

FRIDAY, FEBRUARY 22, 1985

1283

JOURNAL OF THE HOUSE

Forty-ninth Legislative Assembly

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THIRTY-FOURTH DAY

Bismarck, February 22, 1985

The House convened at 10:00 a.m., with Acting Speaker Conmy presiding.

The prayer was offered by Representative Richard Pederson.

ROLL CALL

The roll was called and all Representatives were present, except Representatives G. Berg, Gerntholz, Graba, Gullickson, Gunsch, Halmrast, O. Hanson, Kelly, Kingsbury, Kuchera, Laughlin, Lautenschlager, Lipsiea, Nowatzki, Opedahl, J. Peterson, Rice, Smette, O. Solberg, Thompson, Unhjem, Wald, Winkelman, Wold, Speaker R. Hausauer.

A quorum was declared by the Acting Speaker.

REQUEST

REP. STRINDEN REQUESTED that the members of the Committee on Appropriations be excused, which request was granted.

REVISION AND CORRECTION OF THE JOURNAL

MR. SPEAKER: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-third Day and finds the same to be correct.

REP. KENT, Chairman

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

COMMUNICATION

State of North Dakota
EXECUTIVE OFFICE
Bismarck

February 21, 1985

The Honorable Roy Hausauer
Speaker of the House
House Chambers
State Capitol
Bismarck, North Dakota 58505

Dear Mr. Speaker:

This is to inform you that on February 21, 1985, I signed the following:

HB 1091, HB 1139.

Sincerely,

GEORGE A. SINNER
Governor

MOTION

REP. STRINDEN MOVED that HCR 3081 be returned to the House floor from the Committee on State and Federal Government and be rereferred to the Committee on Social Services and Veterans Affairs, which motion prevailed.

ACTING SPEAKER CONMY ANNOUNCED that HCR 3081 was rereferred to the Committee on Social Services and Veterans Affairs.

SIXTH ORDER OF BUSINESS

REP. A. HAUSAUER MOVED that the amendments to HB 1563 as recommended by the Committee on Finance and Taxation as printed on page 1188 of the House Journal be adopted, and when so adopted, recommends that HB 1563 DO PASS, which motion prevailed.

HB 1563 was placed on the Eleventh order of business.

REP. KLOUBEC MOVED that the amendments to HB 1565 as recommended by the Committee on Industry, Business and Labor as printed on pages 1189-1190 of the House Journal be adopted, and when so adopted, recommends that HB 1565 DO PASS, which motion prevailed.

HB 1565 was placed on the Eleventh order of business.

REP. KLOUBEC MOVED that the amendments to HB 1579 as recommended by the Committee on Industry, Business and Labor as printed on pages 1191-1199 of the House Journal be adopted, and when so adopted, recommends that HB 1579 DO NOT PASS, which motion prevailed.

HB 1579 was placed on the Eleventh order of business.

REP. J. PETERSON MOVED that the amendments to HB 1012 as recommended by the Committee on Appropriations as printed on pages 1253-1254 of the House Journal be adopted, and when so adopted, recommends that HB 1012 DO PASS, which motion prevailed.

HB 1012 was placed on the Eleventh order of business.

REP. J. PETERSON MOVED that the amendments to HB 1015 as recommended by the Committee on Appropriations as printed on pages 1254-1255 of the House Journal be adopted, and when so adopted, recommends that HB 1015 DO PASS, which motion prevailed.

HB 1015 was placed on the Eleventh order of business.

REP. J. PETERSON MOVED that the amendments to HB 1017 as recommended by the Committee on Appropriations as printed on page 1255 of the House Journal be adopted, and when so adopted, recommends that HB 1017 DO PASS, which motion prevailed.

HB 1017 was placed on the Eleventh order of business.

MOTION

REP. STRINDEN MOVED that the rules be suspended, that the consideration of the amendments to HB 1023 and HB 1024 be delayed until members of the Committee on Appropriations are present, which motion prevailed.

SIXTH ORDER OF BUSINESS

REP. J. PETERSON MOVED that the amendments to HB 1034 as recommended by the Committee on Appropriations as printed on pages 1257-1258 of the House Journal be adopted, and when so adopted, recommends that HB 1034 DO PASS, which motion prevailed.

HB 1034 was placed on the Eleventh order of business.

REP. J. PETERSON MOVED that the amendments to HB 1127 as recommended by the Committee on Appropriations as printed on page 1258 of the House Journal be adopted, and when so adopted, recommends that HB 1127 DO PASS, which motion prevailed.

HB 1127 was placed on the Eleventh order of business.

REP. J. PETERSON MOVED that the amendments to HB 1189 as recommended by the Committee on Appropriations as printed on page 1258 of the House Journal be adopted, and when so adopted, recommends that HB 1189 DO PASS, which motion prevailed.

HB 1189 was placed on the Eleventh order of business.

REP. HAUGLAND MOVED that the amendments to HB 1293 as recommended by the Committee on Social Services and Veterans Affairs as printed on pages 1259-1271 of the House Journal be adopted, and when so adopted, recommends that HB 1293 DO PASS, which motion prevailed.

HB 1293 was placed on the Eleventh order of business.

REP. J. PETERSON MOVED that the amendments to HB 1423 as recommended by the Committee on Appropriations as printed on page 1272 of the House Journal be adopted, and when so adopted, recommends that HB 1423 DO PASS.

MOTION

REP. STRINDEN MOVED that the amendments to HB 1423 be laid on the table, which motion prevailed.

SIXTH ORDER OF BUSINESS

REP. J. PETERSON MOVED that the amendments to HB 1526 as recommended by the Committee on Appropriations as printed on page 1272 of the House Journal be adopted, and when so adopted, recommends that HB 1526 DO PASS, which motion prevailed.

HB 1526 was placed on the Eleventh order of business.

REP. KLOUBEC MOVED that the amendments to HB 1593 as recommended by the Committee on Industry, Business and Labor as printed on page 1273 of the House Journal be adopted, and when so adopted, recommends that HB 1593 DO NOT PASS, which motion prevailed.

HB 1593 was placed on the Eleventh order of business.

REP. KNUDSON MOVED that the amendments to HCR 3058 as recommended by the Committee on Education as printed on pages 1275-1276 of the House Journal be adopted, and when so adopted, recommends that HCR 3058 DO PASS and BE PLACED ON THE CONSENT CALENDAR, which motion prevailed.

HCR 3058 was placed on the Consent Calendar.

MOTIONS

REP. MARTINSON MOVED that HB 1652 be returned to the House floor from the Committee on State and Federal Government and be rereferred to the Committee on Judiciary, which motion prevailed.

ACTING SPEAKER CONMY ANNOUNCED that HB 1652 was rereferred to the Committee on Judiciary.

REP. WENTZ MOVED that SB 2297 and SB 2407 be returned to the House floor from the Committee on Judiciary and be rereferred to the Committee on Political Subdivisions, which motion prevailed.

ACTING SPEAKER CONMY ANNOUNCED that SB 2297 and SB 2407 were rereferred to the Committee on Political Subdivisions.

REP. WENTZ MOVED that SB 2356 be returned to the House floor from the Committee on Judiciary and be rereferred to the Committee on Finance and Taxation, which motion prevailed.

ACTING SPEAKER CONMY ANNOUNCED that SB 2356 was rereferred to the Committee on Finance and Taxation.

REP. WENTZ MOVED that SB 2376 be returned to the House floor from the Committee on Judiciary and be rereferred to the Committee on State and Federal Government, which motion prevailed.

ACTING SPEAKER CONMY ANNOUNCED that SB 2376 was rereferred to the Committee on State and Federal Government.

POINT OF PERSONAL PRIVILEGE

REP. STRINDEN: Mr. Speaker: I rise on a point of personal privilege and request that my remarks be printed in the Journal.

Mr. Speaker and ladies and gentlemen of the House: Monday, February 18th was the official state holiday in recognition of George Washington's birthday. Because of Crossover, the Legislature will observe February 25th as the presidential holiday. All Legislative Assembly employees will be paid for the legislative holiday, February 25th, in observance of President's Day.

The Legislative Assembly will also be in recess on February 26th. In recognition of the uncompensated overtime which all our employees have put in since the beginning of this session, legislative employees will also be paid for that day.

MOTION

REP. STRINDEN MOVED that the House stand in recess until 10:35 a.m., which motion prevailed.

THE HOUSE RECONVENED pursuant to recess taken, with Acting Speaker Conmy presiding.

REPORT OF PROCEDURAL COMMITTEE

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

HB 1328

REP. HEDSTROM, Chairman

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

SIXTH ORDER OF BUSINESS

REP. J. PETERSON MOVED that the amendments to HB 1023 as recommended by the Committee on Appropriations as printed on pages 1255-1256 of the House Journal be adopted, and when so adopted, recommends that HB 1023 DO PASS, which motion prevailed.

HB 1023 was placed on the Eleventh order of business.

REP. J. PETERSON MOVED that the amendments to HB 1024 as recommended by the Committee on Appropriations as printed on pages 1256-1257 of the House Journal be adopted, and when so adopted, recommends that HB 1024 DO PASS, which motion prevailed.

HB 1024 was placed on the Eleventh order of business.

SECOND READING OF HOUSE BILLS

HB 1078: A BILL for an Act to enter into the Rocky Mountain interstate compact on low-level radioactive waste; and to designate North Dakota's member of the administrative board under this compact.

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 100 YEAS, 0 NAYS, 6 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; Hamerlik; Hanson, L.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Pederson, R.; Peterson, J.; Rice; Richard; Riehl; Riley; 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; Wold; Acting Speaker Conmy

NAYS: None

ABSENT AND NOT VOTING: Gullickson; Halmrast; Hanson, O.; Retzer; Rydell; Speaker Hausauer, R.

HB 1078 passed and the title was agreed to.

HB 1307: A BILL for an Act to amend and reenact sections 15-40.2-08, 15-59-06, and 15-59-07 of the North Dakota Century Code, relating to the state payment of the excess costs of special education.

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 23 YEAS, 79 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Brokaw; Frey; Hill; Hoffner; Keller; Kingsbury; Klundt; Knudson; Laughlin; Lautenschlager; Linderman; Melby; Meyer; Murphy; Oban; O'Connell; Riehl; Schindler; Skjerven; Solberg, R.; Ulmer; Vander Vorst; Williams, W.

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Cleveland; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hughes; Kelly; Kent; Kloubec; Koland; Kretschmar; Kuchera; Lang; Larson; Lindgren; Lipsiea; Lloyd; Martin; Martinson; Mertens; Moore; Myrdal; Nalewaja; Nicholas; Nowatzki; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Pederson, R.; Peterson, J.; Rice; Richard; Riley; Rydell; Sauter; Schmidt; Schneider; Shaw; Shide; Shockman; Smette; Solberg, O.; Starke; Stofferahn; Strinden; Thompson; Timm; Tollefson; Unhjem; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Winkelman; Wold; Acting Speaker Conmy

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

HB 1307 was declared lost.

MOTION

REP. STRINDEN MOVED that HB 1349 be placed at the bottom of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1356: A BILL for an Act to amend and reenact sections 37-07.1-01, 37-07.1-03, 37-07.1-05, 37-07.2-01, and 37-07.2-03 of the North Dakota Century Code, relating to tuition reductions for members of the United States armed forces reserves.

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

MOTION

REP. UNHJEM MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 28 YEAS, 71 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Brokaw; Cleveland; Enget; Frey; Haugland; Hausauer, A.; Hill; Hoffner; Klundt; Knudson; Kretschmar; Laughlin; Lautenschlager; Meyer; Oban;

O'Connell; O'Shea; Pederson, R.; Rydell; Schneider;
Shaw; Shockman; Skjerven; Solberg, R.; Starke;
Tollefson; Ulmer; Wentz

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.;
Berg, R.; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth;
Gates; Gerntholz; Goetz; Graba; Gunsch; Hamerlik;
Hanson, L.; Hanson, O.; Hedstrom; Hughes; Keller;
Kelly; Kent; Kingsbury; Kloubec; Koland; Kuchera; Lang;
Larson; Linderman; Lindgren; Lipsiea; Lloyd; Martin;
Martinson; Melby; Mertens; Moore; Murphy; Myrdal;
Nalewaja; Nicholas; Nowatzki; Olsen, D.; Olson, A.;
Olson, V.; Payne; Peterson, J.; Retzer; Rice; Richard;
Riley; Sauter; Schindler; Schmidt; Shide; Smette;
Solberg, O.; Thompson; Timm; Unhjem; Vander Vorst;
Wald; Watne; Whalen; Williams, A.; Williams, C.;
Williams, W.; Winkelman; Wold; Acting Speaker Conmy

ABSENT AND NOT VOTING: Cullickson; Halmrast; Opedahl;
Riehl; Stofferahn; Strinden; Speaker Hausauer, R.

HB 1356 was declared lost.

HB 1465: A BILL for an Act to amend and reenact sections 40-47-01 and 40-47-02 of the North Dakota Century Code, relating to the zoning authority of local governments regarding manufactured homes.

Which has been read.

MOTION

REP. C. ANDERSON MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 49 YEAS, 52 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Erokaw; Dorso; Dotzenrod; Enget;
Gates; Hanson, L.; Hedstrom; Hill; Hoffner; Kent;
Kingsbury; Klundt; Knudson; Kretschmar; Lang; Laughlin;
Linderman; Lipsiea; Lloyd; Martin; Mertens; Meyer;
Murphy; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.;
Olson, A.; Opedahl; O'Shea; Pederson, R.; Retzer;
Richard; Riehl; Schindler; Schmidt; Shide; Shockman;
Solberg, O.; Starke; Stofferahn; Watne; Wentz;
Williams, A.; Williams, W.; Winkelman;
Acting Speaker Conmy

NAYS: Anderson, C.; Belter; Berg, G.; Berg, R.;
Cleveland; Dalrymple; DeMers; Eckroth; Frey; Gerntholz;

Goetz; Graba; Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer, A.; Hughes; Keller; Kelly; Kloubec; Koland; Kuchera; Larson; Lautenschlager; Lindgren; Martinson; Melby; Moore; Myrdal; Nalewaja; Olson, V.; Payne; Peterson, J.; Rice; Riley; Rydell; Sauter; Schneider; Shaw; Skjerven; Smette; Solberg, R.; Strinden; Thompson; Timm; Tollefson; Ulmer; Vander Vorst; Whalen; Williams, C.; Wold

ABSENT AND NOT VOTING: Gullickson; Halmrast; Unhjem; Wald; Speaker Hausauer, R.

HB 1465 was declared lost.

MOTION

REP. LIPSIEA MOVED that the House reconsider the action whereby HE 1327 was passed.

RULING BY SPEAKER

The motion of Rep. Lipsiea to reconsider the action whereby HB 1327 was passed was ruled out of order because Rep. Lipsiea was not on the prevailing side.

MOTIONS

REP. KOLAND MOVED that the House reconsider its action whereby HB 1327 was passed, which motion prevailed.

REP. STRINDEN MOVED that the rules be suspended, and that the House reconsider the action whereby the amendments to HB 1327 were adopted, which motion prevailed.

REP. STRINDEN MOVED that HB 1327 be laid over until immediately after the noon recess, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1505: A BILL for an Act to create and enact a new section to chapter 54-44.3 of the North Dakota Century Code, relating to a comprehensive compensation plan for classified state employees.

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 7 YEAS, 95 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Cleveland; Dalrymple; Frey; Hamerlik; Kelly; Rydell; Ulmer

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; DeMers; Dorso; Dotzenrod; Eckroth;

Enget; Gates; Gerntholz; Goetz; Graba; Gunsch;
 Hanson, L.; Hanson, O.; Haugland; Hausauer, A.;
 Hedstrom; Hill; Hoffner; Hughes; Keller; Kent;
 Kingsbury; Kloubec; Klundt; Knudson; Koland;
 Kretschmar; Kuchera; Lang; Larson; Laughlin;
 Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd;
 Martin; Martinson; Mertens; 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; Sauter; Schindler; Schmidt;
 Schneider; Shaw; Shide; Shockman; Skjerven; Smette;
 Solberg, O.; Solberg, R.; Starke; Stofferahn; Strinden;
 Thompson; Timm; Tollefson; Unhjem; Vander Vorst; Wald;
 Watne; Wentz; Whalen; Williams, A.; Williams, C.;
 Williams, W.; Winkelman; Wold; Acting Speaker Conmy

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

HB 1505 was declared lost.

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 1012, HB 1015, HB 1017, HB 1034, HB 1127, HB 1189,
 HB 1293, HB 1526, HB 1563, HB 1565, HB 1579, HB 1593,
 HCR 3058

REP. HEDSTROM, Chairman

REP. SHAW 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 1023, HB 1024

REP. HEDSTROM, Chairman

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

MOTION

REP. STRINDEN MOVED that the House stand in recess until 1:00 p.m., which motion prevailed.

THE HOUSE RECONVENED pursuant to recess taken, with the Acting Speaker presiding.

REQUEST

REP. SCHNEIDER REQUESTED that the question of the adoption of the amendments to HB 1327 be divided to have the sections voted on separately in the following manner, which request was granted as per Rule 316, which states that the Division of the Question must be supported by twelve members.

DIVISION A

On page 1, line 3, delete the words "and confectionary products"

On page 1, line 17, overstrike the third word "and"

On page 1, line 18, overstrike the words "confectionary products", remove the overstrike over the first comma, and delete the first word "and"

On page 1, line 24, delete the words "and confectionary products"

On page 2, line 11, overstrike the third word "and"

On page 2, line 12, overstrike the words "confectionary products", remove the overstrike over the first comma, and delete the first word "and"

The question being on the motion to adopt the Division A amendments to HB 1327.

The motion to adopt the Division A amendments to HB 1327 prevailed.

DIVISION B

On page 1, line 4, after the word "beverages" insert the words "; and to provide a statement of legislative intent"

On page 2, after line 21, insert the following section:

"SECTION 3. INTENT. It is the intention of the legislative assembly that the increased revenues generated by this Act to the state general fund are deemed the first moneys withdrawn for purposes of parks and recreation department leadership and facilities grants through the appropriation provided in House Bill No. 1267, as approved by the forty-ninth legislative assembly."

And renumber the lines and pages accordingly

The question being on the motion to adopt the Division B amendments to HB 1327.

The motion to adopt the Division B amendments to HB 1327 failed.

The question then was on the adoption of the amendments to HB 1327, including Division A, and excluding Division B, with

title amended appropriately and lines, sections, and pages renumbered accordingly.

The proposed amendments to HB 1327, including Division A, and excluding Division B, to HB 1327 were adopted.

HB 1327 was placed on the Eleventh order of business on Wednesday's calendar.

SECOND READING OF HOUSE BILL

HB 1511: A BILL for an Act to create and enact a new subsection to section 38-08-02 and two new sections to chapter 38-08 of the North Dakota Century Code, relating to oil and gas well reserve pits, oil and gas well permit application requirements, and reclamation of oil and gas well reserve pits.

Which has been read.

MOTION

REP. HUGHES MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 45 YEAS, 54 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Brokaw; DeMers; Enget; Gunsch; Hanson, L.; Hanson, O.; Hill; Hoffner; Kent; Klundt; Knudson; Kretschmar; Kuchera; Lang; Laughlin; Linderman; Lipsiea; Lloyd; Martin; Melby; Mertens; Meyer; Murphy; Nowatzki; Oban; O'Shea; Pederson, R.; Retzer; Richard; Riehl; Sauter; Schindler; Shockman; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Tollefson; Vander Vorst; Watne; Williams, A.; Williams, C.; Williams, W.

NAYS: Anderson, C.; Belter; Berg, C.; Berg, R.; Cleveland; Dalrymple; Dorso; Dotzenrod; Eckroth; Frey; Gates; Gerntholz; Goetz; Graba; Hamerlik; Haugland; Hausauer, A.; Hedstrom; Hughes; Kelly; Kingsbury; Kloubec; Koland; Larson; Lautenschlager; Lindgren; Moore; Myrdal; Nalewaja; Nicholas; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Peterson, J.; Rice; Riley; Rydell; Schmidt; Schneider; Shaw; Shide; Skjerven; Smette; Strinden; Timm; Ulmer; Unhjem; Wentz; Winkelman; Wold; Acting Speaker Conmy

ABSENT AND NOT VOTING: Gullickson; Halmrast; Keller; Martinson; Wald; Whalen; Speaker Hausauer, R.

HB 1511 was declared lost.

MOTION

REP. STRINDEN MOVED that HB 1349 be placed at the top of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1349: A BILL for an Act making an appropriation to the state treasurer for state revenue sharing payments; and declaring an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 99 YEAS, 1 NAY, 6 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; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lloyd; Martin; Martinson; Melby; Mertens; 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; Vander Vorst; Wald; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Acting Speaker Conmy

NAYS: Lipsiea

ABSENT AND NOT VOTING: Gullickson; Halmrast; Keller; Unhjem; Whalen; Speaker Hausauer, R.

HB 1349 passed, the title was agreed to, and the emergency clause was declared carried.

MESSAGE 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 2025, SB 2033, SB 2063, SB 2109, SB 2163, SB 2164,
SB 2167, SB 2180, SB 2197, SB 2214, SB 2251, SB 2255,

SB 2262, SB 2338, SB 2341, SB 2349, SB 2362, SB 2371,
 SB 2373, SB 2386, SB 2388, SB 2391, SB 2392, SB 2405,
 SB 2410, SB 2415, SB 2430, SB 2464, SB 2477, SB 2480,
 SB 2488, SB 2494, SB 2498, SCR 4040

LEO LEIDHOLM, Secretary

MOTION

REP. STRINDEN MOVED that HB 1653 be placed at the top of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1653: A BILL for an Act to provide an appropriation for additional compensation to North Dakota state employees for the period beginning February 1, 1985, and ending June 30, 1985; providing for revisions to the North Dakota central personnel compensation plan; and declaring an emergency.

Which has been read.

MOTION

REP. WALD MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 59 YEAS, 43 NAYS, 4 ABSENT AND NOT VOTING.

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

NAYS: Berg, G.; Brokaw; DeMers; Dotzenrod; Enget; Frey; Graba; Gunsch; Hanson, L.; Hill; Hoffner; Kelly; Klundt; Laughlin; Lautenschlager; Linderman; Lloyd; Melby; Mertens; Meyer; Murphy; Nowatzki; Oban; O'Connell; Opedahl; O'Shea; Retzer; Richard; Riehl; Sauter; Schneider; Shockman; Skjerven; Solberg, O.; Solberg, R.; Starke; Stofferahn; Ulmer; Vander Vorst; Watne; Williams, A.; Williams, C.; Williams, W.

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

HB 1653 passed, the title was agreed to, and the emergency clause lost.

MOTION

REP. STRINDEN MOVED that HB 1578 be placed at the top of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1578: A BILL for an Act to amend and reenact section 26.1-17-04 of the North Dakota Century Code, relating to health service corporation board of director membership.

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

CONFLICT OF INTEREST

REP. MERTENS STATED that he had a conflict of interest on HB 1578, and requested permission to vote.

The question being on whether or not Rep. Mertens and all others with a conflict of interest could vote on HB 1578, which request was granted on a voice vote, pursuant to Rules 318 and 319 of the House Rules.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 47 YEAS, 53 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Belter; Brokaw; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Graba; Hanson, L.; Hanson, O.; Hoffner; Kelly; Kingsbury; Klundt; Laughlin; Lautenschlager; Linderman; Lloyd; Martin; Melby; Meyer; Murphy; Myrdal; Nowatzki; Oban; Olson, V.; O'Shea; Richard; Sauter; Schindler; Schneider; Shockman; Skjerven; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Ulmer; Vander Vorst; Watne; Williams, A.; Williams, C.; Williams, W.

NAYS: Berg, G.; Berg, R.; Cleveland; Frey; Gates; Gernthoiz; Goetz; Gunsch; Hamerlik; Haugland; Hausauer, A.; Hedstrom; Hill; Hughes; Kent; Kloubec; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Lindgren; Lipsiea; Martinson; Mertens; Moore; Nalewaja; O'Connell; Olsen, D.; Olson, A.; Opedahl; Payne; Pederson, R.; Peterson, J.; Retzer; Rice; Riehl; Riley; Rydell; Schmidt; Shaw; Shide; Smette; Timm; Tollefson; Unhjem; Wald; Wentz; Whalen; Winkelman; Wold; Acting Speaker Conmy

ABSENT AND NOT VOTING: Gullickson; Halmrast; Keller; Nicholas; Strinden; Speaker Hausauer, R.

HB 1578 was declared lost.

HB 1525: A BILL for an Act making an appropriation for defraying the expense of the purchase of certain lands by the Carrington experiment station, the Hettinger experiment station, the Langdon experiment station, and the Williston experiment station.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 90 YEAS, 6 NAYS, 10 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Cleveland; Dalrymple; DeMers; Dorso; Eckroth; Enget; Frey; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Kelly; Kent; Kloubec; Klundt; Knudson; Koland; Kretschmar; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Martinson; Melby; Mertens; Meyer; Moore; Myrdal; Nalewaja; 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; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Timm; Tollefson; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Winkelman; Wold; Acting Speaker Conmy

NAYS: Brokaw; Dotzenrod; Gates; Hanson, L.; Murphy; Williams, W.

ABSENT AND NOT VOTING: Gullickson; Halmrast; Keller; Kingsbury; Kuchera; Nicholas; Skjerven; Strinden; Ulmer; Speaker Hausauer, R.

HB 1525 passed and the title was agreed to.

MOTIONS

REP. KRETSCHMAR MOVED that HB 1528 be placed at the bottom of the calendar, which motion prevailed.

REP. KRETSCHMAR MOVED that the rules be suspended, that those bills acted on on the Sixth order, beginning with HB 1012 be placed on the Eleventh order for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1012: A BILL for an Act making an appropriation for defraying the expenses of the soldiers' home and the department of veterans' affairs of the state of North Dakota; and providing for a transfer of earnings from the veterans' postwar trust fund and the sinking fund for the state of North Dakota general obligation bonds.

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 93 YEAS, 0 NAYS, 13 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: DeMers; Gullickson; Halmrast; Hanson, O.; Keller; Murphy; Nicholas; Richard; Rydell; Starke; Strinden; Tollefson; Speaker Hausauer, R.

HB 1012 passed and the title was agreed to.

MOTION

REP. KRETSCHMAR MOVED that the House be on the Tenth order to consider the Consent Calendar, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS
ON CONSENT CALENDAR

HCR 3011: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of establishing a prefunded retirement health care plan for

public employees through the state uniform group insurance plan.

- HCR 3020: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of establishing a central filing office for criminal judgments.
- HCR 3022: A concurrent resolution directing the Legislative Council to study the need for revision of statutes and the Senate and House rules in light of the 1984 amendments to Article IV of the Constitution of North Dakota.
- HCR 3026: A concurrent resolution directing the Legislative Council to study the special education needs of gifted children and special education programs available to gifted children and to determine what improvements to those programs can and should be made.
- HCR 3034: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of consolidating the statutory authority and administration of financial institutions organized under state laws in light of federal changes regarding regulation of financial institutions.
- HCR 3035: A concurrent resolution directing the Legislative Council to study the issuance of licenses and permits to hunt and fish in North Dakota.
- HCR 3036: A concurrent resolution directing the Legislative Council to study the impacts and problems associated with numerous specific kinds and types of statutory liens and various types of property that are exempt from attachment or mesne process and levy or sale upon execution and other final process issued from any court and the various priorities and rights they create.
- HCR 3037: A concurrent resolution directing the Legislative Council to study the need for additional appellate court services.
- HCR 3039: A concurrent resolution directing the Legislative Council to conduct a study of the availability and adequacy of financial aid available for students attending state postsecondary educational institutions and to determine the feasibility of initiating new state programs to provide financial aid to those students.
- HCR 3046: A concurrent resolution directing the Legislative Council to study the system of health care service delivery, the reasons for the rapidly increasing costs of health care and health care insurance, and alternatives to contain those costs.

- HCR 3050: A concurrent resolution directing the Legislative Council to study the feasibility of mapping known landfills within the state.
- 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.
- HCR 3056: A concurrent resolution directing the Legislative Council to study methods of controlling pornography in this state, with an emphasis on educating the public regarding the harmful effects of pornography.
- HCR 3057: A concurrent resolution directing the Legislative Council to study compensation of legislative employees.
- HCR 3060: A concurrent resolution directing the Legislative Council to study methods of attracting and retaining qualified teachers in North Dakota public schools.
- HCR 3061: A concurrent resolution directing a Legislative Council study of the formula for state distribution of personal property tax replacement revenues to political subdivisions.
- HCR 3062: A concurrent resolution directing the Legislative Council to study the need for comprehensive in-home and community support services to maintain, enhance, or prolong the independence and self-support of the partially dependent elderly population, and the possibility of making additional county funds available for such services by eliminating the county contributions to the medical assistance program under Medicaid.
- HCR 3063: A concurrent resolution directing the Legislative Council to conduct a study of the structure of the state law enforcement system in North Dakota.
- HCR 3064: A concurrent resolution directing the Legislative Council to study the feasibility of establishing an enhanced 911 emergency telecommunications system for the state.
- HCR 3065: A concurrent resolution directing the Legislative Council to study North Dakota's wetlands.
- HCR 3066: A concurrent resolution requesting the United States Congress and the United States Army Corps of Engineers to assume the responsibility for Missouri River bank erosion in North Dakota and to complete a program of bank stabilization and maintenance along the Missouri River between the Garrison Dam and the Oahe Reservoir.

HCR 3067: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of placing the delivery of vocational education services and programs under the supervision of the Superintendent of Public Instruction, to review the administrative structures for the delivery of vocational education services and programs in other states, and to review federal requirements regarding the delivery of vocational education services and programs by states.

HCR 3073: A concurrent resolution directing the Legislative Council to study the tuition laws for elementary and secondary school students who cross the North Dakota-South Dakota border to attend school.

HCR 3077: A concurrent resolution directing the Legislative Council to study the ongoing implementation of the federal district court order concerning deinstitutionalization of developmentally disabled persons.

Which have been read.

ROLL CALL

The question being on the final adoption of the resolutions, the roll was called and there were 97 YEAS, 0 NAYS, 9 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; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Hughes; Kelly; Kent; Kloubec; Klundt; Knudson; Koland; Kretschmar; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lipsiea; Lloyd; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nalewaja; 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; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Acting Speaker Conny

NAYS: None

ABSENT AND NOT VOTING: Gullickson; Halmrast; Keller; Kingsbury; Kuchera; Nicholas; Strinden; Thompson; Speaker Hausauer, R.

So the resolutions were adopted and the titles were agreed to.

MOTIONS

REP. KRETSCHMAR MOVED that all resolutions considered on the Consent Calendar be messaged to the Senate, which motion prevailed.

REP. KRETSCHMAR MOVED that all bills acted on favorably today, with the exception of HB 1653, be messaged to the Senate, which motion prevailed.

MESSAGE TO THE SENATE
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 1012, HB 1078, HB 1349, HB 1525, HCR 3011, HCR 3020,
HCR 3022, HCR 3026, HCR 3034, HCR 3035, HCR 3036, HCR 3037,
HCR 3039, HCR 3046, HCR 3050, HCR 3051, HCR 3056, HCR 3057,
HCR 3060, HCR 3061, HCR 3062, HCR 3063, HCR 3064, HCR 3065,
HCR 3066, HCR 3067, HCR 3073, HCR 3077

ROY GILBREATH, Chief Clerk

MOTIONS

REP. KRETSCHMAR MOVED that a portion of Joint Rule No. 203 pertaining to all bills and resolutions being sent to the other house be suspended, and the Crossover date be designated as 5:00 p.m. on the Thirty-sixth legislative day, Thursday, February 28, 1985, excluding those measures excepted in the rule, which motion prevailed.

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

REP. KRETSCHMAR MOVED that the House be on the Fifth order of business, and at the conclusion of the Fifth 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., Wednesday, February 27, 1985, which motion prevailed.

REPORTS OF STANDING COMMITTEES

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1002 has had the same under consideration and recommends by a vote of 16 YEAS, 7 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 16, delete the numerals "4,412,162" and insert in lieu thereof the numerals "4,310,174"

On page 1, line 17, delete the numerals "2,259,977" and insert in lieu thereof the numerals "2,152,977"

On page 1, line 19, delete the numerals "89,385" and insert in lieu thereof the numerals "85,885"

On page 1, line 20, delete the numerals "425,720,452" and insert in lieu thereof the numerals "411,360,246"

On page 1, line 21, delete the numerals "22,498,574" and insert in lieu thereof the numerals "21,017,218"

On page 1, after line 25, insert the following new line:

"Grants - boarding care 1,229,844

On page 2, line 1, delete the numerals "507,485,929" and insert in lieu thereof the numerals "492,661,723"

On page 2, line 2, delete the numerals "103,679,266" and insert in lieu thereof the numerals "103,616,911"

On page 2, line 3, delete the numerals "403,806,663" and insert in lieu thereof the numerals "389,044,812"

On page 2, delete lines 4 through 24

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Public Instruction

The salaries and wages line item is reduced by \$3,344, of which \$1,299 is from the general fund and \$2,045 is from other funds. This will allow funds for average salary increases of 5.5 percent the first year of the biennium (these funds are to continue the cost of an average increase of 5.5 percent on May 1, 1985) and average salary increases of four percent the second year of the biennium. Funds are allowed to provide a minimum increase of \$50 per month for each year of the biennium. The salary increases are to be based on merit, performance, or equity adjustments, and are not intended to be across-the-board salary increases.

The salaries and wages line item is further reduced by \$98,644, of which \$38,334 is from the general fund and \$60,310 is from other funds, to delete funds for the following 2.65 FTE positions: 1 FTE Clerk-Typist II, 1 FTE Clerk Stenographer II, .5 FTE Program Coordinator, and .15 FTE Program Director.

The operating expenses line item is reduced by \$107,000 from the general fund and the equipment line item is reduced by \$3,500 from the general fund.

Sections 2 and 3 of the bill are deleted. This deletes the general fund appropriation of \$50,000 for a teacher compensation

study and deletes the \$2,000,000 general fund appropriation for matching grants for computer purchases.

A new grants line item entitled "Grants - boarding care" is added in the amount of \$1,229,844 from the general fund to provide for the Department of Public Instruction to pay for boarding care costs for special education students placed outside their district. Corresponding decreases of the same amount will be made to the Department of Human Services appropriation in House Bill No. 1009 to reflect a transfer of responsibility for these costs from Human Services to Public Instruction.

The special education line item is reduced by \$1,481,356 from the general fund to provide funding at 33 percent of the personnel costs (allowing for 1983-84 personnel levels with five percent per year salary increases) and providing for 41 additional instructors for the three- to five-year-old program. The grants - foundation aid line item is reduced by \$14,360,206 from the general fund to reflect the following:

1. Per-pupil payments of \$1,370 in 1985-86 and \$1,475 in 1986-87, based on weighted units of 127,584 in 1985-86 and 129,655 in 1986-87.
2. Tuition fund distribution of \$47,895,000 in 1985-87, which reflects estimated payments of \$195 per census unit in each year of the biennium (same as in original executive budget).
3. Total transportation payments of \$37,802,514, which is based on the current transportation rates less a reduction for a provision that no school district may receive payments in excess of an amount equal to 100 percent of that school district's average annual transportation costs incurred during the previous five school years.
4. A total 20-mill deduct of \$40,368,473, which is \$2,063,527 less than estimated in the original executive budget.

A comparison of the grants - foundation aid line item as amended to the original and revised executive budget line items is shown as follows:

GRANTS - FOUNDATION AID
AMENDMENTS IN HOUSE BILL NO. 1002

	HB 1002	Revised	
	Original	Executive	Amended
	<u>Budget</u>	<u>Budget</u>	<u>HB 1002</u>

Per-pupil payments:

Original executive budget		
1985-86 - \$1,406 - 128,907	\$378,745,728	
weighted units		
1986-87 - \$1,502 - 131,493		
weighted units		
Revised executive budget		
1985-86 - \$1,354 - 127,584		\$360,199,071
weighted units		
1986-87 - \$1,457 - 128,655		
weighted units		
Amended HB 1002		
1985-86 - \$1,370 - 127,584		\$366,031,205
weighted units		
1986-87 - \$1,475 - 129,655		
weighted units		

Transportation payments:

Original executive budget		
Provides a slight increase	41,511,724	
in current rates		
Revised executive budget		
Recommends no change in		40,047,124
current rates		
Amended HB 1002		
Recommends no change in current		37,802,514
rates; provides a reduction due		
to limiting payments to school		
districts to 100 percent of		
five-year average actual costs		

Tuition distribution:

Original executive budget		
Estimates payments per	47,895,000	
census unit of \$195 for		
each year		
Revised executive budget		
Provides a carryover		51,770,600
of \$31 per unit from		
1984-85 to 1985-86		
resulting in payments		
of \$226 the first year		
and \$195 the second year		
Amended HB 1002		
Estimates payment per		47,895,000
census unit of \$195		
for each year		

Total	\$468,152,452	\$452,016,795	\$451,728,719
Less: 20-mill district levy	(42,432,000)	(40,873,704)	(40,368,473)
Total grants - foundation aid line item	\$425,720,452	\$411,143,091	\$411,360,246
Less: Tuition distribution fund	(47,895,000)	(51,770,600)	(47,895,000)
Federal revenue sharing	(187,000)	(187,000)	(187,000)
Total general fund - foundation program	\$377,638,452	\$359,185,491	\$363,278,246

REP. J. PETERSON, Chairman

HB 1002 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1007 has had the same under consideration and recommends by a vote of 21 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 14, delete the numerals "4,217,418" and insert in lieu thereof the numerals "4,157,192"

On page 1, line 15, delete the numerals "997,832" and insert in lieu thereof the numerals "1,016,362"

On page 1, line 19, delete the numerals "5,364,195" and insert in lieu thereof the numerals "5,322,499"

On page 1, line 20, delete the numerals "1,403,493" and insert in lieu thereof the numerals "1,473,558"

On page 1, line 21, delete the numerals "3,960,702" and insert in lieu thereof the numerals "3,848,941"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

State Industrial School

The salaries and wages line item is reduced by \$60,226 from the general fund. Of the total net reduction, \$98,997 is a decrease. This will allow funds for average salary increases of 5.5 percent the first year of the biennium (these funds are to continue the cost of an average increase of 5.5 percent on May 1, 1985) and average salary increases of four percent the second year of the biennium. Funds are allowed to provide a minimum increase of \$50 per month for each year of the biennium. The salary increases

are to be based on merit, performance, or equity adjustments, and are not intended to be across-the-board salary increases. Of the total net reduction, \$38,771 is an increase to provide funding for one FTE drug and alcohol counsel coordinator position.

The operating expense line item is increased by \$18,530 from the general fund. This will provide an additional \$10,530 for utilities expenses. The increase also provides \$8,000 for membership fees of the Morton County Special Education Cooperative.

The estimated income line item is increased by \$70,065 with a corresponding decrease to the amount of funding from the general fund. This amount is from additional interest income expected from the Board of University and School Lands.

REP. J. PETERSON, Chairman

HB 1007 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1008 has had the same under consideration and recommends by a vote of 19 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 13, delete the numerals "1,239,208" and insert in lieu thereof the numerals "1,218,252"

On page 1, line 15, delete the numerals "178,359" and insert in lieu thereof the numerals "100,000"

On page 1, line 16, delete the numerals "1,803,936" and insert in lieu thereof the numerals "1,704,621"

On page 1, line 17, delete the numerals "1,303,936" and insert in lieu thereof the numerals "1,109,271"

On page 1, line 18, delete the numerals "500,000" and insert in lieu thereof the numerals "595,350"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Independent Study

The salaries and wages line item is reduced by \$20,956 of which \$35,490 is an increase from the general fund and \$56,446 is a reduction from other funds. Of the total net reduction, a \$24 reduction from the general fund will allow funds for average salary increases of 5.5 percent the first year of the biennium (these funds are to continue the cost of an average increase of 5.5 percent on May 1, 1985) and average salary increases of four

percent the second year of the biennium. Funds are allowed to provide a minimum increase of \$50 per month for each year of the biennium. The salary increases are to be based on merit, performance, or equity adjustments, and are not intended to be across-the-board salary increases. The salaries and wages line item is increased by \$35,514 from the general fund to provide for one FTE Instructor I position. The salaries and wages line item is also reduced by \$56,446 from other funds deleting two FTE clerk positions.

Equipment is reduced by \$78,359 from other funds decreasing the amount provided for film purchases.

In addition, the amount of funding from the general fund is increased by \$59,860 with a corresponding reduction to estimated income. This amount is less because collections are expected to be less than originally forecasted.

REP. J. PETERSON, Chairman

HB 1008 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1011 has had the same under consideration and recommends by a vote of 22 YEAS, 1 NAY, 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 14, delete the numerals "1,100,235" and insert in lieu thereof the numerals "1,081,990"

On page 1, line 18, delete the numerals "1,075,000" and insert in lieu thereof the numerals "1,150,000"

On page 1, line 19, delete the numerals "2,787,812" and insert in lieu thereof the numerals "2,844,567"

On page 1, line 21, delete the numerals "1,944,508" and insert in lieu thereof the numerals "2,001,263"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

State Library

The salaries and wages line item is reduced by \$18,245 from the general fund. This will allow funds for average salary increases of 5.5 percent the first year of the biennium (these funds are to continue the cost of an average increase of 5.5 percent on April 1, 1985) and average salary increase of four percent the second year of the biennium. Funds are allowed to provide a minimum increase of \$50 per month for each year of the biennium. The salary increases are to be based on merit, performance, or

equity adjustments, and are not intended to be across-the-board salary increases.

The grants line item is increased \$75,000 from the general fund to provide funding at the 1983-85 level.

REP. J. PETERSON, Chairman

HB 1011 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1019 has had the same under consideration and recommends by a vote of 21 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 11, after the word "expenses" insert the words "of the various divisions"

On page 1, after line 12, insert the following:

"Subdivision 1.

STATE HISTORICAL BOARD"

On page 1, line 13, delete the numerals "2,548,156" and insert in lieu thereof the numerals "2,510,366"

On page 1, line 15, delete the numerals "26,000" and insert in lieu thereof the numerals "16,000"

On page 1, line 16, delete the numerals "105,550" and insert in lieu thereof the numerals "85,550"

On page 1, line 17, delete the numerals "240,000" and insert in lieu thereof the numerals "184,000"

On page 1, line 19, delete the numerals "4,256,388" and insert in lieu thereof the numerals "4,132,598"

On page 1, line 20, delete the numerals "618,968" and insert in lieu thereof the numerals "787,968"

On page 1, line 21, delete the numerals "3,637,420" and insert in lieu thereof the numerals "3,344,630"

On page 1, after line 21, insert the following:

"Subdivision 2.

INTERNATIONAL PEACE GARDEN

Grants, benefits, and claims	\$ 397,000
Total general fund appropriation	\$ 397,000

Grand total general funds appropriated - H.B. 1019	\$3,741,630
Grand total special funds appropriated - H.B. 1019	\$ 787,968
Grand total all funds H.B. 1019	\$4,529,598"

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

State Historical Board

The salaries and wages line item is reduced by \$37,790 from the general fund. This will allow funds for average salary increases of 5.5 percent the first year of the biennium (these funds are to continue the cost of an average increase of 5.5 percent on May 1, 1985) and average salary increases of four percent the second year of the biennium. Funds are allowed to provide a minimum increase of \$50 per month for each year of the biennium. The salary increases are to be based on merit, performance, or equity adjustments, and are not intended to be across-the-board salary increases.

The data processing line item is reduced \$10,000 from the general fund, \$7,500 from the Museum Division and \$2,500 from the Archaeology and Historical Preservation Division. The equipment line item is reduced \$20,000 from the general fund. The capital improvements line item is reduced \$56,000 from the general fund. Capital improvements for the former Governor's mansion have been deleted, with \$3,500 remaining for an unspecified use. The estimated income line item is increased \$169,000, with a corresponding decrease to the general fund to allow for the continued development of the Heritage Center's exhibition master plan. If the Historical Society can locate federal funds, the project can be completed.

International Peace Garden

This includes the International Peace Garden appropriation as a subdivision of the State Historical Board and increases the grant line item \$55,000 from the general fund to more accurately reflect the operating expenditure level required.

REP. J. PETERSON, Chairman

HB 1019 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1022 has had the same under consideration and recommends by a vote of 17 YEAS, 0 NAYS, 6 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

- On page 1, line 13, delete the numerals "2,634,391" and insert in lieu thereof the numerals "2,654,145"
- On page 1, line 14, delete the numerals "1,415,099" and insert in lieu thereof the numerals "1,568,649"
- On page 1, line 17, delete the numerals "661,831" and insert in lieu thereof the numerals "552,281"
- On page 1, line 18, delete the numerals "3,733,111" and insert in lieu thereof the numerals "3,833,111"
- On page 1, line 19, delete the numerals "8,781,612" and insert in lieu thereof the numerals "8,945,366"
- On page 1, line 20, delete the numerals "3,970,875" and insert in lieu thereof the numerals "4,444,359"
- On page 1, line 21, delete the numerals "4,810,737" and insert in lieu thereof the numerals "4,501,007"
- On page 2, after line 7, insert the following new sections:

"SECTION 4. ADDITIONAL INCOME. All income in excess of estimated income in the budget appropriated by the legislative assembly to the parks and recreation department must be deposited in its operating fund in the state treasury and can be expended only by authorization of the emergency commission.

SECTION 5. APPROPRIATIONS. The moneys herein appropriated in accordance with budget categories for salaries and wages pertaining to additional employees shall be made available only after certification to the executive office of the budget that newly anticipated employees are actually in the employ of the state."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Parks and Recreation Department

The salaries and wages line item is increased \$19,754. A one FTE park planner position to coordinate recreational projects included in the Garrison Diversion Project and to provide technical assistance to local governments increases the salaries and wages line item \$44,934 from federal funds.

The salaries and wages line item is reduced by \$25,180 from the general fund. This will allow funds for average salary increases of 5.5 percent the first year of the biennium (these funds are to continue the cost of an average increase of 5.5 percent on May 1, 1985) and average salary increases of four percent the second

year of the biennium. Funds are allowed to provide a minimum increase of \$50 per month for each year of the biennium. The salary increases are to be based on merit, performance, or equity adjustments, and are not intended to be across-the-board salary increases.

The operating expenses line item is increased \$23,550 from federal funds for the one FTE park planner and \$130,000 from other funds through grants and contracts for the Natural Heritage Inventory Program. The capital improvements line item is reduced by \$109,550 from the general fund.

The following projects were deleted:

Hoime Home renovation	\$ 47,000
Shoreline comfort station	15,550
Playground equipment	9,000
Renovation of blockhouse	23,000
Stabilization of earthlodge	15,000
	<u>\$109,550</u>

The grants, benefits, and claims line item is increased \$100,000 for the purchase of 28.7 acres at Lake Metigoshe, of which \$50,000 is from the general fund and \$50,000 from federal funds.

The estimated income line item is increased \$100,000, with a corresponding decrease to the general fund, for additional anticipated fee and collection revenues. Additionally, the estimated income line item is increased \$125,000, with a corresponding decrease to the general fund, for a Game and Fish Department grant to provide matching funds for boat and fishing access construction on the Missouri River through the State Outdoor Recreation Interagency Council.

A new section is added to provide for the expenditure of additional income with the approval of the Emergency Commission.

REP. J. PETERSON, Chairman

HB 1022 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1033 has had the same under consideration and recommends by a vote of 13 YEAS, 7 NAYS, 3 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 14, delete the numerals "1,526,333" and insert in lieu thereof the numerals "1,491,024"

On page 1, line 18, delete the numerals "2,147,004" and insert in lieu thereof the numerals "2,111,695"

On page 1, line 20, delete the numerals "2,047,004" and insert in lieu thereof the numerals "2,011,695"

And renumber the lines accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Radio Communications

The salaries and wages line item is reduced by \$35,309 from the general fund. This will allow funds for average salary increases of 5.5 percent the first year of the biennium (these funds are to continue the cost of an average increase of 5.5 percent on May 1, 1985) and average salary increases of four percent the second year of the biennium. Funds are allowed to provide a minimum increase of \$50 per month for each year of the biennium. The salary increases are to be based on merit, performance, or equity adjustments, and are not intended to be across-the-board salary increases.

REP. J. PETERSON, Chairman

HB 1033 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1037 has had the same under consideration and recommends by a vote of 13 YEAS, 7 NAYS, 3 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 12, delete the numerals "442,835" and insert in lieu thereof the numerals "430,547"

On page 1, line 14, delete the numerals "717,268" and insert in lieu thereof the numerals "704,980"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Predatory Animal Control

The salaries and wages line item is reduced by \$12,288 from the general fund. This will allow funds for average salary increases of 5.5 percent the first year of the biennium (these funds are to continue the cost of an average increase of 5.5 percent on May 1, 1985) and average salary increases of four percent the second year of the biennium. Funds are allowed to provide a minimum increase of \$50 per month for each year of the biennium. The salary increases are to be based on merit, performance, or equity adjustments, and are not intended to be across-the-board salary increases.

REP. J. PETERSON, Chairman

HB 1037 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1048 has had the same under consideration and recommends by a vote of 14 YEAS, 9 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 28, delete the word "five" and insert in lieu thereof the word "three", and delete the word "twenty-five" and insert in lieu thereof the word "seventy"

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

On page 2, line 3, delete the word "ninety-five" and insert in lieu thereof the word "seventy-five"

And renumber the lines and pages accordingly

REP. J. PETERSON, Chairman

HB 1048 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was rereferred HB 1049 has had the same under consideration and recommends by a vote of 13 YEAS, 10 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2 of the engrossed bill, line 16, after the period insert the following sentence: "In no event may the annual payments provided for in this section and in section 15-34.2-03 to any school district exceed an amount equal to one hundred percent of that school district's average annual transportation costs incurred during the previous five school years."

And renumber the lines and pages accordingly

REP. J. PETERSON, Chairman

HB 1049 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was rereferred HB 1135 has had the same under consideration and recommends by a vote of 21 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 of the engrossed bill, line 3, delete the words "; and to provide an"

On page 1 of the engrossed bill, line 4, delete the word "appropriation"

On page 2 of the engrossed bill, delete lines 29 through 34

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment deletes the appropriation since the committee believes no additional funds are necessary to implement the program.

REP. J. PETERSON, Chairman

HB 1135 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1267 has had the same under consideration and recommends by a vote of 19 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. J. PETERSON, Chairman

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

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1458 has had the same under consideration and recommends by a vote of 17 YEAS, 2 NAYS, 4 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 16, after the period insert the following sentence: "No county weed board shall receive an amount under this subsection which, when added to the amount generated by a tax levy of three mills on the taxable valuation of all taxable property in the county, would exceed eighty percent of the total cost of the actual expenditures for noxious weed control. Landowners shall contribute twenty percent of the cost of noxious weed control on their land."

And renumber the lines and pages accordingly

REP. J. PETERSON, Chairman

HB 1458 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1506 has had the same under consideration and recommends by a vote of 14 YEAS, 7 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. J. PETERSON, Chairman

HB 1506 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HCR 3071 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 8 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, after the word "state" insert the words "and political subdivision"

On page 1, line 3, after the word "providing" insert the words "or authorizing"

On page 1, line 4, after the word "coverage" insert the words ", and the desirability of expanding governmental immunity for political subdivisions"

On page 1, line 29, after the semicolon insert the word "and"

On page 1, after line 29, insert the following:

"WHEREAS, North Dakota Century Code Chapter 32-12.1 pertains to the liability of political subdivisions, and enables political subdivisions to pay and compromise claims and judgments; and

WHEREAS, political subdivisions must also maintain liability insurance coverage to provide coverage for liability resulting from the actions of its employees; and

WHEREAS, the provisions of North Dakota Century Code Chapter 32-12.1 should be reviewed to determine whether any changes are necessary to the substantive provision of that chapter;"

On page 2, line 5, after the word "state" insert the words "or political subdivision"

On page 2, after line 10, insert the following:

"BE IT FURTHER RESOLVED, that the Legislative Council study the governmental immunity of political subdivisions and the desirability of expanding the governmental immunity of political subdivisions; and"

And renumber the lines and pages accordingly

REP. J. PETERSON, Chairman

HCR 3071 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HCR 3076 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 9 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

REP. J. PETERSON, Chairman

HCR 3076 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Appropriations to which was referred HCR 3085 has had the same under consideration and recommends by a vote of 19 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

REP. J. PETERSON, Chairman

HCR 3085 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred SB 2209 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 11, overstrike the words ", eight, ten, twelve, fifteen,"

On page 1, line 12, overstrike the words "sixteen, twenty, twenty-four," delete the word "twenty-five," and overstrike the words "forty, fifty,"

On page 1, line 13, overstrike the words "eighty, or one hundred" and insert immediately thereafter the words "or more"

And renumber the lines accordingly

REP. A. HAUSAUER, Chairman

SB 2209 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

FIRST READING OF SENATE BILLS

SB 2002: A BILL for an Act making an appropriation for defraying the expenses of the state board of higher education, Bismarck junior college, Lake Region community college, university of North Dakota-Williston center and reciprocal agreements of the state of North Dakota.

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

SB 2010: A BILL for an Act making an appropriation for defraying the expenses of the department of health and the abandoned motor vehicles division of the state of North Dakota.

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

SB 2012: A BILL for an Act making an appropriation for defraying the expenses of the state laboratories department of the state of North Dakota; and to amend and reenact section 19-01-07 of the North Dakota Century Code, relating to fees paid the state laboratories department for contract services.

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

SB 2015: 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.

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

SB 2016: A BILL for an Act making an appropriation for defraying the expenses of the securities commissioner of the state of North Dakota.

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

SB 2017: A BILL for an Act making an appropriation for defraying the expenses of the livestock sanitary board of the state of North Dakota.

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

SB 2021: A BILL for an Act making an appropriation for defraying the expenses of the council on the arts of the state of North Dakota.

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

SB 2029: A BILL for an Act making an appropriation for defraying the administrative costs of the public employees retirement system, and the deferred compensation committee of the state of North Dakota.

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

SB 2032: A BILL for an Act making an appropriation for defraying the expenses of the workmen's compensation bureau and the divisions thereof of the state of North Dakota.

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

SB 2035: A BILL for an Act making an appropriation for defraying the expenses of the soil conservation committee and soil conservation districts of the state of North Dakota.

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

SB 2159: A BILL for an Act to amend and reenact subsection 1 of section 52-06-04 and section 52-06-05 of the North Dakota

Century Code, relating to unemployment compensation weekly benefit amount and benefit duration.

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

SB 2389: A BILL for an Act to create and enact a new section to chapter 51-04 of the North Dakota Century Code, relating to exceptions to the requirement of a transient merchant's license; and to amend and reenact section 51-04-03 of the North Dakota Century Code, relating to the licensing fee for transient merchants.

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

SB 2411: A BILL for an Act to create and enact a new section to chapter 12.1-30 of the North Dakota Century Code, relating to a severability clause for the chapter; to amend and reenact sections 12.1-30-01, 12.1-30-02, and 12.1-30-03 of the North Dakota Century Code, relating to businesses and occupations permitted to operate on Sunday; and to declare an emergency.

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

SB 2443: A BILL for an Act to amend and reenact section 57-02-27.2 of the North Dakota Century Code, relating to the capitalization rate used in the valuation and assessment of agricultural lands; and to provide an effective date.

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

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

ROY GILBREATH, Chief Clerk