

MONDAY, MARCH 28, 1983

2253

JOURNAL OF THE HOUSE

Forty-eighth Legislative Assembly

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FIFTY-EIGHTH DAY

Bismarck, March 28, 1983

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

The prayer was offered by Representative Conmy.

ROLL CALL

The roll was called and all members were present, except Representatives C. Anderson, Erdman, and Richard.

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 Fifty-seventh day and recommends that the same be corrected as follows and when so corrected, recommends that the same be approved:

On page 2246, line 27, delete ", and the emergency clause", on line 28, delete "carried"

On page 2247, line 15, after the word "to" delete the "." and insert in lieu thereof ", and the emergency clause carried."

REP. LAUGHLIN, Chairman

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

MESSAGE TO THE SENATE HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the House has concurred in the Senate amendments to HB 1084, HB 1167, HB 1182, HB 1246, HB 1290, HB 1295, HB 1315, HB 1319, HB 1373, HB 1374, HB 1404, HB 1406, HB 1408, HB 1417, HB 1428, HB 1432, HB 1439, HB 1443, HB 1445, HB 1447, HB 1454, HB 1458, HB 1466, HB 1479, HB 1518, HB 1519, HB 1523, HB 1526, HB 1533, HB 1534, HB 1543, HB 1559, HB 1589, HB 1630, HB 1641, HB 1653, HB 1670, HB 1674, HB 1680, HCR 3018, HCR 3020, HCR 3036, HCR 3083, HCR 3084, HCR 3086

Very respectfully,
CHARLES FLEMING, Chief Clerk

REPORTS 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 enrolled:

HB 1084, HB 1182, HB 1246, HB 1290, HB 1295, HB 1315,
HB 1319, HB 1373, HB 1374, HB 1404, HB 1406, HB 1408,
HB 1417, HB 1428, HB 1439, HB 1443, HB 1447, HB 1454,
HB 1466, HB 1479, HB 1518, HB 1519, HB 1523, HB 1526,
HB 1533, HB 1534, HB 1543, HB 1589, HB 1630, HB 1653,
HB 1670, HB 1674, HB 1680, HCR 3018, HCR 3069, HCR 3073,
HCR 3076, HCR 3077, HCR 3083, HCR 3084

REP. G. MARTIN, Chairman

REP. O'CONNELL MOVED that the report be adopted, which motion prevailed.

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

HB 1017, HB 1189, HB 1432, HB 1445, HB 1559, HB 1641,
HB 1695, HCR 3036, HCR 3086

REP. G. MARTIN, Chairman

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

MESSAGES FROM THE SENATE SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the Senate has concurred in the House amendments to SB 2062, SB 2084, SB 2093, SB 2112, and SB 2128 and subsequently passed the same, but has refused to concur in the House amendments to SB 2005, SB 2019, SB 2049, and SB 2144 and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2005: Sens. Lips, Thane, Tallackson

SB 2019: Sens. Lips, Thane, Heigaard

SB 2049: Sens. Moore, Lee, Barth

SB 2144: Sens. Erickson, Mutch, Dotzenrod

Very respectfully,
LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the Senate has concurred in the House amendments to SB 2145, SB 2156, SB 2189, SB 2196, and SB 2224 and subsequently passed the same, but has refused to concur in the House amendments to SB 2179, SB 2197, SB 2373, and SB 2473 and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2179: Sens. Goodman, Adams, Barth

SB 2197: Sens. Erickson, Mutch, Dotzenrod

SB 2373: Sens. Olson, Christensen, Maixner
SB 2473: Sens. David, Dykshoorn, Satrom

Very respectfully,
LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the Senate has concurred in the House amendments to SB 2267, SB 2288, SB 2291, SB 2294, and SB 2319 and subsequently passed the same.

Very respectfully,
LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the Senate has concurred in the House amendments to SB 2321, SB 2344, SB 2362, SB 2367, SB 2382, SB 2386, SB 2404, SB 2447, SB 2448, and SB 2465 and subsequently passed the same.

Very respectfully,
LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the Senate has concurred in the House amendments to SB 2474, SCR 4006, SCR 4030, and SCR 4043 and subsequently passed the same.

Very respectfully,
LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the Senate has reconsidered its action whereby it did not concur with the House amendments to SB 2125, SB 2255, and SB 2422 and now wishes to inform you that it does now concur in the House amendments to SB 2125, SB 2255, and SB 2422, and subsequently passed the same. Also, the Senate has dissolved the Senate Conference Committee on SB 2125, SB 2255, and SB 2422.

Very respectfully,
LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to return herewith the following which the Senate has passed unchanged:

HB 1442, HB 1575, HB 1582, HB 1586, HB 1618, HB 1683

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:

SCR 4003

Very respectfully,
LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to return herewith the following which the Senate has failed to pass:

HB 1667

Very respectfully,
LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

THE CHIEF CLERK ANNOUNCED that the Speaker signed the following:

HB 1017, HB 1189, HB 1432, HB 1445, HB 1559, HB 1641,
HB 1695, HCR 3036, HCR 3086

CHARLES FLEMING, Chief Clerk

THE CHIEF CLERK ANNOUNCED that the Speaker signed the following:

HB 1084, HB 1182, HB 1246, HB 1290, HB 1295, HB 1315,
HB 1319, HB 1373, HB 1374, HB 1404, HB 1406, HB 1408,
HB 1417, HB 1428, HB 1439, HB 1443, HB 1447, HB 1454,
HB 1466, HB 1479, HB 1518, HB 1519, HB 1523, HB 1526,
HB 1533, HB 1534, HB 1543, HB 1589, HB 1630, HB 1653,
HB 1670, HB 1674, HB 1680, HCR 3018, HCR 3069, HCR 3073,
HCR 3076, HCR 3077, HCR 3083, HCR 3084

CHARLES FLEMING, Chief Clerk

MESSAGES TO THE SENATE
HOUSE CHAMBER

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

SB 2431

Very respectfully,
CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

MR. PRESIDENT: I have the honor to return herewith the following which the House has failed to pass:

SB 2455

Very respectfully,
CHARLES FLEMING, Chief Clerk

APPOINTMENT OF CONFERENCE COMMITTEES

THE SPEAKER ANNOUNCED the following appointment to a Conference Committee on SB 2187:

Reps. E. Pomeroy, DuBord, D. Olsen

THE SPEAKER ANNOUNCED the following appointment to a Conference Committee on SB 2358:

Reps. Aubol, R. Anderson, C. Williams

MOTIONS

REP. BACKES MOVED that consideration of amendments to SB 2309 be laid over one legislative day, which motion prevailed.

REP. BACKES MOVED that the House consider amendments to SB 2032 immediately following consideration of amendments to SB 2031, which motion prevailed.

REP. BACKES MOVED that the rules be suspended, that immediately following consideration of amendments to each bill on Sixth order today, that each bill be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

REP. MERTENS MOVED that SB 2016 be rereferred to the Committee on Appropriations, which motion prevailed.

SPEAKER KELLY ANNOUNCED that SB 2016 was rereferred to the Committee on Appropriations.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2003 as recommended by the Committee on Appropriations as printed on pages 2055-2057 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2003: A BILL for an Act making an appropriation for defraying the expenses of the various divisions under the supervision of the director of the office of management and budget of the state of North Dakota; providing for an exemption; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 77 YEAS, 27 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Goetz; Gorder; Cullickson; Halmrast; Hamerlik; Hanson, L.; Haugland;

Hausauer; Hill; Hjelle; Hoffner, Serenus;
 Hoffner, S. F.; Horgan; Jacobson; Keller; Knudson;
 Koehn; Koski; Kretschmar; Kuchera; Lardy; Larson, B.;
 Larson, R.; Laughlin; Lautenschlager; Linderman;
 Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson;
 Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.;
 Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell;
 Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.;
 Rayl; Retzer; Riehl; Sanstead; Schindler; Schneider;
 Schoenwald; Shockman; Sinner; Solberg; Stofferahn;
 Strinden; Thompson; Unhjem; Vig; Watne; Wentz;
 Williams, C.; Williams, W.; Speaker Kelly

NAYS: Anderson, R.; Dotzenrod; Gerl; Gunsch; Hanson, O.;
 Hughes; Kent; Kingsbury; Kloubec; Lang; Melby; Moore;
 Murphy; Olafson; Olsen, D.; Olson, A.; Peltier; Rice;
 Riley; Rued; Shide; Swiontek; Timm; Vander Vorst;
 Whalen; Williams, A.; Wold

ABSENT AND NOT VOTING: Anderson, C.; Richard

SB 2003 passed, the title was agreed to, and the emergency clause carried.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2006 as recommended by the Committee on Appropriations as printed on pages 2057-2059 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2006: A BILL for an Act making an appropriation for defraying the expenses of various divisions under the supervision of the director of institutions of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 74 YEAS, 28 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Brokaw; Conmy; DeMers;
 DuBord; Eagles; Erdman; Gates; Goetz; Gorder;
 Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland;
 Hausauer; Hill; Hjelle; Hoffner, Serenus; Horgan;
 Jacobson; Kent; Knudson; Koski; Kretschmar; Kuchera;
 Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman;
 Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson;
 Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.;
 Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell;
 Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.;

Rayl; Retzer; Riehl; Sanstead; Schneider; Schoenwald;
Sinner; Solberg; Stofferahn; Strinden; Swiontek;
Thompson; Unhjem; Vig; Watne; Wentz; Whalen;
Williams, A.; Williams, C.; Williams, W.; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Dotzenrod; Gerl;
Gunsch; Hanson, O.; Hughes; Keller; Kloubec; Koehn;
Lang; Larson, R.; Melby; Moore; Murphy; Olafson;
Olsen, D.; Olson, A.; Peltier; Rice; Riley; Rued;
Schindler; Shide; Shockman; Timm; Vander Vorst; Wold

ABSENT AND NOT VOTING: Boyle; Hoffner, S. F.; Kingsbury;
Richard

SB 2006 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2007 as recommended by the Committee on Appropriations as printed on pages 2058 and 2059 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2007: A BILL for an Act making an appropriation for defraying the expenses of the state industrial school of the state of North Dakota.

Which has been read.

ROLL CALL

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

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers;
DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder;
Gullickson; Gunsh; Halmrast; Hamerlik; Hanson, L.;
Hanson, O.; Haugland; Hausauer; Hill; Hjelle;
Hoffner; Serenus; Horgan; Jacobson; Keller; Kent;
Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang;
Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman;
Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson;
Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.;
Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell;
Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.;
Rayl; Retzer; Riehl; Sanstead; Schindler; Schneider;
Schoenwald; Shockman; Sinner; Solberg; Stofferahn;
Strinden; Swiontek; Thompson; Unhjem; Vig; Watne;
Wentz; Whalen; Williams, A.; Williams, C.;
Williams, W.; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Dotzenrod; Hughes; Kingsbury; Kloubec; Larson, R.; Melby; Moore; Murphy; Olafson; Olsen, D.; Olson, A.; Peltier; Fice; Riley; Rued; Shide; Timm; Vander Vorst; Wold

ABSENT AND NOT VOTING: Hoffner, S. F.; Richard

SB 2007 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2008 as recommended by the Committee on Appropriations as printed on pages 2059 and 2060 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2008: A BILL for an Act making an appropriation for defraying the expenses of the school for the deaf and the school for the blind of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 81 YEAS, 20 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gordier; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Horgan; Jacobson; Keller; Kent; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Riehl; Sanstead; Schindler; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Dotzenrod; Hughes; Kingsbury; Kloubec; Larson, R.; Melby; Moore; Murphy; Olafson; Olsen, D.; Olson, A.; Peltier; Rice; Riley; Rued; Shide; Timm; Wold

ABSENT AND NOT VOTING: Hoffner, S. F.; Laughlin; Meyer, W.; Richard; Strinden

SB 2008 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2009 as recommended by the Committee on Appropriations as printed on pages 2160-2062 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2009: A BILL for an Act making an appropriation for defraying the expenses of the Grafton state school, Grafton - deinstitutionalization, and San Haven of the state of North Dakota; and providing for a transfer of oil extraction tax funds; and declaring an emergency.

Which has been read.

POINT OF PERSONAL PRIVILEGE

REP. RUED: Madam Speaker: I rise to a point of personal privilege and request that my remarks be printed in the Journal.

Today we have voted on four appropriation bills. I voted against all the bills and I will continue to vote that way until I know where the money's going to come from. I will continue to vote in the negative. Kind of reminds me of mom sending the kids to the store to buy a dollar's worth of groceries or items, but only sends along a fifty-cent piece. Now I wouldn't want to liken my fellow colleagues to a bunch of kids but I believe we're doing the same thing. We're spending money like we have it when we don't.

About a month ago we had another bill for 443 million dollars, a big appropriation for the secondary and elementary education. Although I support the concept, I had to vote "no" because there was no money there for it. I hope that someone soon will come up with the idea of where all this is going to come from. When I have seen that, I'll start to vote some of these needy causes because we do have some here. I think there are some that could be cut a little bit too.

Thank you, Madam Speaker, and members of the Assembly.

REQUEST

REP. GOETZ REQUESTED that the question of the final passage of SB 2009 be divided to have the sections voted on separately in the following manner:

Division A: Section 3 of the bill

Division B: the remainder of the bill

SPEAKER KELLY GRANTED the request to divide the question, and explained that the House will vote according to the division as stated in the request.

The question then was on the passage of Division A of the divided question.

ROLL CALL

The roll was called and there were 74 YEAS, 29 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Kingsbury; Koski; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Riehl; Rued; Sanstead; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Timm; Unhjem; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, C.; Conmy; Gates; Goetz; Gunsch; Hanson, O.; Hughes; Keller; Kent; Kloubec; Knudson; Koehn; Kretschmar; Kuchera; Lang; Lardy; Martin, C.; Martinson; Melby; Moore; Murphy; Retzer; Rice; Riley; Schindler; Shide; Thompson; Vander Vorst; Whalen

ABSENT AND NOT VOTING: Gerl; Richard; Strinden

Division A was declared passed.

The question then was on the final passage of Division B of the divided question.

ROLL CALL

The roll was called and there were 82 YEAS, 21 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kingsbury; Knudson; Koski; Kretschmar; Kuchera; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.;

Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Riehl; Sanstead; Schneider; Schoenwald; Shockman; Sinner; Solberg; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Dotzenrod; Gates; Gunsch; Hanson, O.; Hughes; Kloubec; Koehn; Lang; Martinson; Melby; Moore; Murphy; Rice; Riley; Rued; Schindler; Shide; Strinden; Whalen

ABSENT AND NOT VOTING: Gerl; Richard; Stofferahn

Division B was declared passed.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 79 YEAS, 25 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kingsbury; Knudson; Koski; Kretschmar; Kuchera; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olsen, D.; Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Riehl; Sanstead; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Unhjem; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Dotzenrod; Gates; Gunsch; Hanson, O.; Hughes; Kloubec; Koehn; Lang; Martinson; Melby; Moore; Murphy; Olafson; Olson, A.; Peltier; Rice; Riley; Rued; Schindler; Shide; Strinden; Timm; Whalen

ABSENT AND NOT VOTING: Gerl; Richard

SB 2009 passed, the title was agreed to, and the emergency clause carried.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2010 as recommended by the Committee on Appropriations as printed on

pages 2060 and 2061 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2010: A BILL for an Act making an appropriation for defraying the expenses of the radio communications department of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 81 YEAS, 22 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aubol; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Knudson; Koski; Kretschmar; Kuchera; 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.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Riehl; Sanstead; Schindler; Schneider; Schoenwald; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Dotzenrod; Hughes; Kingsbury; Kloubec; Koehn; Melby; Moore; Murphy; Olafson; Olsen, D.; Olson, A.; Peltier; Retzer; Rice; Riley; Rued; Slide; Shockman; Timm; Wold

ABSENT AND NOT VOTING: Backes; Gerl; Richard

SB 2010 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2011 as recommended by the Committee on Appropriations as printed on pages 2061 and 2062 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2011: A BILL for an Act making an appropriation for defraying the expenses of the state penitentiary and various divisions thereof of the state of North Dakota; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 81 YEAS, 24 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Aubol; 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; Jacobson; Keller; Knudson; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Riehl; Sanstead; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Unhjem; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Dotzenrod; Hughes; Kent; Kingsbury; Kloubec; Koehn; Larson, R.; Melby; Moore; Murphy; Olafson; Olsen, D.; Olson, A.; Peltier; Rice; Riley; Rued; Schindler; Shide; Timm; Vander Vorst; Wold

ABSENT AND NOT VOTING: Richard

SB 2011 passed, the title was agreed to, and the emergency clause carried.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2012 as recommended by the Committee on Appropriations as printed on pages 2062 and 2063 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2012: A BILL for an Act making an appropriation for defraying the expenses of the state library of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 77 YEAS, 25 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Gerl; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Riehl; Sanstead; Schindler; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Unhjem; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Dotzenrod; Gunsch; Hanson, O.; Hughes; Kingsbury; Kloubec; Larson, R.; Melby; Meyer, R.; Moore; Murphy; Olafson; Olsen, D.; Olson, A.; Peltier; Rice; Riley; Rued; Shide; Timm; Vander Vorst; Whalen; Wold

ABSENT AND NOT VOTING: Goetz; Hjelle; Richard; Strinden

SB 2012 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2013 as recommended by the **Committee on Appropriations** as printed on pages 2162 and 2163 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2013: A BILL for an Act making an appropriation for defraying the expenses of the state hospital of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 80 YEAS, 24 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens;

Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nicholas;
Nowatzki; O'Connell; Opedahl; O'Shea; Peterson;
Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Riehl;
Sanstead; Schneider; Schoenwald; Shockman; Sinner;
Solberg; Stofferahn; Strinden; Swiontek; Thompson;
Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen;
Williams, A.; Williams, C.; Williams, W.; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Dotzenrod; Gunsch;
Hughes; Kent; Kingsbury; Kloubec; Lang; Larson, R.;
Melby; Moore; Murphy; Olafson; Olsen, D.; Olson, A.;
Peltier; Rice; Riley; Rued; Schindler; Shide; Timm;
Wold

ABSENT AND NOT VOTING: Lipsiea; Richard

SB 2013 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2014 as recommended by the Committee on Appropriations as printed on page 2063 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2014: A BILL for an Act making an appropriation for defraying the expenses of the soldiers' home of the state of North Dakota; and providing for a transfer of earnings from the veterans' postwar trust fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 84 YEAS, 20 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Backes; Black; Boyle; Brokaw;
Conmy; 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;
Jacobson; Keller; Kent; Kingsbury; Knudson; Koehn;
Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.;
Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd;
Martin, C.; Martin, G.; Martinson; Meier, A.;
Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik;
Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea;
Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Riehl;
Rued; Sanstead; Schindler; Schneider; Schoenwald;
Shockman; Sinner; Solberg; Stofferahn; Strinden;

Thompson; Vander Vorst; Vig; Watne; Wentz; Whalen;
Williams, A.; Williams, C.; Williams, W.; Speaker Kelly

NAYS: Anderson, R.; DeMers; Dotzenrod; Hughes; Kloubec;
Larson, R.; Melby; Moore; Murphy; Nalewaja; Olafson;
Olsen, D.; Olson, A.; Peltier; Retzer; Riley; Shide;
Swiontek; Timm; Wold

ABSENT AND NOT VOTING: Richard; Unhjem

SB 2014 passed and the title was agreed to.

MESSAGES FROM THE SENATE SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House on:

HB 1008: Sens. Tennefos, Tweten, Walsh
HB 1010: Sens. Naaden, Wenstrom, Grotberg
HB 1013: Sens. Tennefos, Tweten, Stromme
HB 1016: Sens. Fritzell, Streibel, Walsh

Very respectfully,
LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House on:

HB 1018: Sens. Naaden, Tennefos, Tallackson
HB 1025: Sens. Lips, Fritzell, Tallackson
HB 1028: Sens. Streibel, Tweten, Heigaard
HB 1029: Sens. Streibel, Tennefos, Heigaard

Very respectfully,
LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House on:

HB 1035: Sens. Thane, Tweten, Heigaard
HB 1053: Sens. Goodman, Matchie, Moore
HB 1165: Sens. Erickson, Kilander, Satrom
HB 1370: Sens. Lodoen, Holmberg, Matchie

Very respectfully,
LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House on:

HB 1387: Sens. Holmberg, Stenehjem, J. Meyer
 HB 1420: Sens. Olson, Stenehjem, Maixner
 HB 1421: Sens. Wenstrom, Streibel, Tallackson
 HB 1440: Sens. Stenehjem, Christensen, Lashkowitz

Very respectfully,
 LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House on:

HB 1460: Sens. Adams, Goodman, Dotzenrod
 HB 1516: Sens. Leibhan, Peterson, Miller Heinrich
 HB 1528: Sens. Stenehjem, Todd, J. Meyer
 HB 1605: Sens. Goodman, Adams, Dotzenrod

Very respectfully,
 LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the President has appointed as a conference committee to act with a like committee from the House on:

HB 1688: Sens. Holmberg, Stenehjem, Maixner
 HCR 3038: Sens. Lodoen, Reiten, Waldera

Very respectfully,
 LEO LEIDHOLM, Secretary

MESSAGES TO THE SENATE
 HOUSE CHAMBER

MR. PRESIDENT: I have the honor to transmit herewith the following which the Speaker has signed and your signature is respectfully requested:

HB 1017, HB 1189, HB 1432, HB 1445, HB 1559, HB 1641,
 HB 1695, HCR 3036, HCR 3086

Very respectfully,
 CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

MR. PRESIDENT: I have the honor to transmit herewith the following which the Speaker has signed and your signature is respectfully requested:

HB 1084, HB 1182, HB 1246, HB 1290, HB 1295, HB 1315,
 HB 1319, HB 1373, HB 1374, HB 1404, HB 1406, HB 1408,
 HB 1417, HB 1428, HB 1439, HB 1443, HB 1447, HB 1454,
 HB 1466, HB 1479, HB 1518, HB 1519, HB 1523, HB 1526,

HB 1533, HB 1534, HB 1543, HB 1589, HB 1630, HB 1653,
HB 1670, HB 1674, HB 1680, HCR 3018, HCR 3069, HCR 3073,
HCR 3076, HCR 3077, HCR 3083, HCR 3084

Very respectfully,
CHARLES FLEMING, Chief Clerk

MESSAGE TO THE SENATE HOUSE CHAMBER

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

SB 2187: Reps. E. Pomeroy, DuBord, D. Olsen

SB 2358: Reps. Aubol, C. Williams, R. Anderson

Very respectfully,
CHARLES FLEMING, Chief Clerk

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2021 as recommended by the Committee on Appropriations as printed on pages 2066 and 2067 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2021: A BILL for an Act making an appropriation for defraying the expenses of the pardon board and the parole and probation office of the state of North Dakota.

Which has been read.

ROLL CALL

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

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Eagles; Erdman; Gates; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Riehl; Sanstead; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Unhjem; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Dotzenrod; Gerl; Gunsch; Hanson, O.; Hughes; Kent; Kingsbury; Kloubec; Lang; Larson, R.; Lipsiea; Melby; Moore; Murphy; Olafson; Olsen, D.; Olson, A.; Peltier; Rice; Riley;

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Rued; Schindler; Shide; Timm; Vander Vorst; Whalen;
Wold

ABSENT AND NOT VOTING: DuBord; Haugland; Richard

SB 2021 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2023 as recommended by the Committee on Appropriations as printed on page 2067 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2023: A BILL for an Act making an appropriation for defraying the expenses of the adjutant general of the state of North Dakota; and providing for an appropriation and transfer of funds from the Vietnam bonus sinking fund and national guard tuition trust fund.

Which has been read.

REQUEST

REP. SCHOENWALD REQUESTED that the question of the final passage of SB 2023 be divided to have the sections voted on separately in the final manner:

Division A: Sections 2 and 3 of the bill

Division B: Section 4 of the bill

Division C: the remainder of the bill

SPEAKER KELLY GRANTED the request to divide the question, and explained that the House will vote according to the division as stated in the request.

The question then was on the passage of Division A of the divided question.

ROLL CALL

The roll was called and there were 87 YEAS, 18 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Backes; Black; Boyle;
Conmy; Dotzenrodt; DuBord; Eagles; Erdman; Gates; Goetz;
Gorder; Gullickson; Gunsch; Hamerlik; Hanson, L.;
Hanson, O.; Haugland; Hausauer; Hjelle;
Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes;
Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson;
Koehn; Koski; Kretschmar; Kuchera; Lang; Larson, B.;
Larson, R.; Laughlin; Linderman; Lipsiea; Lloyd;

Martin, C.; Martin, G.; Martinson; 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; Riehl;
 Riley; Rued; Schindler; Shide; Sinner; Solberg;
 Strinden; Swiontek; Thompson; Timm; Unhjem;
 Vander Vorst; Watne; Wentz; Whalen; Williams, A.;
 Williams, C.; Wold

NAYS: Aubol; Brokaw; DeMers; Gerl; Halmrast; Hill; Lardy;
 Lautenschlager; Meier, A.; Meiers, R.; Sanstead;
 Schneider; Schoenwald; Shockman; Stofferahn; Vig;
 Williams, W.; Speaker Kelly

ABSENT AND NOT VOTING: Richard

Division A was declared passed.

The question then was on the final passage of Division B of the divided question.

ROLL CALL

The roll was called and there were 90 YEAS, 12 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Black; Boyle; Conmy;
 Dotzenrod; DuBord; Eagles; Erdman; Gates; Goetz;
 Gorder; Gullickson; Gunsch; Halmrast; Hamerlik;
 Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill;
 Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes;
 Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson;
 Koehn; Koski; Kretschmar; Kuchera; Lang; Larson, B.;
 Larson, R.; Laughlin; Lautenschlager; Linderman;
 Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson;
 Meiers, R.; Melby; Mertens; 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; Riehl; Riley; Rued; Sanstead; Schindler;
 Shide; Sinner; Solberg; Strinden; Swiontek; Thompson;
 Timm; Unhjem; Vander Vorst; Watne; Wentz; Whalen;
 Williams, A.; Williams, C.; Wold; Speaker Kelly

NAYS: Aubol; Brokaw; DeMers; Gerl; Lardy; Meier, A.;
 Schneider; Schoenwald; Shockman; Stofferahn; Vig;
 Williams, W.

ABSENT AND NOT VOTING: Backes; Hjelle; Meyer, R.;
 Richard

Division B was declared passed.

The question then was on the final passage of Division C of the divided question.

ROLL CALL

The roll was called and there were 97 YEAS, 5 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; 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, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olsen, D.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Riehl; 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; Speaker Kelly

NAYS: Dotzenrod; Olafson; Olson, A.; Riley; Rued

ABSENT AND NOT VOTING: Backes; Hjelle; Meyer, R.; Richard

Division C was declared passed.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 79 YEAS, 22 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kingsbury; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Riehl; Sanstead; Schindler; Shide; Shockman; Sinner; Solberg; Strinden; Swiontek; Thompson; Unhjem; Vander Vorst; Watne; Wentz; Whalen; Williams, A.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Aubol; Dotzenrod; Gerl; Hill; Hughes; Kloubec; Larson, R.; Moore; Murphy; Olafson; Olsen, D.; Olson, A.; Peltier; Riley; Rued; Schneider; Schoenwald; Stofferahn; Timm; Vig

ABSENT AND NOT VOTING: Backes; Hjelle; Knudson; Richard; Williams, C.

SB 2023 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2024 as recommended by the Committee on Appropriations as printed on pages 2067 and 2068 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2024: A BILL for an Act making an appropriation for defraying the expenses of the division of disaster emergency services of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 81 YEAS, 22 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Melby; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Riehl; Sanstead; Schindler; Schneider; Schoenwald; Shockman; Sinner; Stofferahn; Strinden; Swiontek; Thompson; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, W.; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; DeMers; Dotzenrod; Gorder; Hughes; Kingsbury; Kloubec; Larson, R.; Meiers, R.; Moore; Murphy; Olafson; Olsen, D.; Olson, A.; Peltier; Rice; Riley; Rued; Shide; Timm; Wold

ABSENT AND NOT VOTING: Richard; Solberg; Williams, C.

SB 2024 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to SB 2025 as recommended by the Committee on Appropriations as printed on pages 2068 and 2069 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2025: A BILL for an Act making an appropriation for defraying the expenses of the civil air patrol of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 87 YEAS, 15 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: 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; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Laughlin; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Sinner; Stofferahn; Strinden; Swiontek; Thompson; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Hughes; Kingsbury; Larson, R.; Melby; Murphy; Olafson; Olsen, D.; Olson, A.; Peltier; Rued; Shide; Shockman; Timm

ABSENT AND NOT VOTING: Lautenschlager; Richard; Solberg; Williams, C.

SB 2025 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2030 as recommended by the Committee on Appropriations as printed on pages 2069 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2030: A BILL for an Act making an appropriation for defraying the expenses of the geological survey of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 78 YEAS, 21 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Gerl; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Keller; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Laughlin; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Sanstead; Schindler; Schneider; Schoenwald; Shockman; Sinner; Stofferahn; Strinden; Swiontek; Thompson; Unhjem; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Speaker Kelly

NAYS: Dotzenrod; Gorder; Kent; Kingsbury; Kloubec; Melby; Meyer, R.; Meyer, W.; Moore; Olafson; Olsen, D.; Olson, A.; Peltier; Rice; Riehl; Riley; Rued; Shide; Timm; Vander Vorst; Wold

ABSENT AND NOT VOTING: Anderson, C.; Goetz; Jacobson; Larson, R.; Lautenschlager; Richard; Solberg

SB 2030 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2031 as recommended by the Committee on Appropriations as printed on pages 2099 and 2100 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2031: A BILL for an Act making an appropriation for defraying the expenses of the water commission of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 75 YEAS, 27 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Backes; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gullickson; Halmrast; Hanson, L.; Hanson, O.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kingsbury; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Laughlin; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Mertens; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedah!; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Riehl; Sanstead; Schindler; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Thompson; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Aubol; Dotzenrod; Gorder; Gunsch; Hamerlik; Hughes; Kloubec; Larson, R.; Meiers, R.; Melby; Meyer, R.; Moore; Murphy; Olafson; Olsen, D.; Olson, A.; Peltier; Riley; Rued; Shide; Swiontek; Timm; Unhjem; Vander Vorst; Wold

ABSENT AND NOT VOTING: Hausauer; Lautenschlager; Richard; Strinden

SB 2031 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2032 as recommended by the Committee on Appropriations as printed on pages 2164 and 2165 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2032: A BILL for an Act making an appropriation for defraying the expenses of the southwest water pipeline project of the state of North Dakota; and providing for residential preferences.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 94 YEAS, 10 NAYS, 2 ABSENT AND NOT VOTING.

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

Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; 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.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Riehl; Sanstead; Schindler; Schneider; Schoenwald; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Black; DeMers; Martin, G.; Olafson; Olsen, D.; Olson, A.; Riley; Rued; Shide; Shockman

ABSENT AND NOT VOTING: Hausauer; Richard

SB 2032 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2033 as recommended by the Committee on Appropriations as printed on page 2100 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2033: A BILL for an Act making an appropriation for defraying the expenses of the parks and recreation department of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 73 YEAS, 28 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gullickson; Hamerlik; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peterson; Pomeroy, E.;

Pomeroy, G.; Rayl; Rice; Riehl; Sanstead; Schneider;
Schoenwald; Sinner; Solberg; Stofferahn; Swiontek;
Thompson; Unhjem; Vig; Watne; Wentz; Williams, A.;
Williams, C.; Williams, W.; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Dotzenrod; Gunsch;
Halmrast; Hanson, L.; Hanson, O.; Hughes; Kingsbury;
Kloubec; Lang; Larson, R.; Melby; Moore; Murphy;
Olafson; Olsen, D.; Olson, A.; Peltier; Retzer; Riley;
Rued; Schindler; Shide; Shockman; Timm; Vander Vorst;
Wold

ABSENT AND NOT VOTING: Black; Gorder; Richard; Strinden;
Whalen

SB 2033 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to SB 2034 as recommended by the Committee on Appropriations as printed on pages 2069 and 2070 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2034: A BILL for an Act making an appropriation for defraying the expenses of the bonding fund and the fire and tornado fund of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 78 YEAS, 21 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Aubol; 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.; Horgan; Jacobson; Keller; Kent;
Knudson; Koehn; Koski; Kretschmar; Lang; Lardy;
Larson, B.; Lautenschlager; Linderman; Lipsiea; Lloyd;
Martin, C.; Martin, G.; Martinson; Meier, A.;
Meiers, R.; Meyer, R.; Meyer, W.; Mushik; Nalewaja;
Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea;
Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer;
Riehl; Sanstead; Schindler; Schneider; Schoenwald;
Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden;
Swiontek; Thompson; Unhjem; Vig; Watne; Wentz;
Williams, A.; Williams, C.; Williams, W.; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Dotzenrod; Hughes;
Kingsbury; Kloubec; Larson, R.; Laughlin; Melby; Moore;

Murphy; Olafson; Olsen, D.; Olson, A.; Peltier; Rice;
Riley; Rued; Timm; Vander Vorst; Wold

ABSENT AND NOT VOTING: Backes; Black; Gorder; Kuchera;
Mertens; Richard; Whalen

SB 2034 passed and the title was agreed to.

MESSAGES FROM THE SENATE SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the Senate has refused to concur in the House amendments to SB 2067, SB 2245, and SB 2322 and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2067: Sens. Stenehjem, Christensen, J. Meyer

SB 2245: Sens. Todd, Stenehjem, J. Meyer

SB 2322: Sens. Parker, Moore, Maixner

Very respectfully,
LEO LEIDHOLM, Secretary

SENATE CHAMBER

MADAM SPEAKER: I have the honor to return herewith the following which the Senate has passed unchanged:

HB 1725

Very respectfully,
LEO LEIDHOLM, Secretary

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to SB 2035 as recommended by the Committee on Appropriations as printed on pages 2070 and 2071 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2035: A BILL for an Act making an appropriation for defraying the administrative expenses of the unsatisfied judgment fund of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 79 YEAS, 21 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Boyle; 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.; Horgan; Jacobson; Keller; Kent;

Kloubec; Knudson; Koehn; Koski; Kretschmar; 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;
Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Riehl;
Sanstead; Schindler; Schneider; Schoenwald; Shockman;
Sinner; Stofferahn; Strinden; Swiontek; Thompson;
Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen;
Williams, A.; Williams, C.; Williams, W.; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Brokaw; Dotzenrod;
Hughes; Kingsbury; Larson, R.; Laughlin; Meiers, R.;
Melby; Murphy; Olafson; Olsen, D.; Olson, A.; Peltier;
Rice; Riley; Rued; Shide; Timm; Wold

ABSENT AND NOT VOTING: Black; Gorder; Kuchera; Peterson;
Richard; Solberg

SB 2035 passed and the title was agreed to.

FIRST READING OF SENATE CONCURRENT RESOLUTION

SCR 4003: A concurrent resolution for the amendment of subsection 1 of section 6 of article VIII and sections 12 and 13 of article IX of the Constitution of the State of North Dakota, relating to removing references to the institutions of higher education and their locations in sections relating to the board of higher education and trust lands; and to provide an effective date.

Was read the first time and placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

REPORT OF CONFERENCE COMMITTEE

MADAM SPEAKER: Your Conference Committee to which was referred Engrossed HB 1296 has had the same under consideration and recommends that the SENATE RECEDE from its amendments as found on page 1768 of the House Journal and that Engrossed HB 1296 be further amended as follows:

On page 1 of the engrossed bill, line 10, after the word "means" insert the words "platted or"

On page 1 of the engrossed bill, line 16, after the first word "Property" insert the words "platted on or after March 30, 1981,"

And renumber the lines accordingly

For the Senate: Sens. Adams, Dotzenrod, Moore
For the House: Reps. Schneider, Hughes, Koski

Engrossed HB 1296 was placed on the Seventh order of business on the calendar for the succeeding legislative day.

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1007 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1007:

Reps. G. Martin, Boyle, O. Hanson

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1014 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1014:

Reps. Opedahl, Solberg, O. Hanson

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1015 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1015:

Reps. Mushik, Rayl, Lipsiea

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1019 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1019:

Reps. Horgan, Lardy, Lipsiea

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1020 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1020:

Reps. Erdman, Opedahl, Gunsch

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1021 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1021:

Reps. Horgan, Rayl, Hausauer

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1022 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1022:

Reps. Boyle, Erdman, O. Hanson

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1023 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1023:

Reps. Horgan, G. Martin, Lipsiea

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1024 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1024:

Reps. Opedahl, Sanstead, Peterson

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1027 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1027:

Reps. Erdman, Lardy, Kingsbury

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1030 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1030:

Reps. Rayl, Erdman, O. Hanson

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1031 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1031:

Reps. Opedahl, Sanstead, O. Hanson

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1032 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1032:

Reps. Erdman, Boyle, Thompson

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1033 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1033:

Reps. Lardy, Boyle, Hausauer

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1034 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1034:

Reps. Opedahl, Lardy, Eagles

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1036 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1036:

Reps. Horgan, Mushik, Thompson

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1037 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1037:

Reps. Sanstead, Boyle, Kuchera

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1038 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1038:

Reps. Sanstead, Boyle, Kuchera

CONSIDERATION OF MESSAGE FROM SENATE

REP. W. MEYER MOVED that the House do concur in the Senate amendments to HB 1333, which motion prevailed.

CONSIDERATION OF MESSAGE FROM SENATE

REP. HJELLE MOVED that the House do not concur in the Senate amendments to HB 1336 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1336:

Reps. Schoenwald, Riehl, Kent

CONSIDERATION OF MESSAGE FROM SENATE

REP. L. HANSON MOVED that the House do not concur in the Senate amendments to HB 1429 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1429:

Reps. R. Meyer, Watne, Martinson

MOTION

REP. BACKES MOVED that HB 1473 and HB 1693 be laid over one legislative day, which motion prevailed.

CONSIDERATION OF MESSAGE FROM SENATE

REP. HJELLE MOVED that the House do concur in the Senate amendments to HB 1701, which motion prevailed.

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do concur in the Senate amendments to HB 1003, which motion prevailed.

CONSIDERATION OF MESSAGE FROM SENATE

REP. MERTENS MOVED that the House do not concur in the Senate amendments to HB 1011 and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE SPEAKER APPOINTED as a Conference Committee on HB 1011:

Reps. Mushik, Rayl, Unhjem

CONSIDERATION OF MESSAGE FROM SENATE

REP. JACOBSON MOVED that the House do concur in the Senate amendments to HB 1269, which motion prevailed.

MOTION

REP. E. POMEROY MOVED that HB 1473 be returned to the Senate, which motion prevailed.

SPEAKER KELLY ANNOUNCED that HB 1473 will be returned to the Senate.

MOTION

REP. BACKES MOVED that the House stand in recess until 4:30 p.m., which motion prevailed.

THE HOUSE RECONVENED, with Speaker Kelly presiding.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to Engrossed SB 2036 as recommended by the Committee on Appropriations as printed on

pages 2165 and 2166 of the House Journal be adopted, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2036: A BILL for an Act making an appropriation to the director of institutions to defray the expenses of the court-ordered monitor assigned to review the state's deinstitutionalization efforts; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 65 YEAS, 37 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Erdman; Gerl; Gullickson; Halmrast; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Knudson; Kretschmar; Kuchera; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lipsiea; Martin, G.; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Riehl; Sanstead; Schneider; Schoenwald; Sinner; Stofferahn; Strinden; Unhjem; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Speaker Kelly

NAYS: Anderson, C.; Anderson, R.; Dotzenrod; Eagles; Gates; Goetz; Gorder; Gunsch; Hamerlik; Hanson, O.; Hughes; Kent; Kingsbury; Kloubec; Koehn; Lang; Larson, R.; Lloyd; Martinson; Moore; Murphy; Olafson; Olsen, D.; Olson, A.; Retzer; Rice; Riley; Rued; Schindler; Shide; Shockman; Solberg; Swiontek; Thompson; Timm; Vander Vorst; Whalen

ABSENT AND NOT VOTING: Koski; Martin, C.; Melby; Richard

SB 2036 passed, the title was agreed to, but the emergency clause was declared lost.

MESSAGE TO THE SENATE HOUSE CHAMBER

MR. PRESIDENT: I have the honor to return herewith the following which the Senate has requested:

HB 1473

Very respectfully,
CHARLES FLEMING, Chief Clerk

MOTIONS

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

REP. BACKES MOVED that SB 2239 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2239: A BILL for an Act to create and enact section 10-06-07.1 of the North Dakota Century Code, relating to a public purpose and business purpose exception; and to amend and reenact sections 10-06-01, 10-06-08, and 10-06-13 of the North Dakota Century Code, relating to prohibited farming practices, and to the required number of directors under the corporate farming law.

Which has been read.

MOTION

REP. BOYLE 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 44 YEAS, 58 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Boyle; Brokaw; DuBord; Erdman; Gerl; Gullickson; Halmrast; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Koski; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lloyd; Meier, A.; Meiers, R.; Mertens; Mushik; Nowatzki; O'Connell; Opedahl; O'Shea; Riehl; Sanstead; Schneider; Schoenwald; Shockman; Solberg; Stofferahn; Vig; Watne; Williams, A.; Williams, C.; Williams, W.

NAYS: Anderson, C.; Anderson, R.; Black; Conmy; DeMers; Dotzenrod; Eagles; Gates; Goetz; Gorder; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Hausauer; Hughes; Kent; Kingsbury; Kloubec; Knudson; Koehn; Kretschmar; Kuchera; Lang; Larson, R.; Lipsiea; Martin, C.; Martinson; Meyer, R.; Meyer, W.; Moore; Murphy; Nalewaja; Olafson; Olsen, D.; Olson, A.; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Riley; Rued; Schindler; Shide; Sinner; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Wentz; Whalen; Wold; Speaker Kelly

ABSENT AND NOT VOTING: Martin, G.; Melby; Nicholas; Richard

SB 2239 was declared lost.

MOTION

REP. HAMERLIK MOVED that the vote by which SB 2239 failed be reconsidered and the motion to reconsider be laid on the table, which motion failed on a verification vote.

SB 2015: A BILL for an Act to create and enact a new section to chapter 11-15 of the North Dakota Century Code, relating to expenses incurred to return escapees from a state facility; and making an appropriation for defraying expenses of various commissions, departments, and divisions thereof of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, House Journal pages 2063-2065, the roll was called and there were 83 YEAS, 15 NAYS, 8 ABSENT AND NOT VOTING.

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

NAYS: Anderson, C.; Anderson, R.; Brokaw; Gunsch; Hanson, O.; Hughes; Kent; Kloubec; Larson, R.; Moore; Murphy; Riley; Rued; Shockman; Williams, A.

ABSENT AND NOT VOTING: Backes; Martin, G.; Melby; Nicholas; Opedahl; Peterson; Rayl; Richard

SB 2015 passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

SCR 4053: A concurrent resolution directing the Legislative Council to conduct a study of state laws governing the possession, sale, and use of weapons.

Which has been read.

The question being on the final adoption of the resolution.

SCR 4053 was declared adopted on a voice vote.

SCR 4054: A concurrent resolution directing the Legislative Council to determine whether the state, through Medicaid reimbursements, is paying the full and reasonable costs of Medicaid patient-related care in skilled and intermediate care facilities, and to study means to improve the Medicaid reimbursement formula which will provide those facilities with incentives to accomplish efficient management, cost containment, and equal charges to Medicaid and private pay patients.

Which has been read.

The question being on the final adoption of the resolution.

SCR 4054 was declared adopted on a voice vote.

MOTIONS

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 stand adjourned until 9:00 a.m., Tuesday, March 29, 1983, which motion prevailed.

REPORTS OF STANDING COMMITTEES

MADAM SPEAKER: Your Committee on Appropriations to which was rereferred SB 2018 has had the same under consideration and recommends by a vote of 16 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 14, delete the numeral "\$1,000,000", and insert in lieu thereof the numeral "\$750,000"

On page 1, line 15, delete the numeral "\$1,000,000", and insert in lieu thereof the numeral "\$750,000"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment decreases the amount by \$250,000. Past experience indicated that this fund may not need more than \$750,000.

REP. MERTENS, Chairman

SB 2018 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 rereferred Engrossed SB 2020 has had the same under consideration and recommends by a vote of 15 YEAS, 3 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 of the engrossed bill, line 2, delete the words "and authorizing a board of"
- On page 1 of the engrossed bill, line 3, delete the words "university and school lands loan" and insert in lieu thereof the words "; authorizing a developmentally disabled facility loan fund", and delete the word "construction,"
- On page 1 of the engrossed bill, line 4, delete the words "reconstruction, and acquisition" and insert in lieu thereof the word "establishment"
- On page 1 of the engrossed bill, line 5, after the word "disabled" insert the words ", chronically mentally ill, and physically disabled" and after the word "persons" and before the period insert the words "; and authorizing the board of university and school lands to invest in a developmentally disabled facility loan fund program"
- On page 1 of the engrossed bill, line 18, delete the numerals "34,132,917" and insert in lieu thereof the numerals "34,921,452"
- On page 1 of the engrossed bill, line 24, delete the numerals "189,228,007" and insert in lieu thereof the numerals "192,893,296"
- On page 1 of the engrossed bill, line 25, delete the numerals "380,984,613" and insert in lieu thereof the numerals "385,438,437"
- On page 1 of the engrossed bill, line 26, delete the numerals "250,811,975" and insert in lieu thereof the numerals "253,764,321"
- On page 1 of the engrossed bill, line 27, delete the numerals "130,172,638" and insert in lieu thereof the numerals "131,674,116"

- On page 2 of the engrossed bill, line 2, delete the numerals "205,621" and insert in lieu thereof the numerals "210,475"
- On page 2 of the engrossed bill, line 5, delete the numerals "818,126" and insert in lieu thereof the numerals "822,980"
- On page 2 of the engrossed bill, line 6, delete the numerals "597,590" and insert in lieu thereof the numerals "599,017"
- On page 2 of the engrossed bill, line 7, delete the numerals "220,536" and insert in lieu thereof the numerals "223,963"
- On page 2 of the engrossed bill, line 8, delete the numerals "130,393,174" and insert in lieu thereof the numerals "131,898,079"
- On page 2 of the engrossed bill, line 9, delete the numerals "251,409,565" and insert in lieu thereof the numerals "255,507,638"
- On page 2 of the engrossed bill, line 10, delete the numerals "381,802,739" and insert in lieu thereof the numerals "387,405,717"
- On page 2 of the engrossed bill, delete lines 16 through 30 and insert in lieu thereof the following new sections:

"SECTION 3. DEVELOPMENTALLY DISABLED FACILITY LOAN FUND PROGRAM NO. 2. There is hereby created a developmentally disabled facility loan fund program no. 2 for the purpose of making loans to nonprofit corporations, organized in the localities in which facilities are proposed to be located, for project costs, including the cost of real estate, construction, reconstruction, acquisition, furnishings, and equipment, and administrative costs related to the establishment thereof, of facilities for developmentally disabled, chronically mentally ill, and physically disabled persons. The loan fund may borrow an amount not to exceed five million dollars from the common school trust fund to finance the program. The loan shall be repaid from any moneys in the lands and minerals trust fund not otherwise appropriated. Any interest earned by the loan fund before loans are made shall be credited by the Bank to the lands and minerals trust fund. The loan fund program shall be administered by the Bank of North Dakota in the same manner the Bank administers the program established by

chapter 6-09.6, except that all payments of principal and interest shall be credited by the Bank to the lands and minerals trust fund after the Bank has deducted a service fee for administering the program equivalent to an annual fee of one-half of one percent of the principal balance of the outstanding loans.

SECTION 4. LOAN AUTHORITY. The board of university and school lands is hereby authorized to invest an amount not to exceed five million dollars from the common school trust fund in the developmentally disabled facility loan fund program no. 2. The term of this investment shall not exceed twenty-five years and the rate of interest shall not exceed ten and one-half percent. The common school trust fund shall have a security interest in the properties of the lands and minerals trust fund in the amount of the loan.

SECTION 5. APPROPRIATION. There is hereby appropriated out of any moneys in the lands and minerals trust fund, not otherwise appropriated, the sum of \$1,144,300, or so much thereof as may be necessary, for the purpose of making payments of principal and interest to the common school trust fund on any loans made from it pursuant to section 3, for the biennium beginning July 1, 1983, and ending June 30, 1985.

SECTION 6. PSYCHIATRIC RESIDENCY PROGRAM. It is the intent of the legislative assembly that the department of human services be permitted to continue the psychiatric residency program in cooperation with the university of North Dakota within the limits of available appropriations.

SECTION 7. FACILITY STAFF TRAINING. It is the intent of the legislative assembly that the department of human services design and implement a facility staff training system in cooperation with the director of institutions and the board of higher education to assure adequate and appropriate staff development and training for the providers of community-based care on behalf of developmentally disabled persons.

SECTION 8. COMPREHENSIVE COMMUNITY RESIDENTIAL PROGRAM. It is the intent of the legislative assembly that the department of human services implement a comprehensive community residential program for developmentally disabled children, including the use of intermediate care

facilities and other such foster home and group home resources as deemed appropriate."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Department of Human Services

The salaries and wages line item is increased by \$788,535, of which \$701,796 is from the general fund and \$86,739 is from other funds. This increase will allow funds for four percent salary increases the first year of the biennium and no salary increases in the second year. A contingent salary increase of two percent in the second year amounting to \$331,524 is to be provided in a separate appropriation bill.

The other grants, benefits, and claims line item is adjusted as follows:

<u>Adjustment</u>	<u>Total</u>	<u>General Fund</u>	<u>Estimated Income</u>
1. Increased to provide a four percent increase in AFDC payments the first year and two percent the second year. The basic requirement increase from the current \$437 per month to \$454 for the first year and \$463 for the second year.	\$ 871,363	\$277,025	\$ 594,33
2. Increased Title XIX grants for ICF/MR at Grafton/San Haven as a result of increases in salaries at those two institutions.	452,115	180,846	271,26
3. Increased to provide funds for the increased state's share of boarding care costs as contained in House Bill No. 1575; \$317,291 of the \$528,818 increase has been removed from the Department of Public Instruction budget for in-state boarding costs. House Bill No. 1575 provides that all boarding care costs for handicapped students be paid by the Department of Human Services.	528,818	528,818	

4. Increased to provide funds for House Bill No. 1644, which increases the state's responsibility for reimbursement to counties for general assistance supplementary payments for individuals residing in adult family care homes from 50 percent to 80 percent.	1,109,067	1,109,067	
5. Adjustment to reflect the Department of Human Services receiving a Title XIX waiver for certain developmentally disabled services.	-0-	(2,000,000)	2,000,000
6. Increased to provide funds for House Bill No. 1236 which increases the state's share from 50 percent to 100 percent of the amount expended to furnish care to mentally retarded persons who reside in boarding homes for the aged and infirm.	703,926	703,926	
Total adjustment to other grants, benefits, and claims line item	\$3,665,289	\$799,682	\$2,865,607

Governor's Council on Human Resources

The salaries and wages line item is increased by \$4,854, of which \$3,427 is from the general fund and \$1,427 is from other funds. This increase will allow funds for four percent salary increases the first year of the biennium and no salary increases in the second year. A contingent salary increase of two percent in the second year amounting to \$2,039 is to be provided in a separate appropriation bill.

In addition, new Sections 3, 4, and 5 are added to create a Developmentally Disabled Loan Fund Program No. 2 for facilities for developmentally disabled, chronically mentally ill, and physically disabled persons; to give the Board of University and School Lands the authority to invest up to \$5 million from the common school trust fund in the Developmentally Disabled Faculty Loan Fund Program No. 2; and to appropriate \$1,144,300 from the lands and minerals trust fund for the purpose of making payments of principal and interest to the common school trust fund.

The new Section 6 allows the Department of Human Services to continue the psychiatric residency program in cooperation with the University of North Dakota should funds be available in the next biennium. The new Section 7 provides direction to the Department of Human Services in the establishment of a facility staff training program to assure adequate and appropriate staff development and training for providers of community-based care of developmentally disabled persons.

The new Section 8 states it is the Legislative Assembly's intent that the Department of Human Services implement a comprehensive community residential program for developmentally disabled children.

REP. MERTENS, Chairman

Engrossed SB 2020 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 rereferred SB 2044 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:

In addition to the amendments to Senate Bill No. 2044 as found on pages 2073 and 2074 of the House Journal, Senate Bill No. 2044 is amended as follows:

On page 1, line 18, delete the words "sections 57-38-07, 57-38-29, and 57-38-30" and insert in lieu thereof the word "chapter 57-38"

And renumber the lines and pages accordingly

REP. MERTENS, Chairman

SB 2044 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 Engrossed SB 2260 has had the same under consideration and recommends by a vote of 13 YEAS, 2 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 of the engrossed bill, line 1, after the word "to" insert the words "provide for a three-mill levy to be used by boards of county commissioners and boards of township supervisors for cutting weeds and grasses along county and township roads; and to"

On page 1 of the engrossed bill, after line 5, insert the following new section:

"SECTION 1. County and township levy for cutting weeds and grasses. The board of county commissioners or the board of township supervisors, or both, may levy a tax, upon approval of a majority vote of the electors of the county or township at any countywide or townshipwide election, not to exceed an aggregate of three mills on the taxable valuation of all taxable property in the county or township, as the case may be, to purchase and maintain equipment for cutting weeds and grasses and to cut weeds and grasses along township or county roads. Any amount levied by the board of township supervisors under this section shall be deducted from the county levy under this section against property in that township. This tax is in addition to any mill levy limitations provided by law. The tax shall not be levied on property within the corporate limits of a city."

On page 1 of the engrossed bill, line 20, after the period insert the following sentences: "If any state agency fails to cut the weeds and grasses as is required by section 63-05-01, the county commissioners may complete the cutting after notice to the state agency and the agency shall reimburse the county for the cost incurred. If an agency of the federal government fails to cut the weeds and grasses as is required by section 63-05-01, the county commissioners may complete the cutting after notice to the federal agency and the county commissioners shall charge the agency for the cost incurred."

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

Engrossed SB 2260 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 rereferred Engrossed SB 2342 has had the same under consideration and recommends by a vote of 17 YEAS, 2 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 of the engrossed bill, line 7, delete the words
"; and to provide an"

On page 1 of the engrossed bill, line 8, delete the words
"effective date"

On page 5 of the engrossed bill, line 4, overstrike the words "Sixty percent shall be allocated to the state school aid"

On page 5 of the engrossed bill, overstrike lines 5 through 22

On page 5 of the engrossed bill, line 23, overstrike the numeral "2.", remove the overstrike over the word "Ten" and delete the word "Fifteen"

On page 5 of the engrossed bill, line 24, delete the words "by this Act"

On page 6 of the engrossed bill, line 22, overstrike the numeral "3." and insert immediately thereafter the numeral "2.", and delete the word "Twenty-five" and insert in lieu thereof the word "Ninety"

On page 6 of the engrossed bill, delete lines 24 and 25

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment would leave the Resources Trust Fund allocation at 10 percent and removes the conflict that this bill had with HB 1724. HB 1724 eliminates the 60 percent dedication of the oil extraction tax for education and places it instead in the general fund.

REP. MERTENS, Chairman

Engrossed SB 2342 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 HCR 3092 has had the same under consideration and recommends by a vote of 11 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. S. F. HOFFNER, Chairman

HCR 3092 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 HCR 3093 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

REP. L. HANSON, Chairman

HCR 3093 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 SCR 4056 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. S. F. HOFFNER, Chairman

MONDAY, MARCH 28, 1983

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SCR 4056 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

The House stood adjourned pursuant to Representative Backes' motion.

CHARLES FLEMING, Chief Clerk