

SIXTY-THIRD DAY

Bismarck, November 18, 1981

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

The prayer was offered by Rev. Douglas Roberts, Pastor, United Church of Christ, Bismarck.

O most Holy God, be present unto those gathered here. Help them to acknowledge by all they do and say that they are Your people. With patience and trust in You, help these leaders to build together with justice and mercy a better state, that the people You have given them to represent may be well served by their having met. Strengthen them now in body and spirit to do the work that is before them. Amen.

ROLL CALL

The roll was called and all members were present except Senators Dotzenrod, Roen and Vosper.

A quorum was declared by the President.

REPORT OF PROCEDURAL COMMITTEES

MR. PRESIDENT:

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

Senate Bill No. 2440

and find the same correctly

{ Engrossed

Chairman

Senator Moore

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

Mr. President : Your Procedural Committee on Rules

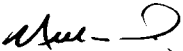
recommends the following amendments to the Senate Rules:

In Rule 501, subsection "c" delete the numeral "7" and insert the numeral "6"

In Rule 501, subsection "f" delete the numeral "7" and insert the numeral "8"

In Rule 501, subsection "h" delete the numeral "7" and insert the numeral "8"

In Rule 501, subsection "i" delete the numeral "7" and insert the numeral "6"


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

Mr. President : Your Procedural Committee on Committees has met on the Standing Committees and make the following recommendations:

Committee on Education, delete the name "Tierney"
 Committee on Finance and Taxation, delete the name "Shablow"
 and insert the name "Heigaard"
 Committee on State and Federal Government, add the name "Heinrich"
 Committee on Natural Resources, add the name "Heinrich"
 Committee on Political Subdivisions, delete the names "Tierney"
 and "Shablow" and insert the name "Heigaard"


 Senator Nething moved that the report be adopted,

MOTION

Senator Redlin requested that the question be divided on the motion to adopt the committee report, that lines 2, 3, 5, 6 and 7 be voted upon separately from lines 1 and 4, which request was granted.

The question being on the motion to adopt lines 2, 3, 5, 6 and 7 of the committee report, the motion was adopted on a voice vote.

Senator Redlin moved that the procedural committee report be amended as follows:

On Line 1, add the words "and add the name Heinrich," and delete line 4.

Senator Redlin moved that the amendment be adopted.

POINT OF PERSONAL PRIVILEGE

Senator Redlin: Mr. President, I rise on a point of personal privilege and request my remarks be printed in the Journal.

I believe that the new senator from District 32 brings a wealth of experience, knowledge and professional training that equips the senator from District 32 to make a valuable contribution to the deliberations and decisions of the Education Committee.

Therefore, I am proposing an amendment which places the senator on the Education Committee and deletes the suggestion that the senator be appointed to the State and Federal Committee.

This body has just appointed the senator from District 10 to both of the committee spots formerly occupied by his predecessor, the late esteemed Senator Shablow.

I believe the constituents who elected the senator from District 32 fully expected that she would be appointed to serve as a member of the Education Committee of this body.

My hope is that the Senate will see fit to adopt this amendment to this report and recognize the desirability of placing a professional educator, with recent classroom experience, as one member of the Education Committee, precisely as they did when they placed this senator's predecessor on that committee.

Reducing this committee to only 6 members with the importance it occupies in state government is a move in the wrong direction, I believe.

Party membership ratios on committees have been transgressed before and I believe that party ratio should not be the overriding factor in this appointment.

I urge the Senate to adopt this amendment to the report of the Committee on Committees.

POINT OF PERSONAL PRIVILEGE

Senator Nething: Mr. President I rise on a point of personal privilege and request my remarks be printed in the Journal. Mr. President, ladies and gentlemen of the Senate, I resist the amendment, I recognize that the Minority party has close tie with the special interest group, and the special interest group is very very desirous of having the member from the 32nd District placed on the Education Committee. Mr. President, ladies and gentlemen of the Senate, I don't think we can make the assignments based on the preference of interest groups. I think we have to make the assignments based on proper concern for the interests of the Senate workload and a proper breakdown of the division within the Minority and Majority and we have always tried to do that. Now I think it's only fair for this body to know that the Minority members on the Education Committee, neither of them have suggested to me that they be replaced in order to retain that balance. Since that is not the case I think it is important then that we retain that balance and it is that type of precedent, I think that's important to the Minority party and we have honored that. Mr. President, ladies and gentlemen of the Senate, committee assignments do not belong to legislative districts because if they did it would be simply easy for the Minority leader and myself to say, "Well you take us because we from those various districts are entitled to it". That's not the case. I think the committee assignments are based on the considerations and needs of the body and I think the recommendation that we have made will adequately support that. We have people in this body, for example, because of their experiences might well be on the Industry, Business and Labor Committee and yet they serve on other committees. We have people because of their background that maybe should be on the Agriculture Committee but they serve on other committees. The same thing with the Judiciary Committee, but they serve on other committees, so it seems to me that the criteria must be fair balance between the Minority and Majority party and the needs of the Senate, and it is within that criteria that we must work and it is for those reasons that I ask that you not support this amendment.

POINT OF PERSONAL PRIVILEGE

Senator Barth: Mr. President, I rise on a point of personal privilege and request my remarks be printed in the Journal. I wonder whether the Majority leader did not overplay his role as a leader when he accused the Minority of wanting a particular person placed on a committee because that particular interest group favors a special interest. I do believe that it is presumptuous and should in all sincerity be stricken from the record. I think that it is very derogatory and I

resent those remarks being made in relation to the Minority party. But I do think that the Senator made a point when he said that the committee assignments are not based on districts or special interests. I would then question after being a member for 12 years in the North Dakota Senate, why the Appropriations Committee so to speak represented in all cases, has one member that has within it a state supported institution, so the Majority party really has not lived up to what the Majority leader has just tried to tell us as members of the Senate, so I would just want this to be made known to the Senate and I would want the record to show that the remarks of the Majority leader were not really in line with what has really happened.

POINT OF PERSONAL PRIVILEGE

Senator Nething: Mr. President, I think that all we can do is speak from our understanding and what the facts are and if someone is offended by them then it shouldn't be the speaking to them that would offend them but the facts themselves that are offensive. Insofar as the Appropriations Committee is concerned I think we do have adequate balance, I think we have attempted to honor the interest of the individuals. I think of three members for example who have no institution in their back yard nor do they have a higher education institution there and I don't ever recall the Senator from District 35 raising this question or indicating to us that we are treating the Minority wrongly in that respect. We did in fact attempt to honor their requests and I don't recall any members in the Minority ever being grieved because they were not placed on that committee in view of the vacancies that were available.

MOTION

Senator Nething requested a recorded roll call vote on the motion to adopt the amendments proposed by Senator Redlin, which request was granted.

ROLL CALL

The question being on the motion to adopt the amendments to the procedural committee report as proposed by Senator Redlin, the roll was called, and there were ayes, 11; nays, 38; 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			GROETBERG			MUTCH			STENEHJEM		
ALBERS			HANSON		•	NAADEN			STREIBEL		
BAKEWELL		•	HEIGAARD			NELSON		•	STROMME		
• BARTH			HEINRICH			NETHING			TALLACKSON		
• BERUBE			HOINBERG		•	OLIN		•	TENNEFOS		•
CHRISTENSEN, H #5		•	IZLER		•	PARKER		•	THANE		•
CHRISTENSEN, R #W		•	LASHKOWITZ			PETERSON		•	TWETEN		•
CUSSONS		•	LEE		•	QUAIL		•	VOSPER		•
• DOTZENROD			LEIBHAN		•	REDLIN		•	WALSH		•
DYKSHOORN		•	LIPS			REITEN		•	WENSTROM		•
ERICKSON		•	LODGEN			ROEN		•	WRIGHT		•
FRITZELL		•	MELLAND		•	SOLBERG		•	MR. PRESIDENT		
GOODMAN		•	MOORE		•	SORUM		•			

The proposed amendments were declared lost.

Senator Nething moved that lines 1 and 4 of the committee report be adopted, which motion prevailed.

Senator Nething moved that the Senate stand in recess until 1:30 p.m., which motion prevailed.

The Senate reconvened, with President Sands presiding.

MESSAGES FROM THE HOUSE House Chamber

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

House Concurrent Resolution No. 3087.

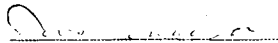
ROY GILBREATH, Chief Clerk
return herewith the following,

Mr. President: I have the honor to
which the House has passed unchanged:
Senate Bill No. 2440.

ROY GILBREATH, Chief Clerk

Correction and Revision of The Journal

Mr. President: Your Committee on Revision and Correction of the
Journal has carefully examined the Journal of the Sixty-second day and
finds the same to be correct.


SENATOR TENEFOS Chairman

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

MOTION

Senator Nething moved that the Senate resolve itself into a
confirmation session, which motion prevailed.

REPORT OF SELECT COMMITTEES

Mr. President: Your Select Committee appointed to
consider the nomination for Commissioner of Banking and Financial
Institutions recommends that the Senate do advise and consent to
the appointment of:

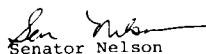
Mr. Leland M. Stenehjem, Jr., Fargo


Senator Reiten
Chairman

Senator Reiten moved that the report be adopted, which motion
prevailed

Mr. President: Your Select Committee appointed to
consider the nomination for membership on the State Board of Higher
Education recommends that the Senate do advise and consent to the
appointment of:

Dr. Tyrone Langager, Minot


Senator Nelson
Chairman

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

MOTION

Senator Nething moved that the Senate dissolve itself from the confirmation session, which motion prevailed.

FIRST READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3087. — A Concurrent Resolution providing and designating House and Senate employees during the continued Forty-seventh Legislative Assembly and authorizing their compensation; and authorizing employment and compensation of any needed additional employees.

Senator Thane moved that the rules be suspended, that House Concurrent Resolution No. 3087 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. 3087. — A Concurrent Resolution providing and designating House and Senate employees during the continued Forty-seventh Legislative Assembly and authorizing their compensation; and authorizing employment and compensation of any needed additional employees.

Was read the second time.

ROLL CALL

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

NORTH DAKOTA SENATE											
REGULAR SESSION						1987 LEGISLATURE					
ROLL-CALL											
YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS	YEAS	N-V	NAYS
● ADAMS			● GROETBERG			● MUTCH			● STENERJEM		
● ALBERS			● HANSON			● NAASON			● STREIBEL		
● BAKEWELL			● HEGARD			● NELSON			● STROMME		
● BARTH			● HEINRICH			● NETHING			● TALACKSON		
● BERUBE			● HOLMBERG			● OLIN			● TENNEFOS		
● CHRISTENSEN, H. #5			● ISZLER			● PARKER			● THANE		
● CHRISTENSEN, R. #36			● LASHKOWITZ			● PETERSON			● TWETEN		
● CUSSONS			● LEE			● QUAIL			● VOSPER		
● DOTZENROD			● LEIBHAN			● REDLIN			● WALSH		
● DYKSHORN			● LIPS			● REITEN			● WENSTROM		
● ERICKSON			● LODDEN			● ROEN			● WRIGHT		
● FRITZELL			● MELLAND			● SOLBERG			MR. PRESIDENT		
● GOODMAN			● MOORE			● SORUM					

House Concurrent Resolution No. 3087 was declared adopted.

Report of Standing Committee

Mr. PRESIDENT Your Committee on APPROPRIATIONS
 to whom was referred HOUSE Bill No. 1670

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 13, delete the numerals "12,589" and insert in lieu thereof the numerals "10,571"
- On page 1, line 14, delete the numerals "114,330" and insert in lieu thereof the numerals "87,122"
- On page 1, line 15, delete the numerals "126,919" and insert in lieu thereof the numerals "97,693"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The salaries and wages line item is reduced by \$2,018 and the operating expenses line item is reduced by \$27,208, for a total reduction of \$29,226. The bill as amended provides for one day of travel to the legislative session, three days of a reconvened session, and for one additional day of reconvened session including return travel.

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

Evan E. Lips Chairman
Sen. Evan Lips

HOUSE Bill No. 1670 was placed on the 6th

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

Senator Lips moved that the rules be suspended, that House Bill No. 1670 be placed on the 6th Order of Business at this time, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Lips moved that the rules be suspended, that the amendments to House Bill No. 1670 as recommended by the Committee on Appropriations be adopted, which motion prevailed.

Senator Lips moved that the rules be suspended, that House Bill No. 1670 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILL

House Bill No. 1670. — A Bill for an Act to appropriate money for the expenses of the legislative branch of government for the reconvened forty-seventh legislative assembly; 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, 50; nays, 0; absent and not voting, 0.

REGULAR SESSION			NORTH DAKOTA SENATE						1981 LEGISLATURE		
YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS	YEAS	N.V.	NAYS
• ADAMS			• GROETBERG			• MUTCH			• STENEMJEM		
• ALBERS			• HANSON			• NAEDEN			• STREIBEL		
• BAKEWELL			• HEIGAARD			• NELSON			• STROMME		
• BARTH			• HEINRICH			• NETHING			• TALLACKSON		
• BERUBE			• HOLMBERG			• OLIN			• TENNEFOS		
• CHRISTENSEN H #5			• ISZLER			• PARKER			• THANE		
• CHRISTENSEN R #36			• LASHKOWITZ			• PETERSON			• TWETEN		
• CUSONS			• LEE			• QUAIL			• VOSPER		
• DOTZENROD			• LEIBHAN			• REDJIN			• WALSH		
• DYKSKOORN			• LIPS			• RETEN			• WENSTROM		
• ERICKSON			• LODDEN			• ROEN			• WRIGHT		
• FRITZELL			• MELLAND			• SOLBERG			• MR PRESIDENT		
• GOODMAN			• MOORE			• SORUM					

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

Senator Nothing moved that the vote by which House Bill No. 1670 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Report of Standing Committee

• ADAMS	• GROTBERG	• MUTCH	• STENEHJEM
• ALBERS	• HANSON	• NAADEN	• STREIBEL
• BAKEWELL	• HEIGAARD	• NELSON	• STROMME
• BARTH	• HEINRICH	• NETHING	• TALLACKSON
• BERUBE	• HOLMBERG	• OLIN	• TENNEFOS
• CHRISTENSEN, H. #5	• ISLER	• PARKER	• THANE
• CHRISTENSEN, R. #36	• LASHKOWITZ	• PETERSON	• TWETEN
• CUSSONS	• LEE	• QUAIL	• VOSPER
• DOTZENROD	• LEIBMAN	• REDLIN	• WALSH
• DYKSHOORN	• LIPS	• REITEN	• WENSTROM
• ERICKSON	• LODDEN	• ROEN	• WRIGHT
• FRITZELL	• MELLAND	• SOLBERG	• MR. PRESIDENT
• GOODMAN	• MOORE	• SORUM	

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

Senator Nething moved that the vote by which House Bill No. 1671 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Report of Standing Committee

Mr. PRESIDENT Your Committee on FINANCE & TAXATION
 to whom was referred HOUSE Bill No. 1672
 Has had the same under consideration and recommends that the same
 do pass do not pass be placed on calendar
 without recommendation

be amended as follows:

On page 3, line 34, delete the numerals and word "1981 and 1982" and insert in lieu thereof the numerals and word "1982 and 1983"

On page 3, line 35, after the period delete the remainder of the line

On page 4, delete lines 1 through 3

And renumber the lines and pages accordingly

And when so amended recommends the same do pass.


 Sen. Goodman Chairman

HOUSE Bill No. 1672 was placed on the 6th

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

MOTION

Senator Moore moved that the rules be suspended, that House Bill No. 1672 be placed on the 6th Order of Business at this time, which motion prevailed.

CONSIDERATION OF AMENDMENTS

Senator Moore moved that the amendments to House Bill No. 1672 as recommended by the Committee on Finance and Taxation be adopted, which motion prevailed.

Senator Moore moved that the rules be suspended, that House Bill No. 1672 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

House Bill No. 1672. — A Bill for an Act to amend and reenact section 57-02-27.2 of the North Dakota Century Code, relating to the valuation and assessment of agricultural lands; to provide an effective date; and to declare an emergency.

Which has been read.

Senator Barth moved that House Bill No. 1672 be amended as follows:

On page 1, line 25, overstrike the word "fifty" and immediately thereafter insert the word "forty". And renumber the lines accordingly.

Senator Barth moved that the proposed amendment be adopted.

ROLL CALL

Senator Barth requested a recorded roll call vote on the motion to adopt the amendments to House Bill No. 1672, the roll was called and there were ayes, 19; nays, 31; 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	
		●	●	GROETBERG		●	MUTCH	●	STENEHJEM
●	ALBERS		●	HANSON	●	●	NAADEN	●	STREIBEL
●	BAKEWELL	●	●	HEIGAARD		●	NELSON	●	STROMME
●	BARTH		●	HEINRICH		●	NETHING	●	TALLACKSON
●	BERUBE		●	HOLMBERG	●	●	OLIN	●	TENNEFOS
●	CHRISTENSEN, H #5		●	ISZLER		●	PARKER	●	THANE
●	CHRISTENSEN, R #36		●	LASHKOWITZ		●	PETERSON	●	TWETEN
●	CUSONS	●	●	LEE		●	QUAIL	●	VOSPER
●	DOTZENROD		●	LEIBHAN	●	●	REDLIN	●	WALSH
●	DYKSHOORN		●	LIPS	●	●	REITEN	●	WENSTROM
●	ERICKSON	●	●	LODDEN	●	●	ROEN	●	WRIGHT
●	FRITZELL	●	●	MELLAND	●	●	SOLBERG	●	MR. PRESIDENT
●	GOODMAN	●	●	MOORE	●	●	SORUM		

The proposed amendment to House Bill No. 1672 lost.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were ayes, 41; nays, 9, 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		●	MUTCH	●	STENEHJEM
●	ALBERS		●	HANSON	●	●	NAADEN	●	STREIBEL
●	BAKEWELL	●	●	HEIGAARD		●	NELSON	●	STROMME
●	BARTH		●	HEINRICH	●	●	NETHING	●	TALLACKSON
●	BERUBE		●	HOLMBERG		●	OLIN	●	TENNEFOS
●	CHRISTENSEN, H #5		●	ISZLER	●	●	PARKER	●	THANE
●	CHRISTENSEN, R #36	●	●	LASHKOWITZ		●	PETERSON	●	TWETEN
●	CUSONS		●	LEE		●	QUAIL	●	VOSPER
●	DOTZENROD		●	LEIBHAN		●	REDLIN	●	WALSH
●	DYKSHOORN		●	LIPS		●	REITEN	●	WENSTROM
●	ERICKSON	●	●	LODDEN		●	ROEN	●	WRIGHT
●	FRITZELL	●	●	MELLAND		●	SOLBERG	●	MR. PRESIDENT
●	GOODMAN		●	MOORE		●	SORUM		

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

Senator Nething moved that the vote by which House Bill No. 1672 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 transmit herewith the following, which the House has passed and your favorable consideration is requested on:

House Bill No. 1675

ROY GILBREATH, Chief Clerk

Report of Standing Committee

Mr. PRESIDENT : Your Committee on FINANCE & TAXATION

to whom was referred HOUSE Bill No. 1673

Has had the same under consideration and recommends that the same

do pass do not pass be placed on calendar without recommendation

be amended as follows:

Sen. Goodman
Sen. Goodman Chairman

HOUSE Bill No. 1673 was placed on the 14th

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

MOTION

Senator Adams moved that the rules be suspended, that House Bill No. 1673 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILL

House Bill No. 1673. — A Bill for an Act to amend and reenact section 57-50-01 of the North Dakota Century Code, relating to nonrefunded motor vehicle fuel and special fuel tax distributions to townships; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were ayes, 49; nays, 1; 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			● MUTCH			● STENEHJEM								
● ALBERS			● HANSON			● NAADEN			● STREIBEL								
● BAKWELL			● HEIGAARD			● NELSON			● STROMME								
● BARTH			● HEINRICH			● NETHING			● TALLACKSON								
● BERUBE			● HOLMBERG			● OLIN			● TENNEFOS								
● CHRISTENSEN, H. #5			● ISLER			● PARKER			● THANE								
● CHRISTENSEN, R. #26			● LASHKOWITZ		●	● PETERSON			● TWETEN								
● CUSSONS			● LEE			● QUAIL			● VOSPER								
● DOTZENROD			● LEIBHAN			● REDLIN			● WALSH								
● DYKSHOORN			● LIPS			● REITEN			● WENSTROM								
● ERICKSON			● LODDOEN			● ROEN			● WRIGHT								
● FRITZELL			● MELLAND			● SOLBERG			MR. PRESIDENT								
● GOODMAN			● MOORE			● SORUM											

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

Senator Nething moved that the vote by which House Bill No. 1673 was passed be reconsidered and the motion to reconsider be laid on the table.

Which motion prevailed.

Report of Standing Committee

Mr. PRESIDENT : Your Committee on FINANCE & TAXATION

to whom was referred HOUSE Bill No. 1674

Has had the same under consideration and recommends that the same

[X] do pass [] do not pass [] be placed on calendar without recommendation [] be amended as follows:

Sen. Goodman Chairman

HOUSE Bill No. 1674 was placed on the 14th

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

MOTION

Senator Wright moved that the rules be suspended, that House Bill No. 1674 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILL

House Bill No. 1674. - A Bill for an Act to create and enact a new subsection to section 57-02-01 of the North Dakota Century Code, relating to the definition of assessed valuation; to amend and reenact subsection 2 of section 15-60-03, subsection 4 of section 21-03-01, sections 57-02-27, 57-02-28, and 57-55-04 of the North Dakota Century Code, relating to the value of property for purposes of taxation and for determining indebtedness limitations of political subdivisions, the basis for the computation of taxes, and the taxation of mobile homes; to provide an effective date; to provide limitations; and to declare an emergency.

Which has been read.

ROLL CALL

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

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

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

Senator Nething moved that the vote by which House Bill No. 1674 was passed be reconsidered and the motion to reconsider be laid on the table.

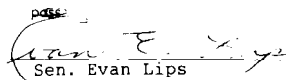
Which motion prevailed.

Report of Standing Committee

Mr. PRESIDENT Your Committee on APPROPRIATIONS RESOLUTION to whom was referred HOUSE CONCURRENT No. 3085

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:

passed

 Chairman
 Sen. Evan Lips

HCR _____ No. 3085 _____ was placed on the _____ 14th _____

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

MOTION

Senator Melland moved that the rules be suspended that House Concurrent Resolution No. 3085 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

House Concurrent Resolution No. 3085. — A concurrent resolution authorizing the Budget Section of the Legislative Council to hold required legislative hearings on state plans for the receipt and expenditure of block grants under the Omnibus Budget Reconciliation Act of 1981 as passed by Congress in July 1981.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were yeas, 49; nays, 1; 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			• MUTCH			• STENEHJEM		
• ALBERS			• HANSON			• NAADEN			• STREIBEL		
• BAKEWELL			• HEIGAARD			• NELSON			• STROMME		
• BARTH			• HEINRICH		•	• NETHING			• TALLACKSON		
• BERUBE			• HOLMBERG			• OLIN			• TENNEFOS		
• CHRISTENSEN H #5			• ISZLER			• PARKER			• THANE		
• CHRISTENSEN R #34			• LASHKOWITZ			• PETERSON			• TWETEN		
• CUSSONS			• LEE			• QUAIL			• VOSPER		
• DOTENROD			• LEIBHAN			• REDLIN			• WALSH		
• DYKSHOORN			• LIPS			• REITEN			• WENSTROM		
• ERICKSON			• LODOEN			• ROEN			• WRIGHT		
• FRITZELL			• MELLAND			• SOLBERG			• MR. PRESIDENT		
• GOODMAN			• MOORE			• SORUM					

House Concurrent Resolution No. 3085 was declared adopted.

MOTIONS

Senator Nething moved that House Bills Nos. 1670, 1671, 1672, 1673 and 1674 be messaged to the House immediately, which motion prevailed.

Senator Nething moved that the Senate stand in recess until 4:30 p.m., which motion prevailed.

The Senate reconvened, with President Sands presiding.

MESSAGES TO THE HOUSE

Senate Chamber

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

- House Bill No. 1670
- House Bill No. 1671
- House Bill No. 1672

LEO LEIDHOLM, Secretary

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

House Bill No. 1673

House Bill No. 1674

House Concurrent Resolution No. 3085

House Concurrent Resolution No. 3087

LEO LEIDHOLM, Secretary

Report of Standing Committee

Mr. PRESIDENT Joint
Your Committee on REAPPORTIONMENT
to whom was referred HOUSE Bill No. 1669

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 J. Olin

Co-Chairman

HOUSE Bill No. 1669 was placed on the FOURTEENTH

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

MOTION

Senator Olin moved that the rules be suspended, that House Bill No. 1669 be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILL

House Bill No. 1669. — A Bill for an Act to create and enact two new sections to chapter 54-03 of the North Dakota Century Code, relating to state legislative apportionment and the staggering of terms of senators; to amend and reenact sections 11-07-04, 16.1-03-17, and 54-03-01.5 of the North Dakota Century Code, relating to the election of county commissioners, party reorganization after redistricting, and legislative apportionment requirements; to repeal section 54-03-01.6, relating to state legislative apportionment; to provide for temporary nonapplication of section 16.1-03-17; to declare legislative intent; and to declare an emergency.

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

ROLL CALL

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

NORTH DAKOTA SENATE									
REGULAR SESSION					1981 LEGISLATURE				
YEAS	N.V.	NAYS	YEAS	N.V.	YEAS	N.V.	NAYS	YEAS	N.V.
				GROTEBERG			MUTCH		STENHJEM
				HANSON			NAADEN		STREIBER
				HEIGAARD			NELSON		STROMME
				HEINRICH			NETHING		TALLACKSON
				HOLMBERG			OLIN		TENNEFOS
				ISLER			PARKER		THANE
				LASHKOWITZ			PETERSON		TWETEN
				LEE			QUAIL		VOSPER

DOTZENROD	•	LEIBHAN	•	REDLIN	•	WALSH	•
DYKSHOORN	•	LIPS	•	REITEN	•	WENSTROM	•
ERICKSON	•	LODGEN	•	ROEN	•	WRIGHT	•
FRITZELL	•	MELLAND	•	SOLBERG	•	MR. PRESIDENT	•
GOODMAN	•	MOORE	•	SORUM	•		

House Bill No. 1669 was declared lost.

REPORT OF PROCEDURAL COMMITTEE

Mr. President : Your Procedural Committee on Delayed Bills has reviewed a resolution commending Professor Floyd Hickok for the valuable assistance rendered on reapportionment matters and has approved its introduction by a unanimous vote.

J. M. Cussons
 Senator Cussons Chairman

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

FIRST READING OF SENATE CONCURRENT RESOLUTION
 Senator Olin, Rep. Kretschmar introduced:

Senate Concurrent Resolution No. 4092. — A concurrent resolution commending Professor Hickok and the University of North Dakota Bureau of Governmental Affairs for the valuable assistance rendered on reapportionment matters during the interim and the continued regular session.

Senator Olin moved that the rules be suspended, that Senate Concurrent Resolution No. 4092 not be printed, not be referred to a committee, but be read in its entirety, printed in the Journal and placed on the calendar for second reading and final passage, which motion prevailed.

Forty-seventh
 Legislative Assembly
 of North Dakota

SENATE CONCURRENT RESOLUTION NO.

4092

Introduced by

Senator Olin *Sen. Olin*
 Representative Kretschmar *Rep. Kretschmar*

A concurrent resolution commending Professor Hickok and the University of North Dakota Bureau of Governmental Affairs for the valuable assistance rendered on reapportionment matters during the interim and the continued regular session.

WHEREAS, the legislative reapportionment plans considered by the Forty-seventh Legislative Assembly were derived from

statistical information compiled and prepared by Floyd Hickok, Assistant Professor of Geography, under a contract with the Bureau of Governmental Affairs, University of North Dakota; and

WHEREAS, for the first time in reapportionment matters in North Dakota, statistics were compiled and prepared using computerization; and

WHEREAS, Professor Hickok prepared the initial reapportionment report and corresponding maps for numerous reapportionment plans described in that report; and

WHEREAS, Professor Hickok innovatively divided the state into a block system, which allowed changes to be made to regional areas without affecting the entire state; and

WHEREAS, Professor Hickok was always available to present information to the interim committee studying reapportionment and to provide statistical information to individual legislators for individual reapportionment plans; and

WHEREAS, Professor Hickok developed his reapportionment plans on a nonpartisan, statistically accurate basis; and

WHEREAS, Professor Hickok provided invaluable assistance to the Continued Session of the Forty-seventh Legislative Assembly, allowing the session to act quickly and decisively on reapportionment;

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

That the Forty-seventh Legislative Assembly commends the Bureau of Governmental Affairs, and particularly Professor Floyd Hickok, for their efforts and assistance regarding legislative reapportionment; and

BE IT FURTHER RESOLVED, that the Secretary of State present an enrolled copy of this resolution to Professor Floyd Hickok.

SECOND READING OF SENATE CONCURRENT RESOLUTION
Introduced by Senator Olin, Rep. Kretschmar.

Senate Concurrent Resolution No. 4092. — A concurrent resolution commending Professor Hickok and the University of North Dakota Bureau of Governmental Affairs for the valuable assistance rendered

on reapportionment matters during the interim and the continued regular session.

Was read the second time.

The question being on the final adoption of the resolution, Senate Concurrent Resolution No. 4092 was adopted on a voice vote.

FIRST READING OF HOUSE BILL

House Bill No. 1675. — A Bill for an Act to create and enact a new section to chapter 16.1-10 of the North Dakota Century Code, relating to disclosure of the sponsor of certain political advertisements; and to declare an emergency.

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

MESSAGES TO THE HOUSE

Senate Chamber

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

Senate Concurrent Resoluion No. 4092

LEO LEIDHOLM, Secretary

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

House Bill No. 1669

LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE

Mr. President: I have the honor to inform you that the House has concurred in the Senate amendments to:

House Bill No. 1670

House Bill No. 1671

House Bill No. 1672

And subsequently passed the same.

ROY GILBREATH, Chief Clerk

Senator Thane moved that the absent Senators be excused, which motion prevailed.

Senator Nething moved that the Senate adjourn, and convene at 8:30 a.m., Thursday, November 19, 1981, which motion prevailed.

LEO LEIDHOLM, Secretary