

JOURNAL OF THE SENATE

Forty-eighth Legislative Assembly

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FIFTY-THIRD DAY

Bismarck, March 21, 1983

The Senate convened at 10:00 a.m., with President Sands presiding.

The prayer was offered by Rev. Ted Gall, Messiah Lutheran Church, Mandan.

Almighty God, Your mercies are new to us each day. Keep us ever mindful of all the spiritual and physical blessings You have given us in Christ, our Lord.

Empower us and enable us to use these blessings for Your glory and for the betterment of all people.

We pray that You would make us wise in our conceptions, firm in our convictions, and grant that the purest instincts of our being may find true fulfillment in obedience to Your holy laws.

As we journey on life's rugged way, may we glorify You in faithful service to our fellow men.

May we do this not because we "got" to, but because we "get" to. For we have been redeemed by Your precious Son, our Lord and Savior. In His name we pray. Amen.

ROLL CALL

The roll was called and all members were present, except Senator Nething.

A quorum was declared by the President.

Senator Nething is attending an Advisory Commission on Intergovernmental Relations "critic session" in Washington, D.C.

REVISION AND CORRECTION OF THE JOURNAL

MR. PRESIDENT: Your Committee on Revision and Correction of the Journal has carefully reexamined the Journal of the Fifty-second day and finds the same to be correct.

MR. PRESIDENT: Your Committee on Revision and Correction of the Journal has carefully reexamined the Journal of the Fifty-first day and recommends that the same be corrected as follows and when so corrected, recommends that the same be approved:

On page 1613, line 38, after the words "the engrossed bill," insert the following: "line 33,"

On page 1613, line 39, delete the words "personnel." insert the sentence "All rules adopted" and insert in lieu thereof the words "personnel", insert the words ". All rules adopted"

On page 1614, line 33, after the words "North Dakota Century Code" insert the following: ", relating to employment discrimination"

SEN. TWETEN, Chairman

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

Allen I. Olson
Governor

March 18, 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 March 18, 1983, I signed the following Senate Bills:

SB 2118, SB 2146, SB 2147, SB 2159, SB 2305, SB 2310,
SB 2328, SB 2359.

Sincerely,

ALLEN I. OLSON
Governor

REPORT OF PROCEDURAL COMMITTEE

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

SCR 4054

SEN. FRITZELL, Chairman

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

MONDAY, MARCH 21, 1983

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MESSAGES TO THE HOUSE
SENATE CHAMBER

MADAM SPEAKER: I have the honor to inform you that the Senate has refused to concur in the House amendments to SB 2108, SB 2125, and SB 2327, and the President has appointed as a conference committee to act with a like committee from the House on:

SB 2108: Sens. Parker, David, Krauter
SB 2125: Sens. Olson, Stenehjelm, Lashkowitz
SB 2327: Sens. Adams, Moore, Matchie

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 1706, HB 1718

Very respectfully,
LEO LEIDHOLM, Secretary

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

SB 2056, SB 2164, SB 2214, SR 1, SCR 4055

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 2056, SB 2164, SB 2214, SCR 4055

Very respectfully,
LEO LEIDHOLM, Secretary

CONSIDERATION OF AMENDMENTS

SEN. MUTCH MOVED that the amendments to HB 1539 as recommended by the Committee on Transportation as printed on pages 1620 and 1621 of the Senate Journal be referred back to the Committee on Transportation, which motion prevailed.

SECOND READING OF A SENATE BILL

SB 2316: A BILL for an Act to amend and reenact section 12.1-23-08 of the North Dakota Century Code, relating to the penalties for selling mortgaged property.

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 42 YEAS, 8 NAYS, 3 ABSENT AND NOT VOTING.

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

NAYS: Fritzell; Heigaard; Hilken; Lashkowitz; Matchie; Satrom; Stenehjeme; Wogsland

ABSENT AND NOT VOTING: Leibhan; Nething; Reiten

SB 2316 passed and the title was agreed to.

SECOND READING OF SENATE CONCURRENT RESOLUTIONS

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.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were 38 YEAS, 14 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Bakewell; Barth; Berube; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Heigaard; Miller Heinrich; Hilken; Kilander; Krauter; Kusler; Leibhan; Lips; Lodoen; Maixner; Meyer, D.; Meyer, J.; Moore; Naaden; Nelson; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjeme; Streibel; Tallackson; Tennefos; Todd; Vosper; Walsh; Wenstrom; Wright

NAYS: Adams; Christensen; Goodman; Grotberg; Holmberg; Lashkowitz; Lee; Matchie; Mutch; Stromme; Thane; Tweten; Waldera; Wogsland

ABSENT AND NOT VOTING: Nething

SCR 4003 was declared adopted.

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 as amended.

SCR 4054 was declared adopted on a voice vote.

SECOND READING OF HOUSE BILLS

HB 1053: A BILL for an Act to create and enact a new section to chapter 57-02 of the North Dakota Century Code, relating to protection of property taxpayers and taxing districts; to provide an effective date; and to declare 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 33 YEAS, 18 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Barth; Berube; Christensen; Dotzenrod; Dykshoorn; Erickson; Fritzell; Miller Heinrich; Holmberg; Kilander; Lee; Leibhan; Lips; Lodoen; Meyer, D.; Meyer, J.; Moore; Nelson; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Stromme; Tallackson; Thane; Todd; Wenstrom; Wogsland; Wright

NAYS: Bakewell; David; Grotberg; Heigaard; Hilken; Krauter; Kusler; Lashkowitz; Maixner; Matchie; Mutch; Naaden; Streibel; Tennefos; Tweten; Vosper; Waldera; Walsh

ABSENT AND NOT VOTING: Goodman; Nething

HB 1053 passed, the title was agreed to, but the emergency clause lost.

HB 1084: A BILL for an Act to provide for the termination of mineral interest in land owned by persons other than the owners of the surface and for the vesting of title to dormant mineral interests in the surface owners in the absence of appropriate developmental activities or the recording of a notice of claim of interest within a specified period.

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 42 YEAS, 10 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Dotzenrod; Erickson; Goodman; Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Olson; Parker; Redlin; Satrom; Stenehjelm; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: Christensen; David; Dykshoorn; Fritzell; Kilander; Matchie; Peterson; Reiten; Tennefos; Wright

ABSENT AND NOT VOTING: Nothing

HB 1084 passed and the title was agreed to.

HB 1165: A BILL for an Act to create and enact a new section to chapter 51-04 of the North Dakota Century Code, relating to the licensure of transient merchants; and to amend and reenact sections 51-04-02, 51-04-03, and 51-04-07 of the North Dakota Century Code, relating to the licensure of transient merchants; and to repeal section 51-04-02.1 of the North Dakota Century Code, relating to applications for multicounty transient merchant licenses.

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 45 YEAS, 3 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Goodman; Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore;

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Mutch; Nelson; Parker; Peterson; Redlin; Reiten;
Satrom; Streibel; Stromme; Tallackson; Tennefos; Thane;
Todd; Tweten; Waldera; Walsh; Wogsland

NAYS: Fritzell; Olson; Stenehjem

ABSENT AND NOT VOTING: Naaden; Nething; Vosper;
Wenstrom; Wright

HB 1165 passed and the title was agreed to.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3011: A concurrent resolution for the amendment of sections 12 and 13 of article V and section 12 of article X of the Constitution of the State of North Dakota, relating to the office of state treasurer; to repeal section 15 of article XII of the Constitution of the State of North Dakota, relating to the duties of state treasurer on issuance of legal tender by banks in the state; and to provide an effective date.

Was read the first time and referred to the Committee on Constitutional Revision.

HCR 3026: A concurrent resolution for the amendment of section 4 of article IX and section 17 of article X of the Constitution of the State of North Dakota, relating to references to the county superintendent of common schools and the county auditor.

Was read the first time and referred to the Committee on Constitutional Revision.

HCR 3029: A concurrent resolution to create five new sections to article IV of the Constitution of the State of North Dakota, relating to the legislative assembly; to repeal sections 20 and 21 and sections 25 through 45 of article IV of the Constitution of the State of North Dakota, relating to the legislative assembly; and to provide an effective date.

Was read the first time and referred to the Committee on Constitutional Revision.

MESSAGE FROM THE HOUSE HOUSE CHAMBER

MR. PRESIDENT: I have the honor to transmit herewith the following on which the House has adopted the conference committee report and subsequently passed the same:

HB 1044

Very respectfully,
CHARLES FLEMING, Chief Clerk

MOTION

SEN. NELSON MOVED that the Senate stand in recess until 1:00 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Sands presiding.

REPORTS OF STANDING COMMITTEES

MR. PRESIDENT: Your Committee on Industry, Business, and Labor to which was referred SCR 4056 has had the same under consideration and recommends that the same DO PASS.

SEN. REITEN, Chairman

SCR 4056 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 SCR 4057 has had the same under consideration and recommends that the same DO PASS.

SEN. GOODMAN, Chairman

SCR 4057 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Joint Committee on Constitutional Revision to which was referred HCR 3011 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 10, delete the numerals "1986" and insert in lieu thereof the numerals "1989", and after the period insert the words "The legislative assembly intends that the duties now performed by the state treasurer would be performed by other agencies as provided by law."

On page 1, line 18, delete "primary" and insert in lieu thereof "general"

On page 4, line 29, delete the numerals "1986" and insert in lieu thereof the numerals "1989", and delete the words ", and the treasurer elected"

On page 4, line 30, delete the words "in the 1984 general election shall serve only until January 1, 1986"

And renumber the lines and pages accordingly

SEN. WENSTROM, Chairman

HCR 3011 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Joint Committee on Constitutional Revision to which was referred HCR 3026 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 7, delete the word "not" and insert in lieu thereof "no longer" and delete the word "statute" and insert in lieu thereof the word "law"

On page 2, line 10, overstrike the word "the"
SEN. WENSTROM, Chairman

HCR 3026 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. PRESIDENT: Your Joint Committee on Constitutional Revision to which was referred HCR 3029 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, delete lines 8 and 9 and insert in lieu thereof the words "This amendment creates five new sections to article IV of the North Dakota Constitution establishing basic procedures for the operation of the legislative assembly. It further provides that all meetings of the legislative assembly and its committees be open and public, and provides a method for the legislative assembly to propose constitutional amendments to be submitted to the voters for approval or disapproval. The"

On page 1, line 17, delete the numeral "20" and insert in lieu thereof the following: "20 and 21 and sections 25"

On page 1, line 20, delete the word "primary" and insert in lieu thereof "general"

On page 2, line 4, delete the word "exclusively"
On page 3, line 4, delete the word "separate"
On page 3, line 28, delete the words "or breach of"
On page 3, line 29, delete the words "the peace"

And renumber the lines and pages accordingly
SEN. WENSTROM, Chairman

HCR 3029 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

RECESS

SEN. NELSON ANNOUNCED that there will be a joint meeting of the Senate and House Committees on Appropriations in the Dakota Room for the purpose of an explanation from Chase Econometrics detailing the latest information available on the sales tax shortfall, and moved that the Senate recess and reconvene immediately after the joint meeting in the Dakota Room, which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Sands presiding.

MESSAGES FROM THE HOUSE
HOUSE CHAMBER

MR. PRESIDENT: I have the honor to return herewith SB 2062, SB 2084, SB 2187, SB 2288, SB 2321, and SB 2408 which the House has amended as follow:

HOUSE AMENDMENTS TO SB 2062

On page 1 of the reengrossed bill, line 4, delete the words "; and to" and insert in lieu thereof a period

On page 1 of the reengrossed bill, delete lines 5 and 6

On page 1 of the reengrossed bill, lines 11 through 27, remove the underscore

On page 1 of the reengrossed bill, line 23, after the period insert the words "The board of higher education and institutions under its jurisdiction are not required to use the system."

On page 1 of the reengrossed bill, line 24, after the period insert the following sentence: "All revenue received by the commissioner under this section shall be remitted by the commissioner to the state treasurer to be deposited by the treasurer in the state highway fund."

On page 2 of the reengrossed bill, lines 1 and 2, remove the underscore

On page 2 of the reengrossed bill, delete lines 3 through 34

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO SB 2084

On page 1 of the engrossed bill, line 20, delete the words "is at his place of residence or the person is"

On page 1 of the engrossed bill, line 21, delete the words "threatening to return to his place of residence"

On page 1 of the engrossed bill, line 23, after the word "his" insert the words "or her" and after the word "spouse" insert the words ", other family member, former spouse,"

On page 1 of the engrossed bill, line 24, delete the word "other" and insert in lieu thereof the word "any" and delete the word "he" and insert in lieu thereof the words "the person"

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SB 2187

On page 1 of the engrossed bill, line 1, after the word "reenact", insert the words "subsection 1 of section 25-01.2-01,"

On page 1 of the engrossed bill, line 4, after the word "to" insert the words "certain definitions,"

On page 1 of the engrossed bill, after line 8, insert the following new section:

"SECTION 1. AMENDMENT. Subsection 1 of section 25-01.2-01 of the 1981 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. "Developmental disability" means a severe, chronic disability of a person which meets all of the following conditions:
 - a. Is attributable to a mental or physical impairment or combination of mental and physical impairments-;
 - b. Is manifested before the person attains age twenty-two-;
 - c. Is likely to continue indefinitely-;
 - d. Results in substantial functional limitations to the person's ability to function normally in society in three or more of the following areas of major life activity:
 - (1) Self-care;
 - (2) Receptive and expressive language;
 - (3) Learning;
 - (4) Mobility;
 - (5) Self-direction;
 - (6) Capacity for independent living;
 - and
 - (7) Economic sufficiency; and
 - e. Reflects the person's needs for a combination and sequence of special,

interdisciplinary, or generic care, treatment, or other services which are of lifelong or extended duration and are individually planned and coordinated."

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO SB 2288

On page 1, line 12, overstrike the word "his" and insert immediately thereafter the words "the candidate's"

On page 1, line 13, overstrike the word "he" and insert immediately thereafter the words "that person"

On page 1, line 14, overstrike the word "his" and insert immediately thereafter the words "the clerk's"

On page 2, overstrike lines 4 through 7

And renumber the lines accordingly

HOUSE AMENDMENTS TO SB 2321

On page 2 of the reengrossed bill, delete lines 4 through 34 and delete the rest of the bill and insert in lieu thereof the following new language:

"4. Before a merchant who purchases or a commission merchant who sells farm products for another for a fee or commission issues a check or draft to the seller in payment for farm products, the merchant must require the seller to execute a certificate of ownership, on the form as prescribed by the commissioner of agriculture, disclosing the names, social security numbers, addresses and home counties of the owners for five years prior thereto, the county of location of the property prior to the sale, and the names of the parties to whom security interests have been given against the farm products or representing that security interests do not exist. The merchant is required to enter on the check or draft the name of the secured party disclosed in the certificate, or actually known by the merchant at the time, as payee with the seller. The certificate must include a warning to the seller that an untrue statement as to any portion of the certificate constitutes a class C felony if the value of the property exceeds five hundred dollars, or a class A misdemeanor

if the property does not exceed five hundred dollars in value.

5. A lender who relies upon a security interest shall advise the borrower at the time of the loan is made that the law requires the borrower to disclose to the purchasers or merchants of the collateral the names of the secured parties, and that the purchasers or commission merchants are required to enter the names of the secured parties on the check or draft issued in payment for the farm products, and that failure to make the disclosure will constitute a crime.
6. A lender shall make a good faith effort against the borrower of funds, where farm products are used as collateral, for collection of any loss sustained by the lender through the transaction, before the lender pursues collection from the merchant.
7. A merchant who purchases from or a commission merchant who sells farm products for another for a fee or commission takes free of security interest created by the seller if:
 - a. The merchant has complied with the requirements of subsection 4 of this section, and
 - b. In the case where the seller disclosed no security interests, the merchant has requested information from the register of deeds in the counties of the sellers' residences over the five years prior thereto, as disclosed in the certificate, (or from the office of secretary of state if section 41-09-40 provides for filing in that office) as to the existence of financing statements naming the seller, and has received from the filing officer a certificate verifying disclosures obtained by such inquiry, and has entered on the check or draft the names of any secured parties named in the certificate as payees with the seller, and

- c. The merchant does not have actual knowledge at the time of transaction of the existence of security interests, and
- d. The merchant maintains records of such actions to support any criminal proceedings against the seller for violation of section 12.1-23-08.
- 8. In order to comply with the provisions of subsection 7, inquiry need not be made of the register of deeds office one year after the effective date of the Act which provides for filing in the office of the secretary of state. Certified copies of security documents filed with the register of deeds may be filed with the secretary of state and the priority of filing of such documents will be based on the original filing date with the register of deeds."

And renumber the lines and pages accordingly

HOUSE AMENDMENTS TO SB 2408

- On page 7, line 23, remove the overstrike over the words "This code shall be implemented by"
- On page 7, line 24, remove the overstrike over the words "and may be amended by rules" and after the word "promulgated" insert the word "adopted" and remove the overstrike over the words "by the"
- On page 7, line 25, after the word "superintendent" insert the words "director of the office of management and budget" and remove the overstrike over the words "pursuant to chapter 28-32."
- On page 7, line 26, after the numeral "2." insert the following new language:

For the purposes of manufactured homes, the state building code shall consist of the manufactured homes construction and safety standards under 24 CFR 3280 adopted pursuant to the Manufactured Housing Construction and Safety Standards Act [42 U.S.C. 5401 et seq.]. No manufactured home which has been constructed after June 14, 1976, and which bears a seal certifying that it was built in compliance with the manufactured homes construction and safety standards under 24 CFR 3280 adopted pursuant to the Manufactured Housing

Construction and Safety Standards Act [42 U.S.C. 5401 et seq.], may be required by any agency or political subdivision of this state to comply with any other building, plumbing, heating, or electrical code or any construction standards other than the manufactured home construction and safety standards under 24 CFR 3280 adopted pursuant to the Manufactured Housing Construction and Safety Standards Act [42 U.S.C. 5401 et seq.]. Nothing in this section shall be construed to inhibit the application of zoning, subdivision, architectural, or aesthetic requirements pursuant to state law.

3."

And renumber the lines, sections, and pages accordingly

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 1057, HB 1060, HB 1425, HCR 3046

Very respectfully,

CHARLES FLEMING, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

HB 1057, HB 1060, HB 1425, HCR 3046

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

HB 1184: A BILL for an Act to amend and reenact sections 15-40.1-07, 15-40.1-08, 15-40.2-01, subsection 1 of section 15-40.2-03, and sections 15-40.2-04, 15-40.2-09, and 15-40.2-10 of the North Dakota Century Code, relating to high school per-pupil payments, elementary per-pupil payments, tuition payments, transfer of pupils, attendance in public schools or institutions of bordering states, and reciprocal master agreements for pupil attendance in other states.

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 19 YEAS, 31 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Berube; Christensen; Dykshoorn; Fritzell; Miller Heinrich; Holmberg; Kilander; Lee; Leibhan; Mutch; Olson; Redlin; Satrom; Stenehjerm; Tallackson; Todd; Waldera; Walsh; Wright

NAYS: Adams; Bakewell; Barth; David; Dotzenrod; Erickson; Grotberg; Heigaard; Hilken; Krauter; Kusler; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Naaden; Nelson; Parker; Peterson; Reiten; Streibel; Stromme; Tennefos; Thane; Tweten; Wenstrom; Wogsland

ABSENT AND NOT VOTING: Goodman; Nething; Vosper

HB 1184 was declared lost.

HB 1336: A BILL for an Act to create and enact a new subsection to section 39-21-39 of the North Dakota Century Code, relating to unobstructed motor vehicle windshields.

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 52 YEAS, 0 NAYS, 1 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; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjerm; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Nething

HB 1336 passed and the title was agreed to.

MOTION

SEN. NELSON MOVED that HB 1369 be laid over two legislative days, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1373: A BILL for an Act to amend and reenact section 15-08-18.1, subsection 20 of section 57-02-08, sections 57-02-11, 57-02-31, 57-09-04, 57-11-04, 57-11-05, 57-12-01.1, 57-12-05, 57-12-06, 57-12-08, 57-13-04, 57-13-08, 57-14-01, 57-14-06, 57-23-03, 57-23-04, 57-23-05, subsection 2 of section 57-23-06, sections 57-23-07, 57-28-19, 57-32-05, subsection 1 of section 57-55-10 and subsection 2 of section 57-61-01 of the North Dakota Century Code, relating to the ad valorem taxation of property, the abatement and refund of ad valorem taxes, omitting references to personal property taxation, coal severance tax wholesale price index reporting dates; and to repeal sections 40-19-02, 57-02-12, 57-02-35, 57-02-36, 57-02-37, and 61-20-05 of the North Dakota Century Code, relating to the ad valorem taxation of personal property.

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, 2 NAYS, 1 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; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjelm; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Tweten; Vosper

ABSENT AND NOT VOTING: Nothing

HB 1373 passed and the title was agreed to.

HB 1387: A BILL for an Act to create and enact a new chapter to title 27 of the North Dakota Century Code, relating to vacancies in the office of judge of county court and to a judicial nominating committee; and to amend and reenact sections 27-07.1-03 and 44-02-04 of the North Dakota Century Code, relating to vacancies in the office of judge of the county court.

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 52 YEAS, 0 NAYS, 1 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; 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: Nothing

HB 1387 passed and the title was agreed to.

HB 1420: A BILL for an Act to amend and reenact sections 43-30-01, 43-30-02, 43-30-03, 43-30-04, 43-30-05, 43-30-06, 43-30-09, 43-30-10, 43-30-11, 43-30-12, 43-30-15, and 43-30-16 of the North Dakota Century Code, relating to the licensure of detectives and providing for the licensure of private investigators and private security services; to repeal section 43-30-07 of the North Dakota Century Code, relating to the contents and posting of a license; to provide a penalty; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 48 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; 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; Naaden; Nelson; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Dotzenrod; Mutch; Tweten; Vosper

ABSENT AND NOT VOTING: Nething

HB 1420 passed and the title was agreed to.

HB 1440: A BILL for an Act to provide a human rights act to declare a state policy against discrimination on the basis of race, color, religion, sex, national origin, age, the presence of any mental or physical disability, or status with respect to marriage or public assistance; to prevent and eliminate discrimination in employment relations, public accommodations, public services, and credit transactions; and to repeal section 34-01-19 of the North Dakota Century Code, relating to employment discrimination.

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 38 YEAS, 14 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Barth; Berube; Christensen; Dotzenrod; Fritzell; Goodman; Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Olson; Peterson; Redlin; Reiten; Satrom; Stenehjem; Stromme; Tallackson; Thane; Todd; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Bakewell; David; Dykshoorn; Erickson; Lee; Leibhan; Moore; Mutch; Naaden; Nelson; Parker; Streibel; Tennefos; Tweten

ABSENT AND NOT VOTING: Nething

HB 1440 passed and the title was agreed to.

HB 1460: A BILL for an Act to amend and reenact sections 57-38-62 and 57-38-63 of the North Dakota Century Code, relating to payment of income tax; and to provide an effective date.

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, 8 NAYS, 1 ABSENT AND NOT VOTING.

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

NAYS: Christensen; David; Dykshoorn; Mutch; Naaden; Tennefos; Todd; Vosper

ABSENT AND NOT VOTING: Nothing

HB 1460 passed and the title was agreed to.

HB 1516: A BILL for an Act to create and enact a new section to chapter 15-47 of the North Dakota Century Code, relating to school district evaluation, renewal, or discharge of superintendents of school districts.

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 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; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Nothing; Vosper

HB 1516 passed and the title was agreed to.

HB 1519: A BILL for an Act to amend and reenact sections 57-38-35.1 and 57-38-61 of the North Dakota Century Code, relating to minimum refunds, collection and application of refunds.

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 51 YEAS, 1 NAY, 1 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; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjelm; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Stromme

ABSENT AND NOT VOTING: Nothing

HB 1519 passed and the title was agreed to.

HB 1605: A BILL for an Act to amend and reenact subsection 21 of section 57-38-01 of the North Dakota Century Code, relating to updating federalizing of the income tax law; and to provide for an effective date.

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 46 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING.

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

NAYS: Miller Heinrich; Hilken; Kusler; Maixner; Satrom; Wogsland

ABSENT AND NOT VOTING: Nothing

HB 1605 passed and the title was agreed to.

HB 1670: A BILL for an Act to amend and reenact subsection 5 of section 15-47-38 of the North Dakota Century Code, relating to the nonrenewal of a teachers' contract.

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 42 YEAS, 7 NAYS, 4 ABSENT AND NOT VOTING.

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

NAYS: Adams; Christensen; David; Moore; Nelson; Vosper; Wright

ABSENT AND NOT VOTING: Goodman; Leibhan; Nething; Tweten

HB 1670 passed and the title was agreed to.

HB 1701: A BILL for an Act to amend and reenact subsection 1 of section 39-04-19, subsections 2 and 3 of section 39-12-04, and section 57-54.1-12 of the North Dakota Century Code, relating to trip permit fees, height and length limitations for vehicles, and occasional trip permits.

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 41 YEAS, 11 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Goodman; Hilken; Holmberg; Kilander; Krauter; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wenstrom

NAYS: Fritzell; Grotberg; Heigaard; Miller Heinrich; Kusler; Maixner; Stenehjem; Stromme; Walsh; Wogsland; Wright

ABSENT AND NOT VOTING: Nething

HB 1701 passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3036: A concurrent resolution directing the Legislative Council to conduct a study of the impact of, and allocation of proceeds from, the privilege tax on coal gasification plants.

Which has been read.

The question being on the final adoption of the resolution as amended.

HCR 3036 was declared adopted on a voice vote.

HCR 3075: A concurrent resolution directing the Legislative Council to study the consolidation of services provided by the regional human service centers; to review the kind and scope of mental health services being provided by the centers; to study the capability of the centers to meet the growing demand for services created by deinstitutionalization as well as other factors; to review the continuum of services provided by the state hospital and the human service centers; to determine the capability of the centers to respond to increasing referrals from the court system and other community agencies; and to review staffing levels, program availability and budgetary needs of the centers to assure the local delivery of quality human services in North Dakota.

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

The question being on the final adoption of the resolution as amended.

HCR 3075 was declared lost on a division vote.

MOTIONS

SEN. NELSON MOVED that HB 1008 through HB 1037 be placed at the head of the calendar, which motion prevailed.

SEN. LIPS MOVED that HB 1035 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1035: A BILL for an Act making an appropriation for defraying the administrative costs of the teachers' fund for retirement of the state of North Dakota.

Which has been read.

MOTION

SEN. LIPS MOVED that HB 1035 be amended as follows:

On page 1 of the engrossed bill, line 17, delete the numerals "75,000" and insert in lieu thereof the numerals "275,000"

On page 1 of the engrossed bill, line 18, delete the numerals "1,126,861" and insert in lieu thereof the numerals "1,326,861"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The contingency line item of the Teachers' Fund for Retirement is increased by \$200,000 to provide additional funds for investment money manager fees upon approval of the Emergency Commission.

Although the salaries and wages line item is not changed by this amendment, the salaries and wages in this bill are affected by the provisions of House Bill No. 1010 which limit salary increases to a contingent salary increase of three percent on July 1, 1984.

MOTIONS

SEN. LIPS MOVED that the proposed amendments be adopted, which motion prevailed.

SEN. LIPS MOVED that the rules be suspended, that HB 1035 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

HB 1035: A BILL for an Act making an appropriation for defraying the administrative costs of the teachers' fund for retirement of the state of North Dakota.

ROLL CALL

The question being on the final passage of the bill as amended, the roll was called and there were 48 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; Dotzenrod; Dykshoorn; Erickson; Goodman; Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips;

Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore;
Naaden; Nelson; Olson; Parker; Peterson; Redlin;
Reiten; Satrom; Stenehjerm; Streibel; Stromme;
Tallackson; Tennefos; Thane; Todd; Tweten; Vosper;
Waldera; Walsh; Wenstrom; Wogsland

NAYS: David; Fritzell; Mutch; Wright

ABSENT AND NOT VOTING: Nothing

HB 1035 passed and the title was agreed to.

HB 1008: A BILL for an Act making an appropriation for defraying the expenses of the division of independent study 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 48 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING.

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

NAYS: David; Mutch

ABSENT AND NOT VOTING: Holmberg; Nothing; Satrom

HB 1008 passed and the title was agreed to.

HB 1010: A BILL for an Act making an appropriation for defraying the expenses of the department of health of the state of North Dakota and providing for state employee salary limitations.

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, 3 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; 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.; Mutch; Naaden; Nelson; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjerm; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: David; Moore; Vosper

ABSENT AND NOT VOTING: Nothing

HB 1010 passed and the title was agreed to.

HB 1013: A BILL for an Act creating a native American alcohol and drug abuse education program and making an appropriation for defraying the expenses of the Indian affairs 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 44 YEAS, 8 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Barth; Berube; Christensen; 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.; Mutch; Naaden; Olson; Peterson; Redlin; Reiten; Satrom; Stenehjerm; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland

NAYS: Adams; Bakewell; David; Moore; Nelson; Parker; Tennefos; Wright

ABSENT AND NOT VOTING: Nothing

HB 1013 passed and the title was agreed to.

HB 1016: A BILL for an Act making an appropriation for defraying the expenses of the aeronautics 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 50 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; 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; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Berube; Nething; Tennefos

HB 1016 passed and the title was agreed to.

HB 1018: A BILL for an Act making an appropriation for defraying the expenses of the department of banking and financial institutions of the state of North Dakota and providing for state employee salary limitations.

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, 0 NAYS, 4 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Berube; Goodman; Nething;
Stenehjem

HB 1018 passed and the title was agreed to.

HB 1025: A BILL for an Act making an appropriation for defraying the expenses of the economic development commission of the state of North Dakota; and providing for a transfer.

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 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; 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: Goodman; Nething

HB 1025 passed and the title was agreed to.

HB 1028: A BILL for an Act making an appropriation for defraying the expenses of the highway 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 50 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; 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: Goodman; Lee; Nething

HB 1028 passed and the title was agreed to.

HB 1029: A BILL for an Act making an appropriation for defraying the expenses of the highway 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 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Barth; Berube; Christensen; David; Dotzenrod; Dykshoorn; Erickson; Fritzell; Grotberg; Heigaard; Miller Heinrich; Hilken; Holmberg; Kilander; Krauter; Kusler; Lashkowitz; Lee; Leibhan; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Moore; Mutch; Naaden; Nelson; 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: Goodman; Nething

HB 1029 passed and the title was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEES

SEN. GOODMAN MOVED that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on HB 1296, which motion prevailed.

THE PRESIDENT APPOINTED as a Conference Committee on HB 1296:

Sens. Adams, Moore, Dotzenrod

SEN. CHRISTENSEN MOVED that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on HB 1386, which motion prevailed.

THE PRESIDENT APPOINTED as a Conference Committee on HB 1386:

Sens. Stenehjem, Holmberg, J. Meyer

SEN. REITEN MOVED that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on HB 1400, which motion prevailed.

THE PRESIDENT APPOINTED as a Conference Committee on HB 1400:

Sens. Parker, Todd, Wogsland

SEN. MUTCH MOVED that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on HB 1647, which motion prevailed.

THE PRESIDENT APPOINTED as a Conference Committee on HB 1647:

Sens. Mutch, Dykshoorn, Satrom

SEN. REITEN MOVED that the President appoint a committee of three to act with a like committee from the House as a Conference Committee on HCR 3050, which motion prevailed.

THE PRESIDENT APPOINTED as a Conference Committee on HCR 3050:

Sens. Kilander, Mutch, Kusler

MESSAGE TO THE HOUSE
SENATE CHAMBER

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

HB 1057, HB 1060, HB 1425, HCR 3046

Very respectfully,
LEO LEIDHOLM, Secretary

MESSAGE FROM THE HOUSE
HOUSE CHAMBER

MR. PRESIDENT: I have the honor to inform you that the House has reconsidered its action whereby it did not concur in the Senate amendments to HB 1530, and now wishes to inform you that it does now concur in the Senate amendments to HB 1530, and subsequently passed the same. Also, the House has dissolved the House Conference Committee on HB 1530.

Very respectfully,
CHARLES FLEMING, Chief Clerk

MOTIONS

SEN. ADAMS MOVED that the absent Senator be excused, which motion prevailed.

SEN. NELSON MOVED that after the reading of SCR 4056, SCR 4057, HB 1003, HB 1011, HB 1014, HB 1015, HB 1019, HB 1021, HB 1022, HB 1023, HB 1024, HB 1027, HB 1031, HB 1032, HB 1036, HB 1038, HB 1693, and HB 1724, the Senate adjourn and convene at 10:00 a.m., Tuesday, March 22, 1983, which motion prevailed.

LEO LEIDHOLM, Secretary