

JOURNAL OF THE HOUSE

Forty-ninth Legislative Assembly

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EIGHTEENTH DAY

Bismarck, January 31, 1985

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

The prayer was offered by Representative Elmer Retzer.

ROLL CALL

The roll was called and all Representatives were present, except Representatives Gullickson, R. Hausauer, and Lipsiea.

A quorum was declared by the Acting Speaker.

REVISION AND CORRECTION OF THE JOURNAL

MR. SPEAKER: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Seventeenth Day and recommends that the same be corrected as follows and when so corrected, recommends that the same be approved:

On page 496 and 497, delete the entire Report of Conference Committee, and renumber the pages accordingly

REP. KENT, Chairman

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

REPORT OF PROCEDURAL COMMITTEE

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

HB 1081, HB 1104, HB 1122, HB 1168, HB 1195, HB 1221,
HB 1245, HB 1257, HB 1300

REP. HEDSTROM, Chairman

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

REPORT OF PROCEDURAL COMMITTEE

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

HB 1074, HB 1106

REP. HEDSTROM, Chairman

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

MESSAGES FROM THE SENATE
SENATE CHAMBER

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

SB 2041, SB 2050, SB 2055, SB 2078, SB 2079, SB 2107,
SB 2152, SB 2172, SB 2195, SB 2237, SB 2239, SB 2252,
SB 2266, SB 2323, SB 2326, SB 2347

LEO LEIDHOLM, Secretary

SENATE CHAMBER

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

HB 1060, HB 1119, HB 1138, HB 1176, HB 1190, HCR 3040

LEO LEIDHOLM, Secretary

MOTION

REP. TIMM MOVED that HB 1481 be returned to the House floor from the Committee on Transportation, which motion prevailed.

REQUEST

REP. SKJERVEN REQUESTED the unanimous consent of the House to withdraw HB 1481. There being no objection, it was so ordered by the Acting Speaker.

MOTION

REP. TIMM MOVED that HB 1455 be returned to the House floor from the Committee on Transportation, which motion prevailed.

REQUEST

REP. RICHARD REQUESTED the unanimous consent of the House to withdraw HB 1455. There being no objection, it was so ordered by the Acting Speaker.

MOTIONS

REP. HUGHES MOVED that HB 1275 be returned to the House floor from the Committee on Education and be rereferred to the Committee on Appropriations, which motion prevailed.

ACTING SPEAKER CONMY ANNOUNCED that HB 1275 was rereferred to the Committee on Appropriations.

REP. NICHOLAS MOVED that HB 1630 be returned to the House floor from the Committee on Agriculture and be rereferred to the Committee on Judiciary, which motion prevailed.

ACTING SPEAKER CONMY ANNOUNCED that HB 1630 was rereferred to the Committee on Judiciary.

REP. KLOUBEC MOVED that HB 1538 be returned to the House floor from the Committee on Industry, Business and Labor and be rereferred to the Committee on Agriculture, which motion prevailed.

ACTING SPEAKER CONMY ANNOUNCED that HB 1538 was rereferred to the Committee on Agriculture.

REP. A. OLSON MOVED that HB 1471 be returned to the House floor from the Committee on Natural Resources and be rereferred to the Committee on Industry, Business and Labor, which motion prevailed.

ACTING SPEAKER CONMY ANNOUNCED that HB 1471 was rereferred to the Committee on Industry, Business and Labor.

MESSAGES TO THE SENATE
HOUSE CHAMBER

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

SB 2096, SB 2148, SB 2165, SB 2168, SB 2169

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

SB 2133

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

HB 1093, HB 1186, HB 1227, HB 1235, HCR 3025

ROY GILBREATH, Chief Clerk

REPORT OF CONFERENCE COMMITTEE

MR. SPEAKER: Your Conference Committee to which was referred SCR 4029 has had the same under consideration and recommends that the HOUSE RECEDE from its amendments as found on page 313 of the Senate Journal and that SCR 4029 be amended as follows:

On page 1, line 13, delete the numerals "69.00" and insert in lieu thereof the numerals "64.00"

On page 1, line 14, delete the numerals "75.00" and insert in lieu thereof the numerals "70.00"

On page 1, line 15, delete the numerals "69.00" and insert in lieu thereof the numerals "64.00"

On page 3, line 10, delete the numerals "69.00" and insert in lieu thereof the numerals "64.00"

On page 3, line 11, delete the numerals "75.00" and insert in lieu thereof the numerals "70.00"

On page 3, line 12, delete the numerals "69.00" and insert in lieu thereof the numerals "64.00"

On page 3, line 35, delete the numerals "70.00" and insert in lieu thereof the numerals "64.00"

For the Senate: Sens. Naaden, Nelson, Satrom

For the House: Reps. Martinson, Melby, Opedahl (refused to sign)

MOTIONS

REP. STRINDEN MOVED that the consideration of the Conference Committee Report on SCR 4029 be moved to the foot of the calendar, which motion prevailed.

REP. STRINDEN MOVED that the consideration of the Conference Committee Report on SCR 4029 be moved to the head of the calendar, which motion prevailed.

REP. MARTINSON MOVED that the Report of the Conference Committee on SCR 4029 be adopted, which motion failed.

REQUEST

REP. J. PETERSON REQUESTED that a report prepared by the Legislative Council comparing salaries for Legislative employees be printed in the Journal, which request was granted.

SURROUNDING STATES LEGISLATIVE EMPLOYEE COMPENSATION

State	Compensation			Appropriation Committee Clerks
	Chief Clerk	Assistant Chief Clerk	Committee Clerks	
Minnesota <u>1</u> /	\$173/day	\$103/day	\$55-82/day	\$55-82/day
South Dakota <u>2</u> /	\$113/day	\$75/day	\$53/day	\$54/day
Montana <u>3</u> /	\$163/day	\$75/day	\$60/day	\$60/day
North Dakota <u>4</u> /	\$85/day	\$75/day	\$58/day	\$64/day

1/ Minnesota pays these amounts per day for 365 days a year. The chief clerk, who has been employed 44 years, makes \$63,145/year. Minnesota refers to its committee clerks as committee administrators and they are paid from \$55/day to \$82/day with no differential for Appropriations Committees.

2/ South Dakota does not pay overtime to legislative employees.

- 3/ These amounts represented the minimum of the pay range for these positions. Those employees with previous legislative employment experience receive additional amounts based on their years of service. In addition, the assistant chief clerk and committee clerks are paid overtime for hours worked in excess of 40 hours/week.
- 4/ As originally proposed in Senate Concurrent Resolution No. 4029.

APPOINTMENT OF CONFERENCE COMMITTEE

REP. STRINDEN MOVED that the Acting Speaker appoint a committee of three to act with a like committee from the Senate as a new Conference Committee on SCR 4029, which motion prevailed.

ACTING SPEAKER CONMY APPOINTED as a Conference Committee on SCR 4029:

Reps. Martinson, J. Peterson, Opedahl

MESSAGE TO THE SENATE HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to inform you that the House has not adopted the conference committee report on SCR 4029 and the Acting Speaker has appointed as a new conference committee to act with a like committee from the Senate on:

SCR 4029: Reps. Martinson, J. Peterson, Opedahl
ROY GILBREATH, Chief Clerk

SIXTH ORDER OF BUSINESS

REP. PETERSON MOVED that the amendments to HB 1219 as recommended by the **Committee on House Appropriations** as printed on pages 499-503 of the House Journal be adopted, and when so adopted, recommends that HB 1219 DO PASS, which motion prevailed.

HB 1219 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. MARTINSON MOVED that the amendments to HB 1411 as recommended by the **Committee on State and Federal Government** as printed on page 505 of the House Journal be adopted, and when so adopted, recommends that HB 1411 DO PASS, which motion prevailed.

HB 1411 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. KLOUBEC MOVED that the amendments to HB 1428 as recommended by the **Committee on Industry, Business and Labor** as printed on page 505 of the House Journal be adopted, and when so adopted, recommends that HB 1428 DO PASS, which motion prevailed.

HB 1428 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. KLOUBEC MOVED that the amendments to HB 1441 as recommended by the Committee on Industry, Business and Labor as printed on page 505 of the House Journal be adopted, and when so adopted, recommends that HB 1441 DO PASS, which motion prevailed.

HB 1441 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MOTION

REP. KRETSCHMAR MOVED that the House waive the reading of the title to HB 1276, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1276: A BILL for an Act to amend and reenact sections 21-03-32, 21-10-01, subdivision b of subsection 2 of section 26.1-23-08, sections 28-32-08, 37-11-02, subsection 5 of section 43-07-01, sections 43-07-04, 52-01-02, 52-01-03, subdivision n of subsection 1 of section 54-06-04, subdivision z of subsection 1 of section 54-07-01.2, section 54-16-10, subsection 4 of section 57-38-57, section 57-39.2-23, subsection 5 of section 65-01-02, sections 65-01-09, 65-02-01, 65-02-07, 65-04-10, 65-04-15, 65-04-27.1, 65-04-29, 65-04-31, 65-05.1-02, 65-06-05, 65-06.1-04, 65-08-02, 65-08-04, 65-11-01, 65-11-04.1, 65-11-06, 65-12-01, subsection 4 of section 65-12-02, subsection 4 of section 65-12-03, sections 65-12-04.1, 65-12-08, and 65-12-12, and subsection 1 of section 65-13-03 of the North Dakota Century Code, relating to the workmen's compensation bureau and changing the name of the bureau to the workers' compensation bureau.

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 51 YEAS, 50 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Berg, R.; Brokaw; Cleveland; Dalrymple; DeMers; Dorso; Enget; Frey; Graba; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hoffner; Keller; Kelly; Kent; Klundt; Kretschmar; Larson; Lautenschlager; Linderman; Lindgren; Martin; Martinson; Mertens; Meyer; Moore; Oban; Opedahl; O'Shea; Richard; Riehl; Rydell; Sauter; Schneider; Shaw; Skjerven; Solberg, O.; Solberg, R.; Starke; Stofferahn; Tollefson; Ulmer; Unhjem; Watne; Wentz; Williams, W.; Winkelman; Acting Speaker Conmy

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Dotzenrod; Eckroth; Gates; Gerntholz; Goetz; Gunsch; Hanson, O.; Hausauer, A.; Hughes; Kingsbury; Kloubec; Knudson; Koland; Kuchera; Lang; Laughlin; Lloyd; Melby; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki;

O'Connell; Olsen, D.; Olson, A.; Olson, V.; Payne; Pederson, R.; Peterson, J.; Retzer; Rice; Riley; Schindler; Schmidt; Shide; Shockman; Smette; Strinden; Thompson; Timm; Vander Vorst; Wald; Whalen; Williams, A.; Williams, C.

ABSENT AND NOT VOTING: Gullickson; Hedstrom; Lipsiea; Wold; Speaker Hausauer, R.

HB 1276 was declared lost.

HB 1291: A BILL for an Act to amend and reenact section 15-29-05 of the North Dakota Century Code, relating to the compensation of school board members.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 99 YEAS, 0 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Frey; Gates; Gerntholz; Goetz; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lloyd; Martin; Martinson; Melby; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Pederson, R.; Peterson, J.; Retzer; Rice; Richard; Riehl; Riley; Rydell; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Strinden; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Acting Speaker Conmy

NAYS: None

ABSENT AND NOT VOTING: Gullickson; Hausauer, A.; Kuchera; Lipsiea; Mertens; Wold; Speaker Hausauer, R.

HB 1291 passed and the title was agreed to.

HB 1298: A BILL for an Act to amend and reenact section 54-03-01.8 of the North Dakota Century Code, relating to

staggering the four-year terms of members of the senate and house of representatives; and to provide an effective date.

Which has been read and is placed on the calendar without recommendation.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 15 YEAS, 88 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Berg, R.; Gates; Hanson, O.; Hedstrom; Hoffner; Laughlin; Martin; Moore; Murphy; Oban; O'Connell; Olson, A.; Retzer; Wentz

NAYS: Anderson, C.; Belter; Berg, G.; Brokaw; Cleveland; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Frey; Gerntholz; Goetz; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer, A.; Hill; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Lautenschlager; Linderman; Lindgren; Lloyd; Martinson; Melby; Mertens; Meyer; Myrdal; Nalewaja; Nicholas; Nowatzki; Olsen, D.; Olson, V.; Opedahl; O'Shea; Payne; Pederson, R.; Peterson, J.; Rice; Richard; Riehl; Riley; Rydell; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Shockman; Skjervan; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Strinden; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Acting Speaker Conmy

ABSENT AND NOT VOTING: Gullickson; Lipsiea;
Speaker Hausauer, R.

HB 1298 was declared lost.

MOTION

REP. KRETSCHMAR MOVED that the House waive the reading of the title to HB 1310, which motion prevailed.

HB 1310: A BILL for an Act to create and enact a new section to chapter 5-02 of the North Dakota Century Code, relating to use of a standard application form for local and state licenses for retail sale of alcoholic beverages; and to amend and reenact sections 5-02-02, 5-02-03, and 5-02-04 of the North Dakota Century Code, relating to development of a standard application form by the attorney general, and simultaneous expiration of local and state licenses for retail sale of alcoholic beverages.

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 28 YEAS, 75 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Brokaw; Cleveland; Dorso; Eckroth; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Kent; Lloyd; Martin; Martinson; Olson, V.; O'Shea; Rice; Richard; Schneider; Shockman; Skjerven; Solberg, R.; Stofferahn; Thompson; Timm; Wald; Whalen; Williams, W.; Wold; Acting Speaker Conmy

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Dalrymple; DeMers; Dotzenrod; Enget; Frey; Gates; Gerntholz; Goetz; Graba; Gunsch; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Opedahl; Payne; Pederson, R.; Peterson, J.; Retzer; Riehl; Riley; Rydell; Sauter; Schindler; Schmidt; Shaw; Shide; Smette; Solberg, O.; Starke; Strinden; Tollefson; Ulmer; Unhjem; Vander Vorst; Watne; Wentz; Williams, A.; Williams, C.; Winkelman

ABSENT AND NOT VOTING: Gullickson; Lipsiea;
Speaker Hausauer, R.

HB 1310 was declared lost.

REPORT OF PROCEDURAL COMMITTEE

MR. SPEAKER: Your Committee on Enrollment and Engrossment respectfully report that the following bills were delivered to the Governor for his approval at the hour of 2:05 p.m., January 31, 1985:

HB 1060, HB 1119, HB 1138, HB 1176, HB 1190

REP. HEDSTROM, Chairman

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

REPORT OF PROCEDURAL COMMITTEE

MR. SPEAKER: Your Committee on Enrollment and Engrossment respectfully report that the following bill was delivered to the Secretary of State for his filing at the hour of 2:07 p.m., January 31, 1985:

HCR 3040

REP. HEDSTROM, Chairman

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

MOTION

REP. RYDELL MOVED that the House reconsider its action whereby HB 1272 failed to pass for want of a Constitutional majority, which motion prevailed.

REQUEST

REP. A. OLSON REQUESTED a recorded roll call vote on the motion to reconsider the action by which HB 1272 failed to pass for want of a Constitutional majority, which request was granted.

ROLL CALL

The question being on the motion to reconsider the action by which HB 1272 failed to pass for want of a Constitutional majority, the roll was called and there were 44 YEAS, 59 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Berg, R.; Brokaw; Dorso; Goetz; Graba; Hanson, L.; Haugland; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kretschmar; Kuchera; Martin; Martinson; Melby; Nicholas; Olsen, D.; Olson, A.; Payne; Pederson, R.; Peterson, J.; Retzer; Richard; Rydell; Schneider; Shide; Skjerven; Smette; Solberg, R.; Stofferahn; Strinden; Thompson; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Whalen; Wold; Acting Speaker Conmy

NAYS: Anderson, C.; Belter; Berg, G.; Cleveland; Dalrymple; DeMers; Dotzenrod; Eckroth; Enget; Frey; Gates; Gerntholz; Gunsch; Halmrast; Hamerlik; Hanson, O.; Hausauer, A.; Hedstrom; Hill; Kloubec; Klundt; Knudson; Koland; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lloyd; Mertens; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nowatzki; Oban; O'Connell; Olson, V.; Opedahl; O'Shea; Rice; Riehl; Riley; Sauter; Schindler; Schmidt; Shaw; Shockman; Solberg, O.; Starke; Timm; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Winkelman

ABSENT AND NOT VOTING: Gullickson; Lipsiea; Speaker Hausauer, R.

So the motion to reconsider the action by which HB 1272 failed for want of a Constitutional majority failed.

SECOND READING OF HOUSE BILL

HB 1316: A BILL for an Act to amend and reenact sections 14-05-17 and 14-06-06 of the North Dakota Century Code, relating to the durational residency requirements for granting divorce actions and separations from bed and board.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 85 YEAS, 16 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Frey; Gates; Gerntholz; Graba; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kloubec; Klundt; Knudson; Koland; Kretschmar; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lloyd; Martin; Martinson; Mertens; Meyer; Moore; Murphy; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Retzer; Rice; Richard; Riley; Rydell; Sauter; Schmidt; Schneider; Shaw; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Stofferahn; Strinden; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Winkelman; Acting Speaker Conny

NAYS: Goetz; Gunsch; Hanson, O.; Kingsbury; Kuchera; Melby; Myrdal; Olsen, D.; Pederson, R.; Riehl; Schindler; Shide; Thompson; Wald; Whalen; Wold

ABSENT AND NOT VOTING: Gullickson; Lipslea; Peterson, J.; Starke; Speaker Hausauer, R.

HB 1316 passed and the title was agreed to.

RECOGNITION

THE ACTING SPEAKER ANNOUNCED that a former Representative was in the chambers, and requested that the House recognize former Representative Enoch Thorsgard, and Representative Thorsgard was thereupon introduced to the House.

SECOND READING OF HOUSE BILLS

HB 1367: A BILL for an Act to require financial institutions and insurance companies to pay interest on real estate escrow accounts.

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 22 YEAS, 81 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: DeMers; Dorso; Frey; Goetz; Graba; Halmrast; Hanson, O.; Hill; Hoffner; Klundt; Martin; Melby; Meyer; Oban; O'Shea; Retzer; Sauter; Schneider; Thompson; Wald; Whalen; Acting Speaker Conmy

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Dalrymple; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Gunsch; Hamerlik; Hanson, L.; Haugland; Hausauer, A.; Hedstrom; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lloyd; Martinson; Mertens; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Pederson, R.; Peterson, J.; Rice; Richard; Riehl; Riley; Rydell; Schindler; Schmidt; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Strinden; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold

ABSENT AND NOT VOTING: Gullickson; Lipsiea;
Speaker Hausauer, R.

HB 1367 was declared lost.

HB 1400: A BILL for an Act to create and enact a new section to chapter 16.1-10 of the North Dakota Century Code, relating to political advertising before an election.

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 47 YEAS, 55 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Brokaw; Dorso; Dotzenrod; Enget; Halmrast; Hanson, L.; Hill; Hoffner; Keller; Kent; Kingsbury; Kloubec; Klundt; Laughlin; Lautenschlager; Lloyd; Martin; Melby; Meyer; Myrdal; Nalewaja; O'Connell; Olson, A.; Olson, V.; Opedahl; O'Shea; Pederson, R.; Retzer; Rice; Richard; Riehl; Riley; Shide; Shockman; Skjerven; Smette; Solberg, O.;

Solberg, R.; Starke; Stofferahn; Thompson;
Vander Vorst; Watne; Whalen; Williams, W.; Wold

NAYS: Belter; Berg, G.; Berg, R.; Cleveland; Dalrymple;
DeMers; Eckroth; Frey; Gates; Gerntholz; Goetz; Graba;
Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer, A.;
Hedstrom; Hughes; Kelly; Knudson; Koland; Kretschmar;
Kuchera; Lang; Larson; Linderman; Lindgren; Martinson;
Mertens; Moore; Murphy; Nicholas; Nowatzki; Oban;
Olsen, D.; Payne; Peterson, J.; Rydell; Sauter;
Schindler; Schmidt; Schneider; Shaw; Strinden; Timm;
Tollefson; Ulmer; Unhjem; Wald; Wentz; Williams, A.;
Williams, C.; Winkelman; Acting Speaker Conmy

ABSENT AND NOT VOTING: Anderson, R.; Gullickson;
Lipsiea; Speaker Hausauer, R.

HB 1400 was declared lost.

**MESSAGE FROM THE SENATE
SENATE CHAMBER**

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

SCR 4029: Sens. Naaden, Nelson, Satrom

LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILL

HB 1453: A BILL for an Act to amend and reenact sections 16.1-11-01 and 16.1-11-05 of the North Dakota Century Code, relating to the primary election; and to repeal sections 16.1-11-02, 16.1-11-03, 16.1-11-04, 16.1-11-07, 16.1-11-23, and 16.1-11-34 of the North Dakota Century Code, relating to the presidential preference primary.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 38 YEAS, 64 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Berg, G.; Brokaw; DeMers; Dotzenrod; Eckroth;
Enget; Frey; Halmrast; Hanson, L.; Haugland; Hill;
Hoffner; Keller; Kelly; Klundt; Laughlin;
Lautenschlager; Lloyd; Mertens; Meyer; Murphy;
Nowatzki; Oban; O'Connell; Opedahl; O'Shea; Riehl;
Sauter; Schneider; Shockman; Skjerven; Solberg, R.;
Starke; Stofferahn; Vander Vorst; Watne; Williams, A.;
Williams, W.

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, R.; Cleveland; Dalrymple; Dorso; Gates; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, O.; Hedstrom; Hughes; Kent; Kingsbury; Kloubec; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Linderman; Lindgren; Martin; Martinson; Melby; Moore; Myrdal; Nalewaja; Nicholas; Olsen, D.; Olson, A.; Olson, V.; Payne; Pederson, R.; Peterson, J.; Retzer; Rice; Richard; Riley; Rydell; Schindler; Schmidt; Shaw; Shide; Smette; Solberg, O.; Strinden; Thompson; Timm; Tollefson; Ulmer; Unhjem; Wald; Wentz; Whalen; Williams, C.; Winkelman; Wold; Acting Speaker Conmy

ABSENT AND NOT VOTING: Gullickson; Hausauer, A.; Lipsiea; Speaker Hausauer, R.

HB 1453 was declared lost.

MOTION

REP. STRINDEN MOVED that the House request the return of enrolled HB 1119 from the Governor's office, which motion prevailed.

MESSAGE TO THE GOVERNOR HOUSE CHAMBER

GOVERNOR GEORGE A. SINNER: The House respectfully requests the return of enrolled HB 1119 from the Governor's office in order to rectify a mistake made in the signing of the bill in the Governor's office.

ROY GILBREATH, Chief Clerk

MOTIONS

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

REP. STRINDEN MOVED that the House be on the Fifth order of business, and at the conclusion of the Fifth order, the House be on the Ninth order of business, and at the conclusion of the Ninth order, the House be on the Thirteenth order of business, and at the conclusion of the Thirteenth order, the House stand adjourned until 12:30 p.m., Friday, February 1, 1985, which motion prevailed.

REPORTS OF STANDING COMMITTEES

MR. SPEAKER: Your Committee on Education to which was referred HB 1053 has had the same under consideration and recommends by a vote of 13 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. KNUDSON, Chairman

HB 1053 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Natural Resources to which was referred HB 1079 has had the same under consideration and recommends by a vote of 15 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. A. OLSON, Chairman

HB 1079 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on State and Federal Government to which was referred HB 1111 has had the same under consideration and recommends by a vote of 8 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 22, remove the overstrike over the words "~~twenty-five~~" and delete the word "fifty"

And renumber the lines accordingly

REP. MARTINSON, Chairman

HB 1111 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Industry, Business and Labor to which was referred HB 1157 has had the same under consideration and recommends by a vote of 13 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 19, remove the overstrike over the word "~~months~~" and delete the words "and one-half"

On page 1, line 20, delete the word "months"

On page 2, line 6, remove the overstrike over the words "~~at any time~~" and delete the words "by the first day of the rental period"

On page 2, line 18, overstrike the word "fifteen" and insert immediately thereafter the word "thirty"

And renumber the lines and pages accordingly

REP. KLOUBEC, Chairman

HB 1157 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary to which was referred HB 1159 has had the same under consideration and recommends by a vote of 12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to prohibit certain tort actions based on claims of wrongful life.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
STATE OF NORTH DAKOTA:**

SECTION 1. Statement of legislative intent. It is the intent of the legislative assembly to declare that abortion is not deemed to prevent, cure, or ameliorate any disease, defect, deficiency, or handicap if the person alleging to have been damaged by failure to perform an abortion would not exist had such abortion been performed.

SECTION 2. Definition. As used in this Act "abortion" means the termination of human pregnancy with an intention other than to produce a live birth or to remove a dead embryo or fetus.

SECTION 3. Wrongful life action prohibited. No person may maintain a claim for relief or receive an award for damages on that person's own behalf based on the claim that, but for the act or omission of another, that person would have been aborted."

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

HB 1159 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Education to which was referred HB 1165 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING that the same DO PASS.

REP. KNUDSON, Chairman

HB 1165 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Industry, Business and Labor to which was referred HB 1183 has had the same under consideration and recommends by a vote of 13 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, delete the second word "and"

On page 1, line 2, delete the words "subdivision n of subsection 1 of section 43-23-11.1"

On page 1, line 4, delete the words "and suspension and revocation of licenses"

On page 2, delete lines 27 through 35

And renumber the lines accordingly

REP. KLOUBEC, Chairman

HB 1183 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Natural Resources to which was referred HB 1205 has had the same under consideration and recommends by a vote of 10 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 10, after the second comma insert the word "willingly"

On page 1, line 12, overstrike the word ", forfeiture"

On page 1, line 13, overstrike the words "of the estate of the party offending, and eviction from the"

On page 1, line 14, overstrike the word "premises"

And renumber the lines and pages accordingly

REP. A. OLSON, Chairman

HB 1205 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary to which was referred HB 1207 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, delete the words "sections 16.1-11-07 and" and insert in lieu thereof the word "section"

On page 1, delete lines 7 through 25

On page 2, line 34, delete the words ", with the signatures of at least seven"

On page 3, delete line 1

On page 3, line 2, delete the words "least ten different counties"

And renumber the lines, sections, and pages accordingly

REP. WENTZ, Vice Chairman

HB 1207 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred HB 1226 has had the same under consideration and recommends by a vote of 13 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. NICHOLAS, Chairman

HB 1226 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1267 has had the same under consideration and recommends by a vote of 14 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 2, delete the words "to create and enact a new section to chapter"

On page 1, delete line 3

On page 1, line 4, delete the words "cigarette tax and deposit of revenue from the tax;" and insert in lieu thereof the word "and"

On page 1, line 5, delete the words "; and to provide an effective date"

On page 1, line 10, delete the numeral "3" and insert in lieu thereof the numeral "2"

On page 1, line 16, after the period insert the following sentence: "Moneys must be provided on a three-to-one basis for the fiscal year of a grant, one-to-one for the second year of a grant, and one-to-three for the third year of the grant, after which the program must be fully funded locally."

On page 1, delete lines 23 through 28

On page 2, delete lines 1 through 10

On page 2, delete lines 20 and 21

And renumber the lines, sections, and pages accordingly

REP. A. HAUSAUER, Chairman

HB 1267 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Transportation to which was referred HB 1280 has had the same under consideration and recommends by a vote of 12 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. TIMM, Chairman

HB 1280 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Social Services and Veterans Affairs to which was referred HB 1284 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

REP. HAUGLAND, Chairman

HB 1284 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1285 has had the same under consideration and recommends by a vote of 12 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 9, delete the words ", but may not sell or dispose of it,"

And renumber the lines accordingly

REP. A. HAUSAUER, Chairman

HB 1285 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred HB 1288 has had the same under consideration and recommends by a vote of 13 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. LANG, Chairman

HB 1288 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred HB 1308 has had the same under consideration and recommends by a vote of 11 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. LANG, Chairman

HB 1308 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Natural Resources to which was referred HB 1322 has had the same under consideration and recommends by a vote of 11 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. A. OLSON, Chairman

HB 1322 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Social Services and Veterans Affairs to which was referred HB 1335 has had the same under consideration and recommends by a vote of 11 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING that the same DO PASS.

REP. HAUGLAND, Chairman

HB 1335 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1343 has had the same under consideration and recommends by a vote of 17 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to amend and reenact section 57-38-62 of the North Dakota Century Code, relating to declaration of estimated tax; to provide an effective date; and to declare an emergency.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
STATE OF NORTH DAKOTA:**

SECTION 1. AMENDMENT. Section 57-38-62 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-38-62. Declaration of estimated income.

1. All nonresident individual taxpayers shall, and resident individual taxpayers may, at the time prescribed in this chapter, make a declaration of their estimated tax for the taxable year, containing such information as the tax commissioner may prescribe by rules and regulations, if their estimated tax due the state from all sources, including wages, salaries, bonuses, or other emoluments, not subject to withholding, can reasonably be expected to exceed one hundred dollars.
2. All corporate taxpayers shall, at the time prescribed in this chapter, make a declaration of their estimated tax for the taxable year containing such information as the tax commissioner may prescribe by rules and regulations, if the taxpayer's estimated tax due the state from sources or business done in this state can reasonably be expected to exceed five thousand dollars.

3. The provisions of section 57-38-45 apply in case of failure to file or pay a declaration of estimated tax as required by this chapter, or if a declaration of estimated tax for any quarter is understated or underpaid by more than ten percent. No penalty is due if the total amount of all payments for estimated tax made on or before the due date for that installment equals or exceeds the total amount that would have been required to be paid on or before that date if the estimated tax equaled the tax shown on the taxpayer's return for the preceding taxable year.

SECTION 2. EFFECTIVE DATE. This Act is effective for taxable years beginning after December 31, 1984.

SECTION 3. EMERGENCY. This Act is hereby declared to be an emergency measure and is in effect from and after its passage and approval."

And renumber the lines, sections, and pages accordingly

REP. A. HAUSAUER, Chairman

HB 1343 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Social Services and Veterans Affairs to which was referred HB 1346 has had the same under consideration and recommends by a vote of 10 YEAS, 0 NAYS, 6 ABSENT AND NOT VOTING that the same DO PASS.

REP. HAUGLAND, Chairman

HB 1346 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1374 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 18, after the word "month" insert the words "except tax collected during May 1987 is payable on or before the twenty-second day of June 1987"

On page 2, line 33, after the word "month" insert the words "except for taxes collected during May 1987 which are payable on or before the twenty-second day of June 1987"

And renumber the lines and pages accordingly

REP. A. HAUSAUER, Chairman

HB 1374 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Industry, Business and Labor to which was referred HB 1381 has had the same under consideration and recommends by a vote of 13 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, after the word "to" insert the words "create and enact a new section to chapter 44-06 of the North Dakota Century Code, relating to the duty of certain sureties to notify the secretary of state concerning claims against the bonds of notaries public; and to"

On page 1, line 9, overstrike the word "from"

On page 1, line 10, overstrike the words "among the citizens of either sex"

On page 1, line 16, overstrike the first comma and insert immediately thereafter the word "and", and overstrike the comma and words ", and citizenship"

On page 1, line 22, after the word "of" insert the words "seven thousand" and remove the overstrike over the words "five hundred" and delete the words "ten thousand"

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

"SECTION 3. A new section to chapter 44-06 of the North Dakota Century Code is hereby created and enacted to read as follows:

Notice by surety to secretary of state of claim against bond. If a surety or bonding company giving a bond under section 44-06-03 receives a claim against that bond with respect to a notary public, that surety or bonding company shall notify the secretary of state of the outcome of said claim."

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

HB 1381 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on State and Federal Government to which was referred HB 1384 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 12, delete the words ", on or after"

On page 1, line 13, delete the words "January 1, 1984," and delete the word "attains" and insert in lieu thereof the words "is at least"

And renumber the lines accordingly

REP. MARTINSON, Chairman

HB 1384 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Industry, Business and Labor to which was referred HB 1448 has had the same under consideration and recommends by a vote of 13 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. KLOUBEC, Chairman

HB 1448 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary to which was referred HB 1462 has had the same under consideration and recommends by a vote of 7 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 3, line 17, delete the word "first", and delete the word "after" and insert in lieu thereof the word "preceding"

And renumber the lines accordingly

REP. CONMY, Chairman

HB 1462 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary to which was referred HB 1476 has had the same under consideration and recommends by a vote of 10 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 14, delete the word "five" and insert in lieu thereof the word "seven", and delete the word "seven-thirty" and insert in lieu thereof the word "seven"

On page 2, line 18, delete the word "five" and insert in lieu thereof the word "seven"

On page 2, line 19, delete the word "seven-thirty" and insert in lieu thereof the word "seven"

On page 2, line 33, delete the word "five" and insert in lieu thereof the word "seven"

On page 2, line 34, delete the word "seven-thirty" and insert in lieu thereof the word "seven"

On page 3, line 22, delete the word "five" and insert in lieu thereof the word "seven"

On page 3, line 23, delete the word "seven-thirty" and insert in lieu thereof the word "seven"

And renumber the lines accordingly

REP. CONMY, Chairman

HB 1476 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on State and Federal Government to which was referred HB 1503 has had the same under consideration and recommends by a vote of 9 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 3, after the word "superintendents" insert the words "; and to provide an effective date"

On page 1, line 10, delete the word "medical" and insert in lieu thereof the word "physician"

On page 1, after line 10, insert the following new section:

"SECTION 2. EFFECTIVE DATE. This Act becomes effective on July 1, 1986."

And renumber the lines accordingly

REP. MARTINSON, Chairman

HB 1503 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred HCR 3010 has had the same under consideration and recommends by a vote of 10 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING that the same DO PASS.

REP. LANG, Chairman

HCR 3010 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Social Services and Veterans Affairs to which was referred HCR 3019 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. HAUGLAND, Chairman

HCR 3019 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Social Services and Veterans Affairs to which was referred HCR 3023 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

REP. HAUGLAND, Chairman

HCR 3023 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Richard, O. Solberg, O'Connell introduced:

HCR 3047: A concurrent resolution urging the Secretary of State to deliver copies of all concurrent resolutions related to agriculture which urge federal action to the Governor, members of the North Dakota Congressional Delegation, and state legislative leaders for hand delivery to federal officials.

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

Reps. Richard, O'Connell, O. Solberg introduced:

HCR 3048: A concurrent resolution urging Congress and the Federal Farm Credit System to distribute mineral interest income through reduced interest rates for the Federal Land Bank members in the state where the minerals are located.

Was read the first time and referred to the Committee on Finance and Taxation.

Reps. Laughlin, Kent, O'Connell, Larson, Lindgren introduced:

HCR 3049: A concurrent resolution requesting the development and promotion of a North Dakota Product Label by the Department of Agriculture, and requesting use of the slogan "Buy North Dakota Products" on all literature and items printed with state funds.

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

Reps. O'Connell, Myrdal, Watne, Smette introduced:

HCR 3050: A concurrent resolution directing the Legislative Council to study the feasibility of mapping known landfills within the state.

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

Rep. Schneider introduced:

HCR 3051: A concurrent resolution directing the Legislative Council to study the desirability and feasibility of establishing a state-sponsored legal services corporation to provide legal services to persons with low incomes.

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

Rep. Unhjem and Sen. Mushik introduced:

HCR 3052: A concurrent resolution commending the Governor for the creation of a commission to study, coordinate, and promote the functions, services, facilities, and resources of the juvenile justice and human service delivery systems to determine appropriate means of treatment and placement services to meet the needs of children and adolescents at risk and to request the Governor to report the commission's findings and recommendations which may require legislative action to an interim committee of the Legislative Council for review and recommendations.

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

Reps. Strinden, Mertens and Sens. Nething, Heigaard introduced:

HCR 3053: A concurrent resolution commending the Rural Electrification Administration on its 50th anniversary.

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

Reps. Nowatzki, Vander Vorst and Sen. Bakewell introduced:

HCR 3054: A concurrent resolution urging the Congress of the United States to maintain the funding and programs of the United States Department of Agriculture's Soil Conservation Service to assure the current level of technical assistance available to soil conservation districts.

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

Reps. Nowatzki, Stofferahn, Watne and Sen. Dotzenrod introduced:

HCR 3055: A concurrent resolution urging the Congress of the United States to study and investigate the pricing and patenting of agricultural herbicide and pesticide chemicals.

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

FIRST READING OF SENATE BILLS

SB 2084: A BILL for an Act to amend and reenact sections 35-01-29 and 35-06-11 of the North Dakota Century Code, relating to foreclosure of statutory liens on personal property and the enforcement of a pledge by sale.

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

SB 2085: A BILL for an Act to create two new sections to chapter 32-20 of the North Dakota Century Code, relating to the trial of a special answer when foreclosing on personal property; to amend and reenact sections 32-20-02 and 32-20-05 of the North Dakota Century Code, relating to the procedure used to seize the property when foreclosing on personal property and to the contents of the judgment; and to repeal section 32-20-03 of the North Dakota Century Code, relating to the form of the warrant to seize the property when foreclosing on personal property.

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

SB 2183: A BILL for an Act to adopt the Uniform Limited Partnership Act (1976), relating to limited partnerships; to amend and reenact sections 45-12-01 and 45-12-04 of the North Dakota Century Code, relating to existing limited partnerships and citation of partnership acts; and to repeal chapter 45-10 of the North Dakota Century Code, relating to the Uniform Limited Partnership Act.

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

SB 2250: A BILL for an Act to amend and reenact subsection 1 of section 11-10.1-05, subsection 1 of section 57-02-08.1, sections 57-02-32, 57-02.1-01, 57-06-05, subsection 3 of section 57-12-06, subdivision c of subsection 3 of section 57-13-04, sections 57-20-01, 57-20-20, 57-23-04, 57-23-08, subsection 3 of section 57-26-03, sections 57-28-18, 57-32-01, 57-32-04, 57-32-05, 57-33-03, subsection 1 of section 57-33-04, sections 57-55-04.1, 57-60-02, subsection 3 of section 57-62-02 of the North Dakota Century Code, relating to taxation and removal of references to the personal property tax, to the year in which totally disabled persons are eligible for property tax credits, to eliminate an inconsistent definition of value for payments made by the game and fish department in lieu of property taxes, to the removal of references to sleeping car and carline companies, to the correction of an inaccurate statutory cross-reference, to the clarification of the percentage changes in assessments made by the state board of equalization, to a clarification of the date of delinquency for real property taxes, to remove references to the tax appeals board, to proceedings for the abatement of taxes, to interest due on a subsequent tax sale certificate, to references to the assessment date for property taxes, to the definition of gross receipts for the taxation of rural electric cooperatives, to the payment date of the privilege tax on coal conversion facilities, and to the method of allocation of moneys in the coal development fund; and to repeal section 57-02-23, subsection 5 of section 57-06-02, subsection 4 of section 57-06-14, subsection 13 of section 57-15-10, sections 57-23-03, 57-23.1-01, 57-23.1-02, 57-31-01, 57-31-02, and 57-31-03 of the North Dakota Century Code, relating to taxation and the removal of references to the personal property tax, to the removal of statutory references to sleeping car and carline companies, to remove references to the tax appeals board, to the proceedings for the abatement of property taxes, to tax levy limitations with respect to taxes levied for a city employees' pension plan, and to the taxation of transient stocks of merchandise.

Was read the first time and referred to the Committee on Finance and Taxation.

SB 2253: A BILL for an Act to amend and reenact subsection 31 of section 52-01-01, sections 52-01-03, 52-04-05, and subsections 12 and 13 of section 52-06-02 of the North Dakota Century Code, relating to definitions, disclosures, contributions, and disqualification for purposes of unemployment compensation; to provide an effective date; and to declare an emergency.

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

SB 2292: A BILL for an Act to amend and reenact sections 11-18-14 and 35-21-01 of the North Dakota Century Code, relating to the destruction of documents by the register of deeds and the release of an unpaid earned insurance premium lien by an undertaking.

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

SB 2293: A BILL for an Act to amend and reenact section 40-57.3-04 of the North Dakota Century Code, relating to the payment, collection, and distribution of city lodging tax revenues.

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

The House stood adjourned pursuant to Representative Strinden's motion.

ROY GILBREATH, Chief Clerk