

JOURNAL OF THE HOUSE

Forty-eighth Legislative Assembly

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ELEVENTH DAY

Bismarck, January 18, 1983

The House convened at 1:00 p.m., with Speaker Kelly presiding.

The prayer was offered by Rev. Stanley Malmgren, First Baptist Church, Bismarck.

ROLL CALL

The roll was called and all members were present, except Representatives Gerl and Nicholas.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

MADAM SPEAKER: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Tenth day and recommends that the same be corrected as follows and when so corrected, recommends that the same be approved:

On page 258, line 12, delete the name "Laughlin,"

On page 271, line 30, delete everything after the name "Conmy"

On page 276, line 29, delete the name "W. Meyer,"

On page 285, line 20, delete the names "Riehl, W. Williams,"

On page 285, line 28, delete the names "Riehl," and "W. Williams,"

On page 286, line 34, delete the name "W. Williams,"

On page 287, line 8, delete the name "Koski"

REP. LAUGHLIN, Chairman

REP. KOEHN MOVED that the report be adopted, which motion prevailed.

MESSAGES FROM THE SENATE

SENATE CHAMBER

MADAM SPEAKER: I have the honor to transmit herewith the following which the Senate has passed and your favorable consideration is requested on:

SB 2055, SB 2115, SB 2118, SB 2120, SB 2132, SB 2141,
SB 2143, SB 2184, SB 2254

Very respectfully,
LEO LEIDHOLM, Secretary

MADAM SPEAKER: I have the honor to transmit herewith the following which the President has signed and your signature is respectfully requested:

SCR 4012

Very respectfully,
LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE 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:

HB 1114, HB 1140, HB 1175, HB 1205, HB 1206, HB 1222

Very respectfully,
CHARLES FLEMING, Chief Clerk

MR. PRESIDENT: I have the honor to return herewith the following which the Speaker has signed:

SB 2204

Very respectfully,
CHARLES FLEMING, Chief Clerk

REPORTS OF STANDING COMMITTEES

MADAM SPEAKER: Your Committee on Appropriations to which was referred HB 1002 has had the same under consideration and recommends by a vote of 20 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 27, insert the following new subdivision:

"Subdivision 4.

INSURANCE TAX TO FIRE DEPARTMENTS

Grants, benefits, and claims	\$1,465,000
Total general fund appropriation	\$1,465,000"

On page 1, line 28, delete the numeral "\$60,000" and insert in lieu thereof the numeral "\$1,525,000"

On page 2, line 2, delete the numeral "\$1,832,116" and insert in lieu thereof the numeral "\$3,297,116"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

HB 1002 appropriates \$1,465,000 to the Insurance Tax to Fire Departments' Funds.

REP. MERTENS, Chairman

HB 1002 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1073 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 8, after the semicolon, delete the word "and"

On page 1, line 9, immediately after the word "penalties" insert the words "; and declaring an emergency"

On page 2, line 15, immediately after the bracket and before the period insert the words "but does not include aviation fuel"

On page 2, line 19, after the word "chapter" insert the words "but does not include aircraft"

On page 2, line 22, after the word "state" insert the words "or into which motor vehicle fuel refined in this state or imported by pipeline is placed when removed from refinery storage or pipeline terminal storage"

On page 4, delete lines 4 through 12

On page 4, delete lines 28 through 33

On page 4, line 34, delete the words "treasurer in the highway tax distribution fund."

On page 15, line 34, delete the word "law" and insert in lieu thereof the words "section 54-27-19"

On page 16, delete lines 13 through 34

On page 17, line 26, delete the words "special fuel and"

On page 21, after line 11, insert the following new section:

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

And renumber the lines, sections, and pages accordingly
 REP. SINNER, Chairman

HB 1073 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Natural Resources to which was referred HB 1090 has had the same under consideration and recommends by a vote of 17 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, delete the words "create and enact a new subsection to" and insert in lieu thereof the words "amend and reenact subsection 4 of"

On page 1, delete lines 6 through 13 and insert in lieu thereof the following section:

"SECTION 1. AMENDMENT. Subsection 4 of section 20.1-03-04 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

4. Grafton state school patients, state industrial school students, school for the deaf students, school for the blind students, state hospital patients, ~~and~~ community health and retardation service unit patients under direct therapeutic care, and residents of facilities licensed by the state department of health and the state department of human services may fish without a resident fishing license. Patients of these institutions must be identified. ~~Upon application by the institution the~~ The department shall issue ~~identification tags~~ authority to each institution."

And renumber the lines accordingly
 REP. BROKAW, Chairman

HB 1090 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Agriculture to which was referred HB 1100 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, line 1, after the period insert the following new sentence: "The draining of any area of land which is infested with noxious weeds or seeds is prohibited unless a specific plan to control or

eradicate the noxious weeds in the future years is approved by the county board of commissioners of the county in which is located the land proposed for drainage."

On page 2, line 1, delete "The draining of any area of"

On page 2, delete lines 2 through 6

And renumber the lines accordingly

REP. W. MEYER, Chairman

HB 1100 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1105 has had the same under consideration and recommends by a vote of 15 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO NOT PASS:

On page 1, line 11, remove the overstrike over the words "~~sixty~~ years"

On page 1, line 12, remove the overstrike over the words "~~of age or elder~~"

And renumber the lines accordingly

REP. SINNER, Chairman

HB 1105 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Education to which was referred HB 1109 has had the same under consideration and recommends by a vote of 17 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 15, delete the words "July 1, 1979" and insert in lieu thereof the words "June 30, 1983"

On page 1, line 16, delete the word "ten" and insert in lieu thereof the word "fifteen"

On page 1, line 18, delete the word "thirty" and insert in lieu thereof the word "forty-five"

On page 1, delete line 19

On page 1, line 20, delete the words "credit, whichever amount is less" and delete the word "ten" and insert in lieu thereof the word "fifteen"

On page 1, line 22, delete the words "fifty cents" and insert in lieu thereof the words "one dollar"

And renumber the lines accordingly

REP. JACOBSON, Chairman

HB 1109 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Social Services and Veterans Affairs to which was referred HB 1132 has had the same under consideration and recommends by a vote of 15 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO NOT PASS:

On page 1, line 11, after the word "screening" insert the words "by a physician, psychiatrist, clinical psychologist, or mental health professional"

And renumber the lines accordingly

REP. R. MEIERS, Chairman

HB 1132 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Industry, Business, and Labor to which was referred HB 1091 has had the same under consideration and recommends by a vote of 12 YEAS, 1 NAY, 3 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. S. F. HOFFNER, Chairman

HB 1091 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on State and Federal Government to which was referred Engrossed HB 1118 has had the same under consideration and recommends by a vote of 10 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. L. HANSON, Chairman

Engrossed HB 1118 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Transportation to which was referred HB 1158 has had the same under consideration and recommends by a vote of 10 YEAS, 1 NAY, 5 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. HJELLE, Chairman

HB 1158 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Industry, Business, and Labor to which was referred HB 1227 has had the same under consideration

and recommends by a vote of 11 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

REP. S. F. HOFFNER, Chairman

HB 1227 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Industry, Business, and Labor to which was referred HB 1232 has had the same under consideration and recommends by a vote of 11 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING that the same DO PASS.

REP. S. F. HOFFNER, Chairman

HB 1232 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on State and Federal Government to which was referred HB 1265 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. L. HANSON, Chairman

HB 1265 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1289 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

REP. SINNER, Chairman

HB 1289 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Judiciary to which was referred SB 2059 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

REP. E. POMEROY, Chairman

SB 2059 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

RECOGNITION

REP. STRINDEN ANNOUNCED that a former Representative and Speaker of the House was in the chambers, and requested that the House recognize former Representative Howard Bier, and Representative Bier was thereupon introduced to the House.

SIXTH ORDER OF BUSINESS

REP. SINNER MOVED that the amendments to HB 1085 as recommended by the Committee on Finance and Taxation as printed on page 242 of the House Journal be adopted, which motion prevailed.

REP. R. MEIERS MOVED that the amendments to HB 1113 as recommended by the Committee on Social Services and Veterans Affairs as printed on page 243 of the House Journal be adopted, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1092: A BILL for an Act to create and enact a new section to chapter 57-02 of the North Dakota Century Code, relating to a property tax credit for persons serving as cooperative observers for the national weather service; to provide an appropriation; to provide a contingency for proration of payments; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 31 YEAS, 73 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Gates; Gerl; Halmrast; Hanson, L.; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Keller; Koski; Lang; Laughlin; Meier, A.; Meiers, R.; O'Connell; Olafson; Olson, A.; Retzer; Richard; Riehl; Schindler; Schoenwald; Vig; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Eagles; Erdman; Goetz; Corder; Cullickson; Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Horgan; Hughes; Kent; Kingsbury; Kloubec; Knudson; Koehn; Kretschmar; Kuchera; Lardy; Larson, B.; Larson, R.; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nowatzki; Olsen, D.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Riley; Rued; Sanstead; Schneider; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Unhjem; Vander Vorst; Watne; Wentz; Whalen; Wold

ABSENT AND NOT VOTING: Nicholas; Timm

HB 1092 was declared lost.

HB 1135: A BILL for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to withholding sums for income tax withholding purposes from wages of an employee who voluntarily elects withholding.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 57 YEAS, 48 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Backes; Black; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Gullickson; Halmrast; Hamerlik; Hanson, L.; Hjelle; Hoffner, Serenus; Horgan; Jacobson; Keller; Koski; Lardy; Laughlin; Linderman; Lloyd; Martin, G.; Meier, A.; Meiers, R.; Melby; Meyer, R.; Meyer, W.; Moore; Mushik; Nowatzki; O'Connell; Opedahl; Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Riehl; Sanstead; Schneider; Schoenwald; Sinner; Solberg; Stofferahn; Unhjem; Vig; Watne; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Anderson, R.; Goetz; Gorder; Gunsch; Hanson, O.; Haugland; Hausauer; Hill; Hoffner, S. F.; Hughes; Kent; Kingsbury; Kloubec; Knudson; Koehn; Kretschmar; Kuchera; Lang; Larson, B.; Larson, R.; Lautenschlager; Lipsiea; Martin, C.; Martinson; Mertens; Murphy; Nalewaja; Nicholas; Olafson; Olsen, D.; Olson, A.; O'Shea; Peltier; Peterson; Retzer; Rice; Riley; Rued; Schindler; Shide; Shockman; Strinden; Swiontek; Thompson; Timm; Vander Vorst; Wentz; Whalen

ABSENT AND NOT VOTING: Conmy

HB 1135 passed and the title was agreed to.

HB 1138: A BILL for an Act to create and enact two new subsections to section 20.1-02-05 of the North Dakota Century Code, relating to the powers of the game and fish commissioner.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 74 YEAS, 32 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Backes; Boyle; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gullickson; Halmrast; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kloubec; Knudson; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Mertens; Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead;

Schoenwald; Shockman; Solberg; Stofferahn; Strinden; Swiontek; Timm; Unhjem; Vander Vorst; Vig; Wentz; Williams, A.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Aubol; Black; Brokaw; Gorder; Gunsch; Hamerlik; Hanson, O.; Hausauer; Hughes; Kingsbury; Koehn; Larson, R.; Laughlin; Meiers, R.; Melby; Murphy; Olafson; Olsen, D.; Olson, A.; Peterson; Rued; Schindler; Schneider; Shide; Sinner; Thompson; Watne; Whalen; Williams, C.; Wold

ABSENT AND NOT VOTING: None

HB 1138 passed and the title was agreed to.

RECOGNITION

SPEAKER KELLY ANNOUNCED that a former Representative was in the chambers, and requested that the House recognize former Representative Byron Langley, and Representative Langley was thereupon introduced to the House.

SECOND READING OF HOUSE BILL

HB 1248: A BILL for an Act to amend and reenact section 10-23-02 of the North Dakota Century Code, relating to the filing of annual corporate reports.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 49 YEAS, 57 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Black; Conmy; Dotzenrod; Eagles; Gates; Goetz; Halmrast; Hausauer; Horgan; Hughes; Kent; Kingsbury; Kloubec; Knudson; Koehn; Kretschmar; Kuchera; Lang; Lardy; Lipsiea; Martin, C.; Martin, G.; Martinson; Melby; Moore; Murphy; Nalewaja; Nicholas; Nowatzki; Olafson; Olsen, D.; Olson, A.; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rice; Riley; Sanstead; Schindler; Shide; Strinden; Swiontek; Timm; Unhjem; Williams, C.

NAYS: Backes; Boyle; Brokaw; DeMers; DuBord; Erdman; Gerl; Gorder; Gullickson; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Keller; Koski; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; O'Connell; Opedahl; O'Shea; Rayl; Retzer; Richard; Riehl; Rued; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Thompson; Vander Vorst;

Vig; Watne; Wentz; Whalen; Williams, A.; Williams, W.;
Wold; Madam Speaker

ABSENT AND NOT VOTING: None

HB 1248 was declared lost.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3009: A concurrent resolution directing the Legislative Council to conduct a study of the structure and administration of counsel services for indigent defendants and prosecution witness fees.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3009 was declared adopted on a voice vote.

MOTION

REP. MUSHIK MOVED that the rules be suspended and that the House dispense with the reading of the title to SB 2072, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2072: A BILL for an Act to amend and reenact section 57-02-03, and subsections 1, 2, 3, 6, 8, 9, 10, 11, and 16 of section 57-02-08 of the North Dakota Century Code, relating to taxation and deleting obsolete references to the personal property tax; and to repeal sections 10-12-03, 57-02-06, 57-02-07, and subsections 12, 18, 19, 21, and 24 of section 57-02-08 of the North Dakota Century Code, relating to the exemption of property of the rural rehabilitation corporation, definitions of merchants and manufacturers, and obsolete references to specific items of personal property exempt from taxation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 106 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar;

Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: None

SB 2072 passed and the title was agreed to.

SB 2225: A BILL for an Act making a transfer from the lands and minerals trust for distribution to school districts and providing limitations; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 106 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: None

SB 2225 passed, the title was agreed to, and the emergency clause carried.

MOTION

REP. BACKES MOVED that the rules be suspended and that SB 2225 be messaged to the Senate immediately, which motion prevailed.

MESSAGE TO THE SENATE
HOUSE CHAMBER

MR. PRESIDENT: I have the honor to return herewith the following which the House has passed unchanged:

SB 2225

Very respectfully,
CHARLES FLEMING, Chief Clerk

REPORTS OF STANDING COMMITTEES

MADAM SPEAKER: Your Committee on Education to which was referred HB 1125 has had the same under consideration and recommends by a vote of 12 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

REP. JACOBSON, Chairman

HB 1125 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Education to which was referred HB 1193 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

REP. JACOBSON, Chairman

HB 1193 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Education to which was referred HB 1207 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. JACOBSON, Chairman

HB 1207 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Education to which was referred HB 1252 has had the same under consideration and recommends by a vote of 10 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. JACOBSON, Chairman

HB 1252 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MOTION

REP. SERENUS HOFFNER MOVED that HB 1094 be returned to the House floor from the Committee on State and Federal Government, which motion prevailed.

REQUEST

REP. SERENUS HOFFNER REQUESTED the unanimous consent of the House to withdraw HB 1094. There being no objection, it was so ordered by the Speaker.

SIGNING OF BILLS AND RESOLUTIONS

THE CHIEF CLERK ANNOUNCED that the Speaker signed the following:

SCR 4012

CHARLES FLEMING, Chief Clerk

MOTIONS

REP. BACKES MOVED that the absent members be excused, which motion prevailed.

REP. BACKES MOVED that the House be on the Ninth order of business, and at the conclusion of the Ninth order, the House be on the Thirteenth order of business, and at the conclusion of the Thirteenth order, the House stand adjourned until 1:00 p.m., Wednesday, January 19, 1983, which motion prevailed.

FIRST READING OF HOUSE BILLS

Reps. Koski, L. Hanson and Sen. Heinrich introduced:

HB 1561: A BILL for an Act to create and enact a new subsection to section 20.1-02-05 of the North Dakota Century Code, relating to the power of the commissioner to issue duplicate licenses and permits; and to repeal section 20.1-03-28 of the North Dakota Century Code, relating to the issuance of duplicate licenses and permits.

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

Reps. Riehl, Moore, Boyle and Sen. Krauter introduced:

HB 1562: A BILL for an Act to amend and reenact subsection 3 of section 57-36-26, section 57-37.1-07, subsection 1 of section 57-39.2-18, subsection 1 of section 57-40.2-15, subsection 2 of section 57-40.3-11, and sections 57-51-10, 57-52-12, 57-54-11, 57-60-09, and 57-61-05 of the North Dakota Century Code, relating to interest imposed for failure to file returns or pay taxes in connection with tobacco products, interest imposed on unpaid estate tax, and penalties and interest imposed for failure to file returns or pay taxes in connection with sales, use, motor vehicle excise, oil and gas gross production, special

fuels, motor vehicle fuels, coal conversion facilities, and the severance of coal; and to provide an effective date.

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

Reps. W. Meyer, Gullickson, Vander Vorst introduced:

HB 1563: A BILL for an Act to create and enact a new section to chapter 10-06 of the North Dakota Century Code, providing a surface coal mining exception.

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

Rep. Conmy introduced:

HB 1564: A BILL for an Act to amend and reenact subsections 2, 5, and 6 of section 11-10-10 of the North Dakota Century Code, relating to the salaries of county officials.

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

FIRST READING OF SENATE BILLS

SB 2055: A BILL for an Act to amend and reenact sections 51-14-02 and 51-14-03 of the North Dakota Century Code, relating to revolving charge account agreements.

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

SB 2115: A BILL for an Act to create and enact a new section to chapter 20.1-02 of the North Dakota Century Code, relating to hunting, trapping, or fishing while privileges are suspended; to amend and reenact section 20.1-01-26 of the North Dakota Century Code, relating to the suspension of hunting and fishing privileges; and to provide a penalty.

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

SB 2118: A BILL for an Act to create and enact a new section to chapter 20.1-03 and a new subsection to section 20.1-03-12 of the North Dakota Century Code, relating to a trout and salmon fishing stamp, and the fee for the trout and salmon fishing stamp; and to provide an effective date.

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

SB 2120: A BILL for an Act to amend and reenact section 44-05-03 of the North Dakota Century Code, relating to fees authorized officers may charge for taking acknowledgments and administering oaths.

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

SB 2132: A BILL for an Act to amend and reenact section 39-04-17 of the North Dakota Century Code, relating to the certificate of a notary showing compliance with the motor vehicle registration law.

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

SB 2141: A BILL for an Act to amend and reenact sections 39-22-02, 39-22-05, and 39-22-06 of the North Dakota Century Code, relating to motor vehicle dealer's license, bonding of motor vehicle dealers, and dealers establishing motor vehicle lots.

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

SB 2143: A BILL for an Act to amend and reenact sections 39-22.1-01, 39-22.1-02, and 39-22.1-03 of the North Dakota Century Code, relating to licensing of trailer dealers.

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

SB 2184: A BILL for an Act to amend and reenact section 15-40.2-08 of the North Dakota Century Code, relating to residency determination and the payment of tuition in cases of child placement for purposes other than education.

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

SB 2254: A BILL for an Act to create and enact two new sections to chapter 10-19 and a new subsection to section 10-24-05 of the North Dakota Century Code, relating to establishing foreign trade zones; and to declare an emergency.

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

The House stood adjourned pursuant to Representative Backes' motion.

CHARLES FLEMING, Chief Clerk