

FIFTIETH DAY

Bismarck, March 17, 1981

The Senate convened at 9:00 a.m., with President Sands presiding.

The prayer was offered by Rev. Francis Tannehill, Pastor, McCabe United Methodist Church, Bismarck.

Our Father, Giver of every good and perfect gift, because we are surrounded by all the wonders of creation, and have received through Your creative power the gift of life itself, we pause at the beginning of this day to acknowledge the Fundamental Goodness which makes law and order possible.

We begin this day with a renewal of our vows to serve others in and through the responsibilities to which we have been called. We would also renew our faith in Thee, and so in our neighbors and fellow-citizens. Help us that we may not despise any one, even though they may be among the poor and the powerless.

Bless the members of this governing body. Give to them wisdom that they may solve the problems of today, and give to them vision that they may lay the foundations upon which others who come after them may guide the destiny of our children and grandchildren.

We acknowledge our weakness; we pray for strength and we humbly ask that You will stand by us in every difficult moment of this day.

In the name of the Father, the Son and the Holy Spirit, Amen.

The roll was called and all Senators were present.

A quorum was declared by the President.

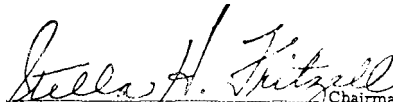
Report of Procedural Committee

MR. PRESIDENT:

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

Senate Bill No. 2056
 Senate Bill No. 2097
 Senate Bill No. 2193
 Senate Bill No. 2259
 Senate Bill No. 2261
 Senate Bill No. 2276
 Senate Bill No. 2281
 Senate Bill No. 2303

and find the same correctly { Enrolled


 Stella Fritzell
 Chairman

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

Senator Nething moved that the Senate recess until 1:00 p.m., which motion prevailed.

The Senate reconvened, with President Sands presiding.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

The Honorable Ernest M. Sands

March 17, 1981

President of the Senate

Senate Chambers

Bismarck, North Dakota 58505

Dear Mr. President:

This is to inform you that on March 16, 1981, I signed the following Senate Bills:

Senate Bill 2188

Senate Bill 2226

Senate Bill 2263

Senate Bill 2329

Senate Bill 2368

Senate Bill 2400

Senate Bill 2409

Sincerely,
ALLEN I. OLSON
Governor

MESSAGES TO THE HOUSE

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. 2122

Senate Bill No. 2161

Senate Bill No. 2291

Senate Bill No. 2306

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

Senate Bill No. 2122

Senators:

Senator Tierney

Senator Lodoen

Senator Shablow

Senate Bill No. 2161

Senators:

Senator H. Christensen

Senator Sorum

Senator Stromme

Senate Bill No. 2291

Senators:

Senator Cussons

Senator Stenehjem

Senator Stromme

Senate Bill No. 2306

Senators:

Senator Holmberg

Senator Sorum

Senator Lashkowitz

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. 2389

Senate Bill No. 2417

Senate Bill No. 2432

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

Senate Bill No. 2389

Senators:

Senator H. Christensen

Senator Stenehjem

Senator Stromme

Senate Bill No. 2417

Senators:

Senator Lodoen

Senator Wright

Senator Shallow

Senate Bill No. 2432

Senators:

Senator Iszier

Senator Albers

Senator Barth

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. 4087

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. 1242

House Bill No. 1380

House Bill No. 1574

House Bill No. 1630

House Concurrent Resolution No. 3057

Very Respectfully,

LEO LEIDHOLM, Secretary

Senate Chamber

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

House Bill No. 1037

House Bill No. 1447

House Bill No. 1458

House Bill No. 1615

House Bill No. 1634

House Concurrent Resolution No. 3020

House Concurrent Resolution No. 3052

House Concurrent Resolution No. 3061

House Concurrent Resolution No. 3074

LEO LEIDHOLM, Secretary

Senate Chamber

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

House Bill No. 1064
 House Bill No. 1276
 House Bill No. 1313
 House Bill No. 1497
 House Bill No. 1532
 House Bill No. 1541
 House Bill No. 1554
 House Concurrent Resolution No. 3041
 Very Respectfully,

LEO LEIDHOLM, Secretary

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-ninth day and

finds the same to be correct.

In the Journal of the Forty-eighth day, correct the
 following:
 On page 1356, line 61, delete House and insert in lieu
 thereof Senate
 On page 1357, line 8, delete House and insert in lieu
 thereof Senate.

And when so corrected recommends that the same be approved.

..... Chairman
 Senator Tennefos
 Senator Sorum moved that the report be adopted, which motion
 prevailed.

CONSIDERATION OF AMENDMENTS

Senator Peterson moved that the amendments to Senate Bill No. 2253 recommended by the Committee on Social Services and Veterans Affairs and printed on pages 1423, 1424 of the Senate Journal be adopted, which motion prevailed.

Senator Peterson moved that the amendments to Senate Concurrent Resolution No. 4085 recommended by the Committee on Social Services and Veterans Affairs and printed on page 1425 of the Senate Journal be adopted, which motion prevailed. Senator Adams moved that the rules be suspended, that House Concurrent Resolution No. 4085 be placed on the 14th Order of Business, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

Senate Concurrent Resolution No. 4085. — A concurrent resolution expressing the Legislative Assembly's support for cardiopulmonary resuscitation training; urging statewide support for cardiopulmonary resuscitation training throughout North Dakota; requesting the State Department of Health and the Superintendent of Public Instruction to support such training; and urging certain communications with the American Heart Association Dakota Affiliate and the American Red Cross.

Was read the second time.

The question being on the final adoption of the resolution, as amended, Senate Concurrent Resolution No. 4085 was declared adopted on a voice vote.

Senator Lips moved that the amendments to House Bill No. 1003 recommended by the Committee on Appropriations and printed on

pages 1425, 1426 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1022 recommended by the Committee on Appropriations and printed on page 1427 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1023 recommended by the Committee on Appropriations and printed on pages 1427, 1428 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1024 recommended by the Committee on Appropriations and printed on page 1429 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1051 recommended by the Committee on Appropriations and printed on page 1430 of the Senate Journal be adopted, which motion prevailed.

Senator Goodman moved that consideration of the amendments to House Bill No. 1374 be laid over three legislative days, which motion prevailed.

Senator Lee moved that the amendments to House Bill No. 1444 recommended by the Committee on Natural Resources and printed on pages 1431, 1432 of the Senate Journal be adopted, which motion prevailed.

Senator Iszler moved that the amendments to House Bill No. 1464 recommended by the Committee on Agriculture and printed on pages 1432, 1433 of the Senate Journal be adopted, which motion prevailed.

Senator Lee moved that the amendments to House Bill No. 1489 recommended by the Committee on Natural Resources and printed on Pages 1433, 1434 of the Senate Journal be adopted, which motion prevailed.

Senator Lips moved that the amendments to House Bill No. 1648 recommended by the Committee on Appropriations and printed on pages 1435, 1436 of the Senate Journal be adopted, which motion prevailed.

Senator Lee moved that the amendments to House Concurrent Resolution No. 3072 recommended by the Committee on Natural Resources and printed on page 1436 of the Senate Journal be adopted, which motion prevailed.

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. 2382

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. 2239

ROY GILBREATH, Chief Clerk

HOUSE AMENDMENTS TO

SENATE BILL NO. 2239

On page 1, line 3, after the word "purposes" and before the period insert the words "and for coal used by the state and political subdivisions"

On page 1, line 10, after the word "PURPOSES" and before the period insert the words "AND BY THE STATE AND POLITICAL

SUBDIVISIONS", and after the word "used" insert the word "primarily"

On page 1, line 11, after the word "state" and before the period insert the words ", including the heating of buildings with steam created by the burning of coal, nor shall any severance tax be imposed on coal used by the state or any political subdivision of the state"

On page 1, line 13, delete the word "or" and insert in lieu thereof a comma

On page 1, line 14, after the word "buildings" insert the following: ", or for use by the state or any political subdivision of the state"

On page 1, line 15, after the word "purposes" and before the period insert the words "or by the state or any political subdivision", and after the word "person" insert the following: ", other than the state or a political subdivision of the state,"

On page 1, line 16, delete the words "coal for both heating a building and for any other" and insert in lieu thereof the words "the coal primarily for a purpose other than the heating of buildings or for the generation of electricity for multiple uses"

On page 1, line 17, delete the word "use"

And renumber the lines and pages accordingly

House Chamber

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

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. 4040

Senate Concurrent Resolution No. 4042

Senate Concurrent Resolution No. 4051

Senate Concurrent Resolution No. 4052

Senate Concurrent Resolution No. 4061

Senate Concurrent Resolution No. 4074

Which the Speaker has signed.

ROY GILBREATH, Chief Clerk

House Chamber

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

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

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

ROY GILBREATH, Chief Clerk

MOTIONS

Senator Nething moved that the Senate request from the House the return of House Bill No. 1218, which motion prevailed.

Senator H. Christensen moved that the Senate do not concur in the House amendments to Senate Bill No. 2078 as printed on page 1412 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A
CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2078:

Senator Holmberg
Senator Stenehjem
Senator Stromme

Senator Iszler moved that the Senate do not concur in the House amendments to Senate Bill No. 2214 as printed on page 1412 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A
CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2214:

Senator Albers
Senator Sorum
Senator Dotzenrod

Senator Reiten moved that the Senate do not concur in the House amendments to Senate Bill No. 2228 as printed on page 1393 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2228:

Senator Quail
Senator Mutch
Senator R. Christensen

Senator H. Christensen moved that the Senate do not concur in the House amendments to Senate Bill No. 2313 as printed on pages 1394 and 1395 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2313:

Senator Stenehjem
Senator Sorum
Senator Lashkowitz

Senator H. Christensen moved that the Senate do not concur in the House amendments to Senate Bill No. 2370 as printed on pages 1395 and 1396 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2370:

Senator Iszler
 Senator Sorum
 Senator Stromme

Senator Goodman moved that the Senate do not concur in the House amendments to Senate Bill No. 2428 as printed on pages 1396 and 1397 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2428:

Senator Wright
 Senator Goodman
 Senator Barth

Senator H. Christensen moved that the Senate do not concur in the House amendments to Senate Bill No. 2431 as printed on page 1397 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Bill No. 2431:

Senator Sorum
 Senator Holmberg
 Senator Stromme

Senator H. Christensen moved that the Senate do not concur in the House amendments to Senate Concurrent Resolution 4067 as printed on page 1398 of the Senate Journal, and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

The President appointed as a conference committee on Senate Concurrent Resolution No. 4067:

Senator Stenehjem
 Senator Iszler
 Senator Lashkowitz

MOTIONS

Senator H. Christensen moved that House Bills Nos. 1429, 1440, 1061, 1068 and 1572 be placed at the foot of the calendar, which motion prevailed.

Senator Lee moved that House Bill No. 1591 be laid over one legislative day, which motion prevailed.

Senator Iszler moved that House Bills Nos. 1306 and 1357 be placed at the foot of the calendar, which motion prevailed.

Senator Nething moved that House Bills Nos. 1424, 1473, 1504, 1542, 1632, HCR No. 3053, House Bills 1010, 1027, 1029, 1031, 1371, 1399, 1502, 1509, 1516, 1635 and HCR No. 3046 be placed at the head of the 14th Order of Business, which motion prevailed.

MESSAGE TO THE HOUSE

Senate Chamber

Mr. Speaker: I have the honor to inform you that the Senate respectfully requests the return of House Bill No. 1218.

Very respectfully,

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1424. — A Bill for an Act to amend and reenact section 57-52-04 of the North Dakota Century Code to provide a four-cent per

gallon tax on diesel fuel blended with recovered oil for the 1981-83 biennium.

Which has been read.

ROLL CALL

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

NORTH DAKOTA SENATE											
REGULAR SESSION						1981 LEGISLATURE					
ROLL CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROTBERG			● NELSON			● STREIBEL		
● ALBERS			● HANSON			● NETHING			● STROMME		
● BAKWELL			● HOLMBERG			● OLIN			● TALLACKSON		
● BARTH			● ISZLER			● PARKER			● TENNEFOS		
● BERUBE			● LASHKOWITZ			● PETERSON			● THANE		
● CHRISTENSEN, H. #5			● LEE			● QUAIL			● TIERNEY		
● CHRISTENSEN, R. #38			● LEIBHAN			● REDLIN			● TWETEN		
● CUSSONS			● LIPS			● REITEN			● VOSPER		
● DOTZENROD			● LODDEN			● ROEN			● WALSH		
● DYKSHOORN			● MELLAND			● SHABLOW			● WENSTROM		
● ERICKSON			● MOORE			● SOLBERG			● WRIGHT		
● FRITZELL			● MUTCH			● SORUM			MR. PRESIDENT		
● GOODMAN			● NAADEN			● STENEHJEM					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1424 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1473. — A Bill for an Act to amend and reenact sections 12.1-04-01, 27-20-02, and 27-20-09, and subsection 2 of section 27-20-16 of the North Dakota Century Code, relating to the jurisdiction of adult court over traffic offenses committed by a child.

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						1981 LEGISLATURE					
ROLL CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROTBERG			● NELSON			● STREIBEL		
● ALBERS			● HANSON			● NETHING			● STROMME		
● BAKWELL			● HOLMBERG			● OLIN			● TALLACKSON		
● BARTH			● ISZLER			● PARKER			● TENNEFOS		
● BERUBE			● LASHKOWITZ			● PETERSON			● THANE		
● CHRISTENSEN, H. #5			● LEE			● QUAIL			● TIERNEY		
● CHRISTENSEN, R. #38			● LEIBHAN			● REDLIN			● TWETEN		
● CUSSONS			● LIPS			● REITEN			● VOSPER		
● DOTZENROD			● LODDEN			● ROEN			● WALSH		
● DYKSHOORN			● MELLAND			● SHABLOW			● WENSTROM		
● ERICKSON			● MOORE			● SOLBERG			● WRIGHT		
● FRITZELL			● MUTCH			● SORUM			MR. PRESIDENT		
● GOODMAN			● NAADEN			● STENEHJEM					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1473 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1504. — A Bill for an Act to amend and reenact subsections 2, 4, 5, and 6 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of county officials.

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

So the bill passed and the title was agreed to.
 Senator Nething moved that the vote by which House Bill No. 1504 was passed, be reconsidered and the motion to reconsider be laid on the table.
 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. 2051
 Senate Bill No. 2069
 Senate Bill No. 2070
 Senate Bill No. 2090
 Senate Bill No. 2166
 Senate Bill No. 2282
 Senate Bill No. 2288
 Senate Bill No. 2325
 Senate Bill No. 2339
 Senate Bill No. 2349
 Senate Bill No. 2375
 Senate Bill No. 2383
 Senate Bill No. 2418
 Senate Bill No. 2429
 Senate Concurrent Resolution No. 4018

and find the same correctly } Enrolled

Stella H. Fritzell
 Stella Fritzell, chairman

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

SECOND READING OF HOUSE BILLS

House Bill No. 1542. — A Bill for an Act to amend and reenact subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to property tax exemptions for farm homes.
 Which 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		
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YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROTBERG			● NELSON			● STREIBEL		
● ALBERS			● HANSON			● NETHING			● STROMME		
● BAKEWELL			● HOLMBERG			● OLIN			● TALLACKSON		
● BARTH			● ISLER			● PARKER			● TENNEFOS		
● BERUBE			● LASHKOWITZ			● PETERSON			● THANE		
● CHRISTENSEN, H. #5			● LEE			● QUAIL			● TIERNEY		
● CHRISTENSEN, R. #36			● LEIBMAN			● REDLIN			● THETEN		
● CUSSONS			● LIPS			● REITEN			● VOSPER		
● DOTZENROD			● LODDEN			● ROEN			● WALSH		
● DYKSHOORN			● MELLAND			● SHABLOW			● WENSTROM		
● ERICKSON			● MOORE			● SOLBERG			● WRIGHT		
● FRITZELL			● MUTCH			● SORUM			MR. PRESIDENT		
● GOODMAN			● NAADEN			● STENEHJEM					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1542 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

- 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

_____ were delivered to the } Governor for his approval
 on March 17, 1981.

Stella H. Fritzell
 Stella Fritzell
 Chairperson
"BEST COPY AVAILABLE"

MESSAGE FROM THE HOUSE House Chamber

Mr. President: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

- Senate Bill No. 2049
- Senate Bill No. 2127
- Senate Bill No. 2158
- Senate Bill No. 2049
- Reps:
- Rep. Gunderson
- Rep. Whalan
- Rep. G. Pomeroy
- Senate Bill No. 2127
- Reps.:
- Rep. Vander Vorst
- Rep. Hedstrom
- Rep. Gerl
- Senate Bill No. 2158

Rep. Kloubec
Rep. Lang
Rep. Dotzenrod
Very respectfully,

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

House Bill No. 1632. — A Bill for an Act to amend and reenact section 43-34-02 of the North Dakota Century Code, relating to the composition of the state board of examiners for nursing home administrators, and to qualifications for licensure.

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 8, nays 42, absent and not voting 0.

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

House Bill No. 1632 was declared lost.

SECOND READING OF A
HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3053. — A concurrent resolution directing a Legislative Council study of the sentencing needs of the juvenile court, alternative placement needs of the State Youth Authority, and facility needs of the State Industrial School for the youthful offender who commits serious offenses or who commits repeated delinquent acts and the age and considerations for waiver from juvenile court to adult court.

Was read the second time

The question being on the final adoption of the resolution, as amended, House Concurrent Resolution No. 3053 was declared adopted on a voice vote.

Senator Nothing moved that the vote by which House Concurrent Resolution No. 3053 was adopted be reconsidered and the motion to reconsider be laid on the table.

SECOND READING OF HOUSE BILLS

House Bill No. 1010. — A Bill for an Act making an appropriation for defraying the expenses of the radio communications department of the state of North Dakota.

Which has been read.

ROLL CALL

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

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

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1010 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE TO THE HOUSE
Senate Chamber

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

House Bill No. 1512

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1027. — A Bill for an Act making an appropriation for defraying the expenses of the state historical board and international peace garden of the state of North Dakota; and declaring 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 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	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			● LODOEN			● ROEN			● WALSH		
● DYKSHOORN			● MELLAN			● SHABLOW			● WENSTROM		
● ERICKSON			● MOORE			● SOLBERG			● WRIGHT		
● FRITZELL			● MUTCH			● SORUM			MR. PRESIDENT		
● GOODMAN			● NAADEN			● STENEHJEM					

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

Senator Nething moved that the vote by which House Bill No. 1027 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1029. — A Bill for an Act making an appropriation for defraying the expenses of the soil conservation committee and soil conservation districts of the state of North Dakota.

Which has been read.

ROLL CALL

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

NORTH DAKOTA SENATE

REGULAR SESSION			ROLL-CALL						1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	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. JS			● LEIBHAN			● REDLIN			● TWETEN		
● CUSSONS			● LIPS			● REITEN			● VOSPER		
● DOTZENROD			● LODOEN			● ROEN			● WALSH		
● DYKSHOORN			● MELLAND			● SHABLOW			● WENSTROM		
● ERICKSON			● MOORE			● SOLBERG			● WRIGHT		
● FRITZELL			● MUTCH			● SORUM			● MR. PRESIDENT		
● GOODMAN			● NAADEH			● STENEHJEM					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1029 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1031. — A Bill for an Act making an appropriation for defraying the expenses of the water commission of the state of North Dakota.

Which has been read.

ROLL CALL

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

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

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1031 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MOTION

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

The Senate reconvened, with President Sands presiding.

REPORT OF PROCEDURAL COMMITTEE

The committee on Enrollment and Engrossment respectfully reports that:

- ~~Senate Concurrent Resolution No. 4040~~
- ~~Senate Concurrent Resolution No. 4042~~
- ~~Senate Concurrent Resolution No. 4051~~
- ~~Senate Concurrent Resolution No. 4052~~
- Senate Concurrent Resolution No. 4061
- Senate Concurrent Resolution No. 4074

were delivered to the } Secretary of State for his filing

on March 17, 1981
(date)

Stella H. Fritzell
Stella Fritzell
CLERK
"BY APPOINTMENT OF THE GOVERNOR"

SECOND READING OF HOUSE BILLS

House Bill No. 1371. — A Bill for an Act to amend and reenact subsection 2 of section 27-20-05 of the North Dakota Century Code, relating to salary and expenses of juvenile supervisors.

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 44, nays 4, absent and not voting 2.

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

So the bill passed and the title was agreed to.

Senator Nothing moved that the vote by which House Bill No. 1371 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGE FROM THE HOUSE

House Chamber

Mr. President: I have the honor to return House Bill No. 1218, which the Senate has requested.

Very respectfully,

ROY GILBREATH, Chief Clerk

MOTION

Senator Nothing moved that the Senate reconsider the action whereby House Bill No. 1218 lost, which motion prevailed.

Senator Nothing moved that House Bill No. 1218 be re-referred to the Committee on Judiciary, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1399. — A Bill for an Act to declare a state policy against discrimination on the basis of race, color, religion, national origin, sex, or marital status; to define a discriminatory practice for an employer, employment agency, labor organization, financial institution, or in advertising, housing practices, public accommodations, public services, and credit transactions; except from the definition of a discriminatory practice a security clearance, bona fide occupational qualification, bona fide seniority, merit, or other measuring system, physical examination and medical history, veterans rights, and other matters; and to provide procedures for enforcement by the attorney general.

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 36, nays 14, 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			● GROTBERG			● NELSON		●	● STREIBEL		
● ALBERS			● HANSON		●	● NETHING		●	● STROMME		
● BAKEWELL		●	● HOLMBERG			● OLIN		●	● TALLACKSON		
● BARTH			● ISZLER			● PARKER		●	● TENNEFOS		●
● BERUBE			● LASHKOWITZ			● PETERSON		●	● THANE		
● CHRISTENSEN, H 45			● LEE		●	● QUAIL		●	● TIERNEY		
● CHRISTENSEN, R 436		●	● LEIBHAN			● REDLIN		●	● TWETEN		●
● CUSONS			● LIPS			● REITEN		●	● VOSEPER		
● DOTZENROD			● LODOEN			● ROEN		●	● WALSH		
● DYKSHOORN			● WELAND		●	● SHABLOW		●	● WENSTROM		
● ERICKSON			● MOORE			● SOLBERG		●	● WRIGHT		
● FRITZELL			● NUTCH		●	● SORUM			● MR. PRESIDENT		
● GOODMAN		●	● NAADEN			● STENEHJEM					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1399 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1502. — A Bill for an Act to amend and reenact section 57-62-01, subsections 1 and 2 of section 57-62-02, sections 57-62-03, 57-62-04, 57-62-05, and 57-62-06 of the North Dakota Century Code, providing for an energy development impact office and changing the name and powers of the coal development impact office.

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									1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROTBERG			● NELSON		●	● STREIBEL		
● ALBERS			● HANSON		●	● NETHING		●	● STROMME		
● BAKEWELL			● HOLMBERG			● OLIN		●	● TALLACKSON		
● BARTH			● ISZLER			● PARKER		●	● TENNEFOS		
● BERUBE			● LASHKOWITZ			● PETERSON		●	● THANE		
● CHRISTENSEN, H 45			● LEE		●	● QUAIL		●	● TIERNEY		
● CHRISTENSEN, R 436			● LEIBHAN			● REDLIN		●	● TWETEN		
● CUSONS			● LIPS			● REITEN		●	● VOSEPER		
● DOTZENROD			● LODOEN			● ROEN		●	● WALSH		
● DYKSHOORN			● WELAND		●	● SHABLOW		●	● WENSTROM		
● ERICKSON			● MOORE			● SOLBERG		●	● WRIGHT		
● FRITZELL			● NUTCH			● SORUM			● MR. PRESIDENT		
● GOODMAN			● NAADEN			● STENEHJEM					

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1502 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

House Bill No. 1509. — A Bill for an Act to create a criminal justice training and statistics division within the office of attorney general; to provide for powers and duties of the division; to create a peace officer training and standards board and a criminal justice advisory board within the division; to require certification of law enforcement officers; to require training for state's attorneys, local correctional officers, sheriffs, peace officers and defense attorneys; to provide for

rulemaking power and an appeals procedure; to create a new section to chapter 39-03, relating to the provision of training at the law enforcement training center; to amend and reenact subsection 4 of section 12-44.1-04 of the North Dakota Century Code, relating to jail management training; and to repeal chapter 12-61 of the North Dakota Century Code, relating to the combined law enforcement council.

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 43, nays 6, 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		
● BAKWELL			● HOLMBERG			● OLIN			● TALLACKSON		
● BARTH	●		● ISZLER			● PARKER			● TENNEFOS		
● BERUBE	●		● LASHKOWITZ			● PETERSON			● THANE		
● CHRISTENSEN, H. #5			● LEE			● QUAIL			● TIERNEY		
● CHRISTENSEN, R. #34			● LEIBHAN			● REDLIN			● TWETEN		
● CUSSONS	●		● LIPS			● REITEN			● VOSPER		
● DOTZENROD			● LODOEN			● ROEN			● WALSH		
● DYKSHOORN			● MELLAND			● SHABLOW	●		● WENSTROM		
● ERIKSON			● MOORE			● SOLBERG			● WRIGHT		
● FRITZELL			● MUTCH	●		● SORUM			● MR. PRESIDENT		
● GOODMAN			● NAADEN			● STENEHJEM					

So the bill passed and the title was agreed to.

MESSAGES TO THE HOUSE

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. 2078
- Senate Bill No. 2214
- Senate Bill No. 2228
- Senate Bill No. 2313
- Senate Bill No. 2370

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

- Senate Bill No. 2078

Senators:

- Senator Holmberg
- Senator Stenehjem
- Senator Stromme
- Senate Bill No. 2214

Senators:

- Senator Albers
- Senator Sorum
- Senator Dotzenrod
- Senate Bill No. 2228

Senators:

- Senator Quail
- Senator Mutch
- Senator R. Christensen
- Senate Bill No. 2313

Senators:

- Senator Stenehjem
- Senator Sorum
- Senator Lashkowitz
- Senate Bill No. 2370

Senators:
Senator Iszler
Senator Sorum
Senator Stromme
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. 2428
- Senate Bill No. 2431
- Senate Concurrent Resolution No. 4067

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

- Senate Bill No. 2428
- Senators:
Senator Wright
Senator Goodman
Senator Barth
Senate Bill No. 2431

- Senators:
Senator Sorum
Senator Holmberg
Senator Stromme
Senate Concurrent Resolution No. 4067

Senators:
Senator Stenehjem
Senator Iszler
Senator Lashkowitz
Very respectfully,

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1516. — A Bill for an Act to create and enact chapter 12.1-27.2 of the North Dakota Century Code, relating to definitions, pandering of obscenity, wholesale pandering of obscenity, promoting or wholesale promoting of a sexual device, making obscene drawings, disseminating matter harmful to minors, unlawful exhibition or display of harmful materials to minors, unlawful exhibition of harmful performances at outdoor theaters, deception to obtain matter harmful to minors, compelling acceptance of objectionable materials, commercial nudity, sexual exploitation of children, presumption and evidence of knowledge, injunctive actions, jury instructions concerning evidence of pandering, exceptions to criminal liability, and legislative purpose and severability; and to repeal chapter 12.1-27.1 of the North Dakota Century Code, relating to obscenity control.

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 43, nays 7, absent and not voting 0.

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

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

So the bill passed and the title was agreed to.

Senator Nothing moved that the vote by which House Bill No. 1516 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

The Secretary announced that the President signed the following:

- Senate Bill No. 2056
- Senate Bill No. 2097
- Senate Bill No. 2193
- Senate Bill No. 2259
- Senate Bill No. 2261
- Senate Bill No. 2276
- Senate Bill No. 2281
- Senate Bill No. 2303

LEO LEIDHOLM, Secretary

MESSAGE TO THE HOUSE

Senate Chamber

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

- Senate Bill No. 2056
- Senate Bill No. 2097
- Senate Bill No. 2193
- Senate Bill No. 2259
- Senate Bill No. 2261
- Senate Bill No. 2276
- Senate Bill No. 2281
- Senate Bill No. 2303

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

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

House Bill No. 1635. — A Bill for an Act to provide counseling, guidance, job readiness training, and services for displaced homemakers; 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 42, nays 8, absent and not voting 0.

REGULAR SESSION									1981 LEGISLATURE		
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
• ADAMS			• GROTEBERG			NELSON			• STREIBEL		
• ALBERS	•		• HANSON			• NETHING			• STROMME		
• BAKEWELL			• HOLMBERG			• OLIN			• TALLACKSON		
• BARTH			• ISZLER	•		• PARKER			• TENNEFOS		
• BERUBE			• LASKOWITZ			• PETERSON			• THANE		
• CHRISTENSEN, H. #5			• LEE			• QUAIL		•	• TIERNEY		
• CHRISTENSEN, R. #36			• LEIBHAN			• REDLIN			• TWETEN		
• CUSSONS			• LIPS			• REITEN			• VOSPER		
• DOTZENROD			• LODDEN			• ROEN			• WALSH		
• DYKSHOORN			• MELLAND			• SHABLOW			• WENSTROM		
• ERICKSON			• MOORE	•		• SOLBERG			• WRIGHT		

• FRITZELL	MUTCH	•	• SORUM	MR. PRESIDENT
• GOODMAN	NAADEN	•	• STENEHJEM	

So the bill passed and the title was agreed to.

Senator Nething moved that the vote by which House Bill No. 1635 was passed, be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

MESSAGES FROM THE HOUSE
House Chamber

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

House Bill No. 1058

House Bill No. 1095

House Bill No. 1132

House Bill No. 1184

House Bill No. 1189

House Bill No. 1227

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

House Bill No. 1058

Reps.:

Rep. Rued

Rep. Peltier

Rep. B. Larson

House Bill No. 1095

Reps.:

Rep. A. Olson

Rep. Crabtree

Rep. Richard

House Bill No. 1132

Reps.:

Rep. A. Olson

Rep. Dagne Olsen

Rep. E. Pomeroy

House Bill No. 1184

Reps.:

Rep. Whalen

Rep. O. Hanson

Rep. G. Pomeroy

House Bill No. 1189

Reps.:

Rep. R. Anderson

Rep. Moum

Rep. Horgan

House Bill No. 1227

Reps.:

Rep. Knudson

Rep. Reiten

Rep. Hoffner

Very respectfully,

ROY GILBREATH, Chief Clerk

House Chamber

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

House Bill No. 1231

House Bill No. 1411

House Bill No. 1484

House Bill No. 1563

House Bill No. 1568

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

House Bill No. 1231

Reps.:

Rep. Dan Olson

Rep. Boyum

Rep. E. Pomeroy

House Bill No. 1411

Reps.:

Rep. Kretschmar

Rep. C. Anderson

Rep. Heigaard

House Bill No. 1484

Reps.:

Rep. Dietz

Rep. Goetz

Rep. Riehl

House Bill No. 1563

Reps.:

Rep. Black

Rep. Eagles

Rep. Mushik

House Bill No. 1568

Reps.:

Rep. Dietz

Rep. Metz

Rep. Dotzenrod

Very respectfully,

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3046. — A concurrent resolution directing the Legislative Council to study future higher education needs in North Dakota, including the feasibility and desirability of reorganizing the institutions of higher education in the state and alternative methods of financing community colleges.

Was read the second time.

The question being on the final adoption of the resolution, as amended, House Concurrent Resolution No. 3046 was declared lost on a voice vote.

MOTIONS

Senator Nething moved that House Bills Nos. 1060 and 1038 be moved to the foot of the calendar, which motion prevailed.

Senator Nelson moved that House Bill No. 1435 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1435. — A Bill for an Act to amend and reenact section 15-59-07, subsection 3 of section 25-04-05, and sections 25-04-05.2, 25-06-04, and 25-07-04 of the North Dakota Century Code, relating to transportation costs to and from state institutions.

Which has been read.

Senator Erickson moved that House Bill No. 1435 be amended as follows:

On page 2, line 11, after the word "furnished", insert the words "and reimbursed."

On page 2, line 17, after the word "for", insert the word "not", and delete the remainder of line 17.

On page 2, delete line 18.

On page 2, line 19, delete the words "reimbursement shall not be for".

On page 3, line 13, after the word "for", insert the word "not", and delete the remainder of line 13.

On page 3, delete line 14 through 15.

On page 3, line 16, delete the words "reimbursement shall not be for".

On page 4, line 1, after the word "for", insert the word "not" and delete the remainder of line 1.

On page 4, delete line 2 through 3.

On page 4, line 4, delete the words "be for".

On page 4, line 28, after the word "for", insert the word "not" and delete the remainder of line 28.

On page 4, delete line 29.

On page 4, line 30, delete the words "reimbursement shall not be for".

On page 5, line 24, after the word "for", insert the word "not" and delete the remainder of line 24.

On page 5, delete line 25.

On page 5, line 26, delete the words "applicant. The reimbursement shall not for".

And renumber the lines accordingly.

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

Senator Erickson moved that the rules be suspended, that House Bill No. 1435 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1435. — A Bill for an Act to amend and reenact section 15-59-07, subsection 3 of section 25-04-05, and sections 25-04-05.2, 25-06-04, and 25-07-04 of the North Dakota Century Code, relating to transportation costs to and from state institutions.

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 31, nays 19, absent and not voting 0.

NORTH DAKOTA SENATE											
ROLL CALL											
REGULAR SESSION						1981 LEGISLATURE					
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	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. AS		•	LEE		•	QUAIL		•	TIERNEY	
•	CHRISTENSEN, R. FW		•	LEIBMAN		•	REDLIN		•	TWETEN	
•	CUSSONS		•	LIPS		•	REITEN		•	VOSPER	
•	DOTZENROD		•	LODDEN		•	ROEN		•	WALSH	
•	DYKSHOORN		•	MELLAND		•	SHABLOW		•	WENSTROM	
•	ERICKSON		•	MOORE		•	SOLBERG		•	WRIGHT	
•	FRITZELL		•	MUTCH		•	SORUM		•	MR. PRESIDENT	
•	GOODMAN		•	NAADEN		•	STENEHJEM				

So the bill passed and the title was agreed to.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

House Concurrent Resolution No. 3035. — A concurrent resolution to repeal section 10 of article X of the Constitution of the State of North Dakota, previously designated as article 60 of the amendments to the Constitution prior to publication of the renumbered Constitution, relating to a one-mill levy on all taxable property within the State of North Dakota for the North Dakota state medical center at the university of North Dakota.

Was read the first time and referred to the committee on Constitutional Revision.

House Concurrent Resolution No. 3055. — A concurrent resolution to create a new article IV of the Constitution of the State of North Dakota, relating to the legislative assembly; to repeal the present article IV of the Constitution of the State of North Dakota, relating to the legislative assembly; and to provide an effective date.

STATEMENT OF INTENT

This amendment creates a new article to the constitution providing for a legislative assembly that consists of a senate and house of representatives and establishes terms of office and the number of allowable legislators in each house. Provides for qualifications of legislators, legislative district organization, and reorganization based on one-man one-vote principles, legislative procedures, and restrictions upon legislators serving in other state offices.

The amendment also repeals the present article IV of the Constitution of the State of North Dakota, and provides that these changes will take effect on December 1, 1984.

Was read the first time and referred to the committee on Constitutional Revision.

House Concurrent Resolution No. 3069. — A concurrent resolution for the amendment of section 1 of article IX of the Constitution of the State of North Dakota, relating to the deposit of bonus moneys received from mineral activities on common school lands in the appropriate permanent trust funds.

STATEMENT OF INTENT

The purpose of this amendment is to require any bonuses paid for mineral leases on state lands held in trust for the common schools or for state institutions to be deposited in the appropriate permanent trust funds.

Was read the first time and referred to the committee on Constitutional Revision.

Report of Standing Committee

Mr. President; Your Committee on Appropriations

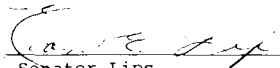
to whom was referred Senate Bill No. 2437

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


Senator Lips Chairman

Senate Bill No. 2437 was placed on the 11th

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

Mr. President: Your Committee on Finance and Taxation
to whom was referred Senate Bill No. 2439

Has had the same under consideration and recommends that the same

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


Senator Chuck Goodman Chairman

Senate Bill No. 2439 was placed on the eleventh

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

Mr. President: Your Committee on Social Services & Veterans Affairs
to whom was referred House Bill No. 1050

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, line 13, after the word "health", delete the words "responsible for licensing hospitals under"

On page 2, of the engrossed bill, line 14, delete the words "chapter 23-16"

And renumber the lines accordingly

And when so amended recommends the same do pass.


Senator Peterson Chairman

House Bill No. 1050 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 1 of the engrossed bill, line 3, after the word "classification" delete the comma and the words "encouraging qualified young"

On page 1 of the engrossed bill, delete lines 4, 5, and 6

On page 1 of the engrossed bill, line 7, delete the words "consider serving the public by seeking a judgeship "

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.

Har Christensen
Sen. H. Christensen Chairman

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 Natural Resources
to whom was referred House Bill No. 1190

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, delete everything after the words, "A BILL" and insert the following: "for an Act to amend and reenact section 20.1-03-12 and subsections 6 through 9 of section 20.1-03-12 of the North Dakota Century Code, relating to the schedule of fees for licenses and permits; and to provide an effective date.

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

SECTION 1. AMENDMENT. Section 20.1-03-12 of the 1979 Interim Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

JOURNAL OF THE SENATE

20.1-03-12. SCHEDULE OF FEES FOR LICENSES AND PERMITS.
The various license and permit fees shall be as follows:

1. For a resident, age nineteen and over small game hunting license, five six dollars, and for a resident, under the age of nineteen small game hunting license, three dollars.
2. For a nonresident small game hunting license, forty fifty dollars.
3. For a resident big game hunting license ten eighteen dollars.
4. For a nonresident big game hunting license sixty one hundred dollars, and for a nonresident bow license, thirty one hundred dollars.
5. For a resident fur-bearer license, five seven dollars.
6. ~~Repeated-by-S.L.T.-1977, ch. 207, § 4.~~
7. For a resident fishing license, five dollars, except that for a resident sixty-five years or over or a resident totally or permanently disabled, the license fee shall be one dollar.
8. 7. For a nonresident fishing license, ten dollars.
9. 8. For a nonresident short-term fishing license, two dollars.
10. 9. For a resident husband and wife fishing license, eight dollars.
11. 10. For a nonresident nongame hunting license, fifteen dollars.
12. 11. For resident and nonresident special permits to hunt deer in certain restricted areas, one dollar.
13. 12. For a wild turkey permit, three five dollars.
14. 13. For an annual general game license, one-dollar three dollars.
15. 14. For a permit to propagate and, domesticate or possess protected ~~birds-and-animals~~ wildlife, one-dollar five dollars.
16. 15. For a license to a nonresident buyer or shipper of green furs, or his agent, five hundred dollars.
17. 16. For a license to a resident buyer or shipper of green furs, five eight dollars for each place of business maintained by him within this state.
18. 17. For a license to a resident traveling agent, buyer, or shipper of green furs, ~~thirteen~~ twenty dollars.
19. 18. For an annual license to practice taxidermy, ~~two~~ four dollars.
20. 19. For a permit to ship, by a person having a resident hunting license, during the respective open seasons, not to exceed in any one season twenty-five game birds, to points within this state other than his home or to points outside of this state, ~~one-dollar~~ three dollars.
21. 20. For a permit to make collections of protected birds and animals for scientific purposes, ~~twenty-five-cents-~~ two dollars.

- 22- 21. For a permit to ship live protected birds or animals to points either within or outside this state, ~~one-dollar~~ two dollars per permit. A permit shall be attached to each shipment.
- 23- 22. For a motorboat certificate of number and license, ~~three-dollars~~ the following license fees shall be used: Each motorboat under sixteen feet in length, and all canoes, regardless of length, powered by a motor, six dollars. Each motorboat sixteen feet in length and over excluding canoes, fifteen dollars. It is the intent of the legislative assembly that the increase in motorboat license fees, as provided in this section, be used for providing matching funds for construction and installation of boat launching facilities.
- 24- 23. To operate watercraft used for hire, the following license fees shall apply for three years:
- Class 1. Each craft capable of carrying two adults of average weight, ~~one-dollar~~ six dollars.
 - Class 2. Each craft capable of carrying three adults of average weight, ~~one-dollar~~ six dollars.
 - Class 3. Each craft capable of carrying four adults of average weight, ~~one-dollar~~ six dollars.
 - Class 4. Each craft capable of carrying five adults of average weight, ~~one-dollar~~ six dollars.
 - Class 5. Each craft capable of carrying up to eight adults of average weight, ~~one-dollar~~ and fifty-cents nine dollars.
 - Class 6. Each craft capable of carrying up to ten adults of average weight, ~~two~~ twelve dollars.
 - Class 7. Each craft capable of carrying up to fifteen adults of average weight, ~~five~~ twenty-four dollars.
 - Class 8. Each craft capable of carrying sixteen or more adults of average weight, ~~ten~~ thirty dollars.
- 25- 24. For the taking of undesirable fish from the waters of this state pursuant to section 20.1-06-05, ~~five~~ six dollars for each hoop-net or trap, ~~one-dollar~~ two dollars for each setline, and ~~five~~ six dollars for each seine of fifty feet [15.24 meters] or any fraction thereof.
- 26- 25. For a license to erect, have and maintain on the ice in this state a fishhouse used or to be used to protect one while ice fishing or a dark house used or to be used for spearfishing, five dollars for each unit.
- 27- 26. For an annual license to peddle fish specics abounding in waters of this state, ~~one-dollar~~ three dollars.
- 28- 27. For an annual license to sell minnows or other live bait at wholesale, ~~twenty-five~~ thirty dollars.
- 29- 28. For an annual license to sell minnows or other live bait at retail, ~~five~~ eight dollars.
- 30- 29. For an annual license to operate a private fish hatchery, ~~twenty-five~~ thirty dollars.
- 31- 30. For a resident commercial frog license, fifty dollars.
- 31-1- 31. For a nonresident commercial frog license, two hundred dollars.
- 31-2. 32. For a resident frog license, three dollars.

~~31-3-~~ 33. For a resident husband and wife frog license, five dollars.

~~32-~~ 34. For a shooting preserve operating permit:

- a. One hundred dollars, if the shooting preserve consists of an area of six hundred forty acres [259 hectares] or less, or
- b. One hundred dollars, if the shooting preserve consists of an area of more than six hundred forty acres [259 hectares], plus fifty cents per acre [.40 hectare] for each acre [.40 hectare] over six hundred forty acres [259 hectares].

~~33-~~ 35. For an annual license to guide, one hundred dollars.

~~34-~~ 36. For a nonresident waterfowl hunting license ~~five~~ eight dollars.

The fees for these licenses and permits shall be deposited with the state treasurer and credited to the game and fish fund.

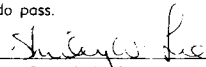
SECTION 2. AMENDMENT. Subsections 6 through 9 of section 20.1-03-12 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

- ~~-7-~~ For a resident fishing license, ~~five~~ six dollars; except that a resident sixty-five years or over or a resident totally or permanently disabled, the license fee shall be ~~one dollar-~~ two dollars.
- ~~8-~~ 7. For a nonresident fishing license, ~~ten~~ fifteen dollars.
- ~~9-~~ 8. For a nonresident short-term fishing license ~~two~~ four dollars.
- ~~10-~~ 9. For a resident husband and wife fishing license ~~eight-~~ ten dollars.

SECTION 3. EFFECTIVE DATE. Section 2 of this Act shall become effective on May 1, 1982."

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass.

 _____ Chairman
Senator) Lee

House Bill No. 1190 _____ 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. 1204

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 4, of the engrossed bill, line 18, after the word "dollars", insert the words "or such greater amount as federal regulations may specify"

On page 8, of the engrossed bill, line 29, after the word "beds", insert the words "by ten beds or ten percent, whichever is less in any two-year period"

On page 8, of the engrossed bill, line 30, after the word "categories" insert the words "by ten beds or ten percent, whichever is less in any two-year period"

On page 10, of the engrossed bill, line 16, after the word "the" delete the word "determination", and insert in lieu thereof the word "documentation"

On page 10, of the engrossed bill, line 19, after the word "council", insert the words "in its determination of need"

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


Senator Peterson Chairman

House Bill No. 1204 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. 1418

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

On page 1, of the engrossed bill, line 3, after the second comma insert the following: "25-12-02,"

On page 1, of the engrossed bill, line 13, after the first comma insert the following: "local mill levy for support of mental health and retardation service units,"

On page 1, of the engrossed bill, line 27, delete the following: "chapter 25-12 and", and after the second comma insert the following: "25-12-01, 25-12-02, 25-12-03, 25-12-04, 25-12-05,"

On page 3, of the engrossed bill, line 8, after the word "include" insert the following: "the state hospital,"

On page 3, of the engrossed bill, line 17, delete the words "and alcoholism and drug abuse"

On page 3, of the engrossed bill, line 18, delete the following: ", including the state hospital"

On page 3, of the engrossed bill, after line 24, insert the following new subdivision:

"e. Alcoholism and drug abuse division."

On page 4, of the engrossed bill, line 32, following the second "by", delete the words "and accountable to"

On page 4, of the engrossed bill, line 33, following the word "services", insert the following language "in consultation with the regional human service council. The regional director shall be accountable to the executive director"

On page 5, of the engrossed bill, line 18, after the word "possessing" insert the following: "a degree of doctor of psychiatry, when such an individual can be employed, and when this is not possible, an individual possessing"

- On page 7, of the engrossed bill, line 21, following the word "psychiatrist", delete the following ", who may also be the"
- On page 7, of the engrossed bill, delete all of line 22
- On page 7, of the engrossed bill, line 23, delete the word "divisio:"
- On page 8, of the engrossed bill, line 1, overstrike the hyphen and word "EXCEPTIONS"
- On page 8, of the engrossed bill, line 4, overstrike the language "However, if"
- On page 8, of the engrossed bill, line 5, overstrike the entire line
- On page 8, of the engrossed bill, line 6, overstrike the words "the expenses thereof," and on the same line delete the word "that", and overstrike the remainder of line
- On page 8, of the engrossed bill, line 7, overstrike the words "care and be provided with a special attendant in", and delete the word "a", and overstrike the word "manner"
- On page 8, of the engrossed bill, line 8, overstrike the words "as may be agreed upon by the superintendent. In" and delete the word "these"
- On page 8, of the engrossed bill, overstrike lines 9 through 11
- On page 8, of the engrossed bill, line 12, overstrike the words "portions or all of the expenses of", delete the word "that" and overstrike "patient and the"
- On page 8 of the engrossed bill, line 13, overstrike the words "superintendent shall cause the account of", delete the word "that", and overstrike "patient to"
- On page 8, of the engrossed bill, overstrike lines 14 and 15
- On page 8, of the engrossed bill, line 16, delete the words "departme of human services" and overstrike "for all money or property whi
- On page 8, of the engrossed bill, line 17, overstrike "shall come int delete "the superintendent's" and overstrike "hands for the purpose"
- On page 8, of the engrossed bill, overstrike lines 18 and 19
- On page 8, of the engrossed bill, line 23, overstrike the word "AND" and delete the word "ALCOHOLISM"
- On page 8, of the engrossed bill, line 24, delete the words "AND DRUG ABUSE"
- On page 8, of the engrossed bill, line 26, overstrike the word "and", and delete the words "alcoholism and"
- On page 8, of the engrossed bill, line 27, delete the words "drug abuse" and overstrike the comma
- On page 8, of the engrossed bill, line 30, delete the following words "the director of which shall be a certified"
- On page 8, of the engrossed bill, delete all of line 31
- On page 8, of the engrossed bill, line 32, delete the word "hospital" and overstrike the comma
- On page 9, of the engrossed bill, line 13, overstrike the following: ", mental retardation,"
- On page 9, of the engrossed bill, delete lines 16 through 18

On page 9 of the engrossed bill, after line 29, insert the following new section:

"SECTION 14. AMENDMENT. Section 25-12-02 of the 1979 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

25-12-02. LOCAL SUPPORT - LICENSING.

1. ~~A mental-health-and-retardation-service-unit comprising-only-one-political-subdivision-may receive-aid-from-such-political-subdivision-to the-extent-that-its-governing-body-agrees-to participate--If-a-mental-health-or-retardation service-unit-comprises regional human service center comprising more than one political sub-~~
~~division,-the-unit-shall may~~ receive aid from the political subdivisions in proportion to the assessed valuation of each political subdivision or in such other manner as their governing bodies shall agree.

2. The governing body of any such political subdivisions for the purpose of ~~operating,-maintaining,-or~~ participating in the operation and maintenance of mental health-and-retardation-service-units-or-providing such-services-by-contract-in-accordance-with-this chapter a regional human service center, may by resolution of the governing body thereof submit the question of the authorization of a tax upon all taxable property in the political subdivision of not to exceed three-quarters of one mill to the electorate of the political subdivision at any special or regular election. If such levy shall be approved by the majority of the electors voting thereon, a tax not in excess of that authorized may be levied by the governing body of the political subdivision for the purpose of providing services financial assistance as authorized in this chapter section. Such levy, when authorized, shall be over and above any mill levy limitation provided by law, provided, however, there shall not be more than one election per year on the mill levy.

~~3--The-mental-health-and-retardation-division-of-the state-department-of-health-is-hereby-authorized-to license-mental-health-and-retardation-service-units established-pursuant-to-this-chapter--The-division shall-promulgate-standards,-rules,-and-regulations~~

~~for-the-operation-of-the-mental-health-and-retardation-facilities-licensed-hereunder-in accordance-with-chapter-28-32-and-may,-in accordance-with-chapter-28-32,-suspend-the-license of-any-facility-which-does-not-remain-in-compliance-with-the-standards,-rules,-and-regulations so-promulgated--No-mental-health-and-retardation service-unit-may-operate-after-July-17-1975,-with-out-a-license-issued-hereunder."~~

On page 15, of the engrossed bill, line 13, overstrike the word "in"

On page 15, of the engrossed bill, line 14, overstrike the entire line

On page 15, of the engrossed bill, line 15, overstrike the word and comma "amended"

On page 20, of the engrossed bill, line 19, overstrike the numerals and comma "54-03-20.2"

On page 20, of the engrossed bill, line 20, overstrike the numerals and comma "54-42-01"

On page 21, of the engrossed bill, line 18, delete the letter and period "u", and overstrike the words "The merit system council" and the period.

On page 22 of the engrossed bill, line 10, delete the word "mental"

On page 22 of the engrossed bill, line 11, delete the words "health and"

On page 25 of the engrossed bill, line 13, delete the words "health and"

On page 27 of the engrossed bill, line 25, after the word "subdivision insert an underscored comma

On page 29 of the engrossed bill, line 13, delete the word "section" and insert in lieu thereof the word "sections"

On page 29 of the engrossed bill, line 14, delete the following: "chapter 25-12, and sections" and insert in lieu thereof the following: "25-12-01, 25-12-03, 25-12-04, 25-12-05,"

On page 29 of the engrossed bill, after line 16, insert the following new section:

"SECTION 38. DELAYED REPEAL. Section 25-12-02 of the North Dakota Century Code is repealed effective January 1, 1983, and the mill levy authorized thereunder shall not be levied for property tax years beginning on and after January 1, 1983."

And renumber the lines, sections, and pages accordingly

And when so amended recommends the same do pass

 Chairman
Senator Peterson

House Bill No. 1418 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. 1466

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

On page 1 of the engrossed bill, line 3, delete the word "management" and insert in lieu thereof the word "resource"

On page 1 of the engrossed bill, line 11, delete the numerals "200,000" and insert in lieu thereof the numerals "500,000"

On page 1 of the engrossed bill, line 12, delete the second comma and insert in lieu thereof the words "contract fund"

On page 1 of the engrossed bill, line 13, delete the word "management" and insert in lieu thereof the word "resource"

On page 1 of the engrossed bill, line 17, delete the word "management" and insert in lieu thereof the word "resource"

On page 1 of the engrossed bill, line 19, after the period insert the following: "A portion of the moneys appropriated herein shall be used to develop a priority list of projects, including preliminary engineering analysis and cost estimates, which are necessary to resolve the surface water management problems in the Red River watershed to the greatest extent possible. The priority list of projects shall be developed to provide a basis for future appropriations to the state water commission for cost sharing with the Red River joint water resource board for the construction of such projects. The funds herein appropriated shall not be expended until provisions for local funds from mill levies or assessments are made to match funds from this appropriation."

On page 1 of the engrossed bill, delete lines 20 through 28

On page 2 of the engrossed bill, delete lines 1 through 3

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment reduces the total appropriation in the bill from \$1 million to \$500,000. It is the purpose of this amendment to clearly express that a portion of the funds appropriated in this bill shall be used to develop a priority list of necessary projects to resolve surface water management problems in the Red River watershed, including the preliminary engineering analysis and cost estimates. This priority list can then be presented to future legislative assemblies for possible cost sharing with the Red River Joint Water Resource Board to construct such projects.

And when so amended recommends the same do pass

Carroll Lips

Senator Lips Chairman

House Bill No. 1466 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. 1520

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:

Carroll Lips

Senator Lips Chairman

House Bill No. 1520 was placed on the 14th

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. 1641

Has had the same under consideration and recommends that the same

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

be amended as follows:

- On page 1 of the engrossed bill, line 3, delete the following:
"; and to amend and reenact section 57-15-20 of the"
- On page 1 of the engrossed bill, delete line 4
- On page 1 of the engrossed bill, line 5, delete the word
"limitations"
- On page 1 of the engrossed bill, line 11, delete the words
"one-half" and insert in lieu thereof the word "one"
- On page 1 of the engrossed bill, line 13, after the numerals
"57-52" insert the following: "except on aviation gasoline,
jet motor fuel, and other motor fuel used by aircraft and
except as provided in sections 57-52-15 and 57-54-24. The
tax"; and also on line 13 delete "but"
- On page 1 of the engrossed bill, line 19, after the word "fuels"
insert the words "or special fuels"
- On page 2 of the engrossed bill, line 2, delete the word "several"
- On page 2 of the engrossed bill, delete lines 3 and 4 and insert
in lieu thereof the following: "based on the number of miles
of township roads in each county compared to the total number
of miles of township roads in the state"
- On page 2 of the engrossed bill, line 5, delete the words
"preceding quarter"
- On page 2 of the engrossed bill, line 10, delete the words "and
bridge"
- On page 2 of the engrossed bill, line 11, delete the words "and
bridge"
- On page 2 of the engrossed bill, line 18, delete the words "and
bridge"
- On page 2 of the engrossed bill, delete lines 19 through 30

and renumber the lines and pages accordingly

And when so amended recommends the same do pass.


Senator Chuck Goodman Chairman

House Bill No. 1641 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. 1653

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar
without recommendation

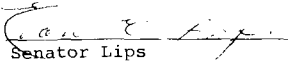
be amended as follows:

On page 1 of the engrossed bill, line 1, delete the words "to
create and enact a new section to chapter"

On page 1 of the engrossed bill, delete lines 2 and 3

- On page 1 of the engrossed bill, line 6, delete the semicolon and and words "; and to provide a contingent"
- On page 1 of the engrossed bill, line 7, delete the words "effective date"
- On page 1 of the engrossed bill, line 16, overstrike the words "twenty-one thousand" and immediately thereafter insert the words "twenty-six thousand two hundred"
- On page 1 of the engrossed bill, line 18, overstrike the words "twenty-one thousand five hundred" and immediately thereafter insert the words "twenty-six thousand eight hundred twenty-five"
- On page 1 of the engrossed bill, line 21, overstrike the words "twenty-two thousand eight hundred" and immediately thereafter insert the words "twenty-eight thousand four hundred forty-six"
- On page 1 of the engrossed bill, line 23, overstrike the words "twenty-seven thousand"
- On page 1 of the engrossed bill, line 24, overstrike the words "six hundred" and immediately thereafter insert the words "thirty-four thousand four hundred thirty-five"
- On page 2 of the engrossed bill, line 5, overstrike the words and comma "On July 1,", delete the numeral "1981", and overstrike the last comma
- On page 2 of the engrossed bill, overstrike line 6
- On page 2 of the engrossed bill, line 7, overstrike the words "jurisdiction shall be increased", and delete the word "nineteen"
- On page 2 of the engrossed bill, overstrike line 8
- On page 2 of the engrossed bill, line 9, overstrike the words and comma "actually being paid such judge as of June 30,", delete the numerals "1981", and overstrike the period and the word "On"
- On page 2 of the engrossed bill, line 10, overstrike the words and comma "July 1,", delete the numerals "1982", and overstrike the comma and words ", the salary of each judge of a county court"
- On page 2 of the engrossed bill, line 11, overstrike the words "of increased jurisdiction shall be increased"
- On page 2 of the engrossed bill, line 12, delete the word "eight", and overstrike the words "percent over the total base salary and discretionary"
- On page 2 of the engrossed bill, line 13, overstrike the words and comma "increase actually being paid such judge as of June 30,"
- On page 2 of the engrossed bill, delete lines 14 through 32
- And renumber the lines and pages accordingly

And when so amended recommends the same do pass.

 Chairman
 Senator Lips

House _____ Bill No. 1653 was placed on the 6th _____

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

Mr. PRESIDENT _____ Your Committee on JOINT CONSTITUTIONAL REVISION
 to whom was referred HOUSE CONCURRENT RESOLUTION No. 3035

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:

As amended by the joint committee and adopted by the house

Wenstrom Co-Chairman *Swiontek* Co-Chairman
 HOUSE Sen. Wenstrom Rep. Swiontek
 CONCURRENT RESOLUTION No. 3035 was placed on the 14th

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

Mr. PRESIDENT: Your Committee on JOINT CONSTITUTIONAL REVISION
 HOUSE CONCURRENT
 to whom was referred RESOLUTION No. 3055

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:

As amended by the joint committee and adopted by the house

Wenstrom Co-Chairman *Swiontek* Co-Chairman
 HOUSE Sen. Wenstrom Rep. Swiontek
 CONCURRENT RESOLUTION No. 3055 was placed on the 14th

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

Mr. PRESIDENT: Your Committee on JOINT CONSTITUTIONAL REVISION
 HOUSE CONCURRENT
 to whom was referred RESOLUTION No. 3069

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:

As amended by the joint committee and adopted by the house

Wenstrom Co-Chairman *Swiontek* Co-Chairman
 HOUSE Sen. Wenstrom Rep. Swiontek
 CONCURRENT RESOLUTION No. 3069 was placed on the 14th

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

TUESDAY, MARCH 17, 1981

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MESSAGE FROM THE HOUSE

House Chamber

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

House Bill No. 1262

House Bill No. 1410

House Bill No. 1562

House Bill No. 1645

House Bill No. 1655

House Concurrent Resolution No. 3018

House Concurrent Resolution No. 3022

House Concurrent Resolution No. 3029

House Concurrent Resolution No. 3037

House Concurrent Resolution No. 3038

House Concurrent Resolution No. 3059

House Concurrent Resolution No. 3064

House Concurrent Resolution No. 3070

House Concurrent Resolution No. 3071

House Concurrent Resolution No. 3076

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

ROY GILBREATH, Chief Clerk

Senator Nething moved that the the conclusion of the 13th Order of Business, the 5th Order of Business and after the reading of Senate Bills Nos. 2253, 2437, 2439, House Bills Nos. 1003, 1022, 1023, 1024, 1051, 1072, 1444, 1464, 1489, 1520, 1591, 1648, HCR's 3035, 3055, 3069 and 3072, the Senate adjourn and convene at 9:00 a.m., Wednesday, March 18, 1981, which motion prevailed.

LEO LEIDHOLM, Secretary