 0.

REGULAR SESSION									NORTH DAKOTA SENATE			1981 LEGISLATURE		
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					
● ALBERS			● HANSON			● NETHING		●	● STROMME					
● BAKEWELL		●	● HOLMBERG			● OLIN		●	● TALLACKSON					
● BARTH		●	● ISZLER			● PARKER		●	● TENNEFOS					
● BERUBE		●	● LASKOWITZ		●	● PETERSON		●	● THANE					
● CHRISTENSEN, H #5			● LEE			● QUAIL		●	● TIERNEY					
● CHRISTENSEN, R #30			● 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 Concurrent Resolution No. 4008 was declared adopted.

Senate Concurrent Resolution No. 4016. — A concurrent resolution for the amendment of section 46 of article IV of the Constitution of the State of North Dakota, relating mileage expenses for members of the legislative assembly.

Was read the second time.

ROLL CALL

The question being on the final adoption of the resolution, as amended, the roll was called and there were ayes 47, nays 2, absent and not voting 1.

REGULAR SESSION									NORTH DAKOTA SENATE			1981 LEGISLATURE		
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					
● ALBERS			● HANSON			● NETHING			● STROMME					
● BAKEWELL			● HOLMBERG			● OLIN		●	● TALLACKSON					
● BARTH			● ISZLER			● PARKER		●	● TENNEFOS					
● BERUBE			● LASKOWITZ		●	● PETERSON		●	● THANE					
● CHRISTENSEN, H #5			● LEE			● QUAIL		●	● TIERNEY					
● CHRISTENSEN, R #30			● 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 Concurrent Resolution No. 4016 was declared adopted.

Senate Concurrent Resolution No. 4027. — A concurrent resolution for the amendment of section 16 of article I of the Constitution of the State of North Dakota, relating to eminent domain.

Was read the second time.

ROLL CALL

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

REGULAR SESSION									NORTH DAKOTA SENATE			1981 LEGISLATURE		
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					
● ALBERS			● HANSON			● NETHING			● STROMME					
● BAKEWELL			● HOLMBERG			● OLIN		●	● TALLACKSON					
● BARTH			● ISZLER			● PARKER		●	● TENNEFOS					
● BERUBE			● LASKOWITZ			● PETERSON		●	● THANE					
● CHRISTENSEN, H #5			● LEE			● QUAIL		●	● TIERNEY					
● CHRISTENSEN, R #30			● 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 Concurrent Resolution No. 4027 was declared adopted.

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

- Senate Bill No. 2099
- Senate Bill No. 2100
- Senate Bill No. 2103
- Senate Bill No. 2143
- Senate Bill No. 2159
- Senate Bill No. 2238
- Senate Bill No. 2241
- Senate Bill No. 2330

were delivered to the } Governor for his approval
 March 12, 1981,

Stella H. Fritzell
 Stella Fritzell Chairman
"NOT NORTH DAKOTA PRODUCTS"

The committee on Enrollment and Engrossment respectfully reports that:

- Senate Concurrent Resolution No. 4060
- Senate Concurrent Resolution No. 4063
- Senate Concurrent Resolution No. 4070
- Senate Concurrent Resolution No. 4076
- Senate Concurrent Resolution No. 4077
- Senate Concurrent Resolution No. 4079
- Senate Concurrent Resolution No. 4080

were delivered to the } Secretary of State for his filing
 on March 12, 1981
 (date)

Stella H. Fritzell
 Stella Fritzell Chairman

MOTION

Senator Stenehjem moved that the Senate take from the table, the amendments to Senate Bill No. 2253, which motion prevailed.

Senator Stenehjem moved that Senate Bill No. 2253 be re-referred to the Committee on Social Services and Veterans Affairs, which motion prevailed.

CONSIDERATION OF MESSAGES FROM THE HOUSE

Senator Solberg moved that the Senate do concur in the House amendments to Senate Bill 2069, as printed on page 1164 of the Senate Journal, which motion prevailed.

Senator Solberg moved that the rules be suspended, that Senate Bill 2069 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2069. — A Bill for an Act to create and enact a new subsection to section 39-01-01, five new sections to chapter 39-04, a new subdivision to subsection 2 of section 39-04-18, and eight new sections to chapter 39-05 of the North Dakota Century Code, relating to the definition of "used vehicle", notification of a registrant's change of address, refusal to register a vehicle, personalized automobile number

plates, antique automobile number plates, alteration or forging of registration cards, exemption from registration, certificate of title requirement, exclusions from the certificate of title requirement, salvage certificates of title, allowing officers of the department to administer oaths, issuance of a salvage certificate of title, delivery of a title certificate, release of a security interest, and grounds for refusing issuance of a title certificate; and to amend and reenact sections 39-04-01, 39-04-02, 39-04-04, 39-04-05, 39-04-06, 39-04-10, 39-04-11, 39-04-12, 39-04-15.1, subdivision a of subsection 2 of section 39-04-18, section 30-04-36, subsection 3 of section 39-04-37, sections 39-04-44, 39-04-54, 39-05-01, 39-05-05, 39-05-09, 39-05-11, 39-05-19, 39-05-20, 39-05-21, and 39-05-27 of the North Dakota Century Code, relating to definitions, the application for registration, the department's files, refusal to register, rescission or suspension of registration, special plates for amateur radio station license holders, display of number plates, transfer of number plates, installment registration fees, vehicles which need not be registered, farm truck registration, change of registration, transfer of number plates, violations, credits on destroyed vehicles, contents of the registration card, the department's refusal to license a vehicle until application for a title certificate is made, contents of the certificate of title, issuance of the title certificate, altering a title certificate, transfer of title to a vehicle, obtaining a certificate of title when ownership is obtained by other than voluntary means, transferee's obtaining a new title certificate upon failure to obtain the old certificate, refusing issuance of a title certificate, and possession of title certificates by dealers in used vehicles; and to repeal sections 39-04-29 and 39-04-43 of the North Dakota Century Code, relating to delivery of title and number plates for antique automobiles.

Which has been read.

ROLL CALL

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

REGULAR SESSION						NORTH DAKOTA SENATE						1981 LEGISLATURE		
ROLL-CALL														
YEAS	N-V	NAYS	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			● TENNEPOS					
● BERUBE			● LASHKOWITZ			● PETERSON			● THANE					
● CHRISTENSEN, H. #5			● LEE			● QUAIL			● TIERNEY					
● CHRISTENSEN, R. #36			● LEIBHAN			● REDLIN			● TWETEN					
● CUSONS			● LIPS			● REITEN			● VOOPER					
● DOTZENROD			● LODDEN			● ROEN			● WALSH					
● DYKSHOORN			● MELLAND			● SHABLOW			● WENSTROM					
● ERICKSON			● MOORE			● SOLBERG			● WRIGHT					
● FRITZELL			● MUTCH			● SORUM			● MR. PRESIDENT					
● GOODMAN			● NAADEN			● STENEHJEM								

So the bill passed and the title was agreed to.

Senator Reiten moved that the Senate do concur in the House amendments to Senate Bill No. 2070 as printed on pages 1190, 1191 of the Senate Journal, which motion prevailed.

Senator Reiten moved that the rules be suspended, that Senate Bill No. 2070 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2070. — A Bill for an Act to amend and reenact subsection 12 of section 26-41-03 of the North Dakota Century Code, relating to the definition of a motor vehicle owner for purposes of no-fault insurance requirements.

Which has been read.

ROLL CALL

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

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

So the bill passed and the title was agreed to.

Senator Nelson moved that the Senate do concur in the House amendments to Senate Bill No. 2090, as printed on page 1095 of the Senate Journal, which motion prevailed.

Senator Nelson moved that the rules be suspended, that Senate Bill No. 2090 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2090. — A Bill for an Act to create and enact a new subsection to section 15-39.1-24, granting additional retirement credit to teachers for prior service in nonpublic school teaching.

Which has been read.

ROLL CALL

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

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

So the bill passed and the title was agreed to.

Senator Solberg moved that the Senate do concur in the House amendments to Senate Bill 2166, as printed on page 1164 of the Senate Journal, which motion prevailed.

Senator Solberg moved that the rules be suspended, that Senate Bill 2166 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2166. — A Bill for an Act to create and enact a new section to chapter 39-06 of the North Dakota Century Code, relating to the use of medical advice by the highway commissioner in making driver licensing decisions; to amend and reenact sections 39-06-07, 39-06-13, 39-06-18, 39-06-19, subsection 1 of section 39-06-40.1, and section 39-06.1-11 of the North Dakota Century Code, relating to the number of

attempts to pass the drivers license test, the fee for duplicate licenses, the expiration of drivers licenses issued in 1976 through 1978, the offense of altering driver license documents, and issuance of temporary restricted licenses after conviction of driving under suspension or revocation; and to repeal subsection 4 of section 39-06-14 of the North Dakota Century Code, relating to acceptance by the highway department of a certificate of driving experience in lieu of a driving examination for class 1 or 2 licenses.

Which has been read.

ROLL CALL

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

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

Senator Goodman moved that the Senate do concur in the House amendments to Senate Bill No. 2282, as printed on page 1095 of the Senate Journal, which motion prevailed.

Senator Goodman moved that the rules be suspended that Senate Bill No. 2282 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2282. — A Bill for an Act to create and enact a new subsection to section 57-39.2-04 and a new subdivision to subsection 26 of section 57-39.2-04, of the North Dakota Century Code, relating to a sales tax exemption for diabetic and bladder dysfunction supplies.

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.

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

Senator Lodoen moved that the Senate do concur in the House amendments to Senate Bill No. 2288, as printed on page 1219 of the Senate Journal, which motion prevailed.

Senator Lodoen moved that the rules be suspended, that Senate Bill No. 2288 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed

Senate Bill No. 2288. — A Bill for an Act to amend and reenact section 28-32-02 of the North Dakota Century Code, relating to the rulemaking power of an agency under the law governing the practice and procedure of administrative agencies.

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.

REGULAR SESSION			NORTH DAKOTA SENATE 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. JS			● LEE			● QUAIL		● TIERNEY
● CHRISTENSEN, R. JW			● LEIBMAN			● 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.

Senator Lodoen moved that the Senate do concur in the House amendments to Senate Bill No. 2325, as printed on pages 1219 and 1220 of the Senate Journal, which motion prevailed.

Senator Lodoen moved that the rules be suspended, that Senate Bill No. 2325 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2325. — A Bill for an Act to create and enact two new sections to chapter 47-16 of the North Dakota Century Code, providing for conditions under which a landlord may enter a tenant's apartment and for a statement concerning the condition of the premises to be included with the rental agreement.

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 37, nays 13, absent and not voting 0.

REGULAR SESSION			NORTH DAKOTA SENATE 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. JS			● LEE			● QUAIL		● TIERNEY
● CHRISTENSEN, R. JW			● LEIBMAN			● 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.

Senator H. Christensen moved that the Senate do concur in the House

amendments to Senate Bill No. 2339 as printed on page 1220 of the Senate Journal, which motion prevailed.

Senator H. Christensen moved that the rules be suspended, that Senate Bill No. 2339 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2339. — A Bill for an Act to amend and reenact sections 14-07.1-02 and 14-07.1-03 of the North Dakota Century Code, relating to protection orders.

Which has been read.

ROLL CALL

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

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

Senator Lodoen moved that the Senate do concur in the House amendments to Senate Bill No. 2349 as printed on pages 1255 and 1256 of the Senate Journal, which motion prevailed.

Senator Lodoen moved that the rules be suspended, that Senate Bill No. 2349 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed

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, section 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, 43-28-04, 43-28-11, 43-28-18, 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 49, nays 0, absent and not voting 1.

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

• BARTH	• ISZLER	• PARKER	• TENNEFOS
• BERUBE	• LASHKOWITZ	• PETERSON	• THANE
• CHRISTENSEN, H. JS	• LEE	• QUAIL	• TIERNEY
• CHRISTENSEN, R. J36	• 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	• NAAEDN	• STENEHJEM	

So the bill passed and the title was agreed to.

Senator Wright moved that the Senate do concur in the House amendments to Senate Bill No. 2375, as printed on page 1191 of the Senate Journal, which motion prevailed.

Senator Wright moved that the rules be suspended, that Senate Bill No. 2375 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2375. — A Bill for an Act to amend and reenact subsection 25 of section 57-02-08 of the North Dakota Century Code, relating to the exemption of certain personal property; to repeal sections 57-02-17 and 57-02-22 of the North Dakota Century Code, relating to listing of personal property for assessment purposes; to provide an effective date; 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 50, nays 0, absent and not voting 0.

NORTH DAKOTA SENATE											
REGULAR SESSION						1981 LEGISLATURE					
YEAS			N-V			YEAS			N-V		
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. JS			• LEE			• QUAIL			• TIERNEY		
• CHRISTENSEN, R. J36			• 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			• NAAEDN			• STENEHJEM					

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

Senator H. Christensen moved that the Senate do concur in the House amendments to Senate Bill No. 2383 as printed on page 1191 of the Senate Journal, which motion prevailed.

Senator H. Christensen moved that the rules be suspended, that Senate Bill No. 2383 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2383. — A Bill for an Act to amend and reenact section 27-02-05.1 of the North Dakota Century Code, relating to administration by the supreme court; and to repeal sections 27-02-06, 27-02-25, 27-05-08.1, 27-05-15, 27-05-16, 27-05-17, 27-05-19, 27-05-20, and 27-05-21 of the North Dakota Century Code, relating to the terms of supreme court and district court.

Which has been read.

ROLL CALL

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

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ADAMS			• 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			• 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.

Senator Adams moved that the Senate do concur in the House amendments to Senate Bill 2418, as printed on page 1192 of the Senate Journal, which motion prevailed.

Senator Adams moved that the rules be suspended, that Senate Bill No. 2418 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2418. — A Bill for an Act to amend and reenact section 39-24-03 of the North Dakota Century Code to increase the amount of the snowmobile trail tax.

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 2, absent and not voting 0.

NORTH DAKOTA SENATE								
REGULAR SESSION			ROLL CALL			1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ADAMS			• 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			• 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.

Senator Reiten moved that the Senate do concur in the House amendments to Senate Bill No. 2429 as printed on page 1256 of the Senate Journal, which motion prevailed.

Senator Reiten moved that the rules be suspended, that Senate Bill No. 2429 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

Senate Bill No. 2429. — A Bill for an Act to create and enact two new sections to chapter 28-22 of the North Dakota Century Code, relating to the availability of federal bankruptcy exemptions.

Which has been read.

ROLL CALL

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

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			● OLIV			● TALLACKSON		
● BARTH			● ISZLER			● PARKER			● TENNEFOS		
● BERUBE			● LASHKOWITZ			● PETERSON			● THANE		
● CHRISTENSEN, H. JS			● LEE			● QUAIL			● TIERNEY		
● CHRISTENSEN, R. JW			● LEIBHAN			● REDLIN			● TWETEN		
● CUSSONS			● LIPS			● REITEN			● VOSPER		
● DOTZENROD			● 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.

Senator Reiten moved that the Senate do concur in the House amendments to Senate Concurrent Resolution No. 4018, as printed on page 1112 of the Senate Journal, which motion prevailed.

Senator Reiten moved that the rules be suspended, that Senate Concurrent Resolution No. 4018 be deemed properly re-engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTION

Senate Concurrent Resolution No. 4018. — A concurrent resolution requesting the Commissioner of Insurance to study insurance rates and rating procedures for automobile drivers under 25 years of age.

Was read the second time.

The question being on the final adoption of the resolution, as amended, Senate Concurrent Resolution No. 4018 was declared adopted on a voice vote.

MOTION

Senator Nothing moved that the Senate recess for fifteen minutes, which motion prevailed.

The Senate reconvened, with President Sands presiding.

**PRESENTATION OF
PETITIONS AND COMMUNICATIONS**

March 11, 1981

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

Dear Mr. President:

This is to inform you that on March 11, 1981, I signed the following Senate Bills:

- Senate Bill: 2073
- Senate Bill: 2115
- Senate Bill: 2123
- Senate Bill: 2138
- Senate Bill: 2173
- Senate Bill: 2225
- Senate Bill: 2229
- Senate Bill: 2264
- Senate Bill: 2266
- Senate Bill: 2292
- Senate Bill: 2335
- Senate Bill: 2384
- Senate Bill: 2387
- Senate Bill: 2388
- Senate Bill: 2408
- Senate Bill: 2047

- Senate Bill: 2074
- Senate Bill: 2076
- Senate Bill: 2147
- Senate Bill: 2185
- Senate Bill: 2283
- Senate Bill: 2312
- Senate Bill: 2328
- Senate Bill: 2342
- Senate Bill: 2359
- Senate Bill: 2379
- Senate Bill: 2398
- Senate Bill: 2410
- Senate Bill: 2422

Sincerely,
ALLEN I. OLSON
 Governor

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. 3081

ROY GILBREATH, Chief Clerk

CONSIDERATION OF
MESSAGES FROM THE HOUSE

Senator Reiten moved that the Senate do concur in the House amendments to Senate Bill No. 2051 as printed on page 1254 of the Senate Journal, which motion prevailed.

Senator Reiten moved that the rules be suspended, that Senate Bill No. 2051 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILLS

Senate Bill No. 2051. — A Bill for an Act to prohibit disclosure by any business entity offering data processing services except upon written-consent and to provide a civil penalty for violation of this chapter.

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	YEAS	N-V	NAYS
•			•	GROETBERG		•	NELSON		•	STREIBEL	
•			•	HANSON		•	NEITHING		•	STROMME	
•			•	HOLMBERG		•	OLIN		•	TALLACKSON	
•			•	ISLER		•	PARKER		•	TENNEFOS	
•			•	LASHKOWITZ		•	PETERSON		•	THANE	
•			•	LEE		•	QUAIL		•	TIERNEY	
•			•	LEIBMAN		•	REDLIN		•	TWIETEN	
•			•	LIPS		•	REITEN		•	VOSPER	
•			•	LODOEN		•	ROEN		•	WALSH	
•			•	MELLAND		•	SHABLOW		•	WENSTROM	
•			•	MOORE		•	SOLBERG		•	WRIGHT	
•			•	MUTCH		•	SORUM		•	MR. PRESIDENT	
•			•	NAADEN		•	STENEHJEM				

So the bill passed and the title was agreed to.

MOTIONS

Senator Nelson moved that the Senate do not concur in the House amendments to Senate Bill No. 2101 as printed on page 1255 of the

SECOND READING OF
HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3077. — A concurrent resolution directing the Legislative Council to monitor the University of North Dakota's planning for the establishment of a four-year medical education program in North Dakota.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3077 was declared adopted on a voice vote.

House Concurrent Resolution No. 3078. — A concurrent resolution directing the Legislative Council to conduct a study of judicial retirement for North Dakota Supreme Court justices and district court judges.

Was read the second time.

The question being on the final adoption of the resolution, House Concurrent Resolution No. 3078 was declared adopted on a voice vote.

SECOND READING OF HOUSE BILLS

House Bill No. 1049. — A Bill for an Act to establish a revolving loan fund at the Bank of North Dakota for construction, reconstruction, or acquisition of intermediate care facilities for developmentally disabled persons and residential facilities for physically disabled persons; to amend chapter 422 of the 1969 Session Laws of North Dakota, relating to termination of revolving loans by the Bank of North Dakota; and to provide 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 49, nays 0, absent and not voting 1.

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

So the bill passed and the title was agreed to.

House Bill No. 1076. — A Bill for an Act to provide the state engineer with the authority to assist communities in administering floodplain management activities under the national flood insurance program (42 U.S.C. 4001 et seq.); to provide for enforcement; and to provide an appropriation.

Which has been read.

ROLL CALL

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

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

• 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. 1077. — A Bill for an Act to create and enact chapter 61-16.1 of the North Dakota Century Code, relating to the establishment of proposed water resource district boundaries by the state engineer; powers, duties, and responsibilities of the water resource board; revenue bonds; development of master plans; financing of water-related projects; procedures for construction of water resource projects; to amend and reenact sections 61-01-06, 61-16-05, 61-16-06, 61-16-07, 61-16-08, 61-16-09, 61-21-01, 61-21-11, and 61-21-41 of the North Dakota Century Code, relating to water management districts and watercourses and assessment drains; to repeal sections 61-01-22, 61-16-01, 61-16-10 through 61-16-51, 61-21-04, 61-21-05, 61-21-06, 61-21-07, 61-21-08, and 61-21-09 of the North Dakota Century Code, relating to drainage permits, powers and duties of water management districts, and of boards of drainage commissioners; to provide a penalty; and to provide a partial delayed effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes 41, nays 8, absent and not voting 1.

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			• GROTEBERG		•	• NELSON			• STREIBEL		
• ALBERS			• HANSON			• NETHING			• STROMME		• HOLMBERG
• 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. 1290. — A Bill for an Act to amend and reenact subdivision b of subsection 20 of section 57-02-08 of the North Dakota Century Code to increase the income ceiling for disabled veterans to claim the property tax exemption for fixtures, buildings, and improvements.

Which has been read.

ROLL CALL

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

NORTH DAKOTA SENATE											
REGULAR SESSION									1981 LEGISLATURE		
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ADAMS			• GROTEBERG			• 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
● CUSONS	● LIPS	● REITEN	● VOSPER
● DOTZENROD	● LODEN	● ROEN	● WALSH
● DYKSHOORN	● MELLAND	● SHARLOW	● WENSTROM
● ERICKSON	● MOORE	● SOLBERG	● WRIGHT
● FRITZELL	● MITCH	● SORUM	● MR. PRESIDENT
● GOODMAN	● NAADEN	● STENEHJEM	

So the bill passed and the title was agreed to.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President signed the following:

- Senate Bill No. 2188
- Senate Bill No. 2226
- Senate Bill No. 2263
- Senate Bill No. 2329
- Senate Bill No. 2368
- Senate Bill No. 2400
- Senate Bill No. 2409
- Senate Concurrent Resolution No. 4011
- Senate Concurrent Resolution No. 4038
- Senate Concurrent Resolution No. 4039
- Senate Concurrent Resolution No. 4044
- Senate Concurrent Resolution No. 4048
- Senate Concurrent Resolution No. 4058

LEO LEIDHOLM, Secretary

MESSAGE TO THE HOUSE

Senate Chamber

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

- Senate Bill No. 2188
- Senate Bill No. 2226
- Senate Bill No. 2263
- Senate Bill No. 2329
- Senate Bill No. 2368
- Senate Bill No. 2400
- Senate Bill No. 2409
- Senate Concurrent Resolution No. 4011
- Senate Concurrent Resolution No. 4038
- Senate Concurrent Resolution No. 4039
- Senate Concurrent Resolution No. 4044
- Senate Concurrent Resolution No. 4048
- Senate Concurrent Resolution No. 4058

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

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1307. — A Bill for an Act to amend and reenact subsection 1 and 2 of section 57-38-01.7 of the North Dakota Century Code, increasing the amounts allowable as an income tax credit for charitable contributions.

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 31, nays 18, 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				●
●	ALBERS		●	HANSON		●	NETHING		●		STROMME

● BAKEWELL	● HOLMBERG	● OLIN	● TALLACKSON
● BARTH	● ISZLER	● PARKER	● TENNEFOS
● BERUBE	● LASHKOWITZ	● PETERSON	● THANE
● CHRISTENSEN, H. JS	● LEE	● QUAIL	● TIERNEY
● CHRISTENSEN, R. JW	● LEIBHAN	● REDLIN	● TWETEN
● CUSSONS	● LIPS	● REITEN	● VOSPER
● DOTZENROD	● 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 House Bill No. 1593 be placed at the head of the calendar, which motion prevailed.

House Bill No. 1593. — A Bill for an Act to create and enact a new section to chapter 26-29 of the North Dakota Century Code, requiring a fire and property insurance rating organization to maintain an office within the state.

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 1, absent and not voting 1.

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

So the bill passed and the title was agreed to.

MOTION

Senator Nething moved that House Bill No. 1422 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1422. — A Bill for an Act to amend and reenact section 6-03-13.1, and subsection 1 of section 6-03-13.2 of the North Dakota Century Code, relating to bank drive-in facilities and limitations on bank drive-in facilities.

Which has been read.

ROLL CALL

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

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

Report of Procedural Committee

MR. PRESIDENT:

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

- Senate Concurrent Resolution No. 4002
- Senate Concurrent Resolution No. 4004
- Senate Concurrent Resolution No. 4008
- Senate Concurrent Resolution No. 4016

and find the same correctly } Engrossed

Stella H. Fritzell

 Stella Fritzell Chairman

Senator Bakewell 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 Concurrent Resolution No. 4027

and find the same correctly } Re-Engrossed

Stella H. Fritzell

 Stella Fritzell Chairman

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

Report of Standing Committee

Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1007

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 16, delete the numerals "3,483,529" and insert in lieu thereof the numerals "3,372,975"

On page 1 of the engrossed bill, line 21, delete the numerals "4,709,682" and insert in lieu thereof the numerals "4,599,128"

On page 1 of the engrossed bill, line 22, delete the numerals "1,203,697" and insert in lieu thereof the numerals "1,189,897"

On page 1 of the engrossed bill, line 23, delete the numerals "3,505,985" and insert in lieu thereof the numerals "3,409,231"

On page 2 of the engrossed bill, delete lines 3 through 12

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment deletes \$110,554, of which \$96,754 is from the general

fund and \$13,800 is federal funds, for the noncontributory retirement plan.

And when so amended recommends the same do pass.

John E. Lips Chairman
Senator Lips

House Bill No. 1007 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 House Bill No. 1012

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 14, delete the numerals "1,016,949" and insert in lieu thereof the numerals "986,136"

On page 1 of the engrossed bill, line 15, delete the numerals "785,459" and insert in lieu thereof the numerals "773,211"

On page 1 of the engrossed bill, line 19, delete the numerals "2,992,758" and insert in lieu thereof the numerals "2,949,697"

On page 1 of the engrossed bill, line 20, delete the numerals "943,157" and insert in lieu thereof the numerals "929,824"

On page 1 of the engrossed bill, line 21, delete the numerals "2,049,601" and insert in lieu thereof the numerals "2,019,873"

On page 2 of the engrossed bill, delete lines 14 through 23

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item is reduced by \$30,813, of which \$20,542 is from the general fund and \$10,271 is estimated income, to delete funds for the noncontributory retirement plan. The operating expense line item is reduced \$12,248 from the House version, of which \$9,186 is from the general fund and \$3,062 is estimated income, to reflect nine percent per year limitations regarding inflation.

And when so amended recommends the same do pass.

John E. Lips Chairman
Senator Lips

House Bill No. 1012 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 House Bill No. 1014

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:

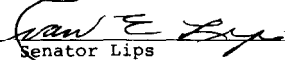
JOURNAL OF THE SENATE

- On page 1 of the engrossed bill, line 13, delete the numerals "1,315,281" and insert in lieu thereof the numerals "1,278,150"
- On page 1 of the engrossed bill, line 18, delete the numerals "2,574,671" and insert in lieu thereof the numerals "2,537,540"
- On page 1 of the engrossed bill, line 20, delete the numerals "1,315,913" and insert in lieu thereof the numerals "1,278,782"
- On page 2 of the engrossed bill, line 8, delete the words "Vietnam bonus fund" and insert in lieu thereof the words "sinking fund for the state of North Dakota general obligation bonds, Vietnam conflict adjusted compensation series,"
- On page 2 of the engrossed bill, delete lines 11 through 20
- And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item is reduced \$37,131 to delete funds for the noncontributory retirement plan. Also, this amendment provides funds from the Vietnam bonus sinking fund for capital improvements at the Soldiers' Home rather than from the Vietnam bonus fund.

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

 Chairman
Senator Lips

House Bill No. 1014 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 House Bill No. 1016

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 13, delete the numerals "65,060" and insert in lieu thereof the numerals "62,963"
- On page 1 of the engrossed bill, line 18, delete the numerals "968,836" and insert in lieu thereof the numerals "966,739"
- On page 2 of the engrossed bill, delete lines 10 through 19
- And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item is reduced \$2,097 to delete funds for the noncontributory plan.

And when so amended recommends the same do pass.

Sean E. Lips Chairman
Señator Lips

House Bill No. 1016 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 House Bill No. 1019

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 15, delete the numerals "236,701" and insert in lieu thereof the numerals "229,035"

On page 1 of the engrossed bill, line 16, delete the numerals "206,575" and insert in lieu thereof the numerals "205,769"

On page 1 of the engrossed bill, line 20, delete the numerals "485,738" and insert in lieu thereof the numerals "477,266"

On page 1 of the engrossed bill, line 22, delete the numerals "119,026" and insert in lieu thereof the numerals "110,554"

On page 2 of the engrossed bill, delete lines 7 through 16

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item for the Division of Surplus Property is reduced by \$7,666 from the general fund for the removal of funds associated with the state funding of conversion to a noncontributory retirement plan for employees.

The operating expenses line item is reduced by \$806 from the general fund to reflect legislative guidelines of nine percent per year.

And when so amended recommends the same do pass.

Sean E. Lips Chairman
Señator Lips

House Bill No. 1019 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 House Bill No. 1021

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 20, delete the numerals "1,270,217" and insert in lieu thereof the numerals "1,229,680"

On page 1 of the engrossed bill, line 23, delete the numerals "1,481,517" and insert in lieu thereof the numerals "1,440,980"

On page 1 of the engrossed bill, line 24, delete the numerals "1,482,717" and insert in lieu thereof the numerals "1,442,180"


On page 2 of the engrossed bill, delete lines 11 through 20

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item for the Parole and Probation Office is decreased by \$40,537 for the removal of funds associated with the state funding a conversion to a noncontributory retirement plan for employees.

And when so amended recommends the same do pass.

 Chairman
Senator Lips

House _____ Bill No. 1021 _____ 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 House Bill No. 1028

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 14, delete the numerals "152,799" and insert in lieu thereof the numerals "147,737"

On page 1 of the engrossed bill, line 17, delete the numerals "1,024,200" and insert in lieu thereof the numerals "974,200"

On page 1 of the engrossed bill, line 18, delete the numerals "1,263,120" and insert in lieu thereof the numerals "1,208,058"

On page 1 of the engrossed bill, line 20, delete the numerals "305,920" and insert in lieu thereof the numerals "250,858"

On page 2 of the engrossed bill, delete lines 12 through 21

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item for the Council on the Arts is decreased by \$5,062 for the removal of funds associated with the state funding a conversion to a noncontributory retirement plan for employees.

The amendment decreases the grants line item by \$50,000 from the general fund for the additional funds included by the House to provide community development grants to be used to encourage the development of community art programs.

And when so amended recommends the same do pass.

THURSDAY, MARCH 12, 1981

1309

Alan E. Lips Chairman
Senator Lips

House Bill No. 1028 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 House Bill No. 1030

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 17, delete the numerals "2,952,988" and insert in lieu thereof the numerals "2,868,267"

On page 1 of the engrossed bill, line 18, delete the numerals "721,878" and insert in lieu thereof the numerals "684,997"

On page 1 of the engrossed bill, line 22, delete the numerals "4,552,289" and insert in lieu thereof the numerals "4,430,687"

On page 2 of the engrossed bill, delete lines 11 through 20

On page 2 of the engrossed bill, line 21, delete the numeral "5" and insert in lieu thereof the numeral "4"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item is reduced by \$84,721 to delete funds for the noncontributory retirement plan. The operating expenses line item is reduced \$36,881 from the House version to reflect nine percent per year limitations regarding inflation.

And when so amended recommends the same do pass

Alan E. Lips Chairman
Senator Lips

House Bill No. 1030 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 House Bill No. 1037

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:

Alan E. Lips Chairman
Senator Lips

House Bill No. 1037 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. 1038

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 17, delete the numerals "2,458,331" and insert in lieu thereof the numerals "2,500,713"
- On page 1 of the engrossed bill, line 22, delete the numerals "3,405,784" and insert in lieu thereof the numerals "3,448,166"
- On page 1 of the engrossed bill, line 24, delete the numerals "3,345,784" and insert in lieu thereof the numerals "3,388,166"
- On page 1 of the engrossed bill, line 27, delete the numerals "110,326" and insert in lieu thereof the numerals "106,663"
- On page 2 of the engrossed bill, line 2, delete the numerals "161,226" and insert in lieu thereof the numerals "157,563"
- On page 2 of the engrossed bill, line 3, delete the numerals "80,613" and insert in lieu thereof the numerals "78,781"
- On page 2 of the engrossed bill, line 4, delete the numerals "80,613" and insert in lieu thereof the numerals "78,782"
- On page 2 of the engrossed bill, line 7, delete the numerals "3,610,782" and insert in lieu thereof the numerals "3,510,260"
- On page 2 of the engrossed bill, line 12, delete the numerals "4,379,388" and insert in lieu thereof the numerals "4,278,866"
- On page 2 of the engrossed bill, line 15, delete the numerals "6,967,130" and insert in lieu thereof the numerals "5,284,130"
- On page 2 of the engrossed bill, line 18, delete the numerals "9,807,250" and insert in lieu thereof the numerals "8,124,250"
- On page 2 of the engrossed bill, line 19, delete the numerals "17,613,035" and insert in lieu thereof the numerals "15,870,064"
- On page 2 of the engrossed bill, line 20, delete the numerals "140,613" and insert in lieu thereof the numerals "138,781"
- On page 2 of the engrossed bill, line 21, delete the numerals "17,753,648" and insert in lieu thereof the numerals "16,008,845"
- On page 3 of the engrossed bill, delete lines 1 through 15
- And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Supreme Court

The salaries and wages line item is increased from the House version by \$42,382. This increase results from adding \$116,460 for two law clerks, and by subtracting \$74,078 to delete funds for the non-contributory retirement plan. The salaries and wages appropriation provides sufficient funds to pay justices' salaries of \$49,900 for the first year of the biennium and \$53,900 the second year of the biennium in accordance with House Bill 1410. The Chief Justice salary is \$51,400 for the first year of the biennium and \$55,400 for the second year of the biennium.

Judicial Qualifications Commission

The salaries and wages line item is reduced \$3,663 to delete funds for the noncontributory retirement plan.

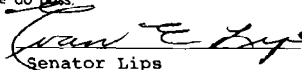
District Courts

The salaries and wages line item is reduced \$100,522 to delete funds for the noncontributory retirement plan. The appropriation provides salaries of \$46,900 for the first year of the biennium and \$50,600 for the second year of the biennium for district court justices in accordance with House Bill No. 1410. Presiding judges salaries are \$48,100 for the first year of the biennium and \$51,800 for the second year of the biennium.

District Court-Supplemental State Funding

The salaries and wages line item is reduced \$1,683,000 from the House version to delete funds for salaries of clerks of district court.

And when so amended recommends the same do pass.

 Chairman
Senator Lips

House Bill No. 1038 was placed on the 6th

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

Mr. President: Your Committee on Judiciary

to whom was referred House Bill No. 1060

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 14 of the engrossed bill, line 13, after the first word "the" insert the words "clerks of district courts and their", and delete the words "of the clerks of"

On page 14 of the engrossed bill, line 14, delete the words "the district court"

On page 14 of the engrossed bill, line 15, delete the words "The state court administrator shall prorate"

On page 14 of the engrossed bill, delete lines 16 and 17

On page 14 of the engrossed bill, line 18, delete the following: "performed by a person as clerk of district court."

On page 23 of the engrossed bill, after line 13, insert the following new section:

"SECTION 50. LEGISLATIVE INTENT. It is the intent of the legislative assembly that counties implement the provisions of section 3 of this Act in consultation with the North Dakota association of counties and any other group the board of county commissioners deems appropriate."

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass.

 Chairman
Senator H. Christensen

House Bill No. 1060 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. 1105

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 of the engrossed bill, after line 12, insert the following new section:

"SECTION 3. APPLICATION OF ACT. The provisions of this Act shall not apply to any termination, other than by death, during the period of July 1, 1981, to June 30, 1983, or to the provision of any benefit, other than a death benefit, for any termination of employment during that period. No member of the public employees retirement system shall earn or be entitled to any rights or interest, vested or otherwise, in the benefits provided by this Act, except as provided in this section, prior to July 1, 1983."

and renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass.


Chairman
Senator H. Christensen

House Bill No. 1105 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. 1127

Has had the same under consideration and recommends that the same


do pass do not pass be placed on calendar
without recommendation

be amended as follows:

On page 5 of the engrossed bill, line 7, delete the words "of twenty-five dollars or more" and insert in lieu thereof the words "in excess of one hundred dollars"

On page 5 of the engrossed bill, line 8, after the word "contributor" delete the word "of" and on line 9, delete the words "twenty-five dollars or more" and insert in lieu thereof the words "in excess of one hundred dollars"

And when so amended recommends the same do pass.


Chairman
Senator H. Christensen

HOUSE Bill No. 1127 was placed on the sixth

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

Mr. President : Your Committee on Judiciary

THURSDAY, MARCH 12, 1981

1313

to whom was referred House Bill No. 1197

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 of the engrossed bill, line 10, delete the overstrike on the words "~~receipt-of-such~~"

On page 3 of the engrossed bill, line 10, delete the words "~~mailing of the~~"

On page 3 of the engrossed bill, delete all of lines 12, 13 and 14

On page 5 of the engrossed bill, line 30, delete the words "~~of the date of the mailing of the~~"

On page 5 of the engrossed bill, line 31, delete the word "~~noticc~~"

On page 6 of the engrossed bill, line 16, delete the words "~~of the opportunity for hearing and~~"

And when so amended recommends the same do pass.



Senator H. Christensen Chairman

House Bill No. 1197 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. 1199

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 amend and reenact subsection 21 of section 57-38-01 and section 57-38-30 of the North Dakota Century Code, relating to the updating of the definition of federal taxable income for individuals, estates, trusts, and corporations, and to corporation income tax rates; and to provide an effective date.

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

SECTION 1. AMENDMENT. Subsection 21 of section 57-38-01 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

- 21. a. As to individuals, estates, or trusts,
"~~Federal Internal Revenue Code of 1954, as amended, "United States Internal Revenue Code of 1954, as amended", and "Internal Revenue Code of 1954, as amended", mean the United States Internal Revenue Code of 1954, as amended to and including December 31, 1978, provided, however, that~~

those terms shall mean the United States Internal Revenue Code of 1954, as amended to and including December 31, 1976, for purposes of determining under this chapter the income tax return filing requirements, deductions for capital gains, allowances of deductions for personal exemptions, low income allowance, and standard deduction for individuals, estates, and trusts, and provided further that the provisions of section 515 of the Revenue Act of 1978 {Pub. L. 95-600, 92 Stat. 2884} postponing the carryover basis rules of sections 1014(d), 1016(a), and 1023 of the United States Internal Revenue Code of 1954, as amended, for property acquired from decedents dying after December 31, 1976, to property acquired from decedents dying after December 31, 1979, are hereby retroactively incorporated for the purposes of this chapter, and any further postponement, modification, or repeal of these provisions by the Congress of the United States shall be applicable for the purposes of this chapter 1980.

- b. As to corporations "Federal Internal Revenue Code of 1954, as amended", "United States Internal Revenue Code of 1954, as amended", and "Internal Revenue Code of 1954, as amended", mean the United States Internal Revenue Code of 1954, as amended to and including December 31, 1980.

SECTION 2. AMENDMENT. Section 57-38-30 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-38-30. IMPOSITION AND RATE OF TAX ON CORPORATIONS. A tax is hereby imposed upon the taxable income of every domestic and foreign corporation received from the sources described in sections 57-38-12, 57-38-13, and 57-38-14, which shall be levied, collected, and paid annually as in this chapter provided, and which shall be computed at the following rates:

1. For the first three thousand dollars of taxable income, at the rate of three two percent.
2. On all taxable income above three thousand dollars and not in excess of eight thousand dollars, at the rate of four three percent.
3. On all taxable income above eight thousand dollars and not in excess of fifteen twenty thousand dollars, at the rate of five four percent.
4. On all taxable income above fifteen twenty thousand dollars, and not in excess of twenty-five thirty thousand dollars, at the rate of six five percent.
5. On all taxable income above thirty thousand dollars, and not in excess of fifty thousand dollars, at the rate of six percent.
6. On all taxable income above twenty-five fifty thousand dollars, at the rate of eight-and-one-half seven percent.

SECTION 3. EFFECTIVE DATE. The provisions of this Act shall be effective for all taxable years beginning on or after January 1, 1981."

And renumber the lines, and pages accordingly

And when so amended recommends the same do pass.

Cliff Goodman Chairman
Senator Goodman

House Bill No. 1199 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. 1225

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 10 of the engrossed bill, line 25, delete the word "ten" and insert in lieu thereof the word "thirty-five"

On page 40 of the engrossed bill, delete lines 25 through 30

On page 40 of the engrossed bill, line 31, delete the numerals "16.1-10-04" and insert in lieu thereof the numerals "16.1-10-03"

On page 41 of the engrossed bill, line 7, delete the numerals "16.1-10-05" and insert in lieu thereof the numerals "16.1-10-04"

On page 41 of the engrossed bill, line 15, delete the numerals "16.1-10-06" and insert in lieu thereof the numerals "16.1-10-05"

On page 41 of the engrossed bill, delete lines 16 through 27 and insert in lieu thereof the following:

- "1. No person shall, within three hundred feet of a polling place, solicit, or in any manner try to induce or persuade any voter on an election day, to vote or refrain from voting for any candidate or the candidates or ticket of any political party or organization, or for or against any measure submitted to the electorate. No person shall buy, sell, give, or provide any political badge, button, or insignia, or any pamphlet, brochure, or political advertisement of any nature within three hundred feet of polling place on election day. No person shall knowingly wear such badge, button, or insignia at or about a polling place on election day.
2. The display upon motor vehicles of adhesive signs which are not readily removable, or political advertisements on fixed permanent billboards, and which promote the candidacy of any individual, any political party, or a vote upon any measure shall not, however, be deemed a violation of this section.
3. Any person violating this section shall be guilty of an infraction."

On page 41 of the engrossed bill, line 28, delete the numerals "16.1-10-07" and insert in lieu thereof the numerals "16.1-10-06"

On page 42 of the engrossed bill, line 3, delete the numerals "16.1-10-08" and insert in lieu thereof the numerals "16.1-10-07"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


Chairman
Senator H. Christensen

House Bill No. 1225 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 House Bill No. 1242

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

House Bill No. 1242 was placed on the 14th

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. 1249

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

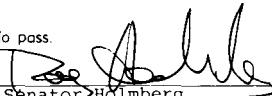
be amended as follows:

On page 1, line 2, after the word "provide" delete "twelve" and insert the word "nine"

On page 2, line 8, after the word "~~six~~" delete the word "twelve" and insert the word "nine"

On page 3, line 6, after the word "~~six~~" delete "twelve" and insert "nine" and on the same line after "~~6%~~" delete "(12%)" and insert "(9%)"

And when so amended recommends the same do pass.


Chairman
Senator Holmberg

HOUSE Bill No. 1249 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. 1284

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 11, delete "five" and insert in lieu thereof "two"
- On page 1 of the engrossed bill, line 12, delete "one" and insert in lieu thereof "four hundred"
- On page 1 of the engrossed bill, line 13, delete "thousand"

and renumber the lines accordingly

And when so amended recommends the same do pass.


 Senator Chuck Goodman Chairman

House Bill No. 1284 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 House Bill No. 1328

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 reengrossed bill, line 6, delete the words "to establish a state cost sharing" and insert in lieu thereof the following: "and to declare an emergency."

On page 1 of the reengrossed bill, delete line 7

On page 2 of the reengrossed bill, delete lines 22 through 34

On page 3 of the reengrossed bill, delete lines 1 through 24, and insert in lieu thereof the following:

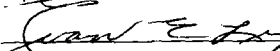
"SECTION 4. EMERGENCY. This Act is hereby declared to be an emergency measure and shall be in effect from and after its passage and approval."

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment deletes the provisions and appropriation for a state cost sharing program for financing county jail operations.

And when so amended recommends the same do pass.


 Senator Lips Chairman

House Bill No. 1328 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 House Bill No. 1373

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

House Bill No. 1373 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. 1374

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 reengrossed bill, line 5, after the comma insert the words and comma "subsection 1 of section 57-06-14,"

On page 5 of the reengrossed bill, after line 35, insert the following new section:

"SECTION 5. AMENDMENT. Subsection 1 of section 57-06-14 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. For the purpose of determining the value of the property, ~~the tax commissioner and the state board of equalization shall take into consideration the earning power of the property as shown by its gross earnings and net operating income, the market or actual value of its stocks and bonds, the value of its franchises, rights, and privileges granted under the laws of this state to do business in this state, and such other legally established evidences of value as shall enable the board to make a just and equitable assessment~~ belonging to gas and electric companies, telephone companies, and other companies subject to assessment by the state board of equalization under this chapter, the tax commissioner and the state board of equalization shall wherever possible capitalize the net income of the company for the most current year available at a capitalization rate of eight percent. Wherever net income information is not obtainable, the value shall be based upon the reproduction cost new less accrued depreciation. In no case shall the valuation arrived at by the reproduction cost new less depreciation method be less than eighty percent of the original cost;"

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass.

Chuck Goodman Chairman
Senator Chuck Goodman

House Bill No. 1374 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. 1424

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 a four-cent per gallon tax on diesel fuel blended with recovered oil."

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

SECTION 1. TEMPORARY TAX ON CERTAIN BLENDED FUELS. Notwithstanding section 57-52-04, from July 1, 1981 through June 30, 1983, the tax imposed on fuel consisting of a blend of diesel fuel and not less than twenty percent recovered oil shall be four cents per gallon."

and renumber the lines and pages accordingly.

And when so amended recommends the same do pass.

Chuck Goodman Chairman
Senator Chuck Goodman

House Bill No. 1424 was placed on the sixth

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

Mr. PRESIDENT: Your Committee on POLITICAL SUBDIVISIONS
to whom was referred HOUSE Bill No. 1429

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:

Ray Holmberg Chairman
Senator Holmberg

HOUSE Bill No. 1429 was placed on the Fourteenth

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

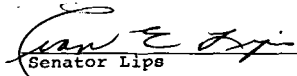
Mr. President: Your Committee on Appropriations

to whom was referred House Bill No. 1435

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. 1435 was placed on the 14th

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. 1440

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 Holmberg

HOUSE Bill No. 1440 was placed on the Fourteenth

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

Mr. PRESIDENT: Your Committee on AGRICULTURE

to whom was referred House Bill No. 1447

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

 Chairman
Senator Iszler

House Bill No. 1447 was placed on the Fourteenth

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

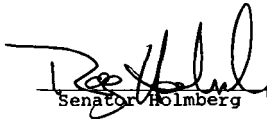
Mr. PRESIDENT: Your Committee on POLITICAL SUBDIVISIONS

to whom was referred HOUSE Bill No. 1458

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 Holmberg

HOUSE Bill No. 1458 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. 1463

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

House Bill No. 1463 was placed on the fourteenth

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

Mr. President: Your Committee on Judiciary
to whom was referred House Bill No. 1473

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 14, overstrike the words
"less than sixteen"

On page 1 of the engrossed bill, line 15, overstrike the words
"years of age" and insert in lieu thereof the words
"a child as defined in section 27-20-02"

On page 5 of the engrossed bill, on line 35, after the word
"section" insert the following words "except that a
detention hearing is not required"

And when so amended recommends the same do pass

 Chairman
Senator H. Christensen

House Bill No. 1473 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. 1502

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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On page 2 of the re-engrossed bill, line 27, overstrike the words "credited to a special" and insert thereafter the words "deposited in a permanent trust"

On page 2 of the re-engrossed bill, line 29, delete the word "and" and insert in lieu thereof the words "pursuant to article X, section 21 of the Constitution of the State of North Dakota. Those funds held in trust and administered by the board of university and school lands on the effective date of this Act pursuant to section 12, chapter 563, 1975 Session Laws; section 12, chapter 560, 1977 Session Laws; or section 16, chapter 626, 1979 Session Laws shall also be deposited in the trust fund created pursuant to this subsection. The fund shall" and, also on line 29, overstrike the first word "to!"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


 Senator Goodman Chairman

HOUSE Bill No. 1502 was placed on the Sixth

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

Mr. PRESIDENT: Your Committee on POLITICAL SUBDIVISIONS
 to whom was referred HOUSE Bill No. 1504

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 second comma, insert the word "and", and on the same line delete the third comma

On page 1 of the engrossed bill, line 2, delete the words "and 6"

On page 1 of the engrossed bill, line 6, after the second comma insert "and" and delete ", and 6"

On page 2 of the engrossed bill, line 24, overstrike the words "by an amount not to exceed thirty"

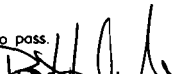
On page 2 of the engrossed bill, line 25, overstrike the words "percent above the salary"

On page 3 of the engrossed bill, delete lines 31 through 35

On page 4 of the engrossed bill, delete lines 1 through 11

And renumber the pages, lines and sections accordingly

And when so amended recommends the same do pass.


 Senator Holmberg Chairman

HOUSE Bill No. 1504 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. 1509

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 4, delete the words "and a criminal"

On page 1 of the engrossed bill, line 5, delete the words "justice advisory board"

On page 1 of the engrossed bill, line 5, after the word "require" insert the words "training and"

On page 1 of the engrossed bill, line 6, delete the words "law enforcement" and insert in lieu thereof the word "peace", and after the word "officers" and before the semicolon insert the following: ", local correctional officers, and sheriffs"

On page 1 of the engrossed bill, line 7, delete the following: ", local correctional officers, sheriffs,"

On page 1 of the engrossed bill, line 8, delete the words "peace officers"

On page 1 of the engrossed bill, line 22, after the period insert the following sentence: "The attorney general shall supervise the criminal justice training and statistics division."

On page 1 of the engrossed bill, line 24, after the word "certify" insert the words "and conduct", and delete the words "law enforcement" and insert in lieu thereof the word "peace"

On page 1 of the engrossed bill, line 25, after the first comma insert the following: "local correctional officers, and sheriffs,", and after the word "for" delete the words and comma "local correctional officers,"

On page 1 of the engrossed bill, line 26, delete the words and commas ", peace officers, sheriffs,"

On page 2 of the engrossed bill, line 3, delete the word "law"

On page 2 of the engrossed bill, line 4, delete the word "enforcement" and insert in lieu thereof the word "peace", and after the word "officers" insert an underscored period and delete the remainder of the line

On page 2 of the engrossed bill, delete lines 5 and 6

On page 2 of the engrossed bill, line 7, delete the words "law enforcement" and insert in lieu thereof the word "peace"

On page 2 of the engrossed bill, line 10, delete the words "law enforcement" and insert in lieu thereof the words "peace officer"

On page 2 of the engrossed bill, line 16, delete the words "law enforcement" and insert in lieu thereof the words "peace officer", and after the word "training" insert an underscored period and delete the remainder of the line

On page 2 of the engrossed bill, delete line 17

On page 2 of the engrossed bill, line 18, delete the word "weapons" and insert in lieu thereof the word "sidearm"

On page 2 of the engrossed bill, line 19, delete the words "law enforcement" and insert in lieu thereof the word "peace", and delete the words "prior to"

On page 3 of the engrossed bill, delete lines 14 through 35, and insert in lieu thereof the following new section:

"SECTION 3. PEACE OFFICER STANDARDS AND TRAINING BOARD - MEMBERSHIP - DUTIES. A peace officer standards and training board is created under the law enforcement training and statistics division. The board shall consist of seven members. The director of the law enforcement training center shall be a member of the board. The other six members shall be one police chief, one sheriff, one county government representative, one city government representative, and two lay persons. These six persons shall be appointed by the attorney general and shall serve staggered terms as he directs. The attorney general shall also appoint the chairman. The director of the criminal justice training and statistics division shall be an ex officio non-voting member of the board. The board shall exercise, through the division director, the powers and duties of the division in establishing training and setting standards for peace officers and local correctional officers."

On page 4 of the engrossed bill, delete lines 1 through 13

On page 4 of the engrossed bill, line 16, delete the word "weapon" and insert in lieu thereof the word "sidearm"

On page 4 of the engrossed bill, line 21, delete the words "law enforcement" and insert in lieu thereof the words "peace officer"

On page 5 of the engrossed bill, line 2, delete the words "division with the advice of"

On page 5 of the engrossed bill, line 3, delete the words "the criminal justice advisory" and insert in lieu thereof the words "peace officer standards and training"

On page 5 of the engrossed bill, line 7, delete the words "and criminal"

On page 5 of the engrossed bill, line 12, delete the word "POLICE" and insert in lieu thereof the word "PEACE", and after the word "newly" insert the words "elected or"

On page 5 of the engrossed bill, line 13, delete the words "police chief and police" and insert in lieu thereof the word "peace", and after the word "officer" insert the following: ", except prosecutors,"

On page 5 of the engrossed bill, line 16, delete the words "police chief" and insert in lieu thereof the words "peace officer"

On page 5 of the engrossed bill, line 30, after the period insert the following sentence: "The attorney general may adopt rules to carry out the powers and duties assigned to the criminal justice training and statistics division.", and delete the words "and regulations"

On page 5 of the engrossed bill, line 31, delete the word "division" and insert in lieu thereof the words "attorney general"

On page 6 of the engrossed bill, line 6, delete the word "conducting" and insert in lieu thereof the word "coordinating", and delete the words "law enforcement" and insert in lieu thereof the words "peace officer"

On page 6 of the engrossed bill, line 8, delete the words "law enforcement" and insert in lieu thereof the words "peace officer"

On page 6 of the engrossed bill, line 10, delete the words "criminal justice" and insert in lieu thereof the words "peace officer standards and" and after the word "training" delete the word "and" and insert in lieu thereof the word "board"

On page 6 of the engrossed bill, line 11, delete the following: "statistics division of the attorney general's office,"

On page 6 of the engrossed bill, line 12, delete the words "law enforcement" and insert in lieu thereof the words "peace officer"

On page 6 of the engrossed bill, line 13, delete the words "criminal justice training and" and insert in lieu thereof the following: "peace officer standards and training board."

On page 6 of the engrossed bill, delete line 14

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass

Hel Christensen
Senator H. Christensen Chairman

House Bill No. 1509 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. 1516

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 create and enact two new sections to chapter 12.1-27.1 of the North Dakota Century Code, relating to obscenity control; and to repeal section 12.1-27.1-03.2 of the North Dakota Century Code, relating to the showing of motion pictures at outdoor theaters.

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

SECTION 1. A new section to chapter 12.1-27.1 is hereby created and enacted to read as follows:

COMMERCIAL NUDITY.

1. No person shall knowingly provide service to patrons without fully opaque clothing covering, so as not to expose to the view of the public, patrons, guests, invitees, or paying customers, human male or female genitals, pubic hair, buttocks, anal region, ~~the~~ post pubertal female breast below the top of the areola.
2. No person, being the owner, lessor, lessee, or having control, custody, or supervision of any commercial business, establishment, tavern, store, shop, massage parlor, or other place of public accommodation, commerce, or amusement, shall recklessly use or promote the use of, or permit or tolerate others to use or promote the use of, such premises in violation of subsection 1 of this section; or, if given or having actual notice of such violation, shall negligently fail or refuse to cease or stop such violation, or cause an agent, employee, or other subordinate to cease or stop such violation, or to notify a law enforcement agency of such violation.
3. "Service to patrons" means the provision or allowance of services, advertisement, or entertainment to the public, patrons, guests, invitees, or paying customers, including hostessing, bartending, food or beverage

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serving or preparing, table setting or clearing, waitering or waitressing, singing, dancing, massaging, counseling, and also including beauty or figure contests, modeling, or exhibitions.

4. It is an affirmative defense to a charge under this section that the "service to patrons" involving such nudity provided serious literary, artistic, political, scientific, medical, educational, or theatrical value and was not provided for commercial or sexual exploitation or with an emphasis on an appeal to a prurient interest.
5. A person who violates subsection 1 of this section is guilty of commercial nudity, a class A misdemeanor. Whoever violates subsection 2 of this section is guilty of promoting commercial nudity, a class C felony. If the offender has previously been convicted of a violation of this section, then the degree of offense shall be one degree higher than that above provided for the particular subsection involved.

SECTION 2. A new section to chapter 12.1-27.1 is hereby created and enacted to read as follows:

UNLAWFUL EXHIBITION OF PERFORMANCES CONTAINING SEXUALLY EXPLICIT NUDITY AT OUTDOOR THEATERS.

1. No person, having custody, control, or supervision of any outdoor or drive-in motion picture theater or arena, with knowledge of the character of the performance involved, shall knowingly present or participate in presenting the exhibition of a performance which contains sexually explicit nudity upon any outdoor or drive-in motion picture theater or arena screen, when such screen is visible and the performance is visibly displayed, from a distance of less than one thousand feet from a public highway or street, sidewalk, park, alley, residence, playground, school, or other such place to which minors, outside the theatre, as part of the general public or otherwise, have unrestrained and reasonably anticipated access and presence, except between the nighttime hours of eleven p.m. and six a.m. inclusive.
2. A person who violates this section is guilty of exhibiting a harmful performance at an outdoor theater, a class B misdemeanor. If the offender has previously been convicted of a violation of this section, then such offense is a class A misdemeanor.
3. As used in this section "sexually explicit nudity" means the sexually oriented and explicit showing, by any means, including but not limited to, close-up views, poses or depictions in such position or manner as to present or expose such areas to prominent, focal or obvious viewing attention, of any of the following: post-pubertal, fully or partially developed, human female breast with less than a fully opaque covering of any portion thereof below the top of the areola; the depiction of covered human male genitals in a discernible turgid state; or lewd exhibition of the human genitals, pubic area, perineum, buttocks or anal region, with less than a fully opaque covering.

SECTION 3. REPEAL. Section 12.1-27.1-03.2 of the 1979 Supplement to the North Dakota Century Code is hereby repealed."

And renumber the lines and pages accordingly

And when so amended recommends the same do pass


Senator H. Christensen Chairman

House Bill No. 1516 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. 1542

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 2, after the numerals "57-02-08" insert the words and numerals "and section 57-02-14.1"

On page 1 of the engrossed bill, line 3, delete the word "homes" and insert in lieu thereof the words "improvements and to filing of tax exemption certificate for real property claimed to be exempt"

On page 3 of the engrossed bill, after line 5, insert the following new section:

"SECTION 2. AMENDMENT. Section 57-02-14.1 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-02-14.1. TAX EXEMPTION CERTIFICATE FOR REAL PROPERTY TO BE FILED - EXCEPTIONS. Any person, corporations corporation, associations association, or organizations organization, owning real property located within a municipality this state which claims that such real property is exempt from assessment and taxation shall file with the assessor and with the county auditor a certificate setting out all facts on which the claim for exemption is based, including the names of owners, the date such property was acquired, the legal description, the use to which the property was put during the twelve months preceding the assessment date, and any other information which the assessor may request. This certificate shall be filed with the assessor and the county auditor each year before the assessment date. If the certificate is not filed as provided herein, the assessor shall regard the property as nonexempt property and shall assess it as such. The provisions of this section shall not apply in any case where the real property is owned by the United States or the state of North Dakota or any of its departments, institutions, agencies, or political subdivisions."

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass


Senator Chuck Goodman Chairman

House Bill No. 1542 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. 1574

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. Chuck Goodman

House Bill No. 1574 was placed on the fourteenth

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

Mr. President: Your Committee on Natural Resources
to whom was referred House Bill No. 1591

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 first word "and"

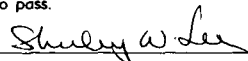
On page 1, line 6, after the word "motorboat" insert a semicolon and the word "; and to provide an effective date"

On page 2, after line 10, insert the following new section:

"SECTION 2. EFFECTIVE DATE. Subsection four of section 20.1-13-07 shall become effective after June 30, 1982."

And renumber the lines and sections accordingly

And when so amended recommends the same do pass.

 Chairman
Senator Lee

House Bill No. 1591 was placed on the sixth

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

Mr. PRESIDENT: Your Committee on AGRICULTURE
to whom was referred House Bill No. 1630

Has had the same under consideration and recommends that the same

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

 Chairman
Senator Iszler

House Bill No. 1630 was placed on the Fourteenth

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

THURSDAY, MARCH 12, 1981

1329

Mr. PRESIDENT : Your Committee on STATE AND FEDERAL GOVERNMENT
to whom was referred HOUSE Bill No. 1632

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 18, after the words,
"governor" overstrike the words, "from a list of three
names submitted by the"

On page 1, of the engrossed bill, line 19, overstrike the words,
"state medical association"

On page 1, of the engrossed bill, line 20, remove the overstrike
over the words, "~~One member of the board shall be a hospital~~"

On page 1, of the engrossed bill, line 21, remove the overstrike
over the words, "~~administrator appointed to the board for
a three-year~~"

On page 1, of the engrossed bill, line 22, remove the overstrike
over the words, "~~term-by-the-governor~~"

On page 1, of the engrossed bill, line 23, remove the overstrike
over the period

On page 2, of the engrossed bill, line 1, remove the overstrike
over the word, "~~Three~~" and delete the word "Two"

On page 2, of the engrossed bill, line 3, after the word "governor"
overstrike the words, "from a list of"

On page 2, of the engrossed bill, overstrike lines 4 and 5

On page 2, of the engrossed bill, line 6, overstrike the words,
"names for each appointive position"

On page 2, of the engrossed bill, line 7, delete the words,
"Two members" and overstrike "of the board shall be"

On page 2, of the engrossed bill, line 8, overstrike the words,
"licensed nursing home" and delete the word, "administrators"

On page 2, of the engrossed bill, overstrike lines 9 and 10

On page 2, of the engrossed bill, line 11, overstrike the words,
"North Dakota health care association" and delete the words,
"for each"

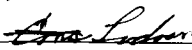
On page 2, of the engrossed bill, line 12, delete the words,
"appointive position" and overstrike the period

On page 2, of the engrossed bill, line 18, after the word, "manner"
overstrike the word, "as"

On page 2, of the engrossed bill, line 19, overstrike the words
"was used in naming the prior appointee"

And renumber the lines, sections, subsections and pages accordingly

And when so amended recommends the same do pass.



Senator Lodoen Chairman

HOUSE Bill No. 1632 was placed on the Sixth

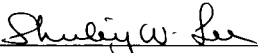
order of business on the calendar for the succeeding legislative day.

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Mr. President: Your Committee on Natural Resources
to whom was referred House Bill No. 1634

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 Lee

House _____ Bill No. 1634 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 Concurrent Resolution No. 3031

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

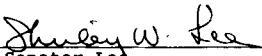
~~House Concurrent Resolution~~ Resolution 3031 was placed on the 14th

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

Mr. President: Your Committee on Natural Resources
to whom was referred House Concurrent Resolution 3032

Has had the same under consideration and recommends that the same

- do pass do not pass be placed on calendar
with-out recommendation
- be amended as follows:

 Chairman
Senator Lee

House Concurrent Resolution 3032 was placed on the fourteenth

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

Mr. President: Your Committee on Natural Resources
to whom was referred House Concurrent Resolution 3045

Has had the same under consideration and recommends that the same

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

Shirley W. Lee Chairman
Senator Lee

House Concurrent Resolution 3045 was placed on the fourteenth
order of business on the calendar for the succeeding legislative day.

Mr. President Your Committee on Natural Resources
to whom was referred House Concurrent Resolution 3050

Has had the same under consideration and recommends that the same

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

Shirley W. Lee Chairman
Senator Lee

House Concurrent Resolution 3050 was placed on the fourteenth
order of business on the calendar for the succeeding legislative day.

Mr. PRESIDENT Your Committee on JUDICIARY
HOUSE CONCURRENT
to whom was referred RESOLUTION No. 3053

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 14, insert the following:

WHEREAS, the lack of alternative programs for juveniles often results in inappropriate incarceration of status and traffic offenders with serious delinquent and adult prisoners; and

On page 2, line 2 after the word "of" insert "appropriate local" and after "programs" insert "for status and traffic offenders and"

On page 2, line 10, after "the" insert the words "detention and"

On page 2, line 11, after the comma insert the words "the appropriate jurisdiction over juvenile traffic offenders,"

And when so amended recommends the same do pass.

Harold Christensen Chairman
Senator H. Christensen

HOUSE CONCURRENT
RESOLUTION No. 3053 was placed on the Sixth

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

Mr. President Your Committee on Natural Resources
to whom was referred House Concurrent Resolution 3056

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:

Shulley W. Lee Chairman
Senator Lee

House Concurrent Resolution 3056 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 House to whom was referred Concurrent Resolution No. 3058

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:

Gene Peterson Chairman
Senator Peterson

House Concurrent Resolution 3058 was placed on the 14th order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Natural Resources to whom was referred House Concurrent Resolution 3072

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:

Shulley W. Lee Chairman
Senator Lee

House Concurrent Resolution 3072 was placed on the fourteenth order of business on the calendar for the succeeding legislative day.

Mr. President: Your Committee on Natural Resources to whom was referred House Concurrent Resolution 3073

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:

Shulley W. Lee Chairman
Senator Lee

House Concurrent Resolution 3073 was placed on the fourteenth order of business on the calendar for the succeeding legislative day.

THURSDAY, MARCH 12, 1981

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Senator Nething moved that at the conclusion of the 5th Order of Business and after the reading of House Bills Nos. 1037, 1064, 1242, 1276, 1313, 1373, 1429, 1435, 1440, 1447, 1458, 1463, 1574, 1630, 1634, House Concurrent Resolution Nos. 3031, 3032, 3045, 3050, 3056, 3058, 3072 and 3073, the Senate adjourn and convene at 12:30 p.m., Friday, March 13, 1981, which motion prevailed.

LEO LEIDHOLM, Secretary