

JOURNAL OF THE HOUSE

Forty-eighth Legislative Assembly

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TWENTY-FIFTH DAY

Bismarck, February 7, 1983

The House convened at 1:00 p.m., with Acting Speaker E. Pomeroy presiding.

The prayer was offered by Rev. Ralph Cushing, United Methodist Church, Reynolds.

ROLL CALL

The roll was called and all members were present, except Representatives Erdman, Gorder, Kingsbury, W. Meyer, Mushik, Opedahl, and Speaker Kelly.

A quorum was declared by the Acting Speaker.

REVISION AND CORRECTION OF THE JOURNAL

MR. SPEAKER: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Twenty-fourth day and finds the same to be correct.

REP. LAUGHLIN, Chairman

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

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 1039, HB 1040, HB 1208, HB 1214, HB 1268, HB 1297,  
HB 1321, HB 1331, HB 1406, HB 1427, HB 1438, HB 1452,  
HB 1574, HB 1578, HB 1632

Very respectfully,  
CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

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

SB 2065, SB 2281

Very respectfully,  
CHARLES FLEMING, Chief Clerk

MESSAGES FROM THE SENATE  
SENATE CHAMBER

MADAM SPEAKER: I have the honor to return herewith the following which the President has signed:

HB 1099, HB 1171

Very respectfully,  
LEO LEIDHOLM, Secretary

## SENATE CHAMBER

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

SB 2017, SB 2103

Very respectfully,  
LEO LEIDHOLM, Secretary

## 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 2154, SB 2220, SB 2224, SB 2268, SB 2282, SB 2285,  
SB 2294, SB 2320, SB 2349, SB 2359, SB 2362, SB 2364

Very respectfully,  
LEO LEIDHOLM, Secretary

## MOTION

REP. L. HANSON MOVED that HB 1598 be returned to the Committee on State and Federal Government, which motion prevailed. HB 1598 was rereferred to the Committee on State and Federal Government.

## SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to HB 1060 as recommended by the Committee on Appropriations as printed on pages 765 and 766 of the House Journal be adopted, which motion prevailed.

REP. S. F. HOFFNER MOVED that the amendments to HB 1218 as recommended by the Committee on Industry, Business, and Labor as printed on page 766 of the House Journal be adopted, which motion prevailed.

REP. S. F. HOFFNER MOVED that the amendments to HB 1226 as recommended by the Committee on Industry, Business, and Labor as printed on pages 766 and 767 of the House Journal be adopted, which motion prevailed.

REP. S. F. HOFFNER MOVED that the amendments to HB 1237 as recommended by the Committee on Industry, Business, and Labor as printed on page 767 of the House Journal be adopted, which motion prevailed.

REP. SINNER MOVED that the amendments to HB 1417 as recommended by the Committee on Finance and Taxation as printed on page 767 of the House Journal be adopted, which motion prevailed.

REP. W. MEYER MOVED that the amendments to HB 1465 as recommended by the Committee on Agriculture as printed on page 768 of the House Journal be adopted, which motion prevailed.

REP. L. HANSON MOVED that the amendments to HB 1480 as recommended by the Committee on State and Federal Government as printed on pages 768 and 769 of the House Journal be adopted.

REP. OLAFSON MOVED that the amendments to HB 1480 be laid on the table.

#### ROLL CALL

The question being on the motion to lay the amendments to HB 1480 on the table, the roll was called and there were 50 YEAS, 52 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Backes; Brokaw; Conmy; Gates; Goetz; Gorder; Gunsch; Hamerlik; Hanson, O.; Hausauer; Hoffner, Serenus; Hughes; Kent; Kingsbury; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Larson, B.; Larson, R.; Laughlin; Lipsiea; Martinson; Melby; Meyer, R.; Moore; Nicholas; Nowatzki; Olafson; Olsen, D.; Olson, A.; Retzer; Rice; Riehl; Schindler; Shide; Shockman; Sinner; Strinden; Thompson; Timm; Unhjem; Vig; Whalen; Williams, A.; Williams, W.

NAYS: Aubol; Black; Boyle; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gerl; Gullickson; Halmrast; Hanson, L.; Haugland; Hill; Hjelle; Hoffner, S. F.; Horgan; Jacobson; Keller; Kloubec; Lardy; Lautenschlager; Linderman; Lloyd; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Mertens; Murphy; Nalewaja; O'Connell; Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Riley; Rued; Sanstead; Schneider; Schoenwald; Solberg; Stofferahn; Swiontek; Vander Vorst; Watne; Wentz; Williams, C.; Wold

ABSENT AND NOT VOTING: Meyer, W.; Mushik; Peterson; Madam Speaker

So the motion to lay the amendments to HB 1480 on the table failed to pass.

#### REQUEST

REP. UNHJEM REQUESTED a division of the vote on the amendments to HB 1480, which request was granted.

So the amendments to HB 1480 were declared adopted on a verification vote.

## SIXTH ORDER OF BUSINESS

REP. DOTZENROD MOVED that the amendments to HB 1498 as recommended by the Committee on Political Subdivisions as printed on page 769 of the House Journal be adopted, which motion prevailed.

REP. L. HANSON MOVED that the amendments to HB 1504 as recommended by the Committee on State and Federal Government as printed on page 769 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1530 as recommended by the Committee on Appropriations as printed on page 770 of the House Journal be adopted, which motion prevailed.

REP. L. HANSON MOVED that the amendments to HB 1583 as recommended by the Committee on State and Federal Government as printed on page 770 of the House Journal be adopted, which motion prevailed.

REP. SINNEN MOVED that the amendments to HB 1599 as recommended by the Committee on Finance and Taxation as printed on page 771 of the House Journal be adopted, which motion prevailed.

SPEAKER KELLY RETURNED to the rostrum to preside.

## REPORT OF PROCEDURAL COMMITTEE

MADAM SPEAKER: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills and finds the same correctly engrossed:

HB 1319, HB 1364, HB 1420, HB 1437, HB 1455, HB 1470,  
HB 1633, HB 1645, HB 1658, HB 1672, HB 1674, HB 1688

REP. G. MARTIN, Chairman

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

## MOTION

REP. BACKES MOVED that HB 1437 be moved to the head of the calendar, which motion prevailed.

## SECOND READING OF HOUSE BILLS

HB 1437: A BILL for an Act to create and enact seven new sections to chapter 65-12 of the North Dakota Century Code, relating to the licensure of boiler operators and providing exceptions.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill as amended on pages 738 and 739 of the House Journal, the roll was called and there were 46 YEAS, 60 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Boyle; DeMers; Gerl; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Koski; Lardy; Larson, B.; Lautenschlager; Linderman; Lloyd; Martin, G.; Meier, A.; Melby; Meyer, W.; Nicholas; Opedahl; O'Shea; Peterson; Pomeroy, G.; Richard; Sanstead; Schneider; Schoenwald; Solberg; Strinden; Swiontek; Unhjem; Vig; Watne; Wentz; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Anderson, R.; Backes; Black; Brokaw; Conmy; Dotzenrod; DuBord; Eagles; Erdman; Gates; Goetz; Gorder; Gunsch; Hanson, O.; Horgan; Hughes; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Kretschmar; Kuchera; Lang; Larson, R.; Laughlin; Lipsiea; Martin, C.; Martinson; Meiers, R.; Mertens; Meyer, R.; Moore; Murphy; Mushik; Nalewaja; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Peltier; Pomeroy, E.; Rayl; Retzer; Rice; Riehl; Riley; Rued; Schindler; Shide; Shockman; Sinner; Stofferahn; Thompson; Timm; Vander Vorst; Whalen; Williams, A.

ABSENT AND NOT VOTING: None

HB 1437 was declared lost.

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HB 1429: A BILL for an Act to amend and reenact sections 15-10-25.1, 44-08-04, 44-08-04.3, and 54-06-10 of the North Dakota Century Code, relating to state employee travel allowances and moving expenses and the requirement for the elected state officials and presidents of institutions of higher education to receive out-of-state travel authorization.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on pages 697 and 698 of the House Journal, the roll was called and there were 64 YEAS, 42 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Aubol; Black; Boyle; Conmy; DeMers; DuBord; Gates; Goetz; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lardy; Larson, B.; Larson, R.; Lautenschlager; Linderman; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Nalewaja; Nicholas; Nowatzki; Olafson; Olson, A.; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Riehl; Riley; Rued; Sanstead; Schneider;

Schoenwald; Shockman; Sinner; Strinden; Timm; Unhjem; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

**NAYS:** Anderson, C.; Anderson, R.; Backes; Brokaw; Dotzenrod; Eagles; Erdman; Gerl; Gorder; Gullickson; Gunsch; Hanson, O.; Hill; Hughes; Kent; Kingsbury; Lang; Laughlin; Lipsiea; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; O'Connell; Olsen, D.; Opedahl; O'Shea; Rice; Richard; Schindler; Shide; Solberg; Stofferahn; Swiontek; Thompson; Vander Vorst; Vig; Watne; Whalen

**ABSENT AND NOT VOTING:** None

HB 1429 passed and the title was agreed to.

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**HB 1442:** A BILL for an Act to amend and reenact section 57-06-01 of the North Dakota Century Code, relating to the ad valorem taxation of domestic public land mobile radio services.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 100 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; 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.; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; 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:** Gunsch; Hanson, O.; Kloubec; Moore; Olson, A.

**ABSENT AND NOT VOTING:** Conmy

HB 1442 passed and the title was agreed to.

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#### MOTION

REP. BACKES MOVED that HB 1224 be moved to the head of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

HB 1224: A BILL for an Act to amend and reenact subsections 2 and 3 of section 15-40.1-06, and subsection 1 of section 15-40.1-16 of the North Dakota Century Code, relating to educational support per pupil and aid for transportation.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on pages 695 and 696 of the House Journal, the roll was called and there were 56 YEAS, 50 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Erdman; Gerl; Gullickson; Halmrast; Hanson, L.; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Koski; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nowatzki; O'Connell; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Riehl; Sanstead; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Vig; Watne; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Black; Conmy; Eagles; Gates; Goetz; Gorder; Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer; Hughes; Kent; Kingsbury; Kloubec; Knudson; Koehn; Kretschmar; Kuchera; Lang; Larson, R.; Lipsiea; Martinson; Melby; Moore; Murphy; Nalewaja; Nicholas; Olafson; Olsen, D.; Olson, A.; Peltier; Peterson; Retzer; Rice; Riley; Rued; Schindler; Shide; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Wentz; Whalen; Wold

ABSENT AND NOT VOTING: None

HB 1224 passed and the title was agreed to.

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HB 1449: A BILL for an Act to establish a parks and recreation development fund, to provide for leadership grants and development grants.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill as amended on page 699 of the House Journal, the roll was called and there were 47 YEAS, 56 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Backes; Black; Boyle; Brokaw; Conmy; Dotzenrod; DuBord; Gerl; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Koehn; Koski; Kretschmar; Kuchera; Lardy; Lipsiea; Lloyd; Martin, G.; Meier, A.; Meiers, R.; Mertens; Mushik; Opedahl; O'Shea; Peterson; Retzer; Sanstead; Schoenwald; Shockman; Solberg; Stofferahn; Swiontek; Unhjem; Wentz; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, R.; Aubol; DeMers; Eagles; Erdman; Gates; Goetz; Gorder; Gullickson; Gunsch; Haugland; Hausauer; Hughes; Kent; Kingsbury; Kloubec; Knudson; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Martin, C.; Martinson; Melby; Meyer, R.; Meyer, W.; Moore; Murphy; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Pomeroy, G.; Rayl; Rice; Richard; Riehl; Riley; Rued; Schindler; Schneider; Shide; Sinner; Strinden; Thompson; Timm; Vander Vorst; Vig; Watne; Whalen; Williams, A.; Wold

ABSENT AND NOT VOTING: Lang; Peltier; Pomeroy, E.

HB 1449 was declared lost.

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MESSAGE FROM THE SENATE  
SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the Senate has concurred in the House amendment to SB 2193, and subsequently passed the same.

Very respectfully,  
LEO LEIDHOLM, Secretary

## MOTION

REP. MUSHIK MOVED that HB 1721 be returned to the House floor from the Committee on Industry, Business, and Labor, which motion prevailed.

## REQUEST

REP. MUSHIK REQUESTED the unanimous consent of the House to withdraw HB 1721. There being no objection, it was so ordered by the Speaker.

## MOTION

REP. BROKAW MOVED that HB 1703 be returned to the House floor from the Committee on Industry, Business, and Labor, which motion prevailed.



REQUEST

REP. BROKAW REQUESTED the unanimous consent of the House to withdraw HB 1703. There being no objection, it was so ordered by the Speaker.

MOTION

REP. WATNE MOVED that HB 1692 be returned to the House floor from the Committee on Appropriations, which motion prevailed.

REQUEST

REP. WATNE REQUESTED the unanimous consent of the House to withdraw HB 1692. There being no objection, it was so ordered by the Speaker.

SECOND READING OF HOUSE BILLS

HB 1466: A BILL for an Act to amend and reenact section 36-09-20 of the North Dakota Century Code, relating to the bill of sale requirements for registered livestock.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 78 YEAS, 25 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Black; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kingsbury; Knudson; Koehn; Koski; Kretschmar; Lang; Larson, B.; Larson, R.; Laughlin; Linderman; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Melby; Meyer, R.; Meyer, W.; Moore; Murphy; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; Retzer; Rice; Riehl; Riley; Rued; Schindler; Shide; Shockman; Sinner; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Anderson, R.; Aubol; Backes; Boyle; Halmrast; Hanson, L.; Hughes; Kloubec; Kuchera; Lardy; Lautenschlager; Lipsiea; Meiers, R.; Mertens; Mushik; O'Shea; Pomeroy, G.; Rayl; Richard; Sanstead; Schneider; Schoenwald; Solberg; Stofferahn; Wentz

ABSENT AND NOT VOTING: Peltier; Peterson; Pomeroy, E.

HB 1466 passed and the title was agreed to.

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HB 1552: A BILL for an Act to amend and reenact sections 40-21-02 and 40-21-03 of the North Dakota Century Code, relating to city election officials.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 80 YEAS, 21 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Black; Boyle; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Haugland; Hausauer; Hill; Hjelle; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lang; Larson, B.; Larson, R.; Laughlin; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Melby; Mertens; Meyer, R.; Moore; Murphy; Nalewaja; Nicholas; Nowatzki; Olafson; Olson, A.; Opedahl; O'Shea; Peterson; Pomeroy, G.; Rayl; Retzer; Rice; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Shockman; Solberg; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Aubol; Brokaw; Erdman; Hamerlik; Hanson, L.; Hanson, O.; Hoffner, Serenus; Kent; Knudson; Lardy; Lautenschlager; Linderman; Meiers, R.; Meyer, W.; Mushik; O'Connell; Olsen, D.; Richard; Schoenwald; Shide; Stofferahn

ABSENT AND NOT VOTING: Backes; Peltier; Pomeroy, E.; Sinner; Strinden

HB 1552 passed and the title was agreed to.

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HB 1587: A BILL for an Act to create and enact a new section to chapter 39-21 of the North Dakota Century Code, relating to requirement of use of child restraint systems in certain motor vehicles; to provide a penalty; and to provide an effective date.

Which has been read.

#### MOTION

REP. MURPHY MOVED the previous question, which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 69 YEAS, 35 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Boyle; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Kloubec; Knudson; Koehn; Koski; Kretschmar; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Martin, G.; Martinson; Meier, A.; Melby; Mertens; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olsen, D.; Opedahl; O'Shea; Peterson; Pomeroy, G.; Rayl; Richard; Riehl; Riley; Sanstead; Schneider; Schoenwald; Shide; Solberg; Stofferahn; Strinden; Swiontek; Unhjem; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Backes; Black; Brokaw; Conmy; Goetz; Gorder; Gunsch; Hanson, O.; Hill; Horgan; Hughes; Keller; Kent; Kingsbury; Kuchera; Lang; Lipsiea; Lloyd; Martin, C.; Meiers, R.; Meyer, R.; Meyer, W.; Murphy; Olafson; Olson, A.; Retzer; Rice; Rued; Schindler; Shockman; Sinner; Thompson; Timm; Vander Vorst; Whalen

ABSENT AND NOT VOTING: Peltier; Pomeroy, E.

HB 1587 passed and the title was agreed to.

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HB 1604: A BILL for an Act to amend and reenact section 27-07.1-04 of the North Dakota Century Code, relating to salaries of county judges.

Which has been read.

#### ROLL CALL

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

YEAS: Anderson, R.; Aubol; Black; Boyle; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lang; Larson, B.; Larson, R.; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Moore; Murphy; Mushik; Nicholas; Nowatzki; O'Connell; Peterson; Pomeroy, G.; Rayl; Retzer; Richard; Sanstead; Schindler; Schneider; Schoenwald; Shockman; Sinner; Stofferahn; Strinden; Swiontek; Timm; Unhjem; Vig; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

**NAYS:** Anderson, C.; Backes; Brokaw; Gorder; Gullickson; Gunsch; Hanson, O.; Kingsbury; Knudson; Lardy; Laughlin; Martin, C.; Melby; Meyer, R.; Meyer, W.; Nalewaja; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Rice; Riehl; Riley; Rued; Shide; Solberg; Thompson; Vander Vorst; Watne; Whalen

**ABSENT AND NOT VOTING:** Peltier; Pomeroy, E.

HB 1604 passed and the title was agreed to.

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**HB 1636:** A BILL for an Act to repeal section 61-16.2-07 of the North Dakota Century Code, relating to prohibited uses within a floodway.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 93 YEAS, 6 NAYS, 7 ABSENT AND NOT VOTING.

**YEAS:** Anderson, C.; Anderson, R.; Aubol; Backes; Boyle; Brokaw; 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; Kloubec; Knudson; Koehn; Koski; Kretschmar; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Nalewaja; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peterson; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Strinden; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

**NAYS:** Black; Lardy; Martin, G.; Mushik; Stofferahn; Whalen

**ABSENT AND NOT VOTING:** Conmy; Kingsbury; Kuchera; Nicholas; Peltier; Pomeroy, E.; Unhjem

HB 1636 passed and the title was agreed to.

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**HB 1675:** A BILL for an Act to create and enact a new section to chapter 12-44.1 of the North Dakota Century Code, relating

to payments by the state to the governing bodies of jails and juvenile detention centers of per-day inmate housing costs for persons incarcerated in a jail or juvenile detention center.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on page 701 of the House Journal, the roll was called and there were 19 YEAS, 84 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; DeMers; Hanson, O.;  
Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson;  
Koehn; Lardy; Larson, B.; Laughlin; Martin, G.;  
Meier, A.; Meiers, R.; Mertens; Nicholas; Rayl;  
Vander Vorst

NAYS: Anderson, C.; Anderson, R.; Black; Boyle; Brokaw;  
Conmy; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl;  
Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik;  
Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hughes;  
Keller; Kent; Kingsbury; Kloubec; Koski; Kretschmar;  
Kuchera; Lang; Larson, R.; Lautenschlager; Linderman;  
Lipsiea; Lloyd; Martin, C.; Martinson; Melby;  
Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja;  
Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.;  
Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.;  
Retzer; Rice; Riehl; Riley; Rued; Sanstead; Schindler;  
Schneider; Schoenwald; Shide; Shockman; Sinner;  
Solberg; Stofferahn; Strinden; Swiontek; Thompson;  
Timm; Unhjem; Vig; Watne; Wentz; Whalen; Williams, A.;  
Williams, C.; Williams, W.; Wold; Madam Speaker

ABSENT AND NOT VOTING: Knudson; Pomeroy, G.; Richard

HB 1675 was declared lost.

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#### MOTION

REP. BACKES MOVED that the House stand in recess until 3:30 p.m., which motion prevailed.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker Kelly presiding.

#### SECOND READING OF HOUSE BILLS

HB 1678: 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 a program for financial assistance to townships for repair of township roads damaged by hunting activity; to amend and reenact section 20.1-03-12 of the North Dakota

Century Code, relating to an increase in the hunting and fishing license fees.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on page 710 of the House Journal, the roll was called and there were 18 YEAS, 86 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aubol; Boyle; Brokaw; DeMers; Erdman; Gerl; Horgan; Jacobson; Larson, B.; Laughlin; Mertens; Richard; Riehl; Schneider; Shockman; Solberg; Stofferahn; Vig

NAYS: Anderson, C.; Anderson, R.; Backes; Black; Conmy; Dotzenrod; DuBord; Eagles; Gates; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Hughes; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, R.; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Melby; 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; Rice; Riley; Rued; Sanstead; Schindler; Schoenwald; Shide; Sinner; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

ABSENT AND NOT VOTING: Meiers, R.; Retzer

HB 1678 was declared lost.

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HB 1700: 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 authority of the game and fish commissioner to adopt rules with respect to fishing contests.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 99 YEAS, 7 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; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan;

Hughes; Jacobson; Keller; Kent; 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; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Gordier; Hanson, O.; Kingsbury; Murphy; Rice; Whalen; Wold

ABSENT AND NOT VOTING: None

HB 1700 passed and the title was agreed to.

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#### MOTION

REP. SWIONTEK MOVED that HB 1655 be returned to the House floor from the Committee on Education, which motion prevailed.

#### REQUEST

REP. SWIONTEK REQUESTED the unanimous consent of the House to withdraw HB 1655. There being no objection, it was so ordered by the Speaker.

#### SECOND READING OF HOUSE BILLS

HB 1097: A BILL for an Act to amend and reenact section 40-46-02 of the North Dakota Century Code, relating to city employee pension plans; and to repeal section 40-46-02.1 of the North Dakota Century Code, relating to the mill levy limitation for city employee pension funds in cities which have not adopted civil service systems for city employees.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 83 YEAS, 21 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Goetz; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Hughes; Jacobson; Keller; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin;

Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Meier, A.; Mertens; Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olson, A.; Opedahl; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Shockman; Sinner; Solberg; Swiontek; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Black; Gerl; Gorder; Gunsch; Hanson, O.; Kent; Kingsbury; Martinson; Meiers, R.; Melby; Murphy; Olafson; Olsen, D.; Peltier; Schneider; Schoenwald; Shide; Stofferahn; Strinden; Thompson; Whalen

ABSENT AND NOT VOTING: Horgan; O'Shea

HB 1097 passed and the title was agreed to.

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HB 1101: A BILL for an Act to repeal section 4-12-03.1 of the North Dakota Century Code, relating to a two-mile radius restriction for the establishment of commercial apiary locations.

Which has been read.

#### MOTION

REP. STOFFERAHN MOVED the previous question, which motion prevailed.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 17 YEAS, 87 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aubol; Boyle; Conmy; Gunsch; Hausauer; Kingsbury; Lang; Meier, A.; Melby; Murphy; O'Shea; Peterson; Retzer; Rued; Schindler; Williams, W.; Wold

NAYS: Anderson, C.; Anderson, R.; Black; Brokaw; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Richard; Riehl; Riley; Sanstead; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden;



Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig;  
Watne; Wentz; Whalen; Williams, A.; Williams, C.;  
Madam Speaker

ABSENT AND NOT VOTING: Backes; Horgan

HB 1101 was declared lost.

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HB 1312: A BILL for an Act to amend and reenact section 57-54.1-11 of the North Dakota Century Code, relating to a fee for motor fuel licensees who fail to file reports.

Which has been read.

# ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 102 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; 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; 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: Backes; Erdman; Horgan; Strinden

HB 1312 passed and the title was agreed to.

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HB 1315: A BILL for an Act to amend and reenact section 57-40.3-11 of the North Dakota Century Code, relating to penalties for failure to submit a "motor vehicle purchaser's certificate".

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 102 YEAS, 1 NAY, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; 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.; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; 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: Black

ABSENT AND NOT VOTING: Backes; Horgan; Martin, G.

HB 1315 passed and the title was agreed to.

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HB 1319: A BILL for an Act relating to the marking of containers used for liquefied petroleum gas, and regulating the filling, transferring, and possession of marked containers; and to provide a penalty.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill as amended on page 737 of the House Journal, the roll was called and there were 89 YEAS, 13 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Boyle; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; 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; Melby; Mertens; Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson;

Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Wold; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Aubol; Backes; Brokaw; Conmy; Gerl; Hughes; Meier, A.; Meiers, R.; Meyer, R.; Murphy; Williams, W.

ABSENT AND NOT VOTING: Black; Horgan; Retzer; Strinden

HB 1319 passed and the title was agreed to.

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HB 1332: A BILL for an Act to amend and reenact sections 11-01-04 and 11-01-37 of the North Dakota Century Code, relating to correction of boundary descriptions of Benson County and Ramsey County.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 100 YEAS, 1 NAY, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; 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.; 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; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold

NAYS: Madam Speaker

ABSENT AND NOT VOTING: Black; Horgan; Nicholas; Peterson; Strinden

HB 1332 passed and the title was agreed to.

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HB 1334: A BILL for an Act to create and enact a new section to chapter 35-05 of the North Dakota Century Code, relating to a crop mortgage; and to amend and reenact sections 35-08-03, 35-09-03, 35-10-01, and 35-11-03 of the North Dakota Century Code, relating to the relative priorities of various agriculturally related liens.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 29 YEAS, 74 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Conmy; Dotzenrod; Eagles; Gates; Goetz; Hamerlik; Hausauer; Hughes; Kent; Kingsbury; Kloubec; Lang; Lardy; Lipsiea; Lloyd; Martinson; Moore; Opedahl; Riley; Rued; Swiontek; Thompson; Timm; Unhjem; Whalen; Williams, C.; Wold

NAYS: Aubol; Backes; Black; Boyle; Brokaw; DeMers; DuBord; Erdman; Gerl; Gorder; Gullickson; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Keller; Knudson; Koehn; Koski; Kretschmar; Kuchera; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, W.; Madam Speaker

ABSENT AND NOT VOTING: Horgan; Peterson; Strinden

HB 1334 was declared lost.

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HB 1335: A BILL for an Act to amend and reenact section 2-05-18 of the North Dakota Century Code, relating to the application requirements for aerial spray licenses.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 7 YEAS, 94 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Black; Brokaw; Conmy; Pomeroy, G.; Riehl; Shockman; Williams, W.

NAYS: Anderson, C.; Anderson, R.; Aubol; Backes; Boyle; 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.; 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.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Rayl; Retzer; Rice; Richard; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Wold; Madam Speaker

ABSENT AND NOT VOTING: Horgan; Meyer, W.; Peterson; Strinden; Unhjem

HB 1335 was declared lost.

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HB 1358: A BILL for an Act to amend and reenact section 23-10-02 of the North Dakota Century Code, relating to state regulation of mobile home parks.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 37 YEAS, 66 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Dotzenrod; Goetz; Gunsch; Hanson, O.; Haugland; Hausauer; Hill; Hughes; Keller; Kent; Kingsbury; Kloubec; Kretschmar; Kuchera; Lang; Larson, R.; Lipsiea; Meiers, R.; Melby; Meyer, W.; Murphy; Olafson; Olsen, D.; Olson, A.; O'Shea; Retzer; Rice; Rued; Shide; Strinden; Thompson; Timm; Whalen; Williams, C.;

NAYS: Backes; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Gerl; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Hjelle; Hoffner, Serenus; Hoffner, S.F.; Jacobson; Knudson; Koehn; Koski; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Mertens; Meyer, R.;

Moore; Mushik; Nalewaja; Nicholas; O'Connell; Opedahl;  
 Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Richard;  
 Riehl; Riley; Sanstead; Schindler; Schneider;  
 Schoenwald; Shockman; Sinner; Solberg; Stofferahn;  
 Swiontek; Unhjem; Vander Vorst; Vig; Watne; Wentz;  
 Williams, A.; Williams, W.; Wold; Madam Speaker

ABSENT AND NOT VOTING: Horgan; Nowatzki; Peterson

HB 1358 was declared lost.

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HB 1364: A BILL for an Act to amend and reenact sections 14-08.1-01 and 14-08.1-02 of the North Dakota Century Code, relating to the enforcement of child support obligations.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on page 737 of the House Journal, the roll was called and there were 94 YEAS, 11 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Boyle;  
 Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles;  
 Erdman; Gates; Gerl; Goetz; Gorder; Gullickson;  
 Halmarst; Hamerlik; Hanson, L.; Haugland; Hausauer;  
 Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan;  
 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; Meiers, R.; Melby; Mertens; Meyer, R.;  
 Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas;  
 Nowatzki; O'Connell; Olafson; Olson, A.; Opedahl;  
 O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl;  
 Retzer; Rice; Richard; Riehl; Riley; Schindler;  
 Schneider; Schoenwald; Shockman; Sinner; Solberg;  
 Stofferahn; Strinden; Swiontek; Thompson; Unhjem;  
 Vander Vorst; Vig; Watne; Wentz; Williams, A.;  
 Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Black; Gunsch; Hanson, O.; Hughes; Meier, A.;  
 Olsen, D.; Rued; Sanstead; Shide; Timm; Whalen

ABSENT AND NOT VOTING: Peterson

HB 1364 passed and the title was agreed to.

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HB 1395: A BILL for an Act to create and enact seven new sections to chapter 49-09 of the North Dakota Century Code,

relating to state condemnation of abandoned rail properties and resale to enable a railway line's continued operation; the determination of title to rail properties; sale of rail properties to the state; utilization of federal funds; application for federal loans; the purchase of rolling stock, equipment, and machinery; and payments dependent on state funds; to amend and reenact sections 49-09-04.1 and 49-09-04.2 of the North Dakota Century Code, relating to the abandonment of railway lines and public service commission authority to acquire such property through trust agreements, purchase or condemnation; and landowner options to acquire abandoned right of way; to repeal chapter 49-17.2 of the North Dakota Century Code, relating to regional railroad authorities; 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 34 YEAS, 69 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Brokaw; DeMers; Erdman; Gerl; Gullickson; Hanson, L.; Hoffner, Serenus; Horgan; Jacobson; Koski; Lardy; Larson, B.; Laughlin; Meier, A.; Meiers, R.; Melby; Meyer, W.; Mushik; O'Connell; Opedahl; Pomeroy, G.; Richard; Schneider; Shockman; Solberg; Stofferahn; Vander Vorst; Vig; Watne; Williams, A.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Black; Boyle; Conmy; Dotzenrodt; DuBord; Eagles; Gates; Goetz; Gordner; Gunsch; Halmarst; Hamerlik; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, S. F.; Hughes; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Kretschmar; Lang; Larson, R.; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Mertens; Meyer, R.; Moore; Murphy; Nalewaja; Nicholas; Nowatzki; Olafson; Olsen, D.; Olson, A.; Peltier; Peterson; Pomeroy, E.; Rayl; Retzer; Rice; Riehl; Riley; Rued; Sanstead; Schindler; Schoenwald; Shide; Sinner; Strinden; Swiontek; Thompson; Timm; Wentz; Whalen; Williams, C.; Wold

ABSENT AND NOT VOTING: Kuchera; O'Shea; Unhjem

HB 1395 was declared lost.

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HB 1420: A BILL for an Act to amend and reenact sections 43-30-01, 43-30-02, 43-30-03, 43-30-04, 43-30-05, 43-30-06, 43-30-09, 43-30-10, 43-30-11, 43-30-12, 43-30-15, and 43-30-16 of the North Dakota Century Code, relating to the licensure of detectives and providing for the licensure of

private investigators and private security services; to repeal section 43-30-07 of the North Dakota Century Code, relating to the contents and posting of a license; to provide a penalty; and to provide an effective date.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on page 738 of the House Journal, the roll was called and there were 66 YEAS, 38 NAYS, 2 ABSENT AND NOT VOTING.

**YEAS:** Anderson, C.; Anderson, R.; Aubol; Backes; Black; Conmy; DeMers; Eagles; Erdman; Gates; Goetz; Gullickson; Hamerlik; Haugland; Hausauer; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Knudson; Koehn; Koski; Kretschmar; Lang; Lardy; Larson, B.; Larson, R.; Linderman; Lipsiea; Martin, C.; Martin, G.; Martinson; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Riehl; Riley; Schindler; Sinner; Stofferahn; Swiontek; Thompson; Unhjem; Vander Vorst; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

**NAYS:** Boyle; Brokaw; Dotzenrod; DuBord; Gerl; Gorder; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Hill; Kingsbury; Kloubec; Laughlin; Lautenschlager; Lloyd; Meier, A.; Melby; Murphy; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Rayl; Retzer; Rice; Rued; Sanstead; Schneider; Schoenwald; Shide; Shockman; Solberg; Strinden; Timm; Vig; Watne

**ABSENT AND NOT VOTING:** Kuchera; Richard

HB 1420 passed and the title was agreed to.

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**HB 1434:** A BILL for an Act to amend and reenact sections 40-29-04 and 40-31-02 of the North Dakota Century Code, relating to assessment of the expense for sidewalks or curb and gutter construction, repair, or rebuilding.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 93 YEAS, 12 NAYS, 1 ABSENT AND NOT VOTING.

**YEAS:** Anderson, C.; Anderson, R.; Backes; Black; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl;



Goetz; Gullickson; Gunsch; Halmrast; Hamerlik;  
 Hanson, L.; Hanson, O.; Haugland; Hausauer; Hjelle;  
 Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes;  
 Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski;  
 Kretschmar; Lang; Lardy; Larson, B.; Larson, R.;  
 Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd;  
 Martin, C.; Martin, G.; Martinson; Meier, A.;  
 Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Moore;  
 Murphy; Nalewaja; Nicholas; Nowatzki; O'Connell;  
 Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea;  
 Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl;  
 Retzer; Richard; Riehl; Riley; Sanstead; Schindler;  
 Schneider; Schoenwald; Shide; Shockman; Sinner;  
 Solberg; Stofferahn; Strinden; Swiontek; Thompson;  
 Timm; Unhjem; Vander Vorst; Vig; Wentz; Whalen;  
 Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Aubol; Boyle; Eagles; Gorder; Hill; Kingsbury;  
 Melby; Mushik; Rice; Rued; Watne; Wold

ABSENT AND NOT VOTING: Kuchera

HB 1434 passed and the title was agreed to.

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HB 1435: A BILL for an Act to authorize the governor to make agreements with the state of Montana and relevant federal agencies for renewal of certain Amtrak rail passenger service.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill as amended on page 710 of the House Journal, the roll was called and there were 67 YEAS, 39 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Backes; Black; Boyle; Brokaw;  
 Conmy; DeMers; DuBord; Erdman; Gerl; Goetz; Gullickson;  
 Hanson, L.; Hill; Hjelle; Hoffner, Serenus;  
 Hoffner, S. F.; Horgan; Jacobson; Keller; Knudson;  
 Koski; Lang; Lardy; Larson, B.; Laughlin;  
 Lautenschlager; Linderman; Lloyd; Martin, C.;  
 Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.;  
 Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki;  
 O'Connell; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.;  
 Rayl; Retzer; Richard; Riehl; Riley; Sanstead;  
 Schneider; Schoenwald; Shockman; Sinner; Solberg;  
 Stofferahn; Swiontek; Unhjem; Vander Vorst; Vig; Watne;  
 Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, R.; Dotzenrod; Eagles; Gates; Gorder;  
 Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland;

Hausauer; Hughes; Kent; Kingsbury; Kloubec; Koehn;  
Kretschmar; Kuchera; Larson, R.; Lipsiea; Martin, G.;  
Melby; Moore; Murphy; Olafson; Olsen, D.; Olson, A.;  
Peltier; Peterson; Rice; Rued; Schindler; Shide;  
Strinden; Thompson; Timm; Wentz; Whalen; Wold

ABSENT AND NOT VOTING: None

HB 1435 passed and the title was agreed to.

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#### MOTION

REP. E. POMEROY MOVED that HB 1444 be placed at the foot of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

HB 1445: A BILL for an Act to create and enact two new sections to chapter 62-04 of the North Dakota Century Code, relating to regulation of firearms and ammunition; and to provide a penalty.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 71 YEAS, 33 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Black; Boyle; Eagles; Erdman; Gerl;  
Gorder; Gullickson; Hanson, L.; Hanson, O.; Haugland;  
Hausauer; Hill; Hjelle; Hoffner, Serenus;  
Hoffner, S. F.; Hughes; Jacobson; Keller; Kingsbury;  
Knudson; Koehn; Koski; Lang; Lardy; Larson, B.;  
Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd;  
Martin, C.; Martin, G.; Martinson; Meier, A.; Melby;  
Meyer, R.; Meyer, W.; Moore; Murphy; Nalewaja;  
Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.;  
Olson, A.; Opedahl; Peterson; Rayl; Retzer; Richard;  
Riehl; Riley; Rued; Sanstead; Schoenwald; Shide;  
Shockman; Solberg; Stofferahn; Swiontek; Thompson;  
Timm; Unhjem; Vig; Watne; Whalen; Williams, A.;  
Williams, C.; Williams, W.

NAYS: Anderson, R.; Aubol; Backes; Brokaw; Conmy; DeMers;  
DuBord; Gates; Gunsch; Halmrast; Hamerlik; Horgan;  
Kent; Kloubec; Kretschmar; Kuchera; Lipsiea;  
Meiers, R.; Mertens; Mushik; O'Shea; Peltier;  
Pomeroy, E.; Pomeroy, G.; Rice; Schindler; Schneider;  
Sinner; Strinden; Vander Vorst; Wentz; Wold;  
Madam Speaker

ABSENT AND NOT VOTING: Dotzenrod; Goetz

HB 1445 passed and the title was agreed to.

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HB 1446: A BILL for an Act to amend and reenact section 57-20-07.1 of the North Dakota Century Code, relating to the mailing of real estate tax statements by the county treasurer.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 100 YEAS, 2 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Backes; Black; Boyle; Brokaw; Conmy; DeMers; 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; 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; 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; Timm; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Aubol; Mertens

ABSENT AND NOT VOTING: Dotzenrod; Jacobson; Thompson; Unhjem

HB 1446 passed and the title was agreed to.

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HB 1456: A BILL for an Act to amend and reenact section 4-14.2-02 of the North Dakota Century Code, relating to the membership in the northern crops council.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 97 YEAS, 5 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman;

Gates; Gerl; Goetz; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Hughes; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; 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; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Gorder; Horgan; Lardy; Meier, A.; Olafson

ABSENT AND NOT VOTING: Dotzenrod; Jacobson; Kuchera; Thompson

HB 1456 passed and the title was agreed to.

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#### MOTIONS

REP. BACKES MOVED that HB 1509, HB 1559, and HB 1649 be moved to the head of the calendar, which motion prevailed.

REP. L. HANSON MOVED that HB 1645 be returned to the Committee on State and Federal Government, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

HB 1509: A BILL for an Act to amend and reenact sections 11-23-02, 11-23-05, and 11-23-09 of the North Dakota Century Code, relating to county budget procedures.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 104 YEAS, 0 NAYS, 2 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; 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; Timm; Unhjem;  
 Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.;  
 Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Kuchera; Thompson

HB 1509 passed and the title was agreed to.

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HB 1559: A BILL for an Act to create and enact a new section to chapter 39-07 of the North Dakota Century Code, relating to wrecker and towing services responsibilities in reporting accidents.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 95 YEAS, 9 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black;  
 Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Eagles;  
 Erdman; Gates; Gerl; Goetz; Gorder; Gullickson;  
 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;  
 Lang; Lardy; Larson, B.; Larson, R.; Laughlin;  
 Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.;  
 Martin, G.; Martinson; Meiers, R.; Melby; Meyer, R.;  
 Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki;  
 O'Connell; Olafson; Olsen, D.; Opedahl; O'Shea;  
 Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice;  
 Richard; Riehl; Riley; Rued; Sanstead; Schindler;  
 Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden;  
 Swiontek; Timm; Unhjem; Vander Vorst; Vig; Watne;  
 Wentz; Whalen; Williams, A.; Williams, C.;  
 Williams, W.; Wold; Madam Speaker

NAYS: Conmy; Gunsch; Meier, A.; Mertens; Murphy;  
 Olson, A.; Peltier; Schneider; Schoenwald

ABSENT AND NOT VOTING: Kuchera; Thompson

HB 1559 passed and the title was agreed to.

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HB 1649: A BILL for an Act to amend and reenact section 11-15-02 of the North Dakota Century Code, relating to appointment of special deputies by sheriffs.

Which has been read.

## MOTION

REP. GUNSCH MOVED the previous question, which motion prevailed.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 51 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aubol; Black; Boyle; Conmy; Dotzenrod; DuBord; Eagles; Erdman; Gerl; Gullickson; Hamerlik; Hanson, L.; Haugland; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Jacobson; Keller; Kent; Koski; Lang; Larson, B.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martin, G.; Martinson; Meiers, R.; Moore; Mushik; Nicholas; Nowatzki; O'Connell; Opedahl; Peterson; Pomeroy, G.; Rayl; Richard; Sanstead; Schneider; Schoenwald; Sinner; Solberg; Stofferahn; Swiontek; Unhjem; Vig; Watne; Wentz; Williams, A.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Backes; Brokaw; DeMers; Gates; Goetz; Gorder; Gunsch; Halmrast; Hanson, O.; Hausauer; Hill; Horgan; Hughes; Kingsbury; Kloubec; Koehn; Kretschmar; Lardy; Larson, R.; Lipsiea; Meier, A.; Melby; Mertens; Meyer, R.; Meyer, W.; Murphy; Nalewaja; Olafson; Olsen, D.; Olson, A.; O'Shea; Peltier; Pomeroy, E.; Retzer; Rice; Riehl; Riley; Rued; Schindler; Shide; Shockman; Strinden; Thompson; Timm; Vander Vorst; Whalen; Williams, C.; Williams, W.; Wold

ABSENT AND NOT VOTING: Knudson; Kuchera

HB 1649 was declared lost for lack of a constitutional majority.

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## MOTION

REP. BACKES MOVED that the rules be suspended and that HB 1444 and SB 2186 be moved to the head of the calendar, which motion prevailed.

HB 1444: A BILL for an Act to amend and reenact section 27-20-30 of the North Dakota Century Code, relating to the disposition of juvenile court cases.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 101 YEAS, 2 NAYS, 3 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, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; 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: Lang; Meier, A.

ABSENT AND NOT VOTING: Hoffner, Serenus; Knudson; Kuchera

HB 1444 passed and the title was agreed to.

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## SECOND READING OF SENATE BILL

SB 2186: A BILL for an Act to amend and reenact subsection 2 of section 57-15-14 of the North Dakota Century Code, relating to tax levy limitations in school districts.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 64 YEAS, 41 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Gerl; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Koehn; Koski; Kretschmar; Lang; Lardy; Larson, B.; Lautenschlager; Linderman; Lloyd; Martin, G.; Martinson; Meiers, R.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olson, A.; Opedahl; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Riley; Rued; Sanstead; Schindler; Schneider;

Schoenwald; Stofferahn; Strinden; Swiontek; Timm;  
 Unhjem; Wentz; Williams, A.; Williams, C.;  
 Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Brokaw; Dotzenrod;  
 Goetz; Gorder; Gullickson; Gunsch; Hanson, O.; Hill;  
 Hughes; Kingsbury; Kloubec; Knudson; Larson, R.;  
 Laughlin; Lipsiea; Martin, C.; Meier, A.; Melby;  
 Mertens; Meyer, R.; Meyer, W.; Murphy; Olafson;  
 Olsen, D.; O'Shea; Retzer; Rice; Richard; Riehl; Shide;  
 Shockman; Sinner; Solberg; Thompson; Vander Vorst; Vig;  
 Watne; Whalen; Wold

ABSENT AND NOT VOTING: Kuchera

SB 2186 passed and the title was agreed to.

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#### MOTIONS

REP. BACKES MOVED that the House be on the Seventeenth order of business, which motion prevailed.

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

REP. BACKES MOVED that the House be on the Fifth order of business, and at the conclusion of the Fifth order, 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 1:15 p.m., Tuesday, February 8, 1983, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

MADAM SPEAKER: Your Committee on Social Services and Veterans Affairs to which was referred HB 1057 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS and be rereferred to the Committee on Appropriations:

On page 1, line 11, after the semicolon insert the words "to provide an appropriation;"

On page 1, line 20, after the period insert the words "It is the further intention of the legislative assembly that the North Dakota council on developmental disabilities shall assist with the education of the public as to the nature of guardianship responsibilities and locate individuals to serve as guardians for developmentally disabled persons as provided in this Act."



On page 4, after line 21, insert the following new subsection:

"3. Court proceedings for the appointment of a guardian for an individual presently or formerly a ward of the superintendent of the Grafton state school pursuant to this section must, upon request of the petitioner, be handled by the state's attorney of the county in which the action is brought. The county of any state's attorney involved in more than thirty petitions per calendar year is entitled to reimbursement for the time and expenses of the state's attorney from the director of institutions in the amount the director of institutions determines reasonable."

On page 4, line 35, after the word "person" and before the period insert the words "or any state employee in the performance of official duties"

On page 5, line 32, delete the word "The"

On page 5, delete lines 33 through 35

On page 6, delete lines 1 through 4

On page 7, line 9, delete the words "developmental disabilities"

On page 7, delete line 10, and insert in lieu thereof the words "department of human services."

On page 7, line 21, after the period insert the words "The court shall determine in all cases in which a guardian is appointed whether the incapacitated person is mentally incompetent and as such is not qualified to vote."

On page 8, line 27, delete the word "A" and insert in lieu thereof the words "Any relative or friend who has maintained significant contacts with the incapacitated person or a"

On page 16, after line 11, insert the following new section:

**"SECTION 16. APPROPRIATION.** There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$20,000, or so much thereof as may be necessary to the director of institutions for the purpose of paying counties for the time and expenses

of a state's attorney expended representing a petitioner in guardianship hearings as provided in section 25-04-13.1 for the biennium beginning July 1, 1983, and ending June 30, 1985."

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

HB 1057 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Transportation to which was referred HB 1189 has had the same under consideration and recommends by a vote of 9 YEAS, 7 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 2, delete the numeral "39-03.1-18,"

On page 2, line 16, delete the words "during the period July 1, 1983, through June 30, 1984," and insert in lieu thereof the words "to the highway patrol after July 1, 1983, shall not be members of the retirement system established by this chapter but, instead, shall remain members of the public employees retirement system and social security"

On page 2, delete lines 17 through 20

On page 2, line 21, delete the words "shall be final"

On page 3, delete lines 16 through 35

On page 4, delete lines 1 through 12

On page 5, line 6, after the word "commissioner" insert the words ", highway patrol,"

On page 5, line 22, remove the overstrike over the words "~~state highway commissioner~~" and insert immediately thereafter the word "and"

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

HB 1189 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Appropriations to which was referred HB 1367 has had the same under consideration and recommends by a vote of 19 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 6, delete the numeral "\$700,000" and insert in lieu thereof the numeral "\$500,000"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment reduces the appropriation for Leafy Spurge Control by \$200,000. This amount is more in line with the other appropriations made to other departments for Leafy Spurge Control.

REP. MERTENS, Chairman

HB 1367 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Political Subdivisions to which was referred HB 1391 has had the same under consideration and recommends by a vote of 11 YEAS, 0 NAYS, 5 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 "sections 40-47-02 and" and insert in lieu thereof the word "section"

On page 1, line 2, delete the words "the zoning"

On page 1, line 3, delete the words "authority of municipalities and"

On page 1, delete lines 7 through 22

On page 2, line 8, delete the words "No manufactured home which"

On page 2, delete lines 9 through 23

And renumber the lines, sections, and pages accordingly

REP. DOTZENROD, Chairman

HB 1391 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Political Subdivisions to which was referred HB 1425 has had the same under consideration and recommends by a vote of 10 YEAS, 1 NAY, 5 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 18, remove the overstrikes over the words "A landlord may not demand or receive"

On page 1, line 19, remove the overstrikes over the words  
"security, however denominated, in an amount or value  
in"

On page 1, line 20, remove the overstrikes over the words  
"excess of one month's rent."

On page 2, line 4, delete the period "." and insert in lieu  
thereof the words "reasonable wear and tear  
excepted."

On page 2, delete lines 5 through 10

On page 2, line 23, delete the words "A lessee is liable  
for damages treble the"

On page 2, delete lines 24 through 26

And renumber the lines and pages accordingly

REP. DOTZENROD, Chairman

HB 1425 was placed on the Sixth 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 1448 has had the same under consideration  
and recommends by a vote of 11 YEAS, 3 NAYS, 2 ABSENT AND NOT  
VOTING that the same BE AMENDED AS FOLLOWS and when so amended,  
recommends the same be placed on the calendar without  
recommendation:

On page 3, line 13, delete the numeral "15-38.1-02" and  
insert in lieu thereof the numeral "15-47-26"

And renumber the lines accordingly

REP. L. HANSON, Chairman

HB 1448 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 1458 has had the same under consideration and recommends by a  
vote of 15 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same BE  
AMENDED AS FOLLOWS and when so amended, recommends the same DO  
PASS:

On page 1, line 11, after the word "districts" insert the  
following words "; and to declare an emergency"

On page 2, after line 7, insert the following new  
subsection:

"5. "Elector" means a person who possesses the qualifications of an elector as provided in section 16.1-01-04."

On page 2, line 28, delete the words "the division of a single" and insert in lieu thereof the words "separation of territory from one or more operating districts to create one or more new operating districts."

On page 2, delete line 29

On page 5, after line 6, insert the following new subsection:

"8. The determination of the board made pursuant to this section is not subject to the provisions of chapter 28-32."

On page 5, line 20, overstrike the word "receive" and insert immediately thereafter the word "consider"

On page 5, line 21, overstrike the words "for the purpose of determining", and after the word "and" insert the words "documentary evidence with respect to any of"

On page 5, line 22, delete the word "considering"

On page 6, after line 25, insert the following new subsection:

"4. Following the county committee's consideration of testimony and documentary evidence with respect to any of the factors listed in subsection 3, the county committee shall make specific findings with reference to every one of those factors to which testimony or documentary evidence was directed."

On page 6, line 27, delete the words "and the state" and insert in lieu thereof the words "following a hearing conducted by the board at which testimony and documentary evidence shall be considered with respect to any of the factors listed in subsection 3. The state board shall make specific findings with reference to every one of those factors to which testimony or documentary evidence was directed."

On page 6, delete lines 28 and 29

On page 7, line 7, delete the numeral "7."

On page 7, line 14, delete the numeral "8.", and overstrike the words "If the annexation does not receive the approval of any"

On page 7, overstrike line 15

On page 7, line 16, delete the word "board", and overstrike the words ". In such an instance, an appeal from the"

On page 7, line 17, overstrike the words "decision of the state", delete the word "board", and overstrike the words "may be had to the"

On page 7, overstrike lines 18 through 20

On page 7, after line 35, insert the following new subsection:

"11. Any determination made by a county committee or committees with respect to an annexation proposed under this section may be appealed to the state board. A decision of the state board with respect to a proposed annexation may in turn be appealed to the district court of the judicial district in which the territory proposed is located in accordance with chapter 28-32."

On page 8, line 31, delete the words "the division of a" and insert in lieu thereof the words "separation of territory from one or more operating districts to create one or more new operating districts"

On page 8, line 32, delete the words "single district into two or more smaller operating districts"

On page 9, line 8, delete the words "the division of a single district into" and insert in lieu thereof the words "separation of territory from one or more operating districts to create one or more new operating districts"

On page 9, line 9, delete the words "two or more smaller operating districts"

On page 9, line 26, overstrike the words "to be heard for the purpose of"

On page 9, line 27, delete the words "considering and making findings on" and insert in lieu thereof the words "and documentary evidence to be considered by the county committee with respect to any of"

On page 10, after line 34, insert the following new paragraph:

"Following the county committee's consideration of testimony and documentary evidence with respect to any of the factors listed in subsection 3, the county committee shall make specific findings with reference to every one of those factors to which testimony or documentary evidence was directed in proceedings before the committee."

On page 17, line 32, overstrike the word "shall" and insert immediately thereafter the word "may"

On page 23, after line 8, insert the following new section:

"SECTION 23. EMERGENCY. This Act is hereby declared to be an emergency measure and is in effect from and after its passage and approval."

And renumber the lines, subsections, and pages accordingly  
REP. JACOBSON, Chairman

HB 1458 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Transportation to which was referred HB 1539 has had the same under consideration and recommends by a vote of 10 YEAS, 4 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 20, delete the word "twelve" and insert in lieu thereof the word "thirteen"

On page 2, line 13, delete the word "twelve" and insert in lieu thereof the word "thirteen"

On page 3, line 11, delete the word "twelve" and insert in lieu thereof the word "thirteen"

On page 4, line 11, delete the word "twelve" and insert in lieu thereof the word "thirteen"

And renumber the lines and pages accordingly  
REP. HJELLE, Chairman

HB 1539 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Transportation to which was referred HB 1630 has had the same under consideration and recommends by a vote of 9 YEAS, 4 NAYS, 3 ABSENT AND NOT VOTING

that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, line 31, delete the word "product" and insert in lieu thereof the word "produce"

On page 3, line 2, after the period insert the following language: "Fees from license applications of aircraft dealers shall be deposited with the state treasurer and credited to the state general fund. Fees received for additional aircraft registrations for demonstrator aircraft shall be deposited with the state treasurer, who shall deposit such funds in the aeronautics distribution fund, and such funds shall be distributed by the state treasurer in accordance with section 2-05-11."

On page 4, line 9, after the period insert the following language: "Fees from license applications of ultralight vehicle dealers shall be deposited with the state treasurer and credited to the state general fund. Fees received for additional demonstrator ultralight vehicle registrations shall be deposited with the state treasurer, who shall deposit such funds in the aeronautics distribution fund, and such funds shall be distributed by the state treasurer in accordance with section 2-05-11."

On page 4, line 11, after the word "business" insert the words "in North Dakota"

On page 4, line 25, after the word "commission" insert the words "and purchasers"

On page 4, line 26, delete the word "such" and delete the words "models, specifications, selling prices," and insert in lieu thereof the words "model, specification, selling price, with no"

On page 4, line 29, after the period insert the following sentence: "All dealers shall keep records of all aircraft and ultralight vehicle sales for two years."

And renumber the lines and pages accordingly

REP. HJELLE, Chairman

HB 1630 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 1631 has had the same under consideration and recommends by a vote of 8 YEAS, 7 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 23, remove the overstrike over the word "~~may~~" and delete the word "shall"

And renumber the lines accordingly

REP. BROKAW, Chairman

HB 1631 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 1637 has had the same under consideration and recommends by a vote of 14 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 11, overstrike the word "one"

On page 1, line 11, delete the words "and one-half" and insert in lieu thereof the words "up to two"

And renumber the lines accordingly

REP. W. MEYER, Chairman

HB 1637 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 1650 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 10, remove the overstrike over the words "~~the provisions of~~"

On page 1, line 15, remove the overstrike over the words "~~until December 31,~~" and after the overstruck numeral "~~1983~~" insert the numeral "1985" and remove the overstrike over the comma and word "~~, or~~"

On page 1, line 17, remove the overstrike over the words "~~, whichever date is first~~"

And renumber the lines accordingly

REP. BROKAW, Chairman

HB 1650 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 1718 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 and be rereferred to the Committee on Appropriations:

On page 1, line 2, delete the words "; and to provide a"

On page 1, line 3, delete the word "penalty"

On page 4, delete lines 3 through 8

And renumber the lines and pages accordingly

REP. W. MEYER, Chairman

HB 1718 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 1317 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. SINNER, Chairman

HB 1317 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 1486 has had the same under consideration and recommends by a vote of 8 YEAS, 5 NAYS, 4 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. SINNER, Chairman

HB 1486 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 1554 has had the same under consideration and recommends by a vote of 9 YEAS, 6 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. SINNER, Chairman

HB 1554 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 1557 has had the same under consideration and recommends by a vote of 9 YEAS, 3 NAYS, 5 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. SINNER, Chairman

HB 1557 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 HB 1576 has had the same under consideration and recommends by a vote of 15 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. E. POMEROY, Chairman

HB 1576 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 1585 has had the same under consideration and recommends by a vote of 11 YEAS, 1 NAY, 5 ABSENT AND NOT VOTING that the same DO PASS.

REP. SINNER, Chairman

HB 1585 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 1609 has had the same under consideration and recommends by a vote of 12 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. S. F. HOFFNER, Chairman

HB 1609 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 1685 has had the same under consideration and recommends by a vote of 9 YEAS, 5 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

REP. SINNER, Chairman

HB 1685 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

#### FIRST READING OF A HOUSE CONCURRENT RESOLUTION

Reps. Lardy, Opedahl, Lipsiea and Sens. Thane, Heigaard introduced:

HCR 3048: A concurrent resolution directing a Legislative Council study of financial assistance provided by alumni associations and private foundations to the state colleges and universities.

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

#### FIRST READING OF SENATE BILLS

SB 2154: A BILL for an Act to amend and reenact subsection 1 of section 38-14.1-13 of the North Dakota Century Code, relating to permit applications for surface coal mining and reclamation operations.

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

SB 2220: A BILL for an Act to establish a revolving loan fund at the Bank of North Dakota for making agricultural real estate loans to North Dakota beginning farmers; and to provide an appropriation.

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

SB 2224: A BILL for an Act to provide for a reduction in motor vehicle insurance rates of senior citizens successfully completing a motor vehicle accident prevention course.

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

SB 2268: A BILL for an Act to amend and reenact subsection 3 of section 16.1-08-02, subsection 1 of section 16.1-08.1-01, and sections 16.1-08.1-02, 16.1-08.1-03 and 16.1-08.1-04 of the North Dakota Century Code, relating to the reporting of campaign contributions.

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

SB 2282: A BILL for an Act to amend and reenact sections 4-08-02, 4-08-04, 4-08-15, and 4-08-15.1 of the North Dakota Century Code, or in the alternative to amend and reenact subsections 4 and 5 of section 55 of Senate Bill No. 2065, as approved by the forty-eighth legislative assembly, relating to county mill levys for county agent work.

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

SB 2285: A BILL for an Act to create and enact two new sections to chapter 24-02 of the North Dakota Century Code, relating to the method of filing claims under a highway contract performance bond; and to amend and reenact section 48-02-17 of the North Dakota Century Code, relating to when claims are barred against contractor and surety including public buildings.

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

SB 2294: A BILL for an Act to amend and reenact section 49-09-04.3 of the North Dakota Century Code, relating to removal of abandoned materials from abandoned railway lines.

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

SB 2320: A BILL for an Act to amend and reenact section 2-06-15 of the North Dakota Century Code, relating to county mill levies for airport authorities.

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

SB 2349: A BILL for an Act to create a new section to chapter 36-15 of the North Dakota Century Code, relating to the administrative enforcement of the provisions of that chapter; and to amend and reenact section 36-15-21 of the North Dakota Century Code, relating to calfhood vaccinations against brucellosis; and to provide a penalty; and to declare an emergency.

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

**SB 2359:** A BILL for an Act to provide for a lien for unpaid earned property or casualty insurance premiums.

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

**SB 2362:** A BILL for an Act to amend and reenact subsection 5 of section 39-06.1-03 of the North Dakota Century Code, relating to jury trial on appeal from criminal traffic convictions.

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

**SB 2364:** A BILL for an Act to amend and reenact section 6-09.5-07 of the North Dakota Century Code, relating to terms on community water facility loans; 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