

JOURNAL OF THE SENATE

Forty-eighth Legislative Assembly

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FOURTEENTH DAY

Bismarck, January 21, 1983

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

The prayer was offered by Rev. Jack Roth, Assistant Sergeant-at-Arms of the Senate.

Let us pray. What is the duty of man? Answer: To know God and to enjoy Him forever! Unto Thee, Our God and Father, do we reason one with another. We look to Thee, Our God, as did our fathers of this great land, so that we may prove ourselves a people mindful of Thy favor, and glad to do Thy will.

Bless our land with honorable industry, sound learning, and spiritual Christianity. Save our fellow from violence, discord, confusion, and loneliness, so that every American may live in love to God and to each other.

Fashion our assembly today to the end we account ourselves to Thee and the people represented.

In the day and time of prosperity fill our hearts with thanksgiving and in the day of poverty we will still be trusting. May the God-Man, Jesus Christ, assist us too. As the Sovereign of the universe, we bow before Him. Amen.

ROLL CALL

The roll was called and all members were present, except Senators Maixner and Tallackson.

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 Thirteenth day and finds the same to be correct.

SEN. TWETEN, Chairman

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

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 2004, SB 2104, SB 2106, SB 2108, SB 2138

SEN. FRITZELL, Chairman

SEN. MOORE 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 2072

SEN. FRITZELL, Chairman

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

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

SB 2072

LEO LEIDHOLM, Secretary

MESSAGES 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 2072

Very respectfully,
LEO LEIDHOLM, Secretary

SENATE CHAMBER

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

SB 2166, SB 2176, SB 2198, SB 2219, SB 2231, SB 2240,
SB 2275, SB 2281

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 1085, HB 1113, HB 1118, HB 1125, HB 1193, HB 1207
HB 1227, HB 1232, HB 1265, HB 1289

Very respectfully,
CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

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

SB 2059

Very respectfully,
CHARLES FLEMING, Chief Clerk

RECOGNITION

SEN. NOTHING ANNOUNCED that Mrs. North Dakota, Mrs. Susan Glick-Shore is in the chamber and moved that a committee of two be appointed to escort her to the rostrum, which motion prevailed.

THE PRESIDENT APPOINTED as such committee, Senators Reiten and Redlin. Mrs. Glick-Shore was escorted to the rostrum and was introduced to the Assembly.

SEN. NOTHING MOVED that the remarks of Mrs. North Dakota be printed in the Journal, which motion prevailed.

Susan Glick-Shore: Good afternoon, ladies and gentlemen. I would like to thank you for taking this time out of your busy schedule to meet with me today.

It has truly been an honor for me to be Mrs. North Dakota and to represent our great state of North Dakota. This past year has been filled with memorable highlights for me, such as the national pageant in Las Vegas where I competed for the title of Mrs. America, an experience I shall never forget. I am also very proud to have met with our governor, Allen Olson, and to receive this pin of our state flag which I wear with pride. I have received congratulatory messages from the White House and governors throughout the Union, and now to have this opportunity to meet with you, state background of our government, I thank you for this time and this privilege. Good day.

CONSIDERATION OF AMENDMENTS

SEN. CHRISTENSEN MOVED that the amendments to SB 2236 as recommended by the Committee on Judiciary as printed on page 262 of the Senate Journal be adopted, which motion prevailed.

SEN. LODOEN MOVED that the amendments to SB 2246 as recommended by the Committee on State and Federal Government as printed on pages 262 and 263 of the Senate Journal be adopted, which motion prevailed.

SEN. PETERSON MOVED that the amendments to SB 2250 as recommended by the Committee on Education as printed on page 263 of the Senate Journal be adopted and when so adopted, recommends the same be rereferred to the Committee on Appropriations, which motion prevailed.

SB 2250 was rereferred to the Committee on Appropriations.

SEN. REITEN MOVED that the amendments to SB 2253 as recommended by the Committee on Industry, Business, and Labor as printed on page 264 of the Senate Journal be adopted, which motion prevailed.

SEN. REITEN MOVED that the amendments to SB 2279 as recommended by the Committee on Industry, Business, and Labor as printed on page 264 of the Senate Journal be adopted, which motion prevailed.

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT: Your Committee on Natural Resources to which was referred SB 2076 has had the same under consideration and recommends that the same DO PASS.

SEN. LEE, Chairman

SB 2076 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 2093 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 3, delete the words "or life"

On page 2, line 5, delete the words ", or the"

On page 2 delete line 6

On page 2, line 7, delete the words "life insurance benefits coverage"

On page 4, line 5, delete the words "or life"

On page 4, line 6, delete the words "in lieu of contracting with an insurance" and insert in lieu thereof the words "only under an Administrative Services Only (ASO) contract or a Third Party Administrator (TPA) contract"

On page 4, line 7, delete the words "company to provide this coverage"

On page 5, delete lines 11 through 21

On page 5, line 22, delete the words "paid into the self-insurance reserve fund" and insert in lieu thereof the words "The board may establish a self-insurance plan for providing health insurance benefits coverage only under an Administrative Services Only (ASO) contract or a Third Party"

Administrator (TPA) contract under the uniform group insurance program"

And renumber the lines accordingly

SEN. LODOEN, Chairman

SB 2093 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 2100 has had the same under consideration and recommends that the same DO PASS.

SEN. LEE, Chairman

SB 2100 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Political Subdivisions to which was referred SB 2140 has had the same under consideration and recommends that the same DO PASS.

SEN. HOLMBERG, Chairman

SB 2140 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Social Services and Veterans Affairs to which was referred SB 2142 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 26, delete the word "ammouncements" and insert in lieu thereof the word "announcements"

SEN. WRIGHT, Chairman

SB 2142 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Political Subdivisions to which was referred SB 2158 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. HOLMBERG, Chairman

SB 2158 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 2217 has had the same under consideration and recommends that the same DO PASS.

SEN. LEE, Chairman

SB 2217 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Transportation to which was referred SB 2221 has had the same under consideration and recommends that the same DO PASS.

SEN. MUTCH, Chairman

SB 2221 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Transportation to which was referred SB 2230 has had the same under consideration and recommends that the same DO PASS.

SEN. MUTCH, Chairman

SB 2230 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 2234 has had the same under consideration and recommends that the same DO PASS.

SEN. LEE, Chairman

SB 2234 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Agriculture to which was referred SB 2244 has had the same under consideration and recommends that the same DO PASS.

SEN. VOSPER, Chairman

SB 2244 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Political Subdivisions to which was referred SB 2255 has had the same under consideration and recommends that the same DO PASS.

SEN. HOLMBERG, Chairman

SB 2255 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Agriculture to which was referred SB 2257 has had the same under consideration and recommends that the same DO PASS.

SEN. VOSPER, Chairman

SB 2257 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Political Subdivisions to which was referred SB 2265 has had the same under consideration and recommends that the same DO PASS.

SEN. HOLMBERG, Chairman

SB 2265 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Agriculture to which was referred SB 2290 has had the same under consideration and recommends that the same DO PASS.

SEN. VOSPER, Chairman

SB 2290 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 1171 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 3, line 14, overstrike the word "painted" and immediately thereafter insert the word "placed"

And renumber the lines accordingly

SEN. CHRISTENSEN, Chairman

HB 1171 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Committee on Transportation to which was referred HB 1197 has had the same under consideration and recommends that the same DO PASS.

SEN. MUTCH, Chairman

HB 1197 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

FIRST READING OF SENATE BILLS

Sen. Grotberg and Reps. E. Pomeroy, Horgan, C. Martin introduced:

SB 2432: A BILL for an Act to amend and reenact section 43-19.1-28 of the North Dakota Century Code, relating to when the state and its political subdivisions must employ a professional engineer for construction of public works.
Was read the first time and referred to the Committee on Political Subdivisions.

Sen. Todd and Rep. Retzer introduced:

SB 2433: A BILL for an Act to amend and reenact section 39-03.1-21 of the North Dakota Century Code, relating to death benefits for highway patrolmen and retirement benefits for deceased patrolmen's spouses.
Was read the first time and referred to the Committee on State and Federal Government.

Sens. Parker, Moore, Adams, Bakewell introduced:

SB 2434: A BILL for an Act to amend and reenact section 15-07-20 of the North Dakota Century Code, relating to the leasing

of nongrant lands by the board of university and school lands.

Was read the first time and referred to the **Committee on State and Federal Government**.

Sens. Reiten, Olson introduced:

SB 2435: A BILL for an Act to amend and reenact subsection 28 of section 12.1-30-03 of the North Dakota Century Code, relating to operation of certain businesses on Sunday.

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

Sen. Erickson introduced:

SB 2436: A BILL for an Act to create and enact a new section to chapter 60-06 of the North Dakota Century Code, relating to arbitration by the public service commission of proceedings for renewing grain warehouse leases on railroad rights of way; and to amend and reenact section 32-29-01 of the North Dakota Century Code, relating to authorization of arbitration.

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

Sens. Tweten, Erickson introduced:

SB 2437: A BILL for an Act to amend and reenact section 57-19-07 of the North Dakota Century Code, providing for a two-year period within which school districts may redeem vouchers from their special reserve funds.

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

Sen. Reiten introduced:

SB 2438: A BILL for an Act to amend and reenact subsection 9 of section 6-09.2-03 and sections 6-09.2-05, 6-09.2-07, 40-57-02, 40-57-03, 40-57-04, 40-57-05, and 40-57-19 of the North Dakota Century Code, relating to authority of the economic development commission to issue revenue bonds for industrial development.

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

Sen. Nething introduced:

SB 2439: A BILL for an Act to create and enact a new section to chapter 15-29 of the North Dakota Century Code, requiring annual budgets of school districts to be approved by district electorates.

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

FIRST READING OF A HOUSE BILL

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

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

FIRST READING OF A HOUSE CONCURRENT RESOLUTION

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

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

SECOND READING OF SENATE BILLS

SB 2004: A BILL for an Act making an appropriation for the homestead tax credit.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on page of the Senate Journal, the roll was called and there were 51 YEAS, 0 NAYS, 2 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; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjelm; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Maixner; Tallackson

SB 2004 passed and the title was agreed to.

SB 2066: A BILL for an Act to create and enact a new section to chapter 12-44.1 of the North Dakota Century Code, relating to jail standards; and to amend and reenact section 12-44.1-06 of the North Dakota Century Code to allow inmates to be confined for not more than ninety days in a grade two jail and for not more than ninety-six hours in a grade three jail.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 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; Matchie; Meyer, D.; Meyer, J.; Moore;
 Mutch; Naaden; Nelson; Nething; Olson; Parker;
 Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel;
 Stromme; Tennefos; Thane; Todd; Tweten; Vosper;
 Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Maixner; Tallackson

SB 2066 passed and the title was agreed to.

MOTION

SEN. LEE MOVED that SB 2104, be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2106: A BILL for an Act to create and enact a new subsection to section 20.1-03-11 of the North Dakota Century Code, relating to licenses to hunt antelope on one's land; and to amend and reenact subsection 3 of section 20.1-03-11 of the North Dakota Century Code, relating to licenses to hunt deer on one's land.

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 50 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING.

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

NAYS: Nelson

ABSENT AND NOT VOTING: Maixner; Tallackson

SB 2106 passed and the title was agreed to.

SB 2108: A BILL for an Act to amend and reenact section 20.1-01-03 of the North Dakota Century Code, relating to ownership in the state over game and fish.

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 44 YEAS, 7 NAYS, 2 ABSENT AND NOT VOTING.

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

NAYS: Bakewell; David; Grotberg; Meyer, D.; Moore; Naaden; Thane

ABSENT AND NOT VOTING: Maixner; Tallackson

SB 2108 passed and the title was agreed to.

SB 2138: A BILL for an Act to amend and reenact subsection 2 of section 12.1-16-02 of the North Dakota Century Code, relating to extreme emotional disturbance involving murder.

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 50 YEAS, 1 NAY, 2 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; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nothing; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wright

NAYS: Wogsland

ABSENT AND NOT VOTING: Maixner; Tallackson

SB 2138 passed and the title was agreed to.

SB 2139: A BILL for an Act to create and enact a new section to chapter 44-08 of the North Dakota Century Code providing for additional powers for peace officers when acting outside the jurisdiction of the law enforcement agency by which they are employed.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 50 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Christensen; Maixner; Tallackson

SB 2139 passed and the title was agreed to.

SB 2161: A BILL for an Act to create and enact section 23-20.3-05.1 of the North Dakota Century Code, relating to hazardous waste management facilities' permit or registration certificate fees.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 49 YEAS, 2 NAYS, 2 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; Matchie; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Meyer, D.; Vosper

ABSENT AND NOT VOTING: Maixner; Tallackson

SB 2161 passed and the title was agreed to.

SB 2171: A BILL for an Act to create and enact section 23-29-07.1 of the North Dakota Century Code, relating to solid waste management facilities' permit or registration certificate fees.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 48 YEAS, 3 NAYS, 2 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; Leibhan; Lips; Lodoen; Matchie; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Lee; Meyer, D.; Vosper

ABSENT AND NOT VOTING: Maixner; Tallackson

SB 2171 passed and the title was agreed to.

SB 2208: A BILL for an Act to repeal chapter 39-23 of the North Dakota Century Code, relating to the vehicle equipment safety compact.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 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; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Maixner; Tallackson

SB 2208 passed and the title was agreed to.

SB 2243: A BILL for an Act to amend and reenact section 4-28-07 of the 1981 Supplement to the North Dakota Century Code, relating to the wheat tax levy.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 42 YEAS, 9 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Goodman; Grothberg; Holmberg; Kilander; Krauter; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Matchie; Meyer, D.; Meyer, J.; Moore; Naaden; Nelson; Nething; Olson; Parker; Peterson; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wright

NAYS: Berube; Fritzell; Heigaard; Miller Heinrich; Hilken; Kusler; Mutch; Redlin; Wogsland

ABSENT AND NOT VOTING: Maixner; Tallackson

SB 2243 passed and the title was agreed to.

MOTIONS

SEN. PARKER MOVED that SB 2252 be laid over one legislative day, which motion prevailed.

SEN. KILANDER MOVED that SB 2280 be laid over one legislative day, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2291: A BILL for an Act to amend and reenact section 23-06-04 of the North Dakota Century Code, relating to the date of burial.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 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; Matchie; Meyer, D.; Meyer, J.; Moore;
Mutch; Naaden; Nelson; Nething; Olson; Parker;
Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel;
Stromme; Tennefos; Thane; Todd; Tweten; Vosper;
Waldera; Walsh; Wenstrom; Wogslund; Wright

NAYS: None

ABSENT AND NOT VOTING: Maixner; Tallackson

SB 2291 passed and the title was agreed to.

SECOND READING OF A SENATE CONCURRENT RESOLUTION

SCR 4006: A concurrent resolution directing the Legislative Council to study and determine the powers and rights to be granted to political subdivisions under article VII of the Constitution of the State of North Dakota.

Which has been read.

The question being on the final adoption of the resolution.

SCR 4006 was declared adopted on a voice vote.

MESSAGE FROM THE HOUSE 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 1012

Very respectfully,
CHARLES FLEMING, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

HB 1012

LEO LEIDHOLM, Secretary

PRESENTATION OF PETITIONS AND COMMUNICATIONS

Allen I. Olson
Governor

January 21, 1983

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

Dear Mr. President:

This is to inform you that on January 21, 1983, I signed SB 2225.

Sincerely,

ALLEN I. OLSON
Governor

MOTIONS

SEN. NELSON MOVED that the absent Senators be excused, which motion prevailed.

SEN. NOTHING MOVED that after the reading of SB 2076, SB 2100, SB 2104, SB 2140, SB 2158, SB 2217, SB 2221, SB 2230, SB 2234, SB 2236, SB 2244, SB 2246, SB 2252, SB 2253, SB 2255, SB 2257, SB 2265, SB 2279, SB 2280, SB 2290, and HB 1197, the Senate adjourn and convene at 1:00 p.m., Monday, January 24, 1983, which motion prevailed.

LEO LEIDHOLM, Secretary