

THURSDAY, FEBRUARY 28, 1985

1415

JOURNAL OF THE HOUSE

Forty-ninth Legislative Assembly

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THIRTY-SIXTH DAY

Bismarck, February 28, 1985

The House convened at 12:30 p.m., with Speaker R. Hausauer presiding.

The prayer was offered by Pastor Paul E. Krohn, Shepherd of the Valley Lutheran Church, Bismarck, North Dakota.

ROLL CALL

The roll was called and all Representatives were present, except Representatives Gullickson, Riley.

A quorum was declared by the 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 Thirty-fifth Day and finds the same to be correct.

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

On page 406, line 42, delete the word "Appropriations" and insert in lieu thereof the words "Finance and Taxation"

REP. KENT, Chairman

REP. STOFFERAHN MOVED that the reports 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 2003, SB 2005, SB 2007, SB 2009, SB 2011, SB 2014,
SB 2023, SB 2028, SB 2048, SB 2138, SB 2217, SB 2316,
SB 2375, SB 2436, SCR 4032

LEO LEIDHOLM, Secretary

SENATE CHAMBER

MR. SPEAKER: I have the honor to transmit herewith the following which the President has signed and your signature is respectfully requested:

SCR 4049

LEO LEIDHOLM, Secretary

SENATE CHAMBER

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

HB 1042, HB 1045, HB 1046, HB 1108, HB 1110, HB 1114

LEO LEIDHOLM, Secretary

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 1086, HB 1172, HB 1197, HB 1200, HB 1209, HB 1236,
HB 1252, HB 1253, HB 1278, HB 1291, HB 1311

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 the following bills were delivered to the Governor for his approval at the hour of 9:45 a.m., February 28, 1985:

HB 1042, HB 1045, HB 1046, HB 1108, HB 1110, HB 1114

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 1009 as recommended by the Committee on Appropriations as printed on pages 1395-1401 of the House Journal be adopted, and when so adopted, recommends that HB 1009 DO PASS.

REQUEST

REP. KELLY REQUESTED a recorded roll call vote on the motion to consider the amendments to HB 1009, which request was granted.

ROLL CALL

The question being on the motion to consider the amendments to HB 1009, the roll was called and there were 65 YEAS, 39 NAYS, 2 ABSENT AND NOT VOTING.

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

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

ABSENT AND NOT VOTING: Gullickson; Riley

So the motion to consider the amendments to HB 1009 prevailed.

MOTION

REP. STRINDEN MOVED that the rules be suspended and that HB 1009 be deemed properly engrossed and be placed on the Eleventh order on the calendar, as amended, for second reading and final passage, which motion prevailed.

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 1009

REP. HEDSTROM, Chairman

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

SECOND READING OF HOUSE BILL

HB 1009: A BILL for an Act making an appropriation for defraying the expenses of the department of human services and the governor's council on human resources; providing for an appropriation and transfer from the land and minerals trust fund to the common schools trust fund; and providing the emergency commission with appropriation transfer authority.

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 95 YEAS, 9 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Frey; Gates; Gerntholz; Goetz; Graba; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Lautenschlager; Linderman; 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.; Retzer; Rice; Richard; Riehl; 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, C.; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

NAYS: Hanson, L.; Hoffner; Laughlin; Melby; Meyer; Murphy; Oban; O'Connell; Williams, A.

ABSENT AND NOT VOTING: Gullickson; Riley

HB 1009 passed and the title was agreed to.

MOTION

REP. STRINDEN MOVED that the rules be suspended and that HB 1009 be messaged to the Senate immediately, 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 1009

ROY GILBREATH, Chief Clerk

SIXTH ORDER OF BUSINESS

REP. J. PETERSON MOVED that the amendments to HB 1314 as recommended by the Committee on Appropriations as printed on pages 1402-1403 of the House Journal be adopted, and when so adopted, recommends that HB 1314 DO PASS, which motion prevailed.

MOTION

REP. STRINDEN MOVED that the rules be suspended and that HB 1314 be deemed properly engrossed and be placed on the Eleventh order on the calendar, as amended, for second reading and final passage, which motion prevailed.

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 1314

REP. HEDSTROM, Chairman

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

SECOND READING OF HOUSE BILL

HB 1314: A BILL for an Act to create and enact three new sections to chapter 15-44, a new subsection to section 15-47-15, a new section to chapter 39-06.1, and a new subsection to section 39-06.1-06 of the North Dakota Century Code, relating to a driver education fund, contracts by school districts for commercial driver education services, reimbursement by school districts for commercial driver education expenses incurred on behalf of students, and fees for noncriminal disposition of certain traffic offenses; to amend and reenact subsection 7 of section 39-06.1-03 of the North Dakota Century Code, relating to reporting of traffic offenses and fees for reporting to be assessed against defendants; and to provide a standing and continuing appropriation.

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 68 YEAS, 36 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Belter; Berg, G.; Brokaw; Dalrymple; DeMers; Dorso; Dotzenrod; Enget; Frey; Gates; Gerntholz; Graba; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer, A.; Hill; Hoffner; Keller; Kelly; Klundt; Knudson; Koland; Laughlin; Lautenschlager; Linderman; Lloyd; Martin; Martinson; Mertens; Meyer; Nicholas; Nowatzki; Oban; O'Connell; Olson, V.; Opedahl; Payne; Peterson, J.; Retzer; Riehl; Rydell; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven; Solberg, O.; Solberg, R.; Starke; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

NAYS: Anderson, R.; Berg, R.; Cleveland; Conmy; Eckroth; Goetz; Gunsch; Hanson, O.; Hedstrom; Hughes; Kent; Kingsbury; Kloubec; Kretschmar; Kuchera; Lang; Larson; Lindgren; Lipslea; Melby; Moore; Murphy; Myrdal; Nalewaja; Olsen, D.; Olson, A.; O'Shea; Pederson, R.; Rice; Richard; Smette; Stofferahn; Strinden; Thompson; Wald; Whalen

ABSENT AND NOT VOTING: Gullickson; Riley

HB 1314 passed and the title was agreed to.

SIGNING OF BILLS AND RESOLUTIONS

THE CHIEF CLERK ANNOUNCED that the Speaker signed the following:

HB 1086, HB 1172, HB 1197, HB 1200, HB 1209, HB 1236,
HB 1252, HB 1253, HB 1278, HB 1291, HB 1311, SCR 4049

ROY GILBREATH, Chief Clerk

**MESSAGES TO THE SENATE
HOUSE CHAMBER**

MADAM PRESIDENT: I have the honor to transmit herewith the following which the Speaker has signed and your signature is respectfully requested:

HB 1086, HB 1172, HB 1197, HB 1200, HB 1209, HB 1236,
HB 1252, HB 1253, HB 1278, HB 1291, HB 1311

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

SCR 4049

ROY GILBREATH, Chief Clerk

MOTIONS

REP. A. OLSON MOVED that the House reconsider its action whereby HB 1135 failed to pass for want of a Constitutional majority.

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

The motion to reconsider the action whereby HB 1135 failed to pass for want of a Constitutional majority prevailed on a verification vote.

SECOND READING OF HOUSE BILL

HB 1135: A BILL for an Act to create and enact a new chapter to title 4 of the North Dakota Century Code, relating to the

establishment of an agriculture in the classroom program and council.

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 64 YEAS, 39 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Cleveland; Dalrymple; Eckroth; Enget; Gates; Gerntholz; Goetz; Gunsch; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hughes; Kent; Knudson; Koland; Kretschmar; Lang; Larson; Laughlin; Lautenschlager; Lindgren; Martin; Martinson; Melby; Mertens; Meyer; Murphy; Myrdal; Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Pederson, R.; Retzer; Rice; Riehl; Rydell; Schindler; Schmidt; Shaw; Shide; Smette; Solberg, R.; Stofferahn; Thompson; Timm; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Whalen; Winkelman; Wold; Speaker Hausauer, R.

NAYS: Brokaw; Conmy; DeMers; Dorso; Dotzenrod; Frey; Graba; Halmrast; Hamerlik; Hanson, L.; Hill; Hoffner; Keller; Kelly; Kingsbury; Kloubec; Klundt; Kuchera; Linderman; Lipslea; Lloyd; Moore; Nalewaja; Oban; O'Shea; Payne; Richard; Sauter; Schneider; Shockman; Skjerven; Solberg, O.; Starke; Strinden; Tollefson; Wentz; Williams, A.; Williams, C.; Williams, W.

ABSENT AND NOT VOTING: Gullickson; Peterson, J.; Riley

HB 1135 passed and the title was agreed to.

MOTION

REP. KRETSCHMAR MOVED that the House request the return from the Senate of HB 1567, which motion prevailed.

MESSAGE TO THE SENATE HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to inform you that the House respectfully requests the return of HB 1567.

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILLS

HB 1630: A BILL for an Act relating to property used for farming purposes and providing for relief in certain cases from foreclosure of mortgages, termination of contracts for the conveyance of real estate, and execution sales of real property; to provide relief in certain cases from claim and delivery, seizure, or foreclosure of personal property; to

extend the period of redemption of real property during an emergency; to provide an expiration date; and to declare an emergency.

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 50 YEAS, 53 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Berg, G.; Brokaw; DeMers; Dotzenrod; Enget; Frey; Gerntholz; Graba; Halmrast; Hanson, L.; Hanson, O.; Hill; Hoffner; Keller; Kelly; Klundt; Knudson; Kretschmar; Laughlin; Lautenschlager; Linderman; Lloyd; Martin; Mertens; Meyer; Murphy; Myrdal; Nowatzki; Oban; O'Connell; Opedahl; O'Shea; Pederson, R.; Richard; Riehl; Sauter; Schneider; Shaw; Shockman; Skjerven; Solberg, O.; Solberg, R.; Starke; Stofferahn; Ulmer; Vander Vorst; Watne; Williams, A.; Williams, C.; Williams, W.

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, R.; Cleveland; Conmy; Dalrymple; Eckroth; Gates; Goetz; Gunsch; Hamerlik; Haugland; Hausauer, A.; Hedstrom; Hughes; Kent; Kingsbury; Kloubec; Koland; Kuchera; Lang; Larson; Lindgren; Lipsiea; Martinson; Melby; Moore; Nalewaja; Nicholas; Olsen, D.; Olson, A.; Olson, V.; Payne; Peterson, J.; Retzer; Rice; Rydell; Schindler; Schmidt; Shide; Smette; Strinden; Thompson; Timm; Tollefson; Unhjem; Wald; Wentz; Whalen; Winkelman; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Dorso; Gullickson; Riley

HB 1630 was declared lost.

HB 1563: A BILL for an Act to create and enact a new subsection to section 57-02-27 of the North Dakota Century Code, relating to assessment of property of oil refineries; to amend and reenact section 57-02-04 of the North Dakota Century Code, relating to the definition of real property as applied to property of oil refineries for purposes of taxation; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 37 YEAS, 65 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Berg, R.; Cleveland; Conmy; Dorso; Dotzenrod; Gates; Goetz; Hamerlik; Haugland; Hausauer, A.; Hedstrom; Kent; Kloubec; Koland; Kretschmar; Larson; Lipsiea; Martinson; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Olsen, D.; Olson, A.; Payne; Peterson, J.; Rydell; Shide; Timm; Unhjem; Vander Vorst; Wentz; Winkelman; Wold; Speaker Hausauer, R.

NAYS: Anderson, C.; Belter; Berg, G.; Brokaw; Dalrymple; DeMers; Eckroth; Enget; Frey; Gerntholz; Graba; Halmrast; Hanson, L.; Hanson, O.; Hill; Hoffner; Hughes; Keller; Kelly; Kingsbury; Klundt; Knudson; Kuchera; Lang; Laughlin; Lautenschlager; Linderman; Lindgren; Lloyd; Martin; Melby; Mertens; Meyer; Nowatzki; Oban; O'Connell; Olson, V.; Opedahl; O'Shea; Pederson, R.; Retzer; Rice; Richard; Riehl; Sauter; Schindler; Schmidt; Schneider; Shaw; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Tollefson; Ulmer; Wald; Watne; Whalen; Williams, A.; Williams, C.; Williams, W.

ABSENT AND NOT VOTING: Gullickson; Gunsch; Riley; Strinden

HB 1563 was declared lost.

RECOGNITION

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

SECOND READING OF HOUSE BILLS

HB 1651: A BILL for an Act to amend and reenact subsection 4 of section 54-35-02 and section 54-55-04 of the North Dakota Century Code, relating to the powers and duties of the legislative council and the commission on uniform state laws.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 102 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Frey; Gates; Gerntholz; Goetz; Graba; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; 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.; Retzer; Rice; Richard; Riehl; Rydell; Sauter; Schindler; Schmidt; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Solberg, R.; Stofferahn; Strinden; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

NAYS: None

ABSENT AND NOT VOTING: Gullickson; Gunsch; Riley; Starke

HB 1651 passed and the title was agreed to.

HB 1038: A BILL for an Act making an appropriation to the superintendent of public instruction for the general support of the North Dakota teacher center network.

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 65 YEAS, 36 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; Dalrymple; DeMers; Dorso; Eckroth; Enget; Frey; Gates; Gerntholz; Graba; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer, A.; Hill; Hoffner; Keller; Kelly; Klundt; Koland; Kretschmar; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Lloyd; Martinson; Mertens; Meyer; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olson, V.; Payne; Pederson, R.; Peterson, J.; Retzer; Richard; Riehl; Rydell; Sauter; Schneider; Shaw; Shockman; Solberg, R.; Starke; Stofferahn; Timm; Tollefson; Ulmer; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Winkelman

NAYS: Anderson, C.; Anderson, R.; Dotzenrod; Goetz; Hanson, O.; Hedstrom; Hughes; Kingsbury; Kloubec; Knudson; Kuchera; Lipsiea; Martin; Melby; Moore; Murphy; Myrdal; Olsen, D.; Olson, A.; Opedahl; O'Shea; Rice; Schindler; Schmidt; Shide; Skjerven; Smette; Solberg, O.; Strinden; Thompson; Unhjem; Vander Vorst; Wald; Whalen; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Gullickson; Gunsch; Kent; Lang; Riley

HB 1038 passed and the title was agreed to.

MOTION

REP. KRETSCHMAR MOVED that the House waive the reading of the title to HB 1275, which motion prevailed.

HB 1275: A BILL for an Act to create and enact a new section to chapter 57-62 of the North Dakota Century Code, providing for establishment and funding of an oil and gas development fund and an oil and gas impact grant fund, administration of the funds, and terms and conditions of loans and repayment through the oil and gas development fund; and to repeal section 15-40.1-13 of the North Dakota Century Code, relating to dedication of funds received by the state through the Federal Mineral Leasing Act to the foundation aid program.

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 16 YEAS, 87 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Dalrymple; Enget; Goetz; Hughes; Knudson; Koland; Lang; Larson; Lindgren; Martin; Murphy; Rice; Schmidt; Solberg, R.; Wald

NAYS: Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; DeMers; Dorso; Dotzenrod; Eckroth; Frey; Gates; Gerntholz; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hoffner; Keller; Kelly; Kent; Kingsbury; Kloubec; Klundt; Kretschmar; Kuchera; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martinson; Melby; Mertens; Meyer; Moore; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Pederson, R.; Peterson, J.; Retzer; Richard; Riehl; Rydell; Sauter; Schindler; Schneider; Shaw; Shide; Shockman; Skjerven; Smette; Solberg, O.; Starke; Stofferahn; Strinden; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Anderson, C.; Gullickson; Riley

HB 1275 was declared lost.

MESSAGE FROM THE SENATE
SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith the following which the House has requested:

HB 1567

LEO LEIDHOLM, Secretary

MOTION

REP. TIMM MOVED that the House reconsider its action whereby HB 1567 was passed.

REQUEST

REP. TIMM REQUESTED a recorded roll call vote on the motion to reconsider the action whereby HB 1567 was passed.

ROLL CALL

The question being on the motion to reconsider the action whereby HB 1567 was passed, the roll was called and there were 61 YEAS, 39 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Belter; Berg, G.; Berg, R.; Conmy; Dalrymple; DeMers; Dorso; Dotzenrod; Frey; Gates; Gerntholz; Goetz; Graba; Hamerlik; Haugland; Hausauer, A.; Hedstrom; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Koland; Kretschmar; Kuchera; Larson; Lautenschlager; Lindgren; Lipsiea; Lloyd; Martinson; Meyer; Moore; Myrdal; Nalewaja; Nicholas; Nowatzki; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Peterson, J.; Rice; Rydell; Schindler; Schmidt; Schneider; Shide; Skjerven; Strinden; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Whalen; Winkelman; Wold; Speaker Hausauer, R.

NAYS: Anderson, C.; Anderson, R.; Brokaw; Cleveland; Eckroth; Enget; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Hill; Hoffner; Klundt; Knudson; Lang; Laughlin; Linderman; Melby; Mertens; Murphy; O'Connell; O'Shea; Pederson, R.; Retzer; Richard; Riehl; Sauter; Shaw; Shockman; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Wentz; Williams, A.; Williams, C.; Williams, W.

ABSENT AND NOT VOTING: Gullickson; Martin; Oban; Riley; Wald; Watne

So the motion to reconsider the action whereby HB 1567 was passed prevailed.

SECOND READING OF HOUSE BILL

HB 1567: A BILL for an Act to create and enact a new section to chapter 38-11.1 of the North Dakota Century Code, relating to the liability of mineral developers for waste.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 42 YEAS, 59 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Berg, G.; Brokaw; DeMers; Eckroth; Enget; Gunsch; Halmrast; Hanson, O.; Hill; Hoffner; Klundt; Knudson; Kretschmar; Lang; Laughlin; Linderman; Lloyd; Melby; Mertens; Meyer; Murphy; O'Connell; O'Shea; Pederson, R.; Retzer; Richard; Riehl; Sauter; Schindler; Shaw; Shockman; Smette; Solberg, O.; Solberg, R.; Starke; Stofferahn; Thompson; Williams, A.; Williams, C.; Williams, W.

NAYS: Belter; Berg, R.; Cleveland; Conmy; Dalrymple; Dorso; Dotzenrod; Frey; Gates; Gerntholz; Goetz; Graba; Hamerlik; Hanson, L.; Haugland; Hausauer, A.; Hedstrom; Hughes; Keller; Kelly; Kent; Kingsbury; Kloubec; Koland; Kuchera; Larson; Lautenschlager; Lindgren; Lipsiea; Martinson; Moore; Myrdal; Nalewaja; Nicholas; Nowatzki; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Peterson, J.; Rice; Rydell; Schmidt; Schneider; Shide; Skjerven; Strinden; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Watne; Wentz; Whalen; Winkelman; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Gullickson; Martin; Oban; Riley; Wald

HB 1567 was declared lost.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3072: A concurrent resolution for the ratification of a proposed amendment to the Constitution of the United States to provide for District of Columbia representation in Congress.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were 41 YEAS, 58 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; DeMers; Dotzenrod; Eckroth; Enget; Frey; Graba; Halmrast; Hanson, L.; Hoffner; Keller; Kelly; Kretschmar; Larson; Lautenschlager; Lindgren; Lipsiea; Mertens; Meyer; Moore; Nalewaja; Nowatzki; Opedahl; Riehl; Rydell; Sauter; Schneider; Shaw; Shockman; Solberg, O.; Solberg, R.; Stofferahn; Ulmer; Watne; Wentz; Williams, A.; Williams, C.

NAYS: Anderson, C.; Anderson, R.; Belter; Dalrymple; Dorso; Gates; Gerntholz; Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hill; Hughes; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kuchera; Lang; Laughlin; Linderman; Lloyd; Martinson; Melby; Murphy; Myrdal; Nicholas; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Payne; Pederson, R.; Peterson, J.; Retzer; Rice; Richard; Schindler; Schmidt; Shide; Skjerven; Starke; Strinden; Thompson; Timm; Tollefson; Unhjem; Vander Vorst; Wald; Whalen; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Goetz; Gullickson; Martin; Oban; O'Shea; Riley; Smette

HCR 3072 was declared lost.

MOTION

REP. STRINDEN MOVED that the House stand in recess until 4:45 p.m., which motion prevailed.

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

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3088: A concurrent resolution directing the Legislative Council to study the investment of state moneys in any bank or other business that invests in or does business in or with the Republic of South Africa, and to determine the desirability of prohibiting or restricting such investments, if any, in light of the apartheid policy practiced by the Republic of South Africa.

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

MOTION

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

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were 31 YEAS, 73 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Brokaw; Conmy; DeMers; Frey; Graba; Halmrast; Hanson, L.; Haugland; Hill; Hoffner; Kelly; Laughlin; Linderman; Lindgren; Lloyd; Mertens; Oban; O'Shea; Richard; Riehl; Sauter; Schneider; Shockman; Starke; Stofferahn; Ulmer; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Cleveland; Dalrymple; Dorso; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Goetz; Gunsch; Hamerlik; Hanson, O.; Hausauer, A.; Hedstrom; Hughes; Keller; Kent; Kingsbury; Kloubec; Klundt; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Lautenschlager; Lipsiea; Martin; Martinson; Melby; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Pederson, R.; Peterson, J.; Retzer; Rice; Rydell; Schindler; Schmidt; Shaw; Shide; Skjerven; Smette; Solberg, O.; Solberg, R.; Strinden; Thompson; Timm; Tollefson; Unhjem; Vander Vorst; Wald; Whalen; Winkelman; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Gullickson; Riley

HCR 3088 was declared lost.

MOTION

REP. STRINDEN MOVED that HCR 3091 be placed at the bottom of tomorrow's calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1565: A BILL for an Act to create and enact a new section to chapter 65-05 of the North Dakota Century Code, relating to annual adjustment of workmen's compensation benefits; to amend and reenact section 65-05-09.1 and subsection 1 of section 65-05-17 of the North Dakota Century Code, relating to the social security offset and to workmen's compensation death benefits; to repeal chapter 65-05.2 of the North Dakota Century Code, relating to supplementary workmen's compensation benefits; and to provide for retroactive effect of this Act.

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 55 YEAS, 49 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Berg, G.; Brokaw; Conmy; DeMers; Dotzenrod; Eckroth; Frey; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Haugland; Hedstrom; Hill; Hoffner; Keller; Kelly; Kent; Klundt; Knudson; Lang; Lautenschlager; Linderman; Lloyd; Martin; Mertens; Meyer; Nowatzki; Oban; O'Connell; Olson, V.; Opedahl; O'Shea; Pederson, R.; Peterson, J.; Retzer; Richard; Riehl; Sauter; Schindler; Schneider; Shaw; Shockman; Skjerven; Solberg, O.; Starke; Stofferahn; Ulmer; Unhjem; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, R.; Cleveland; Dalrymple; Dorso; Enget; Gates; Gerntholz; Goetz; Hanson, O.; Hausauer, A.; Hughes; Kingsbury; Kloubec; Koland; Kretschmar; Larson; Laughlin; Lindgren; Lipsiea; Martinson; Melby; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Olsen, D.; Olson, A.; Payne; Rice; Riley; Rydell; Schmidt; Shide; Smette; Solberg, R.; Strinden; Thompson; Timm; Tollefson; Vander Vorst; Wald; Whalen; Winkelman; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Gullickson; Kuchera

HB 1565 passed and the title was agreed to.

HB 1579: A BILL for an Act to create and enact a new chapter to title 65, relating to disclosure requirements for employers manufacturing or using toxic or hazardous substances in a workplace, administration by the workmen's compensation bureau, state inspections, and rights of employees and the public; and to provide a penalty.

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

MOTION

REP. KLUNDT 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 30 YEAS, 75 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Brokaw; DeMers; Frey; Graba; Halmrast; Hanson, L.; Haugland; Hill; Hoffner; Keller; Kelly; Klundt;

Lautenschlager; Lloyd; Mertens; Oban; O'Shea; Retzer; Richard; Riehl; Sauter; Schneider; Shockman; Solberg, O.; Starke; Ulmer; Watne; Wentz; Williams, A.; Williams, W.

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Cleveland; Conmy; Dalrymple; Dorso; Dotzenrod; Eckroth; Enget; Gates; Gerntholz; Goetz; Gunsch; Hamerlik; Hanson, O.; Hausauer, A.; Hedstrom; Hughes; Kent; Kingsbury; Kloubec; Knudson; Koland; Kretschmar; Kuchera; Lang; Larson; Laughlin; Linderman; Lindgren; Lipsiea; Martin; Martinson; Melby; Meyer; Moore; Murphy; Myrdal; Nalewaja; Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Pederson, R.; Peterson, J.; Rice; Riley; Rydell; Schindler; Schmidt; Shaw; Shide; Skjerven; Smette; Solberg, R.; Stofferahn; Strinden; Thompson; Timm; Tollefson; Unhjem; Vander Vorst; Wald; Whalen; Williams, C.; Winkelman; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Gullickson

HB 1579 was declared lost.

HB 1593: A BILL for an Act to amend and reenact subsection 1 of section 52-06-04 of the North Dakota Century Code, relating to unemployment compensation weekly benefit amount.

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

MOTION

REP. WALD 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 39 YEAS, 65 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Brokaw; DeMers; Enget; Frey; Graba; Halmrast; Hamerlik; Hanson, L.; Haugland; Hill; Hoffner; Keller; Kelly; Klundt; Kuchera; Linderman; Lloyd; Mertens; Nicholas; Nowatzki; Oban; O'Connell; O'Shea; Retzer; Richard; Riehl; Sauter; Schneider; Shaw; Shockman; Starke; Stofferahn; Ulmer; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Winkelman

NAYS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Cleveland; Conmy; Dairymple; Dorso; Dotzenrod; Eckroth; Gates; Gerntholz; Goetz; Gunsch; Hanson, O.; Hausauer, A.; Hedstrom; Hughes; Kent; Kingsbury; Kloubec; Knudson; Koland; Kretschmar; Lang;

Larson; Laughlin; Lautenschlager; Lindgren; Lipsiea; Martin; Martinson; Melby; Moore; Murphy; Myrdal; Nalewaja; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Pederson, R.; Peterson, J.; Rice; Riley; Rydell; Schindler; Schmidt; Shide; Skjerven; Smette; Solberg, O.; Solberg, R.; Strinden; Thompson; Timm; Tollefson; Unhjem; Vander Vorst; Wald; Whalen; Wold; Speaker Hausauer, R.

ABSENT AND NOT VOTING: Gullickson; Meyer

HB 1593 was declared lost.

MOTION

REP. STRINDEN MOVED that HB 1327 be placed at the bottom of tomorrow's calendar, which motion prevailed.

REPORTS OF STANDING COMMITTEES

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1515 has had the same under consideration and recommends by a vote of 15 YEAS, 7 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 7, delete the word "and"

On page 1, line 8, after the word "appropriation" insert the words "; and to provide a statement of legislative intent"

On page 2, line 3, after the word "The" insert the word "principal," and after the word "interest" insert an underscored comma

On page 2, line 6, after the word "the" insert the words "principal, and any"

On page 2, line 27, delete the word "six" and insert in lieu thereof the word "three"

On page 2, line 30, after the word "fund" insert the words ", and three million dollars from the sinking fund, or the total of any lesser amount remaining in the fund after the transfer to the trust fund, to the general fund"

On page 2, line 32, delete the word "transfer" and insert in lieu thereof the word "transfers", and after the word "fund" insert the words "and the general fund"

On page 2, line 35, after the first word "of" insert the words "the principal, and"

On page 3, after line 7, insert the following new section:

"SECTION 5. INTENT. It is the intent of the legislative assembly that the funds appropriated in section 4 of this Act be used for the acquisition of land for national guard training purposes prior to being used for the construction of a new national guard armory on or adjacent to the military reservation known as Fraine Barracks."

And renumber the lines and pages accordingly

REP. J. PETERSON, Chairman

HB 1515 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 1020 has had the same under consideration and recommends by a vote of 15 YEAS, 6 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 "1,168,294" and insert in lieu thereof the numerals "1,043,939"

On page 1, line 15, delete the numerals "1,392,697" and insert in lieu thereof the numerals "1,325,067"

On page 1, after line 16, insert the following line:

"Horizons magazine 60,000"

On page 1, line 18, delete the numerals "2,969,952" and insert in lieu thereof the numerals "2,837,967"

On page 1, line 19, delete the numerals "1,477,204" and insert in lieu thereof the numerals "1,458,228"

On page 1, line 20, delete the numerals "1,492,748" and insert in lieu thereof the numerals "1,379,739"

On page 2, line 1, delete the numerals "1,373,724" and insert in lieu thereof the numerals "1,354,748"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Economic Development Commission

The salaries and wages line item is reduced by \$124,355 of which \$113,009 is from the general fund and \$11,346 is from other funds. This reduction includes a \$13,157 reduction, \$11,315 from the general fund, to 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.

This reduction also includes \$101,694 from the general fund to delete funds for one FTE administrative position and \$9,504 from other funds to delete funds for temporary salaries for an additional tourist information center.

Also the operating expenses line item is reduced by \$67,630 in other funds related to the tourism division.

A new line is added to appropriate \$60,000 from the state highway fund for support of the Horizons magazine.

REP. J. PETERSON, Chairman

HB 1020 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 1021 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 15, delete the numerals "4,619,920" and insert in lieu thereof the numerals "4,536,690"

On page 1, line 18, delete the numerals "313,650" and insert in lieu thereof the numerals "351,850"

On page 1, line 19, delete the numerals "2,810,500" and insert in lieu thereof the numerals "3,715,500"

On page 1, line 20, delete the numerals "8,853,357" and insert in lieu thereof the numerals "9,713,327"

On page 1, line 21, delete the numerals "1,333,831" and insert in lieu thereof the numerals "2,331,501"

On page 1, line 22, delete the numerals "7,519,526" and insert in lieu thereof the numerals "7,381,826"

On page 1, line 25, delete the numerals "1,000,000" and insert in lieu thereof the numerals "2,000,000"

On page 1, line 26, delete the word "operating" and insert in lieu thereof the word "contract"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

State Water Commission

The salaries and wages line item is reduced by \$83,230 of which \$80,900 is from the general fund and \$2,330 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 equipment line item is increased \$38,200 from the resources trust fund. Of the total, \$13,700 is for a four-wheel drive vehicle for the Hydrology Division and \$24,500 is to purchase a computer to develop a state water plan information system.

The contracts line item is increased \$905,000 from the resources trust fund to provide for the Souris River flood control project.

The estimated income line item is increased by \$56,800 from the resources trust fund with a corresponding decrease to the general fund to provide funds for 50 percent of the Red River regional office from the resources trust fund. The other 50 percent is funded by the Red River Joint Water Resource Board.

REP. J. PETERSON, Chairman

HB 1021 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 1028 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 13, delete the numerals "6,245,873" and insert in lieu thereof the numerals "6,090,316"

On page 1, line 18, delete the numerals "902,300" and insert in lieu thereof the numerals "1,127,300"

On page 1, line 21, delete the numerals "14,008,813" and insert in lieu thereof the numerals "14,078,256"

On page 2, line 10, delete the numerals "15,508,813" and insert in lieu thereof the numerals "15,578,256"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Game and Fish Department

The salaries and wages line item is reduced by \$155,557 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 grants, benefits, and claims line item is increased by \$225,000. Of the total increase, \$100,000 in federal funds is provided for a grant to the Parks and Recreation Department to provide matching funds for the natural heritage inventory and endangered species program. In addition, \$125,000 from the game and fish fund is provided for matching funds to the Parks and Recreation Department for the State Outdoor Recreation Interagency Council for the construction of boat and fishing access areas on the Missouri River.

REP. J. PETERSON, Chairman

HB 1028 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 1324 has had the same under consideration and recommends by a vote of 17 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. J. PETERSON, Chairman

HB 1324 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 rereferred HB 1394 has had the same under consideration and recommends by a vote of 11 YEAS, 10 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. J. PETERSON, Chairman

HB 1394 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 rereferred HB 1545 has had the same under consideration and recommends by a vote of 12 YEAS, 9 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. J. PETERSON, Chairman

HB 1545 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 1559 has had the same under consideration and recommends by a vote of 11 YEAS, 11 NAYS, 1 ABSENT AND NOT VOTING that the same BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION.

REP. J. PETERSON, Chairman

HB 1559 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 rereferred HB 1620 has had the same under consideration and recommends by a vote of 19 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. J. PETERSON, Chairman

HB 1620 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 rereferred HB 1627 has had the same under consideration and recommends by a vote of 17 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING that the same BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION.

REP. J. PETERSON, Chairman

HB 1627 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 1644 has had the same under consideration and recommends by a vote of 17 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. J. PETERSON, Chairman

HB 1644 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MOTION

REP. STRINDEN MOVED that the rules be suspended and that HB 1515, HB 1020, HB 1021, and HB 1028 be placed on the Sixth order of business, and after action taken on the Sixth order, that HB 1515, HB 1020, HB 1021, and HB 1028 be deemed properly engrossed, and be placed on the Eleventh order for second reading and final passage, which motion prevailed.

SIXTH ORDER OF BUSINESS

REP. J. PETERSON MOVED that the amendments to HB 1515 as recommended by the Committee on Appropriations be adopted, and when so adopted, recommends that HB 1515 DO PASS, which motion prevailed.

MOTION

REP. KRETSCHMAR MOVED that the House waive the reading of the title to HB 1515, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1515: A BILL for an Act to create and enact a new subsection to section 21-10-06 and a new chapter to title 37 of the North Dakota Century Code, relating to funds under management of the state investment board, and to the establishment of a national guard trust fund for training area and facility development; to amend and reenact section 54-17.1-08 of the North Dakota Century Code, relating to the sinking fund for Vietnam Conflict adjusted compensation bonds; to provide an appropriation; and to provide a statement of legislative intent.

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 91 YEAS, 13 NAYS, 2 ABSENT AND NOT VOTING.

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

NAYS: Anderson, R.; DeMers; Frey; Halmrast; Hoffner; Hughes; Kelly; Larson; Murphy; Oban; Sauter; Solberg, R.; Williams, W.

ABSENT AND NOT VOTING: Gullickson; Knudson

HB 1515 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. J. PETERSON MOVED that the amendments to HB 1020 as recommended by the Committee on Appropriations be adopted, and when so adopted, recommends that HB 1020 DO PASS, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1020: A BILL for an Act making an appropriation for defraying the expenses of the economic development commission of the state of North Dakota; and providing for a transfer.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 58 YEAS, 47 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Berg, G.; Berg, R.; Cleveland; Conmy; Dalrymple; Dorso; Eckroth; Enget; Gates; Gerntholz; Goetz; Graba; Hamerlik; Hanson, O.; Haugland; Hausauer, A.; Hedstrom; Hoffner; Hughes; Kent; Kloubec; Klundt; Larson; Laughlin; Lautenschlager; Lindgren; Lipsiea; Lloyd; Martinson; Mertens; Meyer; Moore; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, V.; Payne; Peterson, J.; Retzer; Rice; Riehl; Rydell; Shaw; Shide; Smette; Starke; Stofferahn; Tollefson; Ulmer; Vander Vorst; Wald; Wentz; Williams, A.; Williams, C.; Winkelman; Wold; Speaker Hausauer, R.

NAYS: Anderson, C.; Anderson, R.; Belter; Brokaw; DeMers; Dotzenrod; Frey; Gunsch; Halmrast; Hanson, L.; Hill; Keller; Kelly; Kingsbury; Knudson; Koland; Kretschmar; Kuchera; Lang; Linderman; Martin; Melby; Murphy; Myrdal; Nalewaja; O'Connell; Olson, A.; Opedahl; O'Shea; Pederson, R.; Richard; Riley; Sauter; Schindler; Schmidt; Schneider; Shockman; Skjerven; Solberg, O.; Solberg, R.; Strinden; Thompson; Timm; Unhjem; Watne; Whalen; Williams, W.

ABSENT AND NOT VOTING: Gullickson

HB 1020 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. J. PETERSON MOVED that the amendments to HB 1021 as recommended by the Committee on Appropriations be adopted, and when so adopted, recommends that HB 1021 DO PASS, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1021: A BILL for an Act making an appropriation for defraying the expenses of the state water commission of the state of North Dakota; and providing for an appropriation and transfer of funds from the resources trust fund.

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

YEAS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Cleveland; Conmy; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Frey; Gates; Gerntholz; Goetz; Graba; Gunsch; Hamerlik; Hanson, O.; 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; Mertens; Meyer; Moore; 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; Skjerven; Smette; Solberg, O.; Solberg, R.; Stofferahn; Strinden; Thompson; Timm; Tollefson; Ulmer; Unhjem; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Winkelman; Wold; Speaker Hausauer, R.

NAYS: Brokaw; Enget; Halmrast; Hanson, L.; Melby; Murphy; Shockman

ABSENT AND NOT VOTING: Gullickson; Starke

HB 1021 passed and the title was agreed to.

SIXTH ORDER OF BUSINESS

REP. J. PETERSON MOVED that the amendments to HB 1028 as recommended by the Committee on Appropriations be adopted, and when so adopted, recommends that HB 1028 DO PASS, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1028: A BILL for an Act making an appropriation for defraying the expenses of the game and fish department of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 98 YEAS, 5 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Frey; Gates; Gerntholz; Goetz; Graba;

Gunsch; Halmrast; 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; Mertens; Meyer; Moore; Myrdal; Nalewaja; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson, J.; Rice; 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; Wold; Speaker Hausauer, R.

NAYS: Anderson, R.; Hanson, O.; Melby; Murphy; Pederson, R.

ABSENT AND NOT VOTING: Gullickson; Retzer; Richard

HB 1028 passed and the title was agreed to.

MOTION

REP. STRINDEN MOVED that all resolutions placed on the Consent Calendar be placed at the top of the calendar on the Tenth order, which motion prevailed.

SECOND READING OF HOUSE AND SENATE CONCURRENT RESOLUTIONS ON CONSENT CALENDAR

- HCR 3075: A concurrent resolution directing the Legislative Council to study the desirability of adopting uniform or model laws where uniformity in state laws is desirable and practicable.
- HCR 3078: A concurrent resolution directing the Legislative Council to study the regulation of property and casualty insurance plans created by local groups or associations.
- HCR 3080: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of establishing a "cafeteria" style benefit program for state employees.
- HCR 3082: A concurrent resolution directing the Legislative Council to study the cancellation, nonrenewal, and declination procedures and requirements for property and casualty insurance and automobile insurance.
- HCR 3083: A concurrent resolution directing the Legislative Council to study the public policy of enacting legislation to regulate the issuance of life, property, casualty, and

accident and health insurance by insurance agents who are owned or controlled by financial institutions.

- HCR 3084: A concurrent resolution directing the Legislative Council to monitor and study the implementation of the new state accounting system.
- HCR 3087: A concurrent resolution directing the Legislative Council to study the desirability of providing for self-administration of the state uniform group health insurance program.
- SCR 4001: A concurrent resolution directing the Legislative Council to study the investment powers and performance of the State Investment Board and funds of the Public Employees Retirement System.
- SCR 4012: A concurrent resolution commending Roger Maris on his major league baseball career and urging the Baseball Writers Association of America to elect Roger Maris to the Baseball Hall of Fame.
- SCR 4039: A concurrent resolution directing the Legislative Council to monitor United States Congress and federal agency actions having a fiscal impact on the state of North Dakota.
- SCR 4041: A concurrent resolution urging the Congress of the United States to enact appropriate legislation to transfer to the states the power and authority to approve or disapprove rail line abandonments.
- SCR 4045: A concurrent resolution designating the restoration of the Custer Home and other buildings on the Cavalry Square in Fort Lincoln as a North Dakota Centennial Project.

Which have been read.

ROLL CALL

The question being on the final adoption of the resolutions, the roll was called and there were 102 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Belter; Berg, G.; Berg, R.; Brokaw; Cleveland; Conmy; Dalrymple; DeMers; Dorso; Dotzenrod; Eckroth; Enget; Frey; Gates; Gerntholz; Goetz; Graba; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; 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; 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; 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; Wold; Speaker Hausauer, R.

NAYS: None

ABSENT AND NOT VOTING: Gullickson; Gunsch; Melby; Retzer

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

MOTION

REP. STRINDEN MOVED that the rules be suspended, and that all bills and resolutions acted on favorably today except HB 1565, HB 1653, and HB 1020 be messaged to the Senate immediately, 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 1021, HB 1028, HB 1038, HB 1135, HB 1314, HB 1515,
HB 1651, HCR 3075, HCR 3078, HCR 3080, HCR 3082, HCR 3083,
HCR 3084, HCR 3087

ROY GILBREATH, Chief Clerk

MOTION

REP. STRINDEN MOVED that that 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 3:30 p.m. on the Thirty-seventh legislative day (Friday, March 1, 1985), excluding those measures excepted in the Rule, which motion prevailed.

EIGHTH ORDER

REP. STRINDEN MOVED that the House reconsider its action whereby HB 1002 and HB 1049 were taken from the Sixth order and rereferred back to the Committee on Appropriations, which motion prevailed.

MOTIONS

REP. KRETSCHMAR MOVED that HB 1009 be reprinted, 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., Friday, March 1, 1985, which motion prevailed.

REPORTS OF STANDING COMMITTEES

MR. SPEAKER: Your Committee on Appropriations to which was referred HB 1001 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 17, delete the numerals "981,096" and insert in lieu thereof the numerals "960,094"

On page 1, line 18, delete the numerals "182,779" and insert in lieu thereof the numerals "162,779"

On page 1, delete lines 21 and 22

On page 1, line 23, delete the numerals "1,258,432" and insert in lieu thereof the numerals "1,132,373"

On page 2, line 2, delete the numerals "68,161" and insert in lieu thereof the numerals "161,941"

On page 2, line 4, delete the underscore.

On page 2, after line 4, insert the following line:

"Lieutenant governor contingency 7,000"

On page 2, line 5, delete the numerals "73,771" and insert in lieu thereof the numerals "174,551"

On page 2, line 8, delete the numerals "822,566" and insert in lieu thereof the numerals "840,178"

On page 2, line 9, delete the numerals "105,340" and insert in lieu thereof the numerals "132,340"

On page 2, line 10, delete the numerals "3,120" and insert in lieu thereof the numerals "12,720"

On page 2, line 12, delete the numerals "936,026" and insert in lieu thereof the numerals "990,238"

On page 2, line 19, delete the numerals "4,860,831" and insert in lieu thereof the numerals "4,694,578"

- On page 2, line 20, delete the numerals "1,267,299" and insert in lieu thereof the numerals "1,257,449"
- On page 2, line 22, delete the numerals "259,613" and insert in lieu thereof the numerals "247,483"
- On page 2, line 23, delete the numerals "205,000" and insert in lieu thereof the numerals "596,000"
- On page 2, line 24, delete the numeral "-0-" and insert in lieu thereof the numerals "100,000"
- On page 2, line 25, delete the numerals "6,716,008" and insert in lieu thereof the numerals "7,018,775"
- On page 2, line 26, delete the numerals "272,280" and insert in lieu thereof the numerals "663,280"
- On page 2, line 27, delete the numerals "6,443,728" and insert in lieu thereof the numerals "6,355,495"
- On page 2, line 30, delete the numerals "3,180,308" and insert in lieu thereof the numerals "3,050,880"
- On page 2, line 31, delete the numerals "287,263" and insert in lieu thereof the numerals "336,663"
- On page 2, line 33, delete the numerals "5,549" and insert in lieu thereof the numerals "15,059"
- On page 2, line 34, delete the numerals "3,526,066" and insert in lieu thereof the numerals "3,455,548"
- On page 3, line 1, delete the numerals "3,226,709" and insert in lieu thereof the numerals "3,156,191"
- On page 3, line 4, delete the numerals "535,029" and insert in lieu thereof the numerals "493,575"
- On page 3, line 5, delete the numerals "47,407" and insert in lieu thereof the numerals "54,601"
- On page 3, line 6, delete the numerals "20,493" and insert in lieu thereof the numerals "32,993"
- On page 3, line 8, delete the numerals "604,489" and insert in lieu thereof the numerals "582,729"
- On page 3, line 11, delete the numerals "8,049,070" and insert in lieu thereof the numerals "7,888,998"
- On page 3, line 12, delete the numerals "1,726,047" and insert in lieu thereof the numerals "1,701,047"

- On page 3, line 13, delete the numerals "1,309,236" and insert in lieu thereof the numerals "1,234,236"
- On page 3, line 15, delete the numerals "11,104,507" and insert in lieu thereof the numerals "10,844,435"
- On page 3, line 18, delete the numerals "1,121,804" and insert in lieu thereof the numerals "1,181,452"
- On page 3, line 22, delete the numerals "1,401,358" and insert in lieu thereof the numerals "1,461,006"
- On page 3, line 25, delete the numerals "390,990" and insert in lieu thereof the numerals "388,889"
- On page 3, line 28, delete the numerals "533,225" and insert in lieu thereof the numerals "531,124"
- On page 3, line 30, delete the numerals "446,225" and insert in lieu thereof the numerals "444,124"
- On page 3, line 33, delete the numerals "3,909,777" and insert in lieu thereof the numerals "3,811,955"
- On page 3, line 34, delete the numerals "4,400,778" and insert in lieu thereof the numerals "4,331,314"
- On page 3, line 35, delete the numerals "778,938" and insert in lieu thereof the numerals "763,938"
- On page 4, line 1, delete the numerals "172,649" and insert in lieu thereof the numerals "152,649"
- On page 4, line 2, delete the numerals "9,262,142" and insert in lieu thereof the numerals "9,059,856"
- On page 4, line 3, delete the numerals "4,931,317" and insert in lieu thereof the numerals "4,912,456"
- On page 4, line 4, delete the numerals "4,330,825" and insert in lieu thereof the numerals "4,147,400"
- On page 4, line 7, delete the numerals "2,043,060" and insert in lieu thereof the numerals "1,853,778"
- On page 4, line 8, delete the numerals "679,251" and insert in lieu thereof the numerals "667,351"
- On page 4, line 9, delete the numerals "13,951" and insert in lieu thereof the numerals "13,521"
- On page 4, line 11, delete the numerals "117,799" and insert in lieu thereof the numerals "75,490"

On page 4, after line 11, insert the following line:

"Honeybee tracheal mite monitoring 45,000"

On page 4, line 12, delete the numerals "3,154,061" and insert in lieu thereof the numerals "2,955,140"

On page 4, line 14, delete the numerals "2,920,627" and insert in lieu thereof the numerals "2,721,706"

On page 4, line 15, delete the numerals "31,695,291" and insert in lieu thereof the numerals "30,899,194"

On page 4, line 16, delete the numerals "7,224,746" and insert in lieu thereof the numerals "7,656,533"

On page 4, line 17, delete the numerals "38,920,037" and insert in lieu thereof the numerals "38,555,727"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Governor's Office

The salaries and wages line item is reduced by \$21,002 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 salaries and wages line item is calculated based on the positions and salary levels included in the executive budget recommendation. 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 reduced by \$20,000 from the general fund.

The Lieutenant Governor's contingency and Lieutenant Governor's supplement line items totaling \$85,057 are deleted and \$91,678 is added to subdivision 3 of this bill to provide funding for these purposes.

These amendments provide for continuation of the Governor's current annual salary of \$60,862.

Lieutenant Governor

The salaries and wages line item is increased by \$93,780 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. This increase includes \$84,678 from the Lieutenant Governor's salary previously included in subdivision 1 of this bill.

In addition a new line is added to provide a contingency line item previously included in the Governor's appropriation in subdivision 1.

These amendments provide for the continuation of the current Lieutenant Governor's annual salary of \$48,800 and retirement benefits.

Secretary of State

The salaries and wages line item is increased by \$17,612 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 by \$27,000 from the general fund. Of the total increase, \$22,000 is added to fund the original amount requested and \$5,000 is added for increased postage rates.

The equipment item is increased by \$9,600 from the general fund to reinstate the original amount requested.

These amendments provide for the continuation of the Secretary of State's current annual salary of \$43,380.

Attorney General

The salaries and wages line item is reduced by \$166,253 from the general fund. This reduction includes a reduction of \$119,197 to 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. In addition,

the reduction includes \$47,056 to delete funds for a deputy fire marshal position.

The operating expenses line item is reduced by \$9,850 from the general fund and the equipment line item is reduced by \$12,130 from the general fund to delete funds related to the deputy fire marshal position.

The grants line item is increased by \$391,000 from other funds to provide the Attorney General authority to receive federal criminal justice funds to be used for the purchase of data processing equipment.

The litigation fees line item is increased by \$100,000 from the general fund.

These amendments provide for the continuation of the Attorney General's current annual salary of \$49,206.

State Auditor

The salaries and wages line item is reduced by \$129,428 from the general fund. Of this reduction, \$80,731 relates to allowing 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 remainder of the reduction, or \$48,697, relates to the phasing in of the eight new auditor positions.

The operating expenses line item is increased by \$49,400 from the general fund consisting of \$46,900 for additional travel funds and \$2,500 for additional printing funds.

The equipment line item is increased by \$9,510 from the general fund for additional equipment funds.

These amendments provide for the continuation of the State Auditor's current annual salary of \$43,380.

State Treasurer

The salaries and wages line item is reduced by \$41,454 from the general fund. Of the total net decrease, \$7,327 is a decrease that 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 of 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, \$34,127 is a decrease for the deletion of one FTE Administrative Secretary III position.

The operating expenses line item is increased by \$7,194 from the general fund. The increase is to fund operating expenses at the current level while allowing for increases in postage and other expenses.

The data processing line item is increased by \$12,500 from the general fund. The funds are provided to purchase two personal computers with two printers.

These amendments provide for the continuation of the State Treasurer's current annual salary of \$43,380.

Tax Commissioner

The salaries and wages line item is reduced by \$160,072 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 reduced by \$25,000 from the general fund and the data processing line item is reduced by \$75,000 from the general fund.

These amendments provide for the continuation of the Tax Commissioner's current annual salary of \$43,380.

Insurance Commissioner

The salaries and wages line item is reduced by \$24,842 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.

In addition, the salaries and wages line item is increased by \$84,490 from other funds to provide funds for the reclassification of a vacant clerk position to an actuary position.

These amendments provide for the continuation of the Insurance Commissioner's current annual salary of \$43,380.

Labor Commissioner

The salaries and wages line item is reduced by \$2,101 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.

These amendments provide for the continuation of the Labor Commissioner's current annual salary of \$43,380.

Public Service Commission

The salaries and wages line item is reduced by \$77,618 of which \$58,757 is from the general fund and \$18,861 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 \$69,668 to delete funds for one FTE assistant director position in the Traffic Division.

The salaries and wages line item is also increased by \$49,464 with a corresponding decrease to the operating expenses line item to allow the commission to pay for part-time mine inspectors from the salaries and wages line item rather than from the operating expenses line item.

The operating expenses line item is further decreased by \$20,000 from the general fund in delete funds for a branchline abandonment study.

The equipment line item is decreased by \$20,000 from the general fund and the data processing line item is decreased by \$15,000 from the general fund.

These amendments provide for the continuation of the Public Service Commissioner's current individual annual salaries of \$43,380.

Agriculture Commissioner

The salaries and wages line item is reduced by \$189,282. These general fund reductions result from deletion of \$54,701 for one FTE marketing finance technician, \$38,375 for one FTE administrative assistant, and \$55,398 for one FTE milk laboratory evaluation officer. The salaries and wages line item is reduced by \$40,808 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 reduced \$11,900 from the general fund--\$10,000 for the three FTE reduction and \$1,900 from the Apiary Division.

The equipment line item is reduced \$430 from the general fund from the Apiary Division.

The data processing line item is reduced \$42,309 from the general fund for deletion of beesite data automation.

These amendments provide for the continuation of the Agriculture Commissioner's current annual salary of \$43,380.

REP. J. PETERSON, Chairman

HB 1001 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 1003 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 3, after the semicolon insert the words "to amend and reenact section 54-14-03.1 of the North Dakota Century Code, relating to the office of the budget reporting irregularities to the budget committee of the legislative council;"

On page 1, line 18, delete the numerals "4,390,808" and insert in lieu thereof the numerals "4,276,583"

On page 1, line 20, delete the numerals "2,100,634" and insert in lieu thereof the numerals "1,500,634"

On page 1, line 23, underscore the numerals "20,000"

- On page 1, delete line 24
- On page 1, line 25, delete the numerals "30,834,657" and insert in lieu thereof the numerals "29,970,432"
- On page 1, line 26, delete the numerals "24,768,975" and insert in lieu thereof the numerals "24,751,773"
- On page 1, line 27, delete the numerals "6,065,682" and insert in lieu thereof the numerals "5,218,659"
- On page 2, line 2, delete the numerals "6,699,154" and insert in lieu thereof the numerals "6,329,640"
- On page 2, line 4, delete the numerals "3,141,780" and insert in lieu thereof the numerals "2,891,780"
- On page 2, line 5, delete the numerals "23,829,600" and insert in lieu thereof the numerals "23,210,086"
- On page 2, line 8, delete the numerals "747,524" and insert in lieu thereof the numerals "731,137"
- On page 2, line 12, delete the numerals "1,985,235" and insert in lieu thereof the numerals "1,968,848"
- On page 2, line 13, delete the numerals "6,065,682" and insert in lieu thereof the numerals "5,218,659"
- On page 2, line 14, delete the numerals "50,583,810" and insert in lieu thereof the numerals "49,930,707"
- On page 2, line 15, delete the numerals "56,649,492" and insert in lieu thereof the numerals "55,149,366"
- On page 2, after line 31, insert the following new section:

"SECTION 5. AMENDMENT. Section 54-14-03.1 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-14-03.1. Reports to legislative council budget committee. It shall be the duty of the office of the budget, in the course of the preaudit of claims against the state, or in otherwise carrying out its duties, to note irregularities in the fiscal practices of the state and its departments, agencies, and institutions and areas where more uniform and improved fiscal procedures are desirable, and it shall further note expenditures and governmental activities that it may believe to be contrary to law or to the intent of the legislative assembly. "Irregularities" as used in this section includes the use of state funds to provide bonuses, cash incentive awards, and temporary salary adjustments for state officials and state employees. The office of the

budget shall submit a detailed written report accompanied by adequate documentation to the budget committee of the legislative council, or any division of that committee designated for that purpose, setting out the irregularity, expenditure, or activity. The report shall be presented at the next scheduled meeting of the committee following the discovery of the irregularity, expenditure, or activity."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Office of Management and Budget

The salaries and wages line item is reduced by \$114,225 of which \$97,023 is from the general fund and \$17,202 is from other funds. Of the total reduction, \$79,637 is a reduction, \$62,435 from the general fund, that 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. Also, \$34,588 is a reduction from the general fund to delete funding for one FTE account technician position.

The data processing line item is reduced by \$600,000 from the general fund and the SAMIS development line item of \$150,000 from the general fund is deleted. This will delay the implementation of the statewide accounting and management information system scheduled to begin July 1, 1985.

Central Data Processing

The salaries and wages line item is reduced by \$369,514 from other funds. Of the total reduction, \$140,389 is a reduction that 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 reduction, \$229,125 is a reduction to delete funding for four FTE computer operator positions, one FTE planner III position, and one FTE account technician position.

The equipment line item is reduced by \$250,000 from other funds. This reflects reductions to amounts provided for other state agencies and institutions for the purchase of computer-related equipment.

State Printing

The salaries and wages line item is reduced by \$16,387 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.

A new section is added to the bill requiring the Office of Management and Budget to report to the Legislative Council's Budget Section payments of bonuses, cash incentive awards, and temporary salary adjustments to state officials and state employees.

REP. J. PETERSON, Chairman

HB 1003 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 1006 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 16, delete the numerals "3,350,842" and insert in lieu thereof the numerals "3,290,902"

On page 1, line 17, delete the numerals "3,375,193" and insert in lieu thereof the numerals "3,355,193"

On page 1, line 18, delete the numerals "700,000" and insert in lieu thereof the numerals "625,000"

On page 1, line 20, delete the numerals "660,000" and insert in lieu thereof the numerals "2,505,778"

On page 1, line 21, delete the numerals "8,118,874" and insert in lieu thereof the numerals "9,809,712"

On page 1, line 22, delete the numerals "660,000" and insert in lieu thereof the numerals "2,505,778"

On page 1, line 23, delete the numerals "7,458,874" and insert in lieu thereof the numerals "7,303,934"

On page 1, line 26, delete the numerals "6,627,415" and insert in lieu thereof the numerals "6,571,322"

On page 1, line 28, delete the numerals "6,646,146" and insert in lieu thereof the numerals "6,590,053"

On page 2, line 2, delete the numerals "3,351,840" and insert in lieu thereof the numerals "3,295,747"

On page 2, line 3, delete the numerals "10,810,714" and insert in lieu thereof the numerals "10,599,681"

On page 2, line 4, delete the numerals "3,954,306" and insert in lieu thereof the numerals "5,800,084"

On page 2, line 5, delete the numerals "14,765,020" and insert in lieu thereof the numerals "16,399,765"

On page 2, line 14, delete the numerals "660,000" and insert in lieu thereof the numerals "2,505,778"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Director of Institutions

The salaries and wages line item is reduced by \$59,940 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 reduced by \$20,000 from the general fund relating to the costs of utilities.

The institutional medical fees line item is reduced by \$75,000 from the general fund.

The capital improvements line item is increased by a total of \$1,845,778 from the Capitol building fund. This total consists of the following changes: an increase of \$1,639,488 for renovation of the old State Office Building; an increase of \$266,290 for an intercom/fire alarm system for the Capitol Tower and Judicial Wing/State Office Building; an increase of \$100,000 for a standby cooling system for the Judicial Wing/State Office Building; and a decrease of \$160,000 to delete funding for the renovation of the State Laboratories Department heating, ventilation, and air conditioning system.

Statewide Communications

The operating expenses line item is reduced by \$56,093 from the general fund, of which \$36,093 is to delete funds to upgrade the law enforcement teletype system and \$20,000 to reduce funds for the local services program.

REP. J. PETERSON, Chairman

HB 1006 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 1010 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 18, delete the numerals "41,158,090" and insert in lieu thereof the numerals "40,392,732"
- On page 1, line 20, delete the numerals "130,351" and insert in lieu thereof the numerals "30,351"
- On page 1, line 23, delete the numerals "52,249,295" and insert in lieu thereof the numerals "51,383,937"
- On page 1, line 24, delete the numerals "29,030,705" and insert in lieu thereof the numerals "26,523,074"
- On page 1, line 25, delete the numerals "23,218,590" and insert in lieu thereof the numerals "24,860,863"
- On page 1, line 28, delete the numerals "12,008,165" and insert in lieu thereof the numerals "11,783,031"
- On page 2, line 4, delete the numerals "485,400" and insert in lieu thereof the numerals "300,000"
- On page 2, line 5, delete the numerals "15,570,398" and insert in lieu thereof the numerals "15,159,864"
- On page 2, line 6, delete the numerals "11,356,343" and insert in lieu thereof the numerals "10,144,698"
- On page 2, line 7, delete the numerals "4,214,055" and insert in lieu thereof the numerals "5,015,166"
- On page 2, delete lines 8 through 17
- On page 2, line 20, delete the numerals "857,914" and insert in lieu thereof the numerals "837,159"
- On page 2, line 24, delete the numerals "1,106,332" and insert in lieu thereof the numerals "1,085,577"

On page 2, line 26, delete the numerals "306,332" and insert in lieu thereof the numerals "785,577"

On page 2, line 31, delete the numerals "59,550,636" and insert in lieu thereof the numerals "30,870,828"

On page 2, line 32, delete the numerals "54,109,315" and insert in lieu thereof the numerals "36,967,772"

On page 2, line 33, delete the numerals "113,659,951" and insert in lieu thereof the numerals "67,838,600"

And renumber the lines, subdivisions, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Grafton State School

The salaries and wages line item is reduced by \$765,358 of which \$630,655 is from the general fund and \$134,703 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 data processing line item is reduced by \$100,000 from the general fund to delete funds for data processing applications development.

The estimated income line item is reduced by an additional \$2,372,928 and the general fund appropriation is increased by the same amount to reflect revised estimates of the amount of carryover income from the 1983-85 biennium and revisions to the expected Title XIX income for the 1985-87 biennium.

San Haven

The salaries and wages line item is reduced by \$225,134 of which \$170,584 is from the general fund and \$54,550 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 capital improvements line item is reduced by \$185,400 from the general fund to delete funds for new steampipes and insulation.

The estimated income line item is reduced by an additional \$1,157,095 and the general fund appropriation is increased by the same amount to reflect revised estimates of the amount of carryover income from the 1983-85 biennium.

State Hospital

The appropriation is deleted and is included in House Bill No. 1009.

Protection and Advocacy Project

The salaries and wages line item is reduced by \$20,755 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 1010 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 1016 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 "957,438" and insert in lieu thereof the numerals "946,398"

On page 1, line 15, delete the numerals "1,297,017" and insert in lieu thereof the numerals "1,428,953"

On page 1, delete line 17

On page 1, line 20, delete the numerals "1,436,732" and insert in lieu thereof the numerals "1,400,000"

On page 1, line 21, delete the numerals "1,040,198" and insert in lieu thereof the numerals "1,000,000"

On page 1, line 22, delete the numerals "1,154,750" and insert in lieu thereof the numerals "850,000"

On page 1, line 23, delete the numerals "2,563,300" and insert in lieu thereof the numerals "2,406,745"

On page 1, line 24, delete the numerals "8,751,171" and insert in lieu thereof the numerals "8,183,832"

On page 1, line 25, delete the numerals "6,489,116" and insert in lieu thereof the numerals "5,800,881"

On page 1, line 26, delete the numerals "2,262,055" and insert in lieu thereof the numerals "2,382,951"

On page 1, delete lines 27 and 28

On page 2, delete lines 1 through 6

On page 2, line 16, delete the numerals "839,959" and insert in lieu thereof the numerals "918,050"

On page 2, line 25, delete the numerals "1,154,750" and insert in lieu thereof the numerals "850,000"

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Adjutant General

The salaries and wages line item is reduced by \$11,040 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 by \$168,736 from the general fund to increase the amount of lease payments made to communities for armory rentals. This increase will allow for an increase in the amount of base rent per unit occupancy from \$8,700 per year to \$12,000 per year.

The operating expenses line item is also decreased by \$36,800 from the general fund to reflect a reduced cost for utilities.

The following line items were reduced from other funds to reflect the appropriate contract levels: Army Guard service contract - \$36,732; training site contract - \$40,198; and Air Guard contract - \$156,555.

The capital improvements line item of \$150,000 and section 2 of the bill are deleted to eliminated funding for the state share of local army construction. The proposed funding for the capital improvements was from the Vietnam bond sinking fund.

The tuition fees line item is reduced by \$304,750 from other funds to reflect a lower amount of estimated interest income available from the National Guard tuition trust fund.

REP. J. PETERSON, Chairman

HB 1016 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 1025 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 19, delete the numerals "37,673" and insert in lieu thereof the numerals "38,480"

On page 1, line 22, delete the numerals "1,482,169" and insert in lieu thereof the numerals "1,482,976"

On page 2, line 11, delete the numerals "511,489" and insert in lieu thereof the numerals "498,787"

On page 2, line 16, delete the numerals "2,857,361" and insert in lieu thereof the numerals "2,844,659"

On page 2, line 19, delete the numerals "244,018" and insert in lieu thereof the numerals "237,726"

On page 2, line 23, delete the numerals "920,891" and insert in lieu thereof the numerals "914,599"

On page 2, line 26, delete the numerals "114,175" and insert in lieu thereof the numerals "111,311"

On page 2, line 27, delete the numerals "56,234" and insert in lieu thereof the numerals "70,900"

On page 2, after line 27, insert the following new line:

"Data processing 6,460"

On page 2, line 29, delete the numerals "512,262" and insert in lieu thereof the numerals "326,930"

On page 2, line 30, delete the words "agricultural products" and insert in lieu thereof the words "agriculturally derived fuel tax", and delete the numerals "690,307" and insert in lieu thereof the numerals "523,237"

On page 2, line 31, delete the word "utilization"

On page 2, line 32, delete the numerals "7,176,528" and insert in lieu thereof the numerals "6,991,271"

On page 2, line 33, delete the numerals "7,176,528" and insert in lieu thereof the numerals "6,991,271"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Sunflower Council

The salaries and wages line item is increased by \$807. 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.

State Wheat Commission

The salaries and wages line item is reduced by \$12,702. 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.

State Barley Council

The salaries and wages line item is reduced by \$6,292. 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.

Agricultural Products Utilization Commission

The salaries and wages line item is reduced by \$2,864. 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 by \$14,666 to provide funds to allow attendance at four out-of-state food processor expos.

A \$6,460 data processing line item is added to allow purchase of a word processor.

The grants, benefits, and claims line item is reduced by \$185,332 to reflect more clearly the grants to be awarded.

REP. J. PETERSON, Chairman

HB 1025 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 1027 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 3, delete the comma and insert in lieu thereof the word "and", and delete the last word "and"

On page 1, line 4, delete the numerals "54-44.1-13"

On page 1, line 5, delete the words "; and the" and insert in lieu thereof a period

On page 1, delete lines 6 and 7

On page 1, line 20, delete the numerals "3,536,540" and insert in lieu thereof the numerals "3,360,338"

On page 1, line 21, delete the numerals "1,187,000" and insert in lieu thereof the numerals "842,600"

On page 1, line 22, delete the numerals "85,000" and insert in lieu thereof the numerals "75,000"

On page 1, line 23, delete the numerals "195,800" and insert in lieu thereof the numerals "125,800"

On page 1, line 24, delete the numerals "212,523" and insert in lieu thereof the numerals "185,072"

On page 1, line 25, delete the numerals "5,216,863" and insert in lieu thereof the numerals "4,588,810"

- On page 1, line 27, delete the numerals "5,196,863" and insert in lieu thereof the numerals "4,568,810"
- On page 2, line 3, delete the numerals "11,364,442" and insert in lieu thereof the numerals "10,468,372"
- On page 2, line 4, delete the numerals "4,456,388" and insert in lieu thereof the numerals "4,151,269"
- On page 2, line 5, delete the numerals "18,921" and insert in lieu thereof the numerals "13,921"
- On page 2, line 6, delete the numerals "306,201" and insert in lieu thereof the numerals "156,201"
- On page 2, line 7, delete the numerals "807,335" and insert in lieu thereof the numerals "703,053"
- On page 2, line 8, delete the numerals "16,953,287" and insert in lieu thereof the numerals "15,492,816"
- On page 2, line 11, delete the numerals "178,141" and insert in lieu thereof the numerals "140,699"
- On page 2, line 12, delete the numerals "106,400" and insert in lieu thereof the numerals "101,304"
- On page 2, line 14, delete the numerals "285,943" and insert in lieu thereof the numerals "243,405"
- On page 2, line 16, delete the numerals "225,943" and insert in lieu thereof the numerals "183,405"
- On page 2, line 17, delete the numerals "22,376,093" and insert in lieu thereof the numerals "20,245,031"
- On page 2, line 19, delete the numerals "22,456,093" and insert in lieu thereof the numerals "20,325,031"
- On page 2, line 32, delete the words "sixty-six thousand five" and insert in lieu thereof the words "fifty-eight thousand two"
- On page 2, line 33, delete the words "hundred seventy-five"
- On page 2, line 35, delete the words "nine hundred twenty-five" and insert in lieu thereof the words "six hundred fourteen"
- On page 3, line 6, delete the words "sixty-two thousand" and insert in lieu thereof the words "fifty-four thousand four hundred fifty-one"
- On page 3, line 7, delete the words "five hundred"

On page 3, line 14, remove the overstrike over the word "ewe", delete the word "five", and after the word "hundred" insert the words "ninety-one"

On page 3, delete lines 15 through 25

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Supreme Court

The salaries and wages line item is reduced by \$154,325 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. Funds are also allowed to provide an additional 2.12 percent state contribution to judge's retirement based on the anticipated provisions of House Bill No. 1127.

The salaries and wages line item is further reduced by \$110,877 from the general fund to delete funds for two new FTE requested positions: one secretary and one staff associate/attorney.

The salaries and wages line item is increased by \$89,000 from the general fund to provide funds for one FTE central staff attorney.

The operating expenses line item is reduced by \$409,400 from the general fund. This will allow a 12 percent increase in the 1985-87 operating expenses line item over the 1983-85 anticipated level of expenditures. Following this adjustment, the operating expenses line item is increased by \$65,000 to provide liability insurance for the judges and probation officers.

The data processing line item is reduced by \$10,000 from the general fund.

The equipment line item is decreased by \$70,000 from the general fund to reduce funding for a minicomputer from \$150,000 to \$80,000.

The judges retirement line item is reduced by \$27,451 from the general fund.

District Courts

The salaries and wages line item is reduced by \$697,232 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. Funds are also allowed to provide an additional 2.12 percent state contribution to judge's retirement based on the anticipated provisions of House Bill No. 1127.

The salaries and wages line item is further reduced by \$198,838 from the general fund to delete funds for four new FTE requested positions: one law clerk, two secretaries, and one referee.

The operating expenses line item is reduced by \$605,119 from the general fund. This will allow a 12 percent increase in the 1985-87 operating expenses line item over the 1983-85 anticipated level of expenditures. Following this adjustment, the operating expenses line item is increased by \$300,000 from the general fund, of which \$125,000 is for juror expenses and \$175,000 is for indigent defense.

The data processing line item is reduced by \$5,000 from the general fund and the equipment line item is reduced by \$150,000 from the general fund.

The judges retirement line item is reduced by \$104,282 from the general fund.

Judicial Qualifications Commission

The salaries and wages line item is reduced by \$1,589 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 salaries and wages line item is further reduced by \$35,853 from the general fund to delete funds for one new FTE requested investigator position.

The operating expenses line item is reduced by \$5,096 from the general fund. This will allow a 12 percent increase in the 1985-87 operating expenses line item over the 1983-85 anticipated level of expenditures.

REP. J. PETERSON, Chairman

HB 1027 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 HE 1029 has had the same under consideration and recommends by a vote of 23 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 3, delete the word "land" and insert in lieu thereof the word "lands"
- On page 1, line 4, after the second word "fund" insert the words "; and to amend and reenact subsection 1 of section 57-62-02 of the North Dakota Century Code, relating to the allocation of moneys in the coal development fund"
- On page 1, line 10, delete the word "land" and insert in lieu thereof the word "lands"
- On page 1, line 15, delete the numerals "232,052" and insert in lieu thereof the numerals "227,634"
- On page 1, line 19, delete the numerals "25,256,308" and insert in lieu thereof the numerals "13,000,000"
- On page 1, line 20, delete the numerals "25,535,025" and insert in lieu thereof the numerals "13,274,299"
- On page 2, line 6, delete the numerals "25,535,025" and insert in lieu thereof the numerals "13,274,299"
- On page 2, line 7, delete the numerals "5,139,358" and insert in lieu thereof the numerals "4,137,149", and delete the word "land" and insert in lieu thereof the word "lands"
- On page 2, line 8, delete the numerals "20,395,667" and insert in lieu thereof the numerals "9,137,150"
- On page 2, after line 13, insert the following new section:

"SECTION 5. AMENDMENT. Subsection 1 of section 57-62-02 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

1. Thirty-five percent shall be credited to a special fund in the state treasury for distribution through grants by the energy development impact office to coal impacted cities, counties, school districts, and other taxing districts, subject to appropriation by the legislative assembly. During the 1985-87 biennium, all moneys in excess of \$9,137,150 allocated under this subsection shall be credited to the state general fund."

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Energy Development Impact Office

The salaries and wages line item is reduced by \$4,418 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 grants line item is reduced by \$12,256,308 to provide total grants of \$13,000,000. The following compares the funding included in HB 1029 as introduced and as amended:

	House Bill No. 1029	
	As Introduced	As Amended
Coal development fund:		
Coal development impact grants	\$20,256,308	\$ 9,000,000
Administrative costs	<u>139,359</u>	<u>137,150</u>
Total	<u>\$20,395,667</u>	<u>\$ 9,137,150</u>
Lands and minerals trust fund:		
Oil development impact grants	\$ 5,000,000	\$ 4,000,000
Administrative costs	<u>139,358</u>	<u>137,149</u>
Total	<u>\$ 5,139,358</u>	<u>\$ 4,137,149</u>
Grand total	<u>\$25,535,025</u>	<u>\$13,274,299</u>

A new section is added that provides that all moneys in excess of \$9,137,150 allocated under section 57-62-02(1) of the North Dakota Century Code shall be credited to the state general fund. Total collections for the 1985-87 biennium under section 57-62-02(1) are estimated to be \$20,395,667. This amount, net of expenditures of \$9,137,150 in HB 1029, will provide transfers to the general fund totaling \$11,258,517.

REP. J. PETERSON, Chairman

HB 1029 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 1031 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 18, delete the numerals "7,513,911" and insert in lieu thereof the numerals "7,233,528"
- On page 1, line 19, delete the numerals "3,490,090" and insert in lieu thereof the numerals "5,286,240"
- On page 1, line 22, delete the numerals "11,910,961" and insert in lieu thereof the numerals "13,431,628"
- On page 1, line 24, delete the numerals "11,644,703" and insert in lieu thereof the numerals "13,165,470"
- On page 1, line 27, delete the numerals "1,023,814" and insert in lieu thereof the numerals "999,537"
- On page 2, line 3, delete the numerals "5,896,240" and insert in lieu thereof the numerals "5,871,963"
- On page 2, line 4, delete the numerals "11,644,703" and insert in lieu thereof the numerals "13,165,470"
- On page 2, line 5, delete the numerals "6,162,398" and insert in lieu thereof the numerals "6,138,121"
- On page 2, line 6, delete the numerals "17,807,101" and insert in lieu thereof the numerals "19,303,591"
- On page 2, after line 11, insert the following new section:

"SECTION 3. LEGISLATIVE INTENT - AUTHORIZATION. It is the intent of the legislative assembly that if the North Dakota state penitentiary annual rodeo fails to generate sufficient revenue to meet rodeo expenses due to unforeseen circumstances, the state penitentiary is authorized to use funds in its operating expenses line item to meet any such deficit."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

State Penitentiary

The salaries and wages line item is reduced by \$175,383 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 salaries and wages line item is further reduced by \$250,000 from the general fund to delete funds that would have related to adjustments for experience and merit.

The salaries and wages line item is increased by \$150,000 from the general fund to provide temporary salaries during Phase II construction at the State Penitentiary.

The operating expenses line item is increased by \$515,000 from the general fund to provide sufficient funds for operating expenses. In addition, the operating expenses line item is increased by \$1,281,150 from the general fund to provide funds for contracting with other jail facilities for the housing of inmates.

A new section is added to allow the State Penitentiary to use funds appropriated in the operating expenses line item to pay for financial losses of the State Penitentiary rodeo due to unforeseen circumstances.

Roughrider Industries

The salaries and wages line item is reduced by \$24,277 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.

REP. J. PETERSON, Chairman

HB 1031 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 1035 has had the same under consideration and recommends by a vote of 18 YEAS, 3 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, delete the word "making" and insert in lieu thereof the words "to create and enact a new section to chapter 48-02 of the North Dakota Century Code, relating to the award of pipeline, labor, and service contracts for the southwest water pipeline project; and to make"

On page 1, after line 5, insert the following new sections:

"SECTION 1. A new section to chapter 48-02 of the North Dakota Century Code is hereby created and enacted to read as follows:

Preference for resident pipeline manufacturers and bidders for labor and services. Any contracts for the purchase of pipeline materials, labor, or services awarded in regard to the construction of the southwest water pipeline project must be awarded to North Dakota resident pipeline manufacturers and North Dakota resident bidders for labor and services making the lowest responsible bids if those bids do not exceed by more than five percent the lowest responsible bid submitted by a nonresident pipeline manufacturer or bidder for labor or services. As used in this section, "North Dakota resident pipeline manufacturers and bidders for labor or services" means bidders or sellers who have maintained a bona fide place of business within this state for at least five years prior to the date on which the contract bid on is awarded. If the state water commission awards any contract for pipeline materials, labor, or services in regard to construction of the southwest water pipeline project to a nonresident bidder, the commission shall publicly give notice in a newspaper of general circulation regarding the specific reasons why it did not award the contract to a resident bidder.

SECTION 2. APPROPRIATION. There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$2,000,000, or so much thereof as may be necessary, to the state water commission for expenses of the southwest water pipeline project for the biennium beginning July 1, 1985, and ending June 30, 1987. These funds are appropriated to initiate construction of the southwest water pipeline as authorized by the forty-eighth legislative assembly."

On page 1, line 8, delete the numerals "29,380,000" and insert in lieu thereof the numerals "18,000,000"

On page 1, line 17, delete the numerals "3,600,000" and insert in lieu thereof the numerals "1,500,000"

On page 1, delete line 26

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The total amount provided by the 49th Legislative Assembly for the Southwest Water Pipeline Project for the biennium beginning July 1, 1985, and ending June 30, 1987:

Source	Amount Provided in Executive Budget	Amounts Provided in Proposed Amendment
General fund	\$ 0	\$ 2,000,000
Resources trust fund	29,380,000	18,000,000
Lands and minerals trust fund	3,600,000	1,500,000
Total	\$32,980,000	\$21,500,000

A new section to Chapter 48-02 is created to provide preference for resident pipeline manufacturers and bidders for labor and services in the letting of contracts for the construction of the Southwest Water Pipeline Project.

REP. J. PETERSON, Chairman

HB 1035 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 1043 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 of the engrossed bill, line 8, after the word "provide" insert the word "an"

On page 1 of the engrossed bill, line 9, delete the word "appropriations" and insert in lieu thereof the word "appropriation"

On page 8 of the engrossed bill, delete lines 7 through 18

On page 8 of the engrossed bill, line 21, delete the numerals "95,687" and insert in lieu thereof the numerals "90,000"

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

A \$20,000,000 general fund appropriation to the beginning farmers revolving loan fund and a \$700,000 general fund appropriation to defray the expenses of the adult farm management program are deleted. A general fund appropriation to defray the expenses of a beginning farmer advisory board is reduced by \$5,687.

REP. J. PETERSON, Chairman

HB 1043 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 1048 has had the same under consideration and recommends by a vote of 19 YEAS, 3 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 word "sections" and insert in lieu thereof the word "section", and delete the second word "and"

On page 1, line 2, delete the numerals "15-59-06"

On page 1, line 3, delete the second word "and"

On page 1, line 4, delete the words "state payments for special education instructional costs"

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"

On page 2, delete lines 19 through 35

Delete pages 3 through 5

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 referred HB 1241 has had the same under consideration and recommends by a vote of 18 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO NOT PASS:

On page 1 of the engrossed bill, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to create the education students' revolving loan fund to be administered by the state board of higher education to provide loans to postsecondary students enrolled in elementary or secondary mathematics, science, or special education programs; and to provide an appropriation.

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

SECTION 1. Education students' revolving loan fund. The state board of higher education shall administer the

education students' revolving loan fund. The fund shall be used to make education loans available to postsecondary students enrolled in elementary or secondary mathematics, physical or biological sciences, or special education programs and who intend to become state certified in one of those areas. The board shall adopt necessary rules and procedures consistent with this Act for administration of the loan program; the formulation of necessary loan forms and repayment schedules; and the selection of loan applicants.

SECTION 2. Loan eligibility requirements. A student is eligible for a loan from the education students' revolving loan fund under the following conditions:

1. Loan recipients must be resident students pursuant to section 15-10-19;
2. Loan recipients must be enrolled as a junior, senior, or graduate student in a state postsecondary educational institution or an accredited postsecondary private institution as defined in subsection 1 of section 15-62.3-01;
3. Loan recipients must be enrolled in an elementary or secondary teaching education curriculum; and
4. Loan recipients must certify an intention to teach mathematics, physical or biological sciences, or selected programs in special education in an elementary or secondary school in North Dakota and must maintain a grade point average in their college work of no less than 2.5 on a 4.0 scale or the appropriate equivalent as determined by the state board of higher education.

SECTION 3. Loan limitations. Education student loans may be awarded to eligible students for a maximum of two thousand dollars per school year and for no more than two academic school years or until the student has completed certification to teach mathematics, physical or biological sciences, or selected programs in special education in North Dakota elementary or secondary schools, whichever comes first.

SECTION 4. Loan repayment. Except as provided in section 5 of this Act, students receiving loans under this Act shall repay to the education students' revolving loan fund the full amount of their loans plus interest at the same rate charged for federally insured student loans. Prior to the receipt of any loan, an eligible student shall enter into a written contract with the state board of higher education. The contract must set forth the method

and terms of repayment of the loan and must be in accordance with the terms and conditions required by this Act and the state board of higher education. The term of repayment of such loans must not exceed five years from the time the student graduates from or discontinues his or her education at the postsecondary educational institution attended. The state board of higher education may add to the total obligation any costs incurred in collecting the debt of any loan recipients who fail to meet their repayment obligations.

SECTION 5. Loan forgiveness. Teachers who teach mathematics, physical or biological sciences, or selected programs in special education in an approved North Dakota elementary or secondary school are entitled to forgiveness of all or a portion of a loan provided under this Act previously received. Each full school year of actual teaching is equivalent to repayment of one-fifth of the unpaid balance of the loan and of one-fifth of the accrued interest on the loan. The state board of higher education may refund all or any portion of any education student loan which has been repaid by a teacher if, within two years after graduation, the teacher teaches mathematics, physical or biological sciences, or selected programs in special education in an approved North Dakota elementary or secondary school for the time required to pay the loan.

SECTION 6. APPROPRIATION. There is hereby appropriated out of any interest moneys earned on payments made to the current student loan portfolio established pursuant to chapter 15-62.1 and maintained at the Bank of North Dakota, not otherwise appropriated, the sum of \$150,000, or so much thereof as may be necessary, to the state board of higher education for the purpose of providing education student loans as provided in this Act for the biennium beginning July 1, 1985, and ending June 30, 1987.

And renumber the lines and pages accordingly

REP. J. PETERSON, Chairman

HB 1241 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 1243 has had the same under consideration and recommends by a vote of 20 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 2, line 9, delete the words "one hundred" and insert in lieu thereof the word "ninety", after the word "a" insert the words "for each calendar", remove the overstrike over the word "day", and after the word "as" insert the words ",

through December 31, 1986, and the sum of one hundred dollars for each calendar day on and after January 1, 1987,"

On page 2, line 12, delete the word "as" and insert in lieu thereof the words "to a maximum of six hundred dollars per calendar month at the rates and in the manner"

On page 2, line 31, remove the overstrike over the words "~~one hundred eighty~~" and delete the words "two hundred"

On page 2, line 32, after the word "month" insert the words "through December 31, 1986, and the sum of two hundred dollars per month on and after January 1, 1987"

On page 3, after line 11, insert the following new paragraph:

"The legislative assembly at each session shall set the rates of legislative compensation and expense reimbursement for members of the next session of the legislative assembly."

On page 3, line 18, remove the overstrike over the words "~~sixty-two~~" and delete the words "seventy-five"

On page 3, line 19, remove the overstrike over the words "~~and fifty cents~~", and after the word "day" insert the words "through December 31, 1986, and at the rate of seventy-five dollars per day on and after January 1, 1987,"

And renumber the lines and pages accordingly

REP. J. PETERSON, Chairman

HB 1243 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 1250 has had the same under consideration and recommends by a vote of 19 YEAS, 4 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 27, remove the overstrike over the word "~~three~~", delete the word "four", and remove the overstrike over the word "~~fifty~~"

On page 2, line 1, delete the word "seventy-five"

On page 2, line 4, remove the overstrike over the word "~~five~~", delete the word "six", and delete the words "and fifty cents"

On page 2, line 6, remove the overstrike over the word "~~eight~~", delete the word "~~ten~~", and remove the overstrike over the words "~~and fifty~~"

On page 2, line 7, remove the overstrike over the word "~~cents~~"

On page 2, line 10, delete the words "from July 1, 1985."

On page 2, delete line 11

On page 2, line 12, delete the words "dollars and fifty cents after December 31, 1985"

On page 2, line 18, after the word "receipt" insert the words "or the certificate of a member of the legislative assembly"

On page 2, line 21, delete the word "thirty-three" and insert in lieu thereof the word "thirty"

On page 3, line 3, overstrike the words "The travel"

On page 3, overstrike lines 4 through 8

On page 3, line 17, remove the overstrike over the word "~~twenty~~", and delete the word "thirty"

On page 3, line 20, overstrike the word "thirty" and insert immediately thereafter the word "thirty-five"

On page 4, line 8, after the word "aircraft" insert the words "except for leased or rented private aircraft from a recognized fixed base aviation operator who is in the business of leasing and renting private aircraft and is located on an airport open for public use"

On page 4, line 17, remove the overstrike over the word "~~eighteen~~" and delete the word "twenty-five"

On page 4, line 33, remove the overstrike over the word "~~twenty~~" and delete the word "thirty"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

These amendments do the following:

1. Reinstate the quarterly meal allowances to current law of \$3.50 for the first quarter, \$5 for the second quarter, and \$8.50 for the third quarter.
2. Allows in-state lodging reimbursement at \$35 per day and removes language which would have increased the

- lodging reimbursement to \$37.50 per day after December 31, 1985.
3. Changes the requirement for a lodging receipt for claims for reimbursement to provide that for legislators a certificate of a member of the Legislative Assembly is acceptable for lodging reimbursement.
 4. Changes reimbursement for meals for out-of-state travel from \$33 in the original bill to \$30 per day (currently reimbursed at \$23).
 5. Deletes language at the end of Section 1 which states that travel expenses of the Governor; Governor's personal traveling aides; Lieutenant Governor; judges of the Supreme Court, district courts, and county courts; and the members of the Legislative Assembly shall not be limited by the expense allowance limitations prescribed by this section.
 6. Leaves in-state mileage reimbursement at 20 cents per mile and changes reimbursement for private airplane usage from the current 30 cents per mile to 35 cents per mile.
 7. Provide reimbursement for state employees utilizing leased or rented private aircraft.

REP. J. PETERSON, Chairman

HB 1250 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 21 YEAS, 1 NAY, 1 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 1, after the second word "for" insert the words "the administration of"
- On page 1 of the engrossed bill, line 2, delete the words "; and to provide an appropriation"
- On page 1 of the engrossed bill, line 7, delete the words "appropriated by section 2 of this Act" and insert in lieu thereof the words "made available to provide for recreational leadership grants and facilities grants"
- On page 1 of the engrossed bill, line 8, delete the word "appropriated" and insert in lieu thereof the words "made available", and delete the word "by" and insert in lieu thereof the words "for the grants"

On page 1 of the engrossed bill, line 9, delete the words "this Act"

On page 1 of the engrossed bill, line 18, delete the word "appropriated" and insert in lieu thereof the words "made available"

On page 1 of the engrossed bill, line 19, delete the words "by this Act" and insert in lieu thereof the words "for the grants"

On page 1 of the engrossed bill, delete lines 24 through 28

On page 2 of the engrossed bill, delete lines 1 through 4

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment deletes the appropriation and provides for the administration of grant moneys that become available from other than general fund sources.

REP. J. PETERSON, Chairman

HB 1267 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 1403 has had the same under consideration and recommends by a vote of 23 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, remove the overstrike over the words "~~Legislative intent~~"

On page 1, line 13, remove the overstrike over the words "~~it is the intent of the legislative~~"

On page 1, line 14, remove the overstrike over the words "~~assembly that the~~", and delete the word "~~The~~"

On page 1, line 17, remove the overstrike over the words "~~toward defraying~~", and delete the words "~~for the full amount of~~"

On page 1, line 20, remove the overstrike over the words "~~it is the~~"

On page 1, line 21, remove the overstrike over the words "~~intent of the legislative assembly that reimbursements~~"

On page 1, line 22, delete the word "Reimbursements"

On page 1, line 24, remove the overstrike

On page 1, line 25, remove the overstrike over the words "~~payments made by the~~", after the word "~~services~~" insert the words "superintendent of public instruction", and remove the overstrike over the words "~~are the~~"

On page 1, line 26, remove the overstrike over the words "~~responsibility of the local school district.~~"

And renumber the lines and pages accordingly

REP. J. PETERSON, Chairman

HB 1403 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 1558 has had the same under consideration and recommends by a vote of 14 YEAS, 8 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 11, line 2, after the word "addition" insert the words "and renovation", and delete the numerals "3,000,000" and insert in lieu thereof the numerals "4,500,000"

On page 11, line 6, delete the numerals "7,200,000" and insert in lieu thereof the numerals "6,000,000"

On page 11, delete lines 9 and 10

On page 11, line 11, delete the numerals "20,695,200" and insert in lieu thereof the numerals "15,000,000"

On page 11, line 14, delete the numerals "55,258,597" and insert in lieu thereof the numerals "42,373,397"

On page 11, delete lines 17 and 18

On page 11, line 19, after the word "school" insert the words "kitchen and dining room project", and delete the numerals "2,061,269" and insert in lieu thereof the numerals "825,000"

On page 11, line 23, after the word "Dakota" insert the words "coal-fired boiler and heating plant improvements", and delete the numerals "9,353,000" and insert in lieu thereof the numerals "5,400,000"

On page 11, delete line 24

On page 11, delete lines 31 through 35

On page 12, line 1, after the word "hospital" insert the words "medical center and central dining air conditioning", and

delete the numerals "4,310,000" and insert in lieu thereof the numerals "1,210,000"

On page 12, delete lines 2 and 3

On page 12, delete lines 14 through 16

On page 12, line 17, delete the numerals "45,713,737" and insert in lieu thereof the numerals "16,443,168"

On page 12, line 18, delete the numerals "100,972,334" and insert in lieu thereof the numerals "58,816,565"

On page 12, line 32, delete the numerals "100,972,334" and insert in lieu thereof the numerals "58,816,565"

On page 13, line 11, delete the numerals "100,972,334" and insert in lieu thereof the numerals "58,816,565"

On page 13, after line 28, insert the following new section:

"SECTION 24. APPROPRIATION - MINOT STATE COLLEGE.
There is hereby appropriated \$1,200,000, or so much thereof as may become available, from private and other funds to Minot state college in addition to other moneys appropriated in this Act for a regional library at Minot state college."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

This amendment revises amounts contained in the bill for major capital construction and plant improvements at the various state agencies and institutions.

REP. J. PETERSON, Chairman

HB 1558 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 1562 has had the same under consideration and recommends by a vote of 17 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO NOT PASS:

On page 1, line 1, delete the word "six" and insert in lieu thereof the word "five"

On page 1, line 8, delete the numerals "54-16-04.1,"

On page 3, line 4, remove the overstrike over the words "~~7~~ ~~except when the membership is expanded as herein provided-~~"

On page 3, line 5, remove the overstrike over the words
~~"Whenever, during the biennium,"~~

On page 3, line 7, remove the overstrike over the words "~~an approval to spend federal funds in excess of ten~~"

On page 3, lines 8 through 10, remove the overstrike

On page 3, line 11, remove the overstrike over the words
~~"committee shall be members of the commission."~~

On page 3, line 16, remove the overstrike over the words "~~if the chairman of either appropriations~~"

On page 3, lines 17 through 19, remove the overstrike

On page 3, line 20, remove the overstrike over the words
~~"chairman is unable to attend a particular meeting."~~

On page 3, line 21, remove the overstrike over the words ",
 except when the membership"

On page 3, line 22, remove the overstrike over the words "~~is expanded, in which case four members shall constitute a quorum~~"

On page 8, delete lines 14 through 34

On page 11, line 14, delete the numerals "54-16-04.1,"

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

HB 1562 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 HCR 3070 has had the same under consideration and recommends by a vote of 7 YEAS, 3 NAYS, 7 ABSENT AND NOT VOTING that the same DO PASS.

REP. A. OLSON, Chairman

HCR 3070 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 3079 has had the same under consideration and recommends by a vote of 12 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

REP. HAUGLAND, Chairman

HCR 3079 was placed on the Tenth 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 3081 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. HAUGLAND, Chairman

HCR 3081 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 HCR 3086 has had the same under consideration and recommends by a vote of 9 YEAS, 4 NAYS, 4 ABSENT AND NOT VOTING that the same DO PASS.

REP. A. OLSON, Chairman

HCR 3086 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred HCR 3089 has had the same under consideration and recommends by a vote of 11 YEAS, 0 NAYS, 6 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

REP. NICHOLAS, Chairman

HCR 3089 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Natural Resources to which was referred HCR 3090 has had the same under consideration and recommends by a vote of 9 YEAS, 0 NAYS, 8 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

REP. A. OLSON, Chairman

HCR 3090 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred Engrossed SB 2043 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING that the same DO PASS.

REP. NICHOLAS, Chairman

Engrossed SB 2043 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred Engrossed SB 2044 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING that the same DO PASS.

REP. NICHOLAS, Chairman

Engrossed SB 2044 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred SB 2045 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING that the same DO PASS.

REP. NICHOLAS, Chairman

SB 2045 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred SB 2046 has had the same under consideration and recommends by a vote of 11 YEAS, 0 NAYS, 6 ABSENT AND NOT VOTING that the same DO PASS.

REP. NICHOLAS, Chairman

SB 2046 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred Engrossed SB 2224 has had the same under consideration and recommends by a vote of 12 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

REP. LANG, Chairman

Engrossed SB 2224 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred SB 2237 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. LANG, Chairman

SB 2237 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Natural Resources to which was referred SB 2252 has had the same under consideration and recommends by a vote of 10 YEAS, 0 NAYS, 7 ABSENT AND NOT VOTING that the same DO PASS.

REP. A. OLSON, Chairman

SB 2252 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred Engrossed SB 2258 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. LANG, Chairman

Engrossed SB 2258 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred SB 2264 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. LANG, Chairman

SB 2264 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred SB 2268 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. LANG, Chairman

SB 2268 was placed on the Fourteenth 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 SB 2276 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

SB 2276 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred Engrossed SB 2297 has had the same under consideration and recommends by a vote of 12 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

REP. LANG, Chairman

Engrossed SB 2297 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred SB 2318 has had the same under consideration and recommends by a vote of 11 YEAS, 1 NAY, 3 ABSENT AND NOT VOTING that the same DO PASS.

REP. LANG, Chairman

SB 2318 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred Engrossed SB 2339 has had the same under consideration and recommends by a vote of 9 YEAS, 1 NAY, 7 ABSENT AND NOT VOTING that the same DO PASS.

REP. NICHOLAS, Chairman

Engrossed SB 2339 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred Engrossed SB 2340 has had the same under consideration and recommends by a vote of 12 YEAS, 1 NAY, 4 ABSENT AND NOT VOTING that the same DO PASS.

REP. NICHOLAS, Chairman

Engrossed SB 2340 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was rereferred Engrossed SB 2407 has had the same under consideration and recommends by a vote of 12 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

REP. LANG, Chairman

Engrossed SB 2407 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Education to which was referred SB 2462 has had the same under consideration and recommends by a vote of 9 YEAS, 0 NAYS, 9 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. SCHINDLER, Vice Chairman

SB 2462 was placed on the Fourteenth 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 SCR 4002 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. HAUGLAND, Chairman

SCR 4002 was placed on the Fourteenth 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 SCR 4003 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

SCR 4003 was placed on the Fourteenth 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 SCR 4027 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 and BE PLACED ON THE CONSENT CALENDAR.

REP. HAUGLAND, Chairman

SCR 4027 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

FIRST READING OF SENATE BILLS

SB 2003: A BILL for an Act making an appropriation for defraying the expenses of the various institutions of higher learning under the supervision of the state board of higher education of the state of North Dakota.

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

SB 2005: A BILL for an Act making an appropriation for defraying the expenses of the state board of vocational education of the state of North Dakota.

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

SB 2007: A BILL for an Act making an appropriation for defraying the expenses of various departments and institutions of the state of North Dakota; providing for a transfer; and declaring an emergency.

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

SB 2009: A BILL for an Act making an appropriation for defraying the expenses of the cooperative extension division and the experiment stations of North Dakota state university of agriculture and applied science; and providing for a transfer of funds from the coal development impact fund.

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

SB 2011: A BILL for an Act making an appropriation for defraying the expenses of the Indian affairs commission of the state of North Dakota.

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

SB 2013: A BILL for an Act making an appropriation for defraying the expenses of the aeronautics commission of the state of North Dakota.

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

SB 2014: A BILL for an Act making an appropriation for defraying the expenses of the weather modification board of the state of North Dakota.

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

SB 2023: A BILL for an Act making an appropriation for defraying the expenses of the highway patrol of the state of North Dakota; and providing for a transfer of funds from the state highway fund.

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

SB 2024: A BILL for an Act making an appropriation for defraying the expenses of the highway department of the state of North Dakota.

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

SB 2028: A BILL for an Act making an appropriation for defraying the expenses of the state industrial commission and the agencies under the management of the industrial commission of the state of North Dakota.

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

SB 2048: A BILL for an Act to create and enact two new sections to chapter 54-44.4 of the North Dakota Century Code, relating to the acquisition of real property or equipment for state agencies and institutions of the executive, judicial, and legislative branches of state government and the state board of higher education by the use of fixed rate securities or variable rate demand notes and to provide that certificates of participation and lease agreements entered into under this Act are not general obligation indebtedness of the state; to limit the amount of certificates of participation issued and leases entered into under this Act; and to provide a continuing appropriation.

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

SB 2138: A BILL for an Act to require the state board of higher education to transfer management responsibility over the state addition of the city of Dickinson, North Dakota, to the board of university and school lands and to require proceeds from sales of state addition property be deposited in the land's and mineral's trust fund; to amend and reenact section 6 of chapter 208 of the 1979 Session Laws of North Dakota as amended by section 1 of chapter 88 of the 1983 Session Laws of North Dakota authorizing the board of university and school lands to sell state addition; to repeal chapter 151 of the 1979 Session Laws of North Dakota, sections 1, 2, 3, 4, 5, and 7 of chapter 208 of the 1979 Session Laws of North Dakota, and section 4 of chapter 208 of the 1979 Session Laws of North Dakota, section 1 of chapter 175 of the 1981 Session Laws of North Dakota, and section 2 of chapter 4 of the 1983 Session Laws of North Dakota; and to provide an appropriation.

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

SB 2200: A BILL for an Act to create and enact a new subsection to section 39-12-05 of the North Dakota Century Code, relating to a provision for vehicle weight exemptions; to amend and reenact section 39-12-02, subsection 1 of section 39-12-04, and subsections 1 and 2 of section 39-12-05 of

the North Dakota Century Code, relating to permits and adoption of rules governing the operation of certain motor vehicles and to the size and weights of vehicles; and to repeal section 39-18-05 of the North Dakota Century Code, relating to the allowable width, length, and height of mobile homes operated in the state of North Dakota.

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

SB 2217: A BILL for an Act to create and enact a new subdivision to subsection 1 of section 57-38-01.2 of the North Dakota Century Code, relating to a state income tax exemption for social security and railroad retirement benefits which are subject to federal income tax; to amend and reenact subsections 3 and 4 of section 57-38-30.3 of the North Dakota Century Code, relating to a state income tax exemption for social security and railroad retirement benefits which are subject to federal income tax; and to provide an effective date.

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

SB 2249: A BILL for an Act authorizing a developmentally disabled facility loan fund program for the establishment by nonprofit corporations of facilities for the developmentally disabled, chronically mentally ill, and physically disabled persons; authorizing the board of university and school lands to invest in a developmentally disabled facility loan fund program; to create and enact a new chapter to title 25 of the North Dakota Century Code, relating to appointment of receivers for facilities for developmentally disabled clients; to amend and reenact section 6-09.6-03 of the North Dakota Century Code, relating to the amount, terms, and conditions of the loans made under the developmentally disabled facility loan fund; and to provide an appropriation.

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

SB 2257: A BILL for an Act to amend and reenact subsection 4 of section 57-60-01 of the North Dakota Century Code, relating to the definition of "gross receipts" for purposes of the privilege tax on coal conversion facilities; and to provide an effective date and an expiration date.

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

SB 2274: A BILL for an Act to create and enact nine new sections to chapter 26-17.1 of the North Dakota Century Code, or in the alternative to create and enact nine new sections to chapter 26.1-26 of the North Dakota Century Code as created in Senate Bill No. 2078, as approved by the forty-ninth legislative assembly, relating to prelicensure and

continuing education for insurance agents; and to provide an appropriation.

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

SB 2304: A BILL for an Act to create and enact a new section to chapter 39-21 of the North Dakota Century Code, relating to equipment of motor vehicles powered by flammable pressurized gas.

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

SB 2311: A BILL for an Act to provide that information be provided to state employees concerning state contributions to employee health and retirement benefit programs.

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

SB 2316: A BILL for an Act to amend and reenact sections 61-16.1-45 and 61-21-46 of the North Dakota Century Code, relating to assessments for drain maintenance.

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

SB 2375: A BILL for an Act to amend and reenact section 15-10-18 of the North Dakota Century Code, relating to higher education nonresident tuition payments.

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

SB 2398: A BILL for an Act to regulate the practice of dentistry; and to provide a penalty.

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

SB 2400: A BILL for an Act to provide an appropriation to defray the expenses of a center for innovation and business development.

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

SB 2413: A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to registration fees of motor vehicles owned by collectors.

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

SB 2414: A BILL for an Act to provide for a small business revolving loan fund; and to repeal section 6-09-15.4 of the North Dakota Century Code, relating to loans to businessmen.

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

SB 2417: A BILL for an Act to amend and reenact sections 25-04-13.1, 30.1-01-06, 30.1-26-01, 30.1-28-03, 30.1-28-04, and 30.1-28-11 of the North Dakota Century Code, and section 16 of chapter 313 of the 1983 Session Laws of North Dakota, relating to the superintendent of Grafton state school acting as guardian and limited guardianship or conservatorship.

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

SB 2436: A BILL for an Act to amend and reenact sections 46-02-04 and 46-02-09 of the North Dakota Century Code, relating to the classes and definitions of printing and duplicating public documents.

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

SB 2442: A BILL for an Act to provide for the manner in which state agencies shall contract for architect, engineer, and land surveying services; and to declare an emergency.

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

SB 2450: A BILL for an Act to create and enact subsections 9, 10, 11, 12, and 13 to section 41-09-28, four new subsections to section 41-09-42, and a new section to title 41 of the North Dakota Century Code, relating to a central notice system, the protection of buyers of crops and livestock, the responsibilities of the secretary of state for the central notice system, fees chargeable, and transition; to amend and reenact subsection 8 of section 11-18-01, subsection 1 of section 41-09-28, and section 41-09-46 of the North Dakota Century Code, relating to sales of crops or livestock, responsibilities of the secretary of state, and financing statements; to repeal subsections 4, 5, 6, 7, and 8 of section 41-09-28, relating to the certificate of ownership law; and to provide an effective date.

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

SB 2455: A BILL for an Act to create and enact a new section to chapter 38-08 of the North Dakota Century Code, relating to commingling of production from two or more oil or gas wells in a storage facility.

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

SB 2463: A BILL for an Act to create and enact a new chapter to title 23 and a new section to chapter 23-09 of the North Dakota Century Code, relating to bed and breakfast facility regulation, and to hotels, lodginghouses, restaurants, and boardinghouses; and to amend and reenact section 19-02-24 of the North Dakota Century Code, relating to rooms in which food is stored not to be used for living quarters.

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

SB 2468: A BILL for an Act to amend and reenact subsection 4 of section 26.1-08-01 and section 26.1-08-12 of the North Dakota Century Code, relating to eligibility qualifications and eligibility requirements for applicants for insurance coverage from the comprehensive health association of North Dakota.

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

SB 2486: A BILL for an Act to create and enact a new section to chapter 50-11 of the North Dakota Century Code, relating to the licensing of foster care homes and facilities for children and adults; and to amend and reenact section 50-11-08 of the North Dakota Century Code, relating to the denial or revocation of a foster care license.

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

SB 2489: A BILL for an Act to create and enact a new section to chapter 53-06.1 of the North Dakota Century Code, relating to adoption of rules by the attorney general to divide and regulate classes of licenses of organizations which conduct games of chance.

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

SB 2506: A BILL for an Act to allow the North Dakota centennial commission to sell commemorative centennial license plates, to suspend the requirement of two license plates on certain motor vehicles during the issuance of the commemorative license plates, and to authorize the motor vehicle registrar to contract to obtain the commemorative license plates; and to provide an appropriation.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

SCR 4010: A concurrent resolution designating the construction and completion of the federally authorized and funded Garrison Diversion Unit as having the first and highest priority for water development in North Dakota.

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

SCR 4032: A concurrent resolution directing the Legislative Council to conduct a study of chemical manufacturing plants and storage facilities in the state near residential areas.

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

SCR 4044: A concurrent resolution citing the existence of certain conditions of mutual concern confronting

reservation and nonreservation residents of North Dakota, and urging the Congress of the United States to exercise responsibility and authority in resolving them.

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

SCR 4046: A concurrent resolution directing the Legislative Council to study the problems presented by lobbyists, representing special interest organizations, who refuse to divulge the membership or sources of financial support of the special interest organizations.

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

SCR 4048: A concurrent resolution directing the Legislative Council to study the feasibility of and the various means and methods of, as well as the timing involved in, the development and transition to a "one university" system encompassing all state institutions of higher education in the state of North Dakota.

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

SCR 4050: A concurrent resolution directing the Legislative Council to study existing and alternative methods of unitary taxation.

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

SCR 4051: A concurrent resolution directing the Legislative Council, with the assistance of citizen advisers, to study mutual concerns confronting all persons living within the exterior boundaries of the Fort Berthold Reservation.

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