

JOURNAL OF THE SENATE

Forty-eighth Legislative Assembly

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TWELFTH DAY

Bismarck, January 19, 1983

The Senate convened at 1:00 p.m., with President Sands presiding.

The prayer was offered by Rev. Harlan Norem, Faith Lutheran Church, Bismarck.

Our Creator God, You have woven mysteries and surprises into life. And sometimes we call them by other names, like "ups and downs," or "problems," or "people we can't understand," or just "situations we can't handle."

Show us also that You have given us nothing that we cannot handle--with your help. Keep us from a faith in You that is only Sunday lip service. Help us to work together in respect and trust, spiced with a sense of humor.

And save us, Lord, from the terribly cruel sin of having a too-narrow view of the world. In the face of hunger ... hunger for food, or hunger for love, or hunger for justice ... keep us from self-centered indifference that convinces only ourselves that we need not care about another's problems.

Forgive us for our silence that speaks of cowardice, give us a heart to speak for peace, for sharing, for justice among people, and use these friends in this Senate whom we elected because we trust them. Give them understanding, insight and wisdom as they seek to better the lives and future of ourselves and our neighbors.

Lord, in your mercy, hear our prayer.

In Jesus' name I pray. Amen.

ROLL CALL

The roll was called and all Senators were present.

A quorum was declared by the President.

REVISION AND CORRECTION OF THE JOURNAL

MR. PRESIDENT: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Eleventh day and finds the same to be correct.

SEN. TWETEN, Chairman

SEN. J. MEYER MOVED that the report be adopted, which motion prevailed.

PRESENTATION OF PETITIONS AND COMMUNICATIONS

Allen I. Olson
Governor

January 19, 1983

The Honorable Ernest M. Sands
President of the Senate
Senate Chambers
Bismarck, North Dakota 58505

Dear Mr. President:

This is to inform you that on January 19, 1983, I signed Senate Bill 2204.

Sincerely,

ALLEN I. OLSON
Governor

MESSAGE TO THE HOUSE
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 2057, SB 2078, SB 2094, SB 2125, SB 2153, SB 2160,
SB 2174, SB 2175, SB 2177, SB 2181, SB 2186, SB 2194,
SB 2200, SB 2210, SB 2214, SB 2215, SB 2218, SB 2223,
SB 2241, SB 2258

Very respectfully,
LEO LEIDHOLM, Secretary

REPORTS OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bills and find the same correctly engrossed:

SB 2166, SB 2198, SB 2219

SEN. FRITZELL, Chairman

SEN. KUSLER MOVED that the report be adopted, which motion prevailed.

MR. PRESIDENT: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill and find the same correctly reengrossed:

SB 2092

SEN. FRITZELL, Chairman

SEN. KUSLER MOVED that the report be adopted, which motion prevailed.

MR. PRESIDENT: Your Committee on Enrollment and Engrossment respectfully report that they have examined the following bill and find the same correctly enrolled:

SB 2225

SEN. FRITZELL, Chairman

SEN. KUSLER MOVED that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

SB 2225

LEO LEIDHOLM, Secretary

MESSAGE TO THE HOUSE

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 2225

Very respectfully,
LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE

HOUSE CHAMBER

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

HB 1044, HB 1049, HB 1086, HB 1112, HB 1127, HB 1130,
HB 1141, HB 1151, HB 1202, HB 1204, HB 1225, HB 1231,
HCR 3003

Very respectfully,
CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

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

SCR 4012

Very respectfully,
CHARLES FLEMING, Chief Clerk

MOTION

SEN. NOTHING MOVED that the reading of the amendments on the Sixth order of business for today and in the future be dispensed with, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SEN. HOLMBERG MOVED that the amendments to SB 2079 as recommended by the Committee on Political Subdivisions as printed on pages 225 and 226 of the Senate Journal be adopted, which motion prevailed.

SEN. LEE MOVED that the amendments to SB 2101 as recommended by the Committee on Natural Resources as printed on page 226 of the Senate Journal be adopted, which motion prevailed.

FIRST READING OF SENATE BILLS

Sens. Lashkowitz, Holmberg introduced:

SB 2428: A BILL for an Act to create the community resources conservation agency which is responsible for the statewide administration of work experience programs; to provide an appropriation; and to declare an emergency.

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

FIRST READING OF HOUSE BILLS

HB 1114: A BILL for an Act to create and enact a new section to chapter 43-06 of the North Dakota Century Code, relating to use of national examining board examination of chiropractors; and to amend and reenact sections 43-06-05, 43-06-08, 43-06-09, 43-06-10, 43-06-12, and 43-06-13 of the North Dakota Century Code, relating to the board of chiropractic examiners and relating to licensure of chiropractors; and to declare an emergency.

Was read the first time and referred to the Committee on Social Services and Veterans Affairs.

HB 1140: A BILL for an Act to amend and reenact subsections 6 and 10 of section 20.1-01-02 of the North Dakota Century Code, relating to the definitions of game and harmful wild birds.

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

HB 1175: A BILL for an Act to create and enact section 12-62-01.1 and a new section to chapter 54-12 of the North Dakota Century Code, relating to the collection of crime statistics and creating a consumer fraud and antitrust division of the attorney general's office; and to amend and reenact sections 12-60-05 and 12-60-17 and subsection 14 of section 54-12-01 of the North Dakota Century Code, relating to the power of the attorney general to act as superintendent of the bureau of criminal investigation; and to repeal sections 12-60-13.1, 12-60-19, and 12-60-20 of

the North Dakota Century Code, relating to consumer fraud, training, and statistics.

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

HB 1205: A BILL for an Act to amend and reenact section 35-22-01 of the North Dakota Century Code, relating to the foreclosure by the state of a real property mortgage by advertisement.

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

HB 1206: A BILL for an Act to amend and reenact section 2-05-10 of the North Dakota Century Code, relating to registration of airmen; and to declare an emergency.

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

HB 1222: A BILL for an Act to amend and reenact section 6 of chapter 208 of the 1979 Session Laws of North Dakota, relating to the sale of the Dickinson experiment station property by the state board of higher education; and to declare an emergency.

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

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT: Your Committee on Appropriations to which was referred SB 2004 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 12, delete the numerals "5,841,000" and insert in lieu thereof the numerals "5,341,000"

On page 1, line 13, delete the numerals "5,841,000" and insert in lieu thereof the numerals "5,341,000"

SEN. LIPS, Chairman

SB 2004 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Appropriations to which was referred SB 2015 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

SB 2015 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Finance and Taxation to which was referred SB 2049 has had the same under consideration and recommends that the same DO PASS.

SEN. GOODMAN, Chairman

SB 2049 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Natural Resources to which was referred SB 2104 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, delete the word "repeal" and insert in lieu thereof the words "amend and reenact"

On page 1, delete lines 6 and 7 and insert in lieu thereof the following section:

"SECTION 1. AMENDMENT. Section 20.1-01-27 of the 1981 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

20.1-01-27. Disposition of animals ~~injured or killed~~ by motor vehicle --Fee. Whenever any big game ~~or~~ ~~fur-bearing~~ animal is ~~injured or~~ killed by being ~~struck~~ by a motor vehicle on a public highway or roadway, the driver of the motor vehicle may notify the department of the location of the animal any person who desires to possess that animal shall immediately transport the animal to any game warden or other authorized person for inspection and validation. When notified as provided in this section, the department shall arrange for the disposition of the animal. ~~Provided, however, that upon payment of a two dollar fee to the department, the driver of the motor vehicle may arrange for the disposition or processing of the animal. Any authorized representative of the department shall give a receipt, in the form prescribed by the commissioner, to the driver making payment pursuant to this section. That receipt shall serve as authorization to possess or dispose of the animal. The authorized person shall give a dated and written note of validation which allows legal possession of the animal and authorizes the person whose name appears thereon to possess or dispose of the animal. The note of validation must remain with the carcass while in processing or storage. There is no fee for the inspection and validation."~~

And renumber the lines and pages accordingly

SEN. LEE, Chairman

SB 2104 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Natural Resources to which was referred SB 2106 has had the same under consideration and

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

On page 1, line 19, delete the words "fifty percent of"

On page 1, line 22, delete the words "fifty percent level" and insert in lieu thereof the words "total number of licenses prescribed for each district or unit in the governor's proclamation,"

On page 1, line 24, after the period insert the following sentence: "The licenses issued by lottery as prescribed in this section are not subject to the provisions of subdivision a of subsection 2 of section 20.1-08-04."

And renumber the lines and pages accordingly

SEN. LEE, Chairman

SB 2106 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Natural Resources to which was referred SB 2108 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 23, delete the words "it is the intent of"

On page 1, delete lines 24 through 27, and insert in lieu thereof the following sentence: "The state has a property interest in all protected resident wild birds, fish, and wild animals. This interest supports a civil action for damages for the unlawful destruction of wildlife."

And renumber the lines and pages accordingly

SEN. LEE, Chairman

SB 2108 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary to which was referred SB 2138 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 14, delete the word "reasonable" and remove the overstrike over the words "his situation under"

On page 1, line 15, remove the overstrike over the words "the circumstances as he believes them to be" and delete the words "a similar"

On page 1, delete line 16

On page 1, line 17, delete the words "existed at the time of the occurrence"

On page 1, line 19, after the word "subsection" insert the word "only"

And renumber the lines accordingly

SEN. CHRISTENSEN, Chairman

SB 2138 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Appropriations to which was referred SB 2149 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

SB 2149 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Finance and Taxation to which was referred SB 2180 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. GOODMAN, Chairman

SB 2180 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business, and Labor to which was referred SB 2183 has had the same under consideration and recommends that the same DO PASS.

SEN. REITEN, Chairman

SB 2183 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business, and Labor to which was referred SB 2190 has had the same under consideration and recommends that the same DO PASS.

SEN. REITEN, Chairman

SB 2190 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business, and Labor to which was referred SB 2242 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. REITEN, Chairman

SB 2242 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Finance and Taxation to which was referred SB 2272 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. GOODMAN, Chairman

SB 2272 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Industry, Business, and Labor to which was referred SB 2283 has had the same under consideration and recommends that the same DO PASS.

SEN. REITEN, Chairman

SB 2283 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Education to which was referred SB 2288 has had the same under consideration and recommends that the same DO PASS.

SEN. PETERSON, Chairman

SB 2288 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2293 has had the same under consideration and recommends that the same DO PASS.

SEN. LODOEN, Chairman

SB 2293 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary to which was referred SCR 4004 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

SCR 4004 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary to which was referred SCR 4005 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

SCR 4005 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Judiciary to which was referred HB 1212 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

HB 1212 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MOTIONS

SEN. LODOEN MOVED that SB 2041 which is on the Eleventh order of business today, be referred back to the **Committee on State and Federal Government** for further consideration, which motion prevailed.

SEN. CHRISTENSEN MOVED that SB 2128 which is on the Eleventh order of business today be rereferred to the **Committee on Appropriations**, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2134: A BILL for an Act to amend and reenact subsection 1 of section 12.1-08-03 of the North Dakota Century Code, relating to hindering law enforcement by warning others of impending discovery or apprehension.

Which has been read and has committee recommendation of DO NOT PASS.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 0 YEAS, 53 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: None

NAYS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grothberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

ABSENT AND NOT VOTING: None

SB 2134 was declared lost.

SB 2166: A BILL for an Act to amend and reenact section 39-21-44 of the North Dakota Century Code, relating to the transportation of explosives or hazardous materials.

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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: None

SB 2166 passed and the title was agreed to.

SB 2176: A BILL for an Act to create and enact two new sections to chapter 54-30 of the North Dakota Century Code, relating to real estate mortgage backed bonds as legal investments and retroactive application; to amend and reenact sections 54-30-02, 54-30-03, 54-30-04, 54-30-05, 54-30-07, 54-30-11, 54-30-12, 54-30-14, 54-30-15, 54-30-16, 54-30-25, 54-30-27, and 54-30-28 of the North Dakota Century Code, relating to the issuance by the state of real estate mortgage backed bonds and exemption from taxation; and to repeal sections 54-30-13, 54-30-18, 54-30-19, 54-30-21, 54-30-22, 54-30-24, 54-30-30, 54-30-30.1, and 54-30-31 of the North Dakota Century Code, relating to the servicing and the foreclosure of the real estate mortgages assigned to the state treasurer as security for the real estate bonds, the substitution of mortgages securing real estate mortgage backed bonds, and the transfer of real estate to the Bank of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: None

SB 2176 passed and the title was agreed to.

SB 2198: A BILL for an Act to amend and reenact sections 57-47-01, 57-47-02, 57-47-03, and 57-47-04 of the North Dakota Century Code, relating to the powers of a county to borrow money to meet deficiencies and to levy a general tax for the repayment of such a loan.

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 49 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Moore; Mutch; Naaden; Nelson; Nothing; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Todd; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Meyer, J.; Stromme; Tweten; Vosper

ABSENT AND NOT VOTING: None

SB 2198 passed and the title was agreed to.

SB 2219: A BILL for an Act to amend and reenact section 21-02-13 of the North Dakota Century Code, relating to certificates of indebtedness issued in anticipation of revenues to be received from the state.

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 48 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING:

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dykshoorn; Erickson; Fritzell; Goodman; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Moore; Mutch; Naaden; Nelson;

Nething; Olson; Parker; Peterson; Redlin; Reiten;
Satrom; Stenehjøm; Streibel; Stromme; Tallackson;
Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh;
Wenstrom; Wogsland; Wright

NAYS: Dotzenrod; Grotberg; Heigaard; Meyer, D.; Meyer, J.

ABSENT AND NOT VOTING: None

SB 2219 passed and the title was agreed to.

SB 2231: A BILL for an Act to establish a state bonding fund; to repeal chapter 26-23 of the North Dakota Century Code, relating to the state bonding fund, or in the alternative, to repeal chapter 26.1-21 of the North Dakota Century Code, as created by House Bill No. 1054, as approved by the forty-eighth legislative assembly, relating to the state bonding fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David;
Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman;
Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg;
Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan;
Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.;
Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker;
Peterson; Redlin; Reiten; Satrom; Stenehjøm; Streibel;
Stromme; Tallackson; Tennefos; Thane; Todd; Tweten;
Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: None

SB 2231 passed and the title was agreed to.

SB 2240: A BILL for an Act to amend and reenact section 10-23-02 of the North Dakota Century Code, relating to annual report of domestic and foreign corporations.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: None

SB 2240 passed and the title was agreed to.

SB 2262: A BILL for an Act to amend and reenact sections 16.1-11-01, 16.1-11-02, 16.1-11-03, 16.1-11-04, 16.1-11-05, 16.1-11-07, and 16.1-11-23 of the North Dakota Century Code, relating to presidential preference and primary elections.

Which has been read and has committee recommendation of DO NOT PASS.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 14 YEAS, 39 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Barth; Dotzenrod; Heigaard; Miller Heinrich; Hilken; Krauter; Lashkowitz; Maixner; Matchie; Meyer, D.; Meyer, J.; Redlin; Walsh; Wogsland

NAYS: Adams; Bakewell; Berube; Christensen; David; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Holmberg; Kilander; Kusler; Lee; Leibhan; Lips; Lodoen; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wenstrom; Wright

ABSENT AND NOT VOTING: None

SB 2262 was declared lost.

SB 2275: A BILL for an Act to amend and reenact section 15-38.1-11.1 of the North Dakota Century Code, relating to payroll deduction for dues of representative organizations for teachers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nothing; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: None

SB 2275 passed and the title was agreed to.

SB 2281: A BILL for an Act to authorize the director of institutions to enter into a ninety-nine year lease with the city of Grafton for land for a fire station, and providing that the lease shall terminate if the city ceases to use the property as a fire station; 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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Goodman; Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nothing; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: None

SB 2281 passed, the title was agreed to, and the emergency clause carried.

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your Committee on Enrollment and Engrossment respectfully report that the following Senate Concurrent Resolution was delivered to the Secretary of State at the hour of 1:47 p.m., January 19, 1983:

SCR 4012

SEN. FRITZELL, Chairman

SEN. KRAUTER MOVED that the report be adopted, which motion prevailed.

MOTION

SEN. NETHING MOVED that after the reading of SB 2015, SB 2049, SB 2079, SB 2101, SB 2149, SB 2180, SB 2183, SB 2190, SB 2242, SB 2272, SB 2283, SB 2288, SB 2293, SCR 4004, SCR 4005, and HB 1212, the Senate adjourn and convene at 1:00 p.m., Thursday, January 20, 1983, which motion prevailed.

LEO LEIDHOLM, Secretary