

## JOURNAL OF THE SENATE

## Forty-ninth Legislative Assembly

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## THIRTY-FIRST DAY

Bismarck, February 19, 1985

The Senate convened at 12:30 p.m., with President Meiers presiding.

The prayer was offered by Reverend John Gillesse, First Presbyterian Church, Bismarck.

Lord God of our Fathers, You have granted to our country freedom, and established sovereignty by the people's will. We thank You for those whom You have raised up for our nation, to defend our liberty, preserve our union, and maintain law and order within our borders. Ever give unto the republic wise and fearless leaders in every time of need. Enlighten and direct those who have been chosen by a vote of the electorate to serve the best interests of the lowliest and least of our citizenry. May their counsels be filled with knowledge and equity, and the whole commonwealth be preserved in peace, unity, strength, and honor. Take under Your governance and protection our civil servants: the governor, the legislators, the judges, and all who are entrusted with authority. So defend them from all evil and enrich them with all good that the citizens of this state may prosper in freedom beneath an equal law, and thus honor Your name. Amen.

## ROLL CALL

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

A quorum was declared by the President.

## REVISION AND CORRECTION OF THE JOURNAL

MADAM PRESIDENT: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirtieth day and finds the same to be correct.

MADAM PRESIDENT: Your Committee on Revision and Correction of the Journal has carefully reexamined the Journal of the Twenty-eighth day and recommends that the same be corrected as follows and when so corrected, recommends that the same be approved:

On page 737, line 26, delete the words "for a" and insert in lieu thereof the words "to provide", and delete the word "service" and insert in lieu thereof the word "services"

On page 737, line 28, delete the words "for a" and insert in lieu thereof the words "to provide", and delete the word "service" and insert in lieu thereof the word "services"

SEN. DAVID, Chairman

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

#### REPORT OF PROCEDURAL COMMITTEE

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

SB 2159, SB 2180, SB 2217, SB 2240, SB 2262, SB 2343,  
SB 2362, SB 2386, SB 2389, SB 2411, SB 2430, SB 2441,  
SB 2448, SB 2449, SB 2464, SB 2480, SB 2488, SB 2494,  
SB 2498, SCR 4040

SEN. BAKEWELL, Chairman

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

#### MESSAGE FROM THE HOUSE 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 1233, HB 1287, HB 1296, HB 1305, HB 1387, HB 1435,  
HB 1454, HB 1471, HB 1472, HB 1492, HB 1496, HB 1512,  
HB 1532, HB 1619, HB 1625, HCR 3021, HCR 3045, HCR 3054

ROY GILBREATH, Chief Clerk

#### MESSAGES TO THE HOUSE 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 2080, SB 2160, SB 2170, SB 2300, SB 2355, SB 2435,  
SB 2476

LEO LEIDHOLM, Secretary

#### SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith the following which the Senate has passed unchanged:

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

LEO LEIDHOLM, Secretary

#### SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith the following which the Senate has failed to pass:

HB 1120

LEO LEIDHOLM, Secretary

MESSAGES FROM THE HOUSE  
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 1090, HB 1109, HB 1141, HB 1177, HB 1201, HCR 3013  
ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

HCR 3047  
ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President signed the following:

HB 1090, HB 1109, HB 1141, HB 1177, HB 1201 HCR 3013  
LEO LEIDHOLM, Secretary

MOTIONS

SEN. NOTHING MOVED that the rules be suspended, that SB 2500 and SB 2502 be deemed delayed bills, which motion prevailed.

SEN. NOTHING MOVED that SB 2278, which is on the Eleventh order, be rereferred to the Committee on Appropriations, which motion prevailed.

SENATE RULE 507 AMENDED

SEN. NOTHING MOVED that the rules be suspended, that Rule 507 be amended, that all bills that were to be reported out of committee on the Thirty-first day be extended to the Thirty-second day, which motion prevailed.

SEN. NAADEN MOVED that SB 2012 be placed at the head of the Sixth order of business, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SEN. HEIGAARD MOVED that SB 2012 be amended as follows:

On page 1, line 12, delete the numerals "1,800,296" and insert in lieu thereof the numerals "1,779,842"

On page 1, line 13, delete the numerals "468,488" and insert in lieu thereof the numerals "518,488"

On page 1, line 16, delete the numerals "2,346,724" and insert in lieu thereof the numerals "2,376,270"

And renumber the lines and pages accordingly.

**STATEMENT OF PURPOSE OF AMENDMENT:**

The salaries and wages line item is reduced by \$20,454 to reflect the revised salary and fringe benefits compensation recommendation.

The operating expense line item is increased \$50,000.

**SEN. HEIGAARD MOVED** that the proposed substitute amendments be adopted.

**REQUEST**

**SEN. HEIGAARD REQUESTED** a recorded roll call vote on the motion to adopt the proposed substitute amendments to SB 2012, which request was granted.

**ROLL CALL**

The question being on the motion to adopt the proposed substitute amendments to SB 2012, the roll was called and there were 25 YEAS, 28 NAYS, 0 ABSENT AND NOT VOTING.

**YEAS:** Berube; Dotzenrod; Heigaard; Heinrich; Hilken; Kelsh; Krauter; Kusler; Langley; Lashkowitz; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Redlin; Satrom; Shea; Stromme; Tallackson; Waldera; Walsh; Wogsland

**NAYS:** Adams; Bakewell; Christensen; David; Freborg; Holmberg; Ingstad; Kelly; Kilander; Lips; Lodoen; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Reiten; Stenehjem; Streibel; Tennefos; Thane; Todd; Tweten; Vosper; Wenstrom; Wright

**ABSENT AND NOT VOTING:** None

The proposed substitute amendments to SB 2012 lost.

**CONSIDERATION OF AMENDMENTS**

**SEN. LIPS MOVED** that the amendments to SB 2012 as recommended by the Committee on Appropriations as printed on pages 803-804 of the Senate Journal be adopted, and when so adopted, recommends that SB 2012 DO PASS, which motion prevailed.

**MOTION**

**SEN. LIPS MOVED** that the rules be suspended, that SB 2012 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

## SECOND READING OF A SENATE BILL

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

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 46 YEAS, 7 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Lips; Lodoen; Maixner; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Hilken; Langley; Lashkowitz; Matchie; Meyer, D.; Meyer, J.; Meyer, W.

ABSENT AND NOT VOTING: None

SB 2012 passed and the title was agreed to.

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## CONSIDERATION OF AMENDMENTS

SEN. LIPS MOVED that the amendments to SB 2002 as recommended by the Committee on Appropriations as printed on pages 798-801 of the Senate Journal be adopted, and when so adopted, recommends that SB 2002 DO PASS, which motion prevailed.

## MOTIONS

SEN. STREIBEL MOVED that SB 2002 be further amended as follows:

On page 799 of the Senate Journal, delete lines 31 through 36

And renumber the lines, sections, and pages accordingly

SEN. STREIBEL MOVED that the proposed amendments be adopted, which motion lost on a division vote.

SEN. STREIBEL MOVED that the rules be suspended, that SB 2002 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

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

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, 11 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kilander; Krauter; Kusler; Lips; Lodoen; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Wenstrom; Wright

NAYS: Kelsh; Langley; Lashkowitz; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Waldera; Walsh; Wogsland

ABSENT AND NOT VOTING: None

SB 2002 passed and the title was agreed to.

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EXPLANATION OF VOTE

SEN. D. MEYER: Madam President: I rise to explain my vote under Rule 338 and request that my remarks be printed in the Journal.

My vote against SB 2002 and on many other appropriation bills is because of my concern for fiscal restraint by this legislature. One of the main concerns of the people I represent is that we avoid any tax increases this biennium. I fear that by passing these appropriation bills, many of which are above the Governor's budget, we will be forced into a tax increase before we adjourn. Again, many of these budgets are in areas which are important to me, but I am concerned with the revenue projections, and feel that any increases in appropriations must be carefully judged.

CONSIDERATION OF AMENDMENTS

SEN. LIPS MOVED that the amendments to SB 2010 as recommended by the Committee on Appropriations as printed on pages 801-803 of the

Senate Journal be adopted, and when so adopted, recommends that SB 2010 DO PASS, which motion prevailed.

**MOTION**

SEN. KUSLER MOVED that the rules be suspended, that SB 2010 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

**SECOND READING OF A SENATE BILL**

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

Which has been read.

**ROLL CALL**

The question being on the final passage of the bill, as amended, the roll was called and there were 50 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lips; Lodoen; Maixner; Matchie; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wright

NAYS: Lashkowitz; Meyer, D.

ABSENT AND NOT VOTING: Wogsland

SB 2010 passed and the title was agreed to.

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**CONSIDERATION OF AMENDMENTS**

SEN. LIPS MOVED that the amendments to SB 2015 as recommended by the Committee on Appropriations as printed on pages 804-805 of the Senate Journal be adopted, and when so adopted, recommends that SB 2015 DO PASS, which motion prevailed.

**MOTION**

SEN. NELSON MOVED that the rules be suspended, that SB 2015 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

**SECOND READING OF A SENATE BILL**

SB 2015: A BILL for an Act making an appropriation for defraying the expenses of the department of banking and financial institutions of the state of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 46 YEAS, 4 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Heinrich; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Matchie; Meyer, J.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Freborg; Hilken; Meyer, D.; Meyer, W.

ABSENT AND NOT VOTING: Heigaard; Maixner; Satrom

SB 2015 passed and the title was agreed to.

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#### CONSIDERATION OF AMENDMENTS

SEN. LIPS MOVED that the amendments to SB 2016 as recommended by the Committee on Appropriations as printed on pages 805-806 of the Senate Journal be adopted, and when so adopted, recommends that SB 2016 DO PASS, which motion prevailed.

#### MOTION

SEN. TWETEN MOVED that the rules be suspended, that SB 2016 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF A SENATE BILL

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

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 50 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, J.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Shea; Stenehjem; Streibel; Stromme; Tallackson;



Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Meyer, D.; Meyer, W.

ABSENT AND NOT VOTING: Satrom

SB 2016 passed and the title was agreed to.

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CONSIDERATION OF AMENDMENTS

SEN. LIPS MOVED that the amendments to SB 2017 as recommended by the Committee on Appropriations as printed on page 806 of the Senate Journal be adopted, and when so adopted, recommends that SB 2017 DO PASS, which motion prevailed.

MOTION

SEN. STROMME MOVED that the rules be suspended, that SB 2017 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

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

Which has been read.

ROLL CALL

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

YEAS: Adams; Bakewell; Berube; Christensen; Dotzenrod; Freborg; Heigaard; Heinrich; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Walsh; Wenstrom; Wogsland; Wright

NAYS: David; Hilken; Meyer, D.; Meyer, J.

ABSENT AND NOT VOTING: Waldera

SB 2017 passed and the title was agreed to.

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CONSIDERATION OF AMENDMENTS

SEN. LIPS MOVED that the amendments to SB 2021 as recommended by the Committee on Appropriations as printed on pages 806-807 of the

Senate Journal be adopted, and when so adopted, recommends that SB 2021 DO PASS, which motion prevailed.

#### MOTION

SEN. SHEA MOVED that the rules be suspended, that SB 2021 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF A SENATE BILL

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

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 44 YEAS, 9 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Berube; Christensen; David; Dotzenrod; Heigaard; Heinrich; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, J.; Moore; Mushik; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Adams; Bakewell; Freborg; Hilken; Langley; Meyer, D.; Meyer, W.; Mutch; Vosper

ABSENT AND NOT VOTING: None

SB 2021 passed and the title was agreed to.

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#### CONSIDERATION OF AMENDMENTS

SEN. LIPS MOVED that the amendments to SB 2029 as recommended by the Committee on Appropriations as printed on pages 807-809 of the Senate Journal be adopted, and when so adopted, recommends that SB 2029 DO PASS, which motion prevailed.

#### MOTION

SEN. TALLACKSON MOVED that the rules be suspended, that SB 2029 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF A SENATE BILL

SB 2029: A BILL for an Act making an appropriation for defraying the administrative costs of the public employees retirement

system, and the deferred compensation committee of the state of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 48 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelsh; Kilander; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nething; Olson; Parker; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Bakewell; Nelson; Peterson

ABSENT AND NOT VOTING: Kelly; Krauter

SB 2029 passed and the title was agreed to.

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#### CONSIDERATION OF AMENDMENTS

SEN. LIPS MOVED that the amendments to SB 2032 as recommended by the Committee on Appropriations as printed on pages 809-810 of the Senate Journal be adopted, and when so adopted, recommends that SB 2032 DO PASS, which motion prevailed.

#### MOTION

SEN. TENNEFOS MOVED that the rules be suspended, that SB 2032 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF A SENATE BILL

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

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 50 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Holmberg; Ingstad; Kelly; Kilander; Krauter; Kusler; Langley;

Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Hilken; Meyer, D.

ABSENT AND NOT VOTING: Kelsh

SB 2032 passed and the title was agreed to.

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#### CONSIDERATION OF AMENDMENTS

SEN. LIPS MOVED that the amendments to SB 2035 as recommended by the Committee on Appropriations as printed on page 811 of the Senate Journal be adopted, and when so adopted, recommends that SB 2035 DO PASS, which motion prevailed.

#### MOTION

SEN. THANE MOVED that the rules be suspended, that SB 2035 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF A SENATE BILL

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

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 45 YEAS, 6 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; David; Dotzenrod; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Meyer, J.; Moore; Mushik; Mutch; Naaden; Nething; Olson; Parker; Peterson; Redlin; Reiten; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Christensen; Freborg; Kelsh; Matchie; Meyer, D.; Nelson

ABSENT AND NOT VOTING: Meyer, W.; Satrom

SB 2035 passed and the title was agreed to.

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## CONSIDERATION OF AMENDMENTS

SEN. MUTCH MOVED that the amendments to SB 2109 as recommended by the **Committee on Transportation** as printed on page 811 of the Senate Journal be adopted, and when so adopted, recommends that SB 2109 DO PASS, which motion prevailed.

SEN. MUTCH MOVED that the amendments to SB 2163 as recommended by the **Committee on Transportation** as printed on page 812 of the Senate Journal be adopted, and when so adopted, recommends that SB 2163 DO PASS, which motion prevailed.

SEN. MUTCH MOVED that the amendments to SB 2164 as recommended by the **Committee on Transportation** as printed on page 812 of the Senate Journal be adopted, and when so adopted, recommends that SB 2164 DO PASS, which motion prevailed.

SEN. MUTCH MOVED that the amendments to SB 2167 as recommended by the **Committee on Transportation** as printed on pages 812-813 of the Senate Journal be adopted, and when so adopted, recommends that SB 2167 DO PASS, which motion prevailed.

SEN. REITEN MOVED that the amendments to SB 2197 as recommended by the **Committee on Industry, Business and Labor** as printed on page 813 of the Senate Journal be adopted, and when so adopted, recommends that SB 2197 DO PASS, which motion prevailed.

SEN. LIPS MOVED that the amendments to SB 2249 as recommended by the **Committee on Appropriations** as printed on page 814 of the Senate Journal be adopted, and when so adopted, recommends that SB 2249 DO PASS, which motion prevailed.

SEN. REITEN MOVED that the amendments to SB 2251 as recommended by the **Committee on Industry, Business and Labor** as printed on pages 814-818 of the Senate Journal be adopted, and when so adopted, recommends that SB 2251 DO PASS, which motion prevailed.

SEN. MUTCH MOVED that the amendments to SB 2255 as recommended by the **Committee on Transportation** as printed on page 818 of the Senate Journal be adopted, and when so adopted, recommends that SB 2255 DO PASS, which motion prevailed.

SEN. STENEHJEM MOVED that the amendments to SB 2321 as recommended by the **Committee on Social Services and Veterans Affairs** as printed on pages 818-819 of the Senate Journal be adopted, and when so adopted, recommends that SB 2321 DO NOT PASS, which motion prevailed.

SEN. MOORE MOVED that the amendments to SB 2338 as recommended by the **Committee on Natural Resources** as printed on pages 819-820 of the Senate Journal be adopted, and when so adopted, recommends that SB 2338 DO PASS, which motion prevailed.

SEN. CHRISTENSEN MOVED that the amendments to SB 2373 as recommended by the Committee on Judiciary as printed on pages 820-823 of the Senate Journal be adopted, and when so adopted, recommends that SB 2373 DO PASS, which motion prevailed.

SEN. STENEHJEM MOVED that the amendments to SB 2391 as recommended by the Committee on Social Services and Veterans Affairs as printed on pages 823-826 of the Senate Journal be adopted, and when so adopted, recommends that SB 2391 DO PASS, which motion prevailed.

SEN. MUTCH MOVED that the amendments to SB 2405 as recommended by the Committee on Transportation as printed on pages 826-827 of the Senate Journal be adopted, and when so adopted, recommends that SB 2405 DO PASS, which motion prevailed.

SEN. STENEHJEM MOVED that the amendments to SB 2410 as recommended by the Committee on Social Services and Veterans Affairs as printed on pages 827-829 of the Senate Journal be adopted, and when so adopted, recommends that SB 2410 DO PASS, which motion prevailed.

SEN. PETERSON MOVED that the amendments to SB 2415 as recommended by the Committee on Education as printed on pages 829-831 of the Senate Journal be adopted, and when so adopted, recommends that SB 2415 DO PASS, which motion prevailed.

SEN. WRIGHT MOVED that the amendments to SB 2443 as recommended by the Committee on Finance and Taxation as printed on pages 831-832 of the Senate Journal be adopted, and when so adopted, recommends that SB 2443 DO PASS.

#### REQUEST

SEN. WRIGHT REQUESTED a recorded roll call on the motion to adopt the proposed amendments to SB 2443, which request was granted.

#### ROLL CALL

The question being on the motion to adopt the amendments to SB 2443, the roll was called and there were 21 YEAS, 32 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: David; Heigaard; Heinrich; Holmberg; Ingstad; Kelly; Kilander; Lips; Matchie; Mushik; Nething; Olson; Peterson; Reiten; Satrom; Shea; Stenehjem; Tennefos; Waldera; Wenstrom; Wright

NAYS: Adams; Bakewell; Berube; Christensen; Dotzenrod; Freborg; Hilken; Kelsh; Krauter; Kusler; Langley; Lashkowitz; Lodoen; Maixner; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mutch; Naaden; Nelson; Parker; Redlin; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Walsh; Wogsland

ABSENT AND NOT VOTING: None

The motion to adopt the amendments to SB 2443 lost.

MOTION

SEN. WRIGHT MOVED that the rules be suspended, that SB 2443 be placed on the calendar, for second reading and final passage, which motion prevailed.

SECOND READING OF A SENATE BILL

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

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 35 YEAS, 18 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; Dotzenrod; Ereborg; Heigaard; Hilken; Kelly; Kelsh; Krauter; Kusler; Langley; Maixner; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mutch; Naaden; Nelson; Parker; Redlin; Reiten; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Walsh; Wenstrom; Wogsland; Wright

NAYS: David; Heinrich; Holmberg; Ingstad; Kilander; Lashkowitz; Lips; Lodoen; Matchie; Mushik; Nething; Olson; Peterson; Satrom; Shea; Stenehjem; Tennefos; Waldera

ABSENT AND NOT VOTING: None

SB 2443 passed and the title was agreed to.

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MOTION

SEN. NETHING MOVED that the Senate stand in recess for ten minutes, which motion prevailed.

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

CONSIDERATION OF AMENDMENTS

SEN. VOSPER MOVED that the amendments to SB 2450 as recommended by the Committee on Agriculture as printed on pages 832-833 of the Senate Journal be adopted, and when so adopted, recommends that SB 2450 DO PASS, which motion prevailed.

SEN. MOORE MOVED that the amendments to SB 2455 as recommended by the **Committee on Natural Resources** as printed on page 833 of the Senate Journal be adopted, and when so adopted, recommends that SB 2455 DO PASS, which motion prevailed.

SEN. LODOEN MOVED that the amendments to SB 2475 as recommended by the **Committee on State and Federal Government** as printed on pages 833-835 of the Senate Journal be adopted, and when so adopted, recommends that SB 2475 DO PASS, that the rules be suspended and that SB 2475 be rereferred to the **Committee on Appropriations**, which motion prevailed.

SB 2475 was rereferred to the **Committee on Appropriations**.

SEN. STENEHJEM MOVED that the amendments to SB 2486 as recommended by the **Committee on Social Services and Veterans Affairs** as printed on pages 835-836 of the Senate Journal be adopted, and when so adopted, recommends that SB 2486 DO PASS, which motion prevailed.

SEN. CHRISTENSEN MOVED that the amendments to SB 2489 as recommended by the **Committee on Judiciary** as printed on page 836 of the Senate Journal be adopted, and when so adopted, recommends that SB 2489 DO PASS, which motion prevailed.

SEN. MOORE MOVED that the amendments to SCR 4010 as recommended by the **Committee on Natural Resources** as printed on pages 836-839 of the Senate Journal be adopted, and when so adopted, recommends that SCR 4010 DO PASS, which motion prevailed.

#### MOTION

SEN. HOLMBERG MOVED that HB 1247 which is on the Sixth order, be rereferred to the **Committee on Political Subdivisions**, which motion prevailed.

#### REPORT OF STANDING COMMITTEE

MADAM PRESIDENT: Your **Committee on Transportation** to which was referred SB 2296 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 3, delete the words "agriculturally derived" and insert in lieu thereof the word "certain"

On page 1, line 4, after the word "fuels" insert the words "; and to provide that the Act is severable"

On page 1, line 11, overstrike the words "agriculturally derived" and insert immediately thereafter the word "certain"

On page 1, line 16, overstrike the word "an", and delete the word "agriculturally"



- On page 1, line 17, delete the word "derived" and insert in lieu thereof the words "a qualifying"
- On page 1, line 18, after the word "is" insert the following:  
"reduced in accordance with this subsection and subsection 3. An alcohol is a qualifying alcohol if it is methanol produced from coal or if the taxpayer certifies that it is derived from agricultural products produced entirely in the United States. For qualifying alcohols, the tax is"
- On page 1, line 19, overstrike the words "Through December 31, 1983, four cents per gallon"
- On page 1, overstrike lines 20 through 24
- On page 1, line 25, overstrike the words "c. From January 1, 1985, through", delete the word and numerals "June 30", and overstrike the third comma
- On page 1, overstrike lines 26 and 27
- On page 2, overstrike the letter "d.", and remove the overstrike over the word and numerals "~~June 30~~"
- On page 2, line 2, delete the word and numerals "December 31", and overstrike the numerals "1992" and insert immediately thereafter the numerals "1987"
- On page 2, line 5, overstrike the letter "e." and insert immediately thereafter the following:
- "b. From July 1, 1987, through December 31, 1992, four cents per gallon [3.79 liters] less than the tax imposed under subsection 1.
- c."
- On page 2, line 7, delete the letter "f" and insert in lieu thereof the numeral "3", and delete the word "in" and insert in lieu thereof the word "under"
- On page 2, line 8, delete the words "subsection shall" and insert in lieu thereof the words "section does"
- On page 2, line 9, delete the words "agriculturally derived" and insert in lieu thereof the word "qualifying"
- On page 2, line 10, delete the word "the" and insert in lieu thereof the word "this", and delete the words "of North Dakota"
- On page 2, line 11, delete the words "agriculturally derived"

- On page 2, line 12, after the word "a" insert the word "specific"
- On page 2, line 14, delete the words "that is applicable to alcohol" and insert in lieu thereof the words "for what would be a qualifying"
- On page 2, delete line 15
- On page 2, line 16, delete the words "North Dakota" and insert in lieu thereof the words "this state", and delete the word "If" and insert in lieu thereof the words "Qualifying alcohols"
- On page 2, line 17, delete the words "alcohol-blended fuels"
- On page 2, line 18, delete the words "meet the requirements of this"
- On page 2, line 19, delete the words "subsection, they shall be" and insert in lieu thereof the word "are"
- On page 2, line 20, delete the word "subsection" and insert in lieu thereof the word "section"
- On page 2, line 21, after the word "state's" insert the word "specific"
- On page 2, line 22, delete the words "alcohol-blended fuels that" and insert in lieu thereof the word "qualifying"
- On page 2, line 23, delete the words "contain agriculturally derived"
- On page 2, line 24, delete the words "North Dakota" and insert in lieu thereof the words "this state"
- On page 2, line 25, delete the words "on alcohol-blended fuels" and insert in lieu thereof the words "qualifying alcohol"
- On page 2, line 26, delete the words "shall under" and insert in lieu thereof the words "cannot exceed the amount specified in subsection 2."
- On page 2, delete lines 27 through 29
- On page 2, line 30, overstrike the numeral "3" and insert immediately thereafter the numeral "4"
- On page 2, line 32, overstrike the numeral "4" and insert immediately thereafter the numeral "5"
- On page 3, after line 2, insert the following section:

"SECTION 2. SEVERABILITY. If for any reason the provision in section 57-43.1-02 requiring the alcohol to be from agriculturally derived products produced in the United States is finally held by the courts to be unconstitutional, the reduction applies to alcohol derived from agricultural products regardless of the place of production."

And renumber the lines and pages accordingly

SEN. MUTCH, Chairman

SB 2296 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

#### MOTION

SEN. NETHING MOVED that the rules be suspended, that SB 2296 be placed on the Sixth order of business on the calendar, which motion prevailed.

#### CONSIDERATION OF AMENDMENTS

SEN. MUTCH MOVED that the amendments to SB 2296 as recommended by the Committee on Transportation be adopted, and when so adopted, recommends that SB 2296 DO PASS, which motion prevailed.

#### MOTION

SEN. REITEN MOVED that the rules be suspended, that SB 2296 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

#### SECOND READING OF A SENATE BILL

SB 2296: A BILL for an Act to amend and reenact section 57-43.1-02 of the North Dakota Century Code, relating to the tax imposed on motor vehicle fuels and a tax reduction for certain alcohol-blended fuels; and to provide that the Act is severable.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 41 YEAS, 12 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Berube; Christensen; David; Dotzenrod; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelsh; Krauter; Kusler; Langley; Lips; Lodoen; Maixner; Meyer, D.; Meyer, J.; Meyer, W.; Mushik; Naaden; Nething; Olson; Parker; Redlin; Reiten; Satrom; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Adams; Bakewell; Freborg; Kelly; Kilander; Lashkowitz; Matchie; Moore; Mutch; Nelson; Peterson; Teneffos

ABSENT AND NOT VOTING: None

SB 2296 passed and the title was agreed to.

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MOTION

SEN. NETHING MOVED that SB 2159, SB 2389, and SB 2411 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF A SENATE BILL

SB 2159: A BILL for an Act to amend and reenact subsection 1 of section 52-06-04 and section 52-06-05 of the North Dakota Century Code, relating to unemployment compensation weekly benefit amount and benefit duration.

Which has been read.

MOTIONS

SEN. HEIGAARD MOVED that SB 2159 be amended as follows:

On page 2, line 20, delete the word "sixty" and insert in lieu thereof the word "sixty-three"

On page 2, delete lines 26 through 29

And renumber the lines and pages accordingly

SEN. HEIGAARD MOVED that the proposed amendments be adopted.

REQUEST

SEN. MAIXNER REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments to engrossed SB 2159, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to SB 2159, the roll was called and there were 24 YEAS, 29 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Berube; Dotzenrod; Heigaard; Heinrich; Hilken; Kelsh; Krauter; Kusler; Langley; Lashkowitz; Maixner; Matchie; Meyer, J.; Meyer, W.; Mushik; Redlin; Satrom; Shea; Stenehjem; Stromme; Tallackson; Waldera; Walsh; Wogsland

NAYS: Adams; Bakewell; Christensen; David; Freborg; Holmberg; Ingstad; Kelly; Kilander; Lips; Lodoen; Meyer, D.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Reiten; Streibel; Tennefos; Thane; Todd; Tweten; Vosper; Wenstrom; Wright

ABSENT AND NOT VOTING: None

The proposed amendments to SB 2159 were lost.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 43 YEAS, 10 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Holmberg; Ingstad; Kelly; Kilander; Kusler; Langley; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Reiten; Satrom; Stenehjøm; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wenstrom; Wogsland; Wright

NAYS: Heigaard; Heinrich; Hilken; Kelsh; Krauter; Lashkowitz; Mushik; Redlin; Shea; Walsh

ABSENT AND NOT VOTING: None

SB 2159 passed and the title was agreed to.

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#### MOTION

SEN. MUTCH MOVED that the Senate reconsider the action whereby SB 2351 was passed, which motion lost on a verification vote.

#### SECOND READING OF SENATE BILLS

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

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 46 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; David; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, J.; Meyer, W.; Moore; Mushik; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjøm; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wright

NAYS: Christensen; Dotzenrod; Ingstad; Meyer, D.; Mutch; Shea

ABSENT AND NOT VOTING: Wogsland

SB 2389 passed and the title was agreed to.

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

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 48 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Krauter; Kusler; Langley; Lips; Lodoen; Maixner; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Reiten; Satrom; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Walsh; Wenstrom; Wogsland; Wright

NAYS: Berube; Kilander; Lashkowitz; Matchie; Shea

ABSENT AND NOT VOTING: None

SB 2411 passed, the title was agreed to, and the emergency clause carried.

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#### REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on Appropriations to which was referred SB 2025 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 20, delete the numerals "1,636,962" and insert in lieu thereof the numerals "1,584,761"

On page 1, line 21, delete the numerals "299,100" and insert in lieu thereof the numerals "293,631"

On page 1, line 22, delete the numerals "100,718" and insert in lieu thereof the numerals "100,050"

On page 1, line 23, delete the numerals "2,036,780" and insert in lieu thereof the numerals "1,978,442"

On page 1, line 27, delete the numerals "401,493" and insert in lieu thereof the numerals "390,180"

On page 2, delete line 2 and insert in lieu thereof the following:

"Total all funds	\$499,490
Less estimated income	<u>252,490</u>
Grand total general fund appropriation S.B. 2025	\$247,000"

On page 2, line 3, delete the numerals "2,547,583" and insert in lieu thereof the numerals "2,230,932"

On page 2, line 4, delete the numerals "2,547,583" and insert in lieu thereof the numerals "2,477,932"

And renumber the lines and pages accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

##### Geological Survey

The salaries and wages line item is reduced by \$52,201 from other funds. The total includes an increase of \$1,197. This will allow funds for average salary increases of 5.5 percent the first year of the biennium (these funds are to continue the cost of an average increase of 5.5 percent on April 1, 1985) and average salary 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 total also includes a decrease of \$53,398 for one FTE curator program enhancement position. Operating expenses are decreased \$5,469 from other funds and the equipment line item is decreased \$668 from other funds. These decreases relate to the deletion of the one FTE curator position.

##### Upper Great Plains Transportation Institute

The salaries and wages line item is reduced by \$11,313 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 April 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, funding from the general fund is increased by \$247,000 with a corresponding estimated income decrease.

SEN. LIPS, Chairman

SB 2025 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Appropriations to which was referred SB 2033 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 18, delete the numerals "3,143,830" and insert in lieu thereof the numerals "3,078,947"

On page 1, line 19, delete the numerals "863,983" and insert in lieu thereof the numerals "861,983"

On page 1, line 21, delete the numerals "64,670" and insert in lieu thereof the numerals "51,670"

On page 1, line 22, delete the numerals "160,450" and insert in lieu thereof the numerals "134,000"

On page 1, line 23, delete the numerals "4,237,928" and insert in lieu thereof the numerals "4,131,595"

On page 1, line 24, delete the numerals "509,815" and insert in lieu thereof the numerals "582,410"

On page 1, line 25, delete the numerals "3,728,113" and insert in lieu thereof the numerals "3,549,185"

On page 1, line 28, delete the numerals "2,115,201" and insert in lieu thereof the numerals "2,068,449"

On page 2, line 3, delete the numerals "100,000" and insert in lieu thereof the numerals "91,500"

On page 2, line 4, delete the numerals "2,726,872" and insert in lieu thereof the numerals "2,671,620"

On page 2, line 5, delete the numerals "419,697" and insert in lieu thereof the numerals "414,889"

On page 2, line 6, delete the numerals "2,307,175" and insert in lieu thereof the numerals "2,256,731"

On page 2, line 7, delete the numerals "6,035,288" and insert in lieu thereof the numerals "5,805,916"



On page 2, line 8, delete the numerals "929,512" and insert in lieu thereof the numerals "997,299"

On page 2, line 9, delete the numerals "6,964,800" and insert in lieu thereof the numerals "6,803,215"

And renumber the lines and pages accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

##### School for the Deaf

The salaries and wages line item is reduced by \$64,883 from the general fund. This will allow funds for average salary increases of 5.5 percent the first year of the biennium (these funds are to continue the cost of an average increase of 5.5 percent on April 1, 1985) and average salary increase of 4 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 \$2,000 from the general fund to reflect a decrease in employee travel.

The equipment line item is reduced by \$13,000 from the general fund. The amendment reduces funding for dorm furniture, vocational education, and school testing equipment.

Capital improvements is decreased by \$26,450 from the general fund reducing road maintenance by \$12,500 and deleting \$13,950 to ventilate the old school building.

In addition, the amount of funding from the general fund is reduced by \$72,595 with a corresponding increase to estimated income. Of the total, \$30,000 is from the parent infant services to preschool children program and \$42,595 is from additional interest income expected from the Board of University and School Lands.

##### School for the Blind

The salaries and wages line item is reduced by \$46,752 from the general fund. This will allow funds for average salary increase of 5.5 percent the first year of the biennium (these funds are to continue the cost of an average increase of 5.5 percent on April 1, 1985) and average salary increases of 4 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 \$8,500 from the general fund. Of the total, \$6,000 was for a warehouse steam line and \$2,500 was for extending outside lighting.

In addition, the amount of funding from the general fund is increased by \$4,808 with a corresponding decrease to estimated income. This amount is less interest income expected from the Board of University and School Lands.

SEN. LIPS, Chairman

SB 2033 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was referred SB 2063 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

SB 2063 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was referred SB 2139 has had the same under consideration and recommends that the same DO NOT PASS

SEN. LIPS, Chairman

SB 2139 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Transportation to which was referred SB 2200 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 3, overstrike the word "and"

On page 1, line 7, after the second word "vehicles" insert the words "; 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"

On page 2, line 7, after the period insert the words "For each permit for the movement of a mobile home or modular unit, the fee is five dollars."

On page 3, line 22, delete the word "Vehicles" and insert in lieu thereof the words "Commercial movement of haystacks or hay bales with vehicles"

On page 3, line 23, after the word "and" insert the word "overwidth"

On page 3, line 24, after the word "grinders" insert the word "which"

On page 3, line 31, after the underscored period insert the words "The permit may also be issued for hauling hay bales with vehicles or vehicle combinations other than those designed specifically for hauling haystacks. This permit, however, will not be in lieu of registration requirements."

On page 5, line 21, delete the word "patrol", overstrike the word "or" and insert immediately thereafter the words "patrol and"

On page 5, line 22, delete the words "highway engineers" and insert in lieu thereof the word "commissioner"

On page 6, after line 19, insert the following new section:

"SECTION 5. REPEAL. Section 39-18-05 of the 1983 Supplement to the North Dakota Century Code is hereby repealed."

And renumber the lines, sections, and pages accordingly  
SEN. MUTCH, Chairman

SB 2200 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was referred SB 2265 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. LIPS, Chairman

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

MADAM PRESIDENT: Your Committee on Transportation to which was rereferred SB 2304 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1 of the engrossed bill, line 3, delete the words "; and to provide a"

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

On page 1 of the engrossed bill, line 10, after the word "vehicle" insert the words "registered in this state and"

On page 1 of the engrossed bill, line 11, delete the word "pressurized" and insert in lieu thereof the word "compressed"

On page 1 of the engrossed bill, line 12, after the first word "the" insert the words "type of", and delete the word "Until"

On page 1 of the engrossed bill, delete line 13

On page 1 of the engrossed bill, line 14, delete the words "used, the" and insert in lieu thereof the word "The"

On page 1 of the engrossed bill, delete lines 23 through 26 and insert in lieu thereof the words "The department shall establish rules for the issuance and placement of the decal and may collect a fee not to exceed five dollars for the issuance of the decal."

And renumber the lines and pages accordingly

SEN. MUTCH, Chairman

SB 2304 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was rereferred SB 2334 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. LIPS, Chairman

SB 2334 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was rereferred SB 2341 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

SB 2341 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was rereferred SB 2349 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

SB 2349 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was rereferred SB 2371 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

SB 2371 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was rereferred SB 2392 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

SB 2392 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was referred SB 2396 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. LIPS, Chairman

SB 2396 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was rereferred SB 2400 has had the same under consideration and recommends that the same BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION.

SEN. LIPS, Chairman

SB 2400 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Transportation to which was referred SB 2413 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 14, after the period insert the following sentence: "'Collector's item", as used in this section, means a motor vehicle which is operated on public streets and highways only for the purpose of driving the vehicle to and from parades, car shows, car rallies, other public gatherings held for the purpose of displaying or selling the vehicle, and service or storage facilities."

On page 2, line 2, after the period insert the following sentence: "Any person violating the provisions of this section or any department rule regarding this section forfeits the right to the registration provided in this section and any registration fees which have been paid."

And renumber the lines and pages accordingly

SEN. MUTCH, Chairman

SB 2413 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SB 2414 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 2, after the semicolon, insert the word "and", and after the numerals "6-09-15.4" insert the words "of the North Dakota Century Code" and delete the word "beginning"

On page 1, line 3, delete the words "; and to provide an appropriation"

On page 2, line 17, after the word "to" insert the word "nonfarming"

On page 2, line 29, after the word "of" insert the words "developing program criteria,"

On page 2, line 30, after the word "applications" insert a comma

On page 3, line 23, delete the word "greater" and insert in lieu thereof the word "less"

On page 4, delete lines 3 through 8

And renumber the lines and pages accordingly

SEN. REITEN, Chairman

SB 2414 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was referred SB 2440 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. LIPS, Chairman

SB 2440 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was referred SB 2441 has had the same under consideration and recommends that the same BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION.

SEN. LIPS, Chairman

SB 2441 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Social Services and Veterans Affairs to which was referred SB 2465 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. STENEHJEM, Chairman

SB 2465 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SB 2468 has had the same under consideration

and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, after the word "reenact" insert the words "subsection 4 of section 26.1-08-01 and"

On page 1, after line 6, insert the following new section:

"SECTION 1. AMENDMENT. Subsection 4 of section 26.1-08-01 of the 1983 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

4. "Eligible person" means an individual who ~~is~~ has been a resident of this state for a period of six months and meets the enrollment requirements of section 26.1-08-12."

On page 2, line 17, after the word "application" insert the words "except that coverage of a preexisting condition during the first six months must be provided upon the insured's payment of an additional premium set by the association and approved by the commissioner", and remove the overstrike over the words "~~This subsection does not~~"

On page 2, line 18, remove the overstrike

On page 2, line 19, remove the overstrike over the words "~~individual, a family, or group policy during the~~", and after the word "year" insert the words "twelve months"

On page 2, line 20, remove the overstrike

On page 2, line 21, remove the overstrike, and after the word "~~procedures~~" insert the words "or to a person who is treated by nonelective procedures for a congenital or genetic disease"

And renumber the lines, sections, and pages accordingly  
SEN. REITEN, Chairman

SB 2468 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SB 2477 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to amend and reenact section 40-22-25 of the North Dakota Century Code, relating to notice to persons with

interest in property affected by an improvement by special assessment.

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

**SECTION 1. AMENDMENT.** Section 40-22-25 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

**40-22-25. Opening of bids - Bids to be entered on minutes - Final action on bids to be deferred.** After the bids have been opened and made public, they shall be entered upon the minutes of the meeting of the governing body of the municipality at which they are considered, and they shall be preserved carefully by the city auditor. If the governing body has called for bids on more than one kind of pavement, action on the bids shall be deferred for a period of at least five days, and not less than five days after the opening of bids, a meeting of the governing body shall be held for the purpose of considering and acting upon such bids. Notice of the time and place of such meeting shall be published by the city auditor in at least one issue of the official newspaper of the municipality not less than five days before the date fixed for such meeting. If the lowest bid that appears eligible for acceptance exceeds by twenty-five percent the engineer's estimate prepared pursuant to section 40-22-10, the city auditor shall mail a copy of the notice of the meeting at least ten days before the meeting to each vendor and mortgagee of record with interest in the affected property."

And renumber the lines and pages accordingly

SEN. REITEN, Chairman

SB 2477 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on State and Federal Government to which was referred SCR 4046 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. LODOEN, Chairman

SCR 4046 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Education to which was referred SCR 4048 has had the same under consideration and recommends that the same DO PASS.

SEN. PETERSON, Chairman

SCR 4048 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.



**MADAM PRESIDENT:** Your Committee on Finance and Taxation to which was referred SCR 4051 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 3, delete the words "tribal and nontribal residents" and insert in lieu thereof the words "all persons living within the exterior boundaries"

On page 1, line 4, delete the words "tribal and nontribal residents" and insert in lieu thereof the words "all persons living within the exterior boundaries"

On page 1, line 6, delete the second word "of"

On page 1, line 7, delete the words "the residents" and insert in lieu thereof the words "persons living within the exterior boundaries"

On page 1, line 12, delete the words "tribal and nontribal residents" and insert in lieu thereof the words "all persons living within the exterior boundaries"

On page 2, line 6, delete the second word "the"

On page 2, line 7, delete the words "tribal and nontribal residents" and insert in lieu thereof the words "all persons living within the exterior boundaries"

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

"BE IT FURTHER RESOLVED, that the committee in its study not be limited to restrictions in current federal and state laws, and that the findings of the committee include recommendations for necessary legislative changes in these federal and state laws; and"

On page 2, line 30, delete the words "tribal and"

On page 2, line 31, delete the words "nontribal residents" and insert in lieu thereof the words "all persons living within the exterior boundaries"

And renumber the lines and pages accordingly

**SEN. WRIGHT, Chairman**

SCR 4051 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Education to which was referred HB 1050 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, line 2, overstrike the following words: "according to the last federal decennial"

On page 2, line 3, overstrike the word "census"

On page 2, line 5, after the first word "the" insert the word "qualified"

On page 2, line 29, overstrike the word "electorate" and insert immediately thereafter the words "qualified electors"

On page 2, line 31, after the second word "of" insert the word "qualified"

On page 3, line 3, after the word "twenty-five" insert the word "qualified"

And renumber the lines and pages accordingly

SEN. PETERSON, Chairman

HB 1050 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Judiciary to which was referred HB 1057 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 3 of the engrossed bill, line 11, after the word "repealed." insert the following sentence: "A petition may not include a statement of intent or similar explanatory information."

On page 4 of the engrossed bill, line 20, delete the words "No statement of intent or similar"

On page 4 of the engrossed bill, delete line 21

And renumber the lines and pages accordingly

SEN. CHRISTENSEN, Chairman

HB 1057 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Judiciary to which was referred HB 1075 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

HB 1075 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Finance and Taxation to which was referred HB 1087 has had the same under consideration and

recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1 of the engrossed bill, line 14, after the second word "by" insert the word "beginning"

And renumber the lines accordingly

SEN. WRIGHT, Chairman

HB 1087 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1095 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

HB 1095 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1113 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. REITEN, Chairman

HB 1113 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1118 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. REITEN, Chairman

HB 1118 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1162 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. REITEN, Chairman

HB 1162 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HB 1165 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. PETERSON, Chairman

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

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1184 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. REITEN, Chairman

HB 1184 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1192 has had the same under consideration and recommends that the same DO PASS.

SEN. REITEN, Chairman

HB 1192 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1198 has had the same under consideration and recommends that the same DO PASS.

SEN. REITEN, Chairman

HB 1198 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HB 1217 has had the same under consideration and recommends that the same DO PASS.

SEN. PETERSON, Chairman

HB 1217 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Agriculture to which was referred HB 1263 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 26, after the word "gateway" insert the words "unless application is otherwise assigned"

On page 2, line 10, after the word "constructed" insert the words "or to that person's assignee"

And renumber the lines and pages accordingly

SEN. VOSPER, Chairman

HB 1263 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1268 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

HB 1268 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1300 has had the same under consideration and recommends that the same DO PASS.

SEN. WRIGHT, Chairman

HB 1300 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1343 has had the same under consideration and recommends that the same DO PASS.

SEN. WRIGHT, Chairman

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

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1374 has had the same under consideration and recommends that the same DO PASS.

SEN. WRIGHT, Chairman

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

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred HB 1411 has had the same under consideration and recommends that the same DO PASS.

SEN. LODOEN, Chairman

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

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1486 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

HB 1486 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred HCR 3006 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. LODOEN, Chairman

HCR 3006 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred HCR 3007 has had the same under consideration

and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. LODOEN, Chairman

HCR 3007 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred HCR 3008 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. LODOEN, Chairman

HCR 3008 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred HCR 3009 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. LODOEN, Chairman

HCR 3009 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

#### FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Sens. Olson, Peterson, Freborg and Reps. Conny, Schindler introduced:

SCR 4052: A concurrent resolution directing the Legislative Council to determine whether the state compulsory school attendance law should be revised to accommodate alternative methods of student instruction.

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

Sens. Maixner, Freborg introduced:

SCR 4053: A concurrent resolution directing the Legislative Council to study sales and purchases of power produced by small power producers.

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

#### FIRST READING OF HOUSE BILLS

HB 1233: A BILL for an Act to amend and reenact section 24-05-04 of the North Dakota Century Code, relating to value of county contracts for use of road machinery for which competitive bidding is required.

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

HB 1287: A BILL for an Act to provide for issuance by insurance by insurers of evidence of motor vehicle liability insurance coverage; to create and enact a new subsection to section 39-06.1-05 and a new paragraph to subdivision b of subsection 3 of section 39-06.1-10 of the North Dakota

Century Code, relating to traffic violations excluded from treatment as noncriminal and to points assigned against an operator's license; to amend and reenact section 39-08-20 of the North Dakota Century Code, to provide a penalty for driving without liability insurance; and to repeal subsection 6 of section 39-06.1-06 and paragraph 25 of subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to noncriminal disposition of the offense of driving without liability insurance.

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

HB 1296: A BILL for an Act to amend and reenact section 16.1-07-06 of the North Dakota Century Code, relating to an application for absent voter's ballot.

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

HB 1305: A BILL for an Act to amend and reenact sections 51-14-02 and 51-14-03 of the North Dakota Century Code, relating to the minimum fees and credit service charges allowed for revolving charge account agreements; and to repeal section 51-14-04 of the North Dakota Century Code, relating to the effective date of the chapter.

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

HB 1387: A BILL for an Act to create and enact a new section to chapter 26-03 of the North Dakota Century Code, or in the alternative to create and enact a new subdivision to subsection 1 of section 26.1-36-04 and a new subsection to section 26.1-36-05 of the North Dakota Century Code as created by Senate Bill No. 2078, as approved by the forty-ninth legislative assembly, a new section to chapter 26.1-17, and a new subsection to section 26.1-18-12 of the North Dakota Century Code, relating to benefits for services performed by registered nurses.

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

HB 1435: A BILL for an Act to create and enact a new section to chapter 18-10 of the North Dakota Century Code, relating to withdrawal of territory from a rural fire prevention district.

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

HB 1454: A BILL for an Act to create and enact a new section to chapter 29-04 of the North Dakota Century Code, relating to the limitation of time within which a prosecution for child sexual abuse must be commenced.

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

HB 1471: A BILL for an Act to amend and reenact section 47-16-39.1 of the North Dakota Century Code, relating to the failure of an oil and gas operator to pay oil or gas royalties.

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

HB 1472: A BILL for an Act to amend and reenact section 38-11.1-09 of the North Dakota Century Code, relating to the award of costs and expenses under an oil and gas production damage compensation action.

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

HB 1492: A BILL for an Act to amend and reenact section 23-17.3-05 of the North Dakota Century Code, relating to home health agency standards of licensure.

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

HB 1496: A BILL for an Act to create and enact a new section to chapter 57-28 of the North Dakota Century Code, relating to marketable title of real estate acquired by a city.

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

HB 1512: A BILL for an Act to amend and reenact subsections 3 and 4 of section 20.1-03-12 and section 20.1-08-04.1 of the North Dakota Century Code, relating to fees for hunting and fishing licenses and permits and the governor's proclamation concerning the hunting of bighorn sheep.

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

HB 1532: A BILL for an Act to create and enact a new section to chapter 20.1-03 of the North Dakota Century Code, relating to an application fee for licenses to hunt elk, moose, and bighorn sheep; and to amend and reenact section 20.1-02-17 of the North Dakota Century Code, relating to the use of elk, moose, and bighorn sheep application fees by the game and fish department.

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

HB 1619: A BILL for an Act to amend and reenact subsection 4 of section 57-28-15 of the North Dakota Century Code, relating to the rate of interest on land purchased at the annual county sale of land acquired by tax deed.

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



HB 1625: A BILL for an Act to amend and reenact section 15-38-18 of the North Dakota Century Code, relating to the duties of the teachers' professional practices commission.  
Was read the first time and referred to the Committee on Education.

#### FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3021: A concurrent resolution encouraging television coverage of the activities of the Forty-ninth Legislative Assembly and future assemblies; and providing for the preparation of guidelines for television coverage by the Legislative Council or its designee.

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

HCR 3045: A concurrent resolution urging Congress to review and revise the bankruptcy laws to provide creditors with more protection from losses resulting from debtors filing for bankruptcy.

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

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

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

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

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

#### MOTIONS

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

SEN. NOTHING MOVED that at the conclusion of the Fifth order of business, the Thirteenth order of business and after the reading of SB 2004, SB 2008, SB 2034, SB 2063, SB 2109, SB 2139, SB 2163, SB 2164, SB 2167, SB 2180, SB 2197, SB 2214, SB 2217, SB 2240, SB 2249, SB 2251, SB 2255, SB 2262, SB 2265, SB 2321, SB 2334, SB 2338, SB 2341, SB 2349, SB 2362, SB 2371, SB 2373, SB 2375, SB 2386, SB 2388, SB 2391, SB 2392, SB 2396, SB 2400, SB 2405, SB 2410, SB 2415, SB 2430, SB 2440, SB 2441, SB 2448, SB 2450, SB 2455, SB 2464, SB 2465, SB 2475, SB 2480, SB 2486, SB 2488, SB 2489, SB 2494, SB 2498, SCR 4010, SCR 4040, SCR 4044, SCR 4046, SCR 4048, HB 1075, HB 1095, HB 1113, HB 1114, HB 1118, HB 1162, HB 1165, HB 1184, HB 1192, HB 1198, HB 1217, HB 1268, HB 1300, HB 1343, HB 1374, HB 1411, HB 1486, HCR 3006, HCR 3007,

HCR 3008, and HCR 3009, the Senate adjourn and convene at 12:30 p.m., Wednesday, February 20, 1985, which motion prevailed.

LEO LEIDHOLM, Secretary