

MONDAY, MARCH 4, 1985

1231

JOURNAL OF THE SENATE

Forty-ninth Legislative Assembly

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THIRTY-EIGHTH DAY

Bismarck, March 4, 1985

The Senate convened at 1:00 p.m., with President Meiers presiding.

The prayer was offered by Reverend Kim William Smith, Peace Lutheran Church, Dunseith, North Dakota.

Dear Lord God, as Your people of old faced difficult times and hard choices, we also struggle with problems of poverty and injustice and inhumanity. To these women and men who have by Your grace been given authority over us, give the understanding to see clearly the problems they face and the wisdom to solve them. Give them the strength and courage to fulfill the trust that we have placed in them that they may do their work in a spirit of wisdom, kindness, and justice. Help them use their authority to serve faithfully and to promote the general welfare. Through Your son, Jesus Christ our Lord, Amen.

ROLL CALL

The roll was called and all members were present, except Senators David, Reiten, 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 Thirty-seventh day and finds the same to be correct.

SEN. DAVID, Chairman

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

MESSAGES TO THE HOUSE  
SENATE CHAMBER

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

HB 1079, HB 1088, HB 1129, HB 1131, HB 1142, HB 1163,  
 HB 1166, HB 1167, HB 1174, HB 1178, HB 1183, HB 1186,  
 HB 1187, HB 1188, HB 1192, HB 1198, HB 1206, HB 1227,  
 HB 1256, HB 1260, HB 1268, HB 1297, HB 1300, HB 1304,  
 HB 1315, HB 1319, HB 1331, HB 1343, HB 1345, HB 1361,  
 HB 1389, HB 1407, HB 1449, HB 1469, HB 1470, HB 1479,  
 HB 1501, HB 1502, HB 1544, HB 1548, HB 1549, HCR 3025  
 LEO LEIDHOLM, Secretary

## SENATE CHAMBER

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

HB 1050, HB 1057, HB 1087

LEO LEIDHOLM, Secretary

## SENATE CHAMBER

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

HB 1251, HB 1348, HB 1582

LEO LEIDHOLM, Secretary

## CONSIDERATION OF AMENDMENTS

SEN. HOLMBERG MOVED that the amendments to HB 1438 as recommended by the Committee on Political Subdivisions as printed on page 1225 of the Senate Journal be adopted, and when so adopted, recommends that HB 1438 DO PASS, which motion prevailed.

## SECOND READING OF SENATE CONCURRENT RESOLUTIONS

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

Which has been read.

## REQUEST

SEN. WOGSLAND REQUESTED a recorded roll call vote on the adoption of SCR 4053, which request was granted.

## ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were 31 YEAS, 19 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; Dotzenrod; Freborg; Heigaard; Heinrich; Holmberg; Ingstad; Kelsh; Krauter; Kusler; Langley; Lashkowitz; Maixner; Matchie; Meyer, J.; Meyer, W.; Moore; Peterson; Redlin; Satrom; Shea; Stenehjem; Thane; Tweten; Vosper; Waldera; Wogsland; Wright

NAYS: Hilken; Kelly; Kilander; Lips; Lodoen; Meyer, D.;  
Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker;  
Streibel; Stromme; Tallackson; Tennefos; Todd; Wenstrom

ABSENT AND NOT VOTING: David; Reiten; Walsh

SCR 4053 was declared adopted.

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SCR 4056: A concurrent resolution directing the Legislative Council to study the investigation and prosecution procedures for child abuse and neglect cases and to determine whether state law protects the interests of justice and of all parties involved in such cases.

Which has been read.

The question being on the final adoption of the resolution.

SCR 4056 was declared adopted on a voice vote.

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SCR 4064: A concurrent resolution directing the Legislative Council to study governmental immunity for political subdivisions, the desirability of enacting a tort claims act, liability insurance for political subdivisions, and the desirability of enacting a state insurance program to provide coverage for political subdivisions.

Which has been read.

The question being on the final adoption of the resolution.

SCR 4064 was declared adopted on a voice vote.

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SECOND READING OF SENATE CONCURRENT RESOLUTIONS  
ON CONSENT CALENDAR

SCR 4058: A concurrent resolution directing the Legislative Council to study the feasibility of allowing the conducting of various games of chance, on an infrequent basis, by small charitable organizations, and to study the licensing process applicable to such events.

SCR 4060: A concurrent resolution directing the Legislative Council to study alternatives to the present court system for solving civil disputes.

SCR 4061: A concurrent resolution directing the Legislative Council to study state laws relating to the issuance, suspension, and revocation of drivers' licenses with

specific emphasis on the efficient administration of those laws, the use of uniform terms in the relevant statutes, and the adequacy of drivers' education programs.

SCR 4066: A concurrent resolution directing the Legislative Council to study the status and impact of charitable gambling in this state.

Which have been read.

The question being on the final adoption of the resolutions.

The resolutions were declared adopted on a voice vote.

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#### SECOND READING OF HOUSE BILLS

HB 1014: A BILL for an Act making an appropriation for defraying the expenses of unemployment insurance for the various departments and institutions of the state of North Dakota.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 49 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: David; Maixner; Reiten; Walsh

HB 1014 passed and the title was agreed to.

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HB 1040: A BILL for an Act to transfer moneys from the accumulated and undivided profits of the Bank of North Dakota to the general fund of the state of North Dakota.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 49 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: David; Maixner; Reiten; Walsh

HB 1040 passed and the title was agreed to.

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HB 1047: A BILL for an Act to amend and reenact sections 25-16-01, 25-16-02, and 25-16-03 of the North Dakota Century Code, relating to the ownership and operation of treatment and care centers for developmentally disabled persons.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 42 YEAS, 7 NAYS, 4 ABSENT AND NOT VOTING.

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

NAYS: Heigaard; Hilken; Matchie; Mushik; Satrom; Shea; Wogsland

ABSENT AND NOT VOTING: David; Maixner; Reiten; Walsh

HB 1047 passed and the title was agreed to.

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**HB 1062:** A BILL for an Act to amend and reenact sections 25-04-01, 25-04-02, 25-04-03, 25-04-03.1, 25-04-04, 25-04-05, 25-04-05.1, 25-04-08, 25-04-11, 25-09-02, 50-06-01.4, and 54-23-01 of the North Dakota Century Code, relating to the transfer of control of Grafton state school and San Haven to the department of human services; and to provide an effective date.

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 27 YEAS, 23 NAYS, 3 ABSENT AND NOT VOTING.

**YEAS:** Adams; Christensen; Freborg; Heinrich; Holmberg; Ingstad; Kelly; Kusler; Langley; Lashkowitz; Lodoen; Maixner; Matchie; Meyer, J.; Mushik; Nething; Olson; Peterson; Redlin; Satrom; Shea; Stenehjøm; Tennefos; Todd; Waldera; Wenstrom; Wright

**NAYS:** Bakewell; Berube; Dotzenrod; Heigaard; Hilken; Kelsh; Kilander; Krauter; Lips; Meyer, D.; Meyer, W.; Moore; Mutch; Naaden; Nelson; Parker; Streibel; Stromme; Tallackson; Thane; Tweten; Vosper; Wogsland

**ABSENT AND NOT VOTING:** David; Reiten; Walsh

HB 1062 passed and the title was agreed to.

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**HB 1063:** A BILL for an Act to license hospice programs.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 40 YEAS, 11 NAYS, 2 ABSENT AND NOT VOTING.

**YEAS:** Bakewell; Berube; Dotzenrod; Heigaard; Heinrich; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Mushik; Naaden; Nelson; Nething; Parker; Redlin; Satrom; Shea; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wenstrom; Wogsland

**NAYS:** Adams; Christensen; David; Freborg; Hilken; Moore; Mutch; Olson; Peterson; Stenehjøm; Wright

**ABSENT AND NOT VOTING:** Reiten; Walsh

HB 1063 passed and the title was agreed to.

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HB 1144: A BILL for an Act to amend and reenact section 55-02-07 of the North Dakota Century Code, relating to historical, archaeological, and paleontological artifacts or sites found or located on land owned by the state or its political subdivisions and the procedures for determining significance and mitigating proposed actions affecting those artifacts or sites.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 50 YEAS, 0 NAYS, 3 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, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Satrom; Shea; Stenehjerm; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Mutch; Reiten; Walsh

HB 1144 passed and the title was agreed to.

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HB 1168: A BILL for an Act to amend and reenact sections 50-24.2-01 and 50-24.2-02 of the North Dakota Century Code, relating to noninstitutional personal care and family home care; and to declare an emergency.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 51 YEAS, 0 NAYS, 2 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, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Satrom; Shea; Stenehjerm; Streibel;

Stromme; Tallackson; Tennefos; Thane; Todd; Tweten;  
Vosper; Waldera; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Reiten; Walsh

HB 1168 passed, the title was agreed to, and the emergency clause carried.

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HB 1215: A BILL for an Act to amend and reenact section 23-17.3-01 of the North Dakota Century Code, relating to certificate of need for home health agencies; and to repeal chapter 23-17.2 and section 23-17.3-03 of the North Dakota Century Code, relating to certificate of need for expansion of hospital facilities and certificate of need for home health agencies.

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 9 YEAS, 42 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Christensen; David; Freborg; Lashkowitz; Lips;  
Lodoen; Meyer, D.; Mutch; Olson

NAYS: Adams; Bakewell; Berube; Dotzenrod; Heigård;  
Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh;  
Kilander; Krauter; Kusler; Langley; Maixner; Matchie;  
Meyer, J.; Meyer, W.; Moore; Mushik; Naaden; Nelson;  
Nething; Parker; Peterson; Redlin; Satrom; Shea;  
Stenehjem; Streibel; Stromme; Tallackson; Tennefos;  
Thane; Todd; Tweten; Vosper; Waldera; Wenstrom;  
Wogsland; Wright

ABSENT AND NOT VOTING: Reiten; Walsh

HB 1215 was declared lost.

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#### MOTIONS

SEN. MOORE MOVED that HB 1089 be returned to the Senate floor from the Committee on Natural Resources, which motion prevailed.

SEN. MOORE MOVED that HB 1089 be rereferred to the Committee on Appropriations, which motion prevailed.



SEN. NETHING MOVED that HB 1217 which is on the Fourteenth order be laid over two legislative days, which motion prevailed.

SEN. WRIGHT MOVED that HB 1374 which is on the Fourteenth order be laid over one legislative day, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

HB 1235: A BILL for an Act to create and enact a new section to chapter 61-16 of the North Dakota Century Code, relating to the appointment of an alternate water resource board member upon disqualification of a water resource board member due to a conflict of interest or illness.

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 29 YEAS, 21 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Christensen; Heigaard; Heinrich; Ingstad; Kelly; Kelsh; Kusler; Langley; Lashkowitz; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Mushik; Mutch; Olson; Parker; Satrom; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Tweten; Vosper; Waldera; Wogsland

NAYS: Adams; Berube; David; Dotzenrod; Freborg; Hilken; Holmberg; Kilander; Krauter; Lips; Lodoen; Moore; Naaden; Nelson; Nething; Peterson; Redlin; Thane; Todd; Wenstrom; Wright

ABSENT AND NOT VOTING: Bakewell; Reiten; Walsh

HB 1235 passed and the title was agreed to.

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HB 1277: A BILL for an Act to authorize a city tax levy for the construction, operation, and maintenance of animal shelters and to provide for sterilization of animals released for adoption by animal shelters supported by the levy; and to create and enact a new subsection to section 57-15-10 of the North Dakota Century Code, relating to a city tax levy for animal shelters which is in addition to general tax levy limitations.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 36 YEAS, 14 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Berube; Christensen; Dotzenrod; Heigaard; Heinrich; Holmberg; Ingstad; Kelsh; Kilander; Krauter; Kusler;

Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, J.;  
 Moore; Mushik; Nething; Olson; Parker; Peterson;  
 Redlin; Satrom; Shea; Stenehjem; Stromme; Tallackson;  
 Tennefos; Thane; Todd; Waldera; Wenstrom; Wogsland;  
 Wright

NAYS: Adams; David; Freborg; Hilken; Kelly; Langley;  
 Meyer, D.; Meyer, W.; Mutch; Naaden; Nelson; Streibel;  
 Tweten; Vosper

ABSENT AND NOT VOTING: Bakewell; Reiten; Walsh

HB 1277 passed and the title was agreed to.

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HB 1279: A BILL for an Act to amend and reenact sections 27-02-05.2, 27-15-01, 27-15-02, 27-15-03, 27-15-04, 27-15-05, and 27-15-10 of the North Dakota Century Code, relating to changing the name of the judicial council to the judicial conference and changing the membership, terms, organization, duties, and payment of expenses of members of the judicial conference; and to repeal sections 27-15-06, 27-15-08, and 27-15-09 of the North Dakota Century Code, relating to hearings and reports of the judicial council, and the meeting of judges concerning judicial council recommendations.

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 47 YEAS, 0 NAYS, 6 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Bakewell; Lodoen; Meyer, W.;  
 Peterson; Reiten; Walsh

HB 1279 passed and the title was agreed to.

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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.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 36 YEAS, 13 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Berube; Christensen; David; Freborg; Heigaard; Holmberg; Ingstad; Kelsh; Kilander; Kusler; Langley; Lips; Lodoen; Maixner; Moore; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Satrom; Shea; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Waldera; Wenstrom; Wright

NAYS: Dotzenrod; Heinrich; Hilken; Krauter; Lashkowitz; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Mushik; Stromme; Vosper; Wogsland

ABSENT AND NOT VOTING: Bakewell; Kelly; Reiten; Walsh

HB 1305 passed and the title was agreed to.

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HB 1306: A BILL for an Act to amend and reenact section 15-12-12 of the North Dakota Century Code, relating to the publication by the county auditor of publications available through North Dakota state university.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 22 YEAS, 29 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Heinrich; Holmberg; Ingstad; Kilander; Lashkowitz; Lodoen; Moore; Mutch; Naaden; Nelson; Peterson; Stenehjem; Streibel; Stromme; Tennefos; Todd

NAYS: Freborg; Heigaard; Hilken; Kelly; Kelsh; Krauter; Kusler; Langley; Lips; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Mushik; Nething; Olson; Parker; Redlin; Satrom; Shea; Tallackson; Thane; Tweten; Vosper; Waldera; Wenstrom; Wogsland; Wright

ABSENT AND NOT VOTING: Reiten; Walsh

HB 1306 was declared lost.

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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.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 43 YEAS, 8 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter; Kusler; Langley; Lashkowitz; Lodoen; Maixner; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Naaden; Nelson; Nething; Olson; Redlin; Satrom; Shea; Stenehjem; Stromme; Tallackson; Thane; Todd; Waldera; Wenstrom; Wogsland; Wright

NAYS: Lips; Mutch; Parker; Peterson; Streibel; Tennefos; Tweten; Vosper

ABSENT AND NOT VOTING: Reiten; Walsh

HB 1387 passed and the title was agreed to.

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HB 1413: A BILL for an Act to amend and reenact sections 4-02-03, 4-02-04, and subsection 2 of section 57-15-06.8 of the North Dakota Century Code, relating to county fair mill levies.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 39 YEAS, 10 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Berube; Christensen; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Krauter; Kusler; Lashkowitz; Lips; Lodoen; Matchie; Meyer, D.; Meyer, J.; Mushik; Nething;

Olson; Parker; Peterson; Redlin; Satrom; Shea;  
Stenehjem; Stromme; Tallackson; Thane; Todd; Tweten;  
Waldera; Wenstrom; Wogsland; Wright

NAYS: Bakewell; Kilander; Meyer, W.; Moore; Mutch;  
Naaden; Nelson; Streibel; Tennefos; Vosper

ABSENT AND NOT VOTING: Langley; Maixner; Reiten; Walsh

HB 1413 passed and the title was agreed to.

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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.

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, 2 NAYS, 3 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; Matchie;  
Meyer, D.; Meyer, W.; Moore; Mushik; Mutch; Nelson;  
Nething; Olson; Parker; Peterson; Redlin; Satrom; Shea;  
Stenehjem; Streibel; Stromme; Tallackson; Tennefos;  
Thane; Todd; Tweten; Vosper; Waldera; Wenstrom;  
Wogsland; Wright

NAYS: Meyer, J.; Naaden

ABSENT AND NOT VOTING: Maixner; Reiten; Walsh

HB 1435 passed and the title was agreed to.

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HB 1447: A BILL for an Act to amend and reenact subsection 6 of section 11-10-10 of the North Dakota Century Code, relating to salaries of county sheriffs.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 39 YEAS, 11 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Berube; Christensen; Freborg; Heinrich; Hilken;  
Holmberg; Ingstad; Kelly; Kelsh; Kilander; Krauter;

Kusler; Langley; Lashkowitz; Lips; Lodoen; Matchie; Meyer, J.; Meyer, W.; Mushik; Mutch; Nelson; Nething; Olson; Peterson; Redlin; Satrom; Shea; Stenehjem; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wenstrom; Wogsland

NAYS: Adams; Bakewell; David; Dotzenrod; Heigaard; Meyer, D.; Moore; Naaden; Parker; Streibel; Wright

ABSENT AND NOT VOTING: Maixner; Reiten; Walsh

HB 1447 passed and the title was agreed to.

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HB 1451: A BILL for an Act to create and enact a new subsection to section 39-10.2-06 of the North Dakota Century Code, relating to the operation of a motorcycle where a passenger under eighteen years of age is not wearing protective headgear.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 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, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Satrom; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Reiten; Walsh

HB 1451 passed and the title was agreed to.

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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 big horn sheep.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 32 YEAS, 19 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Bakewell; Berube; David; Dotzenrod; Heigaard; Heinrich; Holmberg; Kelsh; Kilander; Krauter; Lashkowitz; Lips; Lodoen; Maixner; Matchie; Meyer, J.; Nething; Olson; Parker; Redlin; Satrom; Shea; Stenehjem; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Wenstrom; Wogsland; Wright

NAYS: Adams; Christensen; Freborg; Hilken; Ingstad; Kelly; Kusler; Langley; Meyer, D.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Peterson; Streibel; Vosper; Waldera

ABSENT AND NOT VOTING: Reiten; Walsh

HB 1512 passed and the title was agreed to.

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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.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 41 YEAS, 8 NAYS, 4 ABSENT AND NOT VOTING.

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

NAYS: Bakewell; Hilken; Ingstad; Meyer, D.; Naaden; Shea; Stenehjem; Waldera

ABSENT AND NOT VOTING: Krauter; Maixner; Reiten; Walsh

HB 1532 passed and the title was agreed to.

\*\*\*\*\*

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.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 50 YEAS, 0 NAYS, 3 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; Matchie; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Parker; Peterson; Redlin; Satrom; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wenstrom; Wogsland; Wright

NAYS: None

ABSENT AND NOT VOTING: Maixner; Reiten; Walsh

HB 1619 passed and the title was agreed to.

\*\*\*\*\*

#### SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3023: A concurrent resolution urging the President of the United States and the Congress of the United States to take all steps necessary to secure the return of all Americans still held as prisoners of war in Southeast Asia.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3023 was declared adopted on a voice vote.

\*\*\*\*\*

HCR 3028: A concurrent resolution directing the Legislative Council to study the consolidation of services provided by the Department of Human Services and the relationship between the Department of Human Services, the county social service boards, and mental health services; to review the services being provided by regional human service centers and to determine how responsive those centers are to referrals from the court system and other community agencies; and to examine alternatives for more efficient delivery of human services in North Dakota.



Which has been read.

The question being on the final adoption of the resolution.

HCR 3028 was declared adopted on a voice vote.

\*\*\*\*\*

HCR 3059: A concurrent resolution regarding the approval of state agency use of block grant funds, and authorizing the Budget Section of the Legislative Council to hold the required legislative hearings on state plans for the receipt and expenditure of new or revised block grants as passed by Congress.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3059 was declared adopted on a voice vote.

\*\*\*\*\*

HCR 3066: A concurrent resolution requesting the United States Congress and the United States Army Corps of Engineers to assume the responsibility for Missouri River bank erosion in North Dakota and to complete a program of bank stabilization and maintenance along the Missouri River between the Garrison Dam and the Oahe Reservoir.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3066 was declared adopted on a voice vote.

\*\*\*\*\*

#### REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on Appropriations to which was referred HB 1017 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

HB 1017 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was referred HB 1023 has had the same under consideration and recommends that the same DO PASS.

SEN. LIPS, Chairman

HB 1023 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Appropriations to which was referred HB 1036 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 12, delete the numerals "1,784,937" and insert in lieu thereof the numerals "1,752,548"

On page 1, line 17, delete the numerals "2,572,761" and insert in lieu thereof the numerals "2,540,372"

And renumber the lines and pages accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

Seed Department

The salaries and wages line item is reduced by \$32,389 from other funds. This will allow funds to continue average salary increases of 5.5 percent the first year of the biennium 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.

SEN. LIPS, Chairman

HB 1036 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Political Subdivisions to which was referred HB 1247 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 11, remove the overstrike over the "7"

On page 2, line 21, after the word "census" insert the words "with a maximum of seven thousand five hundred dollars"

And renumber the lines and pages accordingly

SEN. HOLMBERG, Chairman

HB 1247 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 1289 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

HB 1289 was placed on the Fourteenth 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 HB 1335 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 23, after the word "and" insert the words "if the patient or guardian signs a written authorization of release the patient's records,"

On page 2, line 21, delete the word "the" and insert in lieu thereof the words "if the patient or guardian signs a written authorization of release, the patient's"

On page 2, line 35, after the word "centers" insert the words "as authorized by the patient or guardian's written release and consent"

On page 4, line 4, after the word "transferred" insert the words "upon the patient or guardian's written authorization of release and"

And renumber the lines and pages accordingly

SEN. STENEHJEM, Chairman

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

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1375 has had the same under consideration and recommends that the same DO PASS.

SEN. WRIGHT, Chairman

HB 1375 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 1381 has had the same under consideration and recommends that the same DO PASS.

SEN. PARKER, Vice Chairman

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

MADAM PRESIDENT: Your Committee on Appropriations to which was referred HB 1388 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 6, delete the word "general" and insert in lieu thereof the words "lands and minerals trust"

And renumber the lines and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Rangeland Grasshopper Control - Department of Agriculture

This amendment changes the funding source from the general fund to the lands and minerals trust fund.

SEN. LIPS, Chairman

HB 1388 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 1408 has had the same under consideration and recommends that the same BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION.

SEN. CHRISTENSEN, Chairman

HB 1408 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 1420 has had the same under consideration and recommends that the same DO PASS.

SEN. PARKER, Vice Chairman

HB 1420 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 1424 has had the same under consideration and recommends that the same DO PASS.

SEN. CHRISTENSEN, Chairman

HB 1424 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 1428 has had the same under consideration and recommends that the same DO PASS.

SEN. PARKER, Vice Chairman

HB 1428 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 1488 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. CHRISTENSEN, Chairman

HB 1488 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 1600 has had the same under consideration and recommends that the same DO PASS.

SEN. WRIGHT, Chairman

HB 1600 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 3011 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. LODOEN, Chairman

HCR 3011 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 3021 has had the same under consideration and recommends that the same DO PASS.

SEN. LODOEN, Chairman

HCR 3021 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 HCR 3026 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. PETERSON, Chairman

HCR 3026 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 HCR 3039 has had the same under consideration and recommends that the same DO PASS.

SEN. PETERSON, Chairman

HCR 3039 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 3049 has had the same under consideration and recommends that the same DO PASS.

SEN. LODOEN, Chairman

HCR 3049 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was referred HCR 3057 has had the same under consideration and recommends that the same DO NOT PASS.

SEN. LIPS, Chairman

HCR 3057 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 HCR 3060 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

**SEN. PETERSON, Chairman**

HCR 3060 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Finance and Taxation to which was referred HCR 3061 has had the same under consideration and recommends that the same DO PASS.

**SEN. WRIGHT, Chairman**

HCR 3061 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 3063 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

**SEN. LODOEN, Chairman**

HCR 3063 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 3064 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

**SEN. LODOEN, Chairman**

HCR 3064 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 HCR 3073 has had the same under consideration and recommends that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

**SEN. PETERSON, Chairman**

HCR 3073 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

**MESSAGES FROM THE HOUSE  
HOUSE CHAMBER**

**MADAM PRESIDENT:** I have the honor to return herewith SB 2007 which the House has amended:

**HOUSE AMENDMENTS TO ENGROSSED SB 2007**

On page 2 of the engrossed bill, after line 17, insert the following lines:

"Subdivision 7.

**DEINSTITUTIONALIZATION COURT MONITOR**

Operating expenses	\$ 71,800
Total general fund appropriation	\$ 71,800"

On page 2 of the engrossed bill, line 18, delete the numerals "3,679,970" and insert in lieu thereof the numerals "3,751,770"

On page 2 of the engrossed bill, line 20, delete the numerals "10,357,655" and insert in lieu thereof the numerals "10,429,455"

And renumber the lines accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

An appropriation of \$71,800 is added for the deinstitutionalization court monitor for the cost of operations through June 30, 1985.

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 3070, HCR 3074, HCR 3079, HCR 3086, HCR 3089, HCR 3090,  
HCR 3092

ROY GILBREATH, Chief Clerk

#### MESSAGES TO THE HOUSE SENATE CHAMBER

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

HB 1263

LEO LEIDHOLM, Secretary

#### 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:

SCR 4052, SCR 4053, SCR 4054, SCR 4055, SCR 4056, SCR 4058,  
SCR 4059, SCR 4060, SCR 4061, SCR 4062, SCR 4063, SCR 4064,  
SCR 4065, SCR 4066

LEO LEIDHOLM, Secretary

#### FIRST READING OF HOUSE BILLS

HB 1001: A BILL for an Act making an appropriation for defraying the expenses of various elected and appointed officials of the state of North Dakota.

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

**HB 1002:** A BILL for an Act making an appropriation for defraying the expenses of the superintendent of public instruction of the state of North Dakota; and providing for transfers of funds from the federal revenue sharing and displaced homemaker funds.

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

**HB 1003:** A BILL for an Act making an appropriation for defraying the expenses of the various divisions under the supervision of the director of the office of management and budget of the state of North Dakota; 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; and providing for an exemption.

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

**HB 1006:** A BILL for an Act making an appropriation for defraying the expenses of various divisions under the supervision of the director of institutions of the state of North Dakota.

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

**HB 1010:** A BILL for an Act making an appropriation for defraying the expenses of the Grafton state school, San Haven, state hospital, protection and advocacy project, and deinstitutionalization court monitor of the state of North Dakota.

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

**HB 1016:** A BILL for an Act making an appropriation for defraying the expenses of the adjutant general of the state of North Dakota; and providing for an appropriation and transfer of funds from the Vietnam bonus sinking fund and national guard tuition trust fund.

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

**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.

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

**HB 1025:** A BILL for an Act making an appropriation for defraying the expenses of various agricultural councils and commissions of the state of North Dakota.



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

**HB 1027:** A BILL for an Act making an appropriation for defraying the expenses of the judicial branch of the government of the state of North Dakota; and to amend and reenact sections 27-02-02 and 27-05-03 of the North Dakota Century Code, relating to the salaries of the judges of the supreme and district courts.

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

**HB 1029:** A BILL for an Act making an appropriation for defraying the expenses of the energy development impact office of the state of North Dakota, and providing for a transfer of funds from the lands and minerals trust fund and the coal development impact fund; 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.

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

**HB 1031:** A BILL for an Act making an appropriation for defraying the expenses of the state penitentiary and various divisions thereof of the state of North Dakota.

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

**HB 1035:** A BILL for an Act 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 an appropriation for defraying the expenses of the southwest water pipeline project of the state of North Dakota.

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

**HB 1043:** A BILL for an Act to create and enact a new section to chapter 4-01 of the North Dakota Century Code, relating to an advisory board to aid the commissioner of agriculture in determining eligibility for beginning farmer program applicants; to amend and reenact sections 6-09-15.5, 6-09.8-01, 6-09.8-04, 6-09.8-06, subdivision m of subsection 1 of section 57-38-01.2, and section 57-38-67 of the North Dakota Century Code, relating to beginning farmer programs, loan guarantees, loan funds, and tax exemptions; to provide an appropriation; and to declare an emergency.

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

**HB 1048:** A BILL for an Act to amend and reenact section 15-40.1-06 of the North Dakota Century Code, relating to

the educational support for elementary and secondary school students.

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

**HB 1049:** A BILL for an Act to amend and reenact section 15-40.1-16 of the North Dakota Century Code, relating to state transportation aid payments to schools.

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

**HB 1243:** A BILL for an Act to amend and reenact sections 54-03-10, 54-03-20, and 54-35-10 of the North Dakota Century Code, relating to compensation and expense reimbursement for members of the legislative assembly; to repeal section 54-03-20.1 of the North Dakota Century Code and chapter 551 of the 1983 Session Laws of North Dakota, relating to compensation and expense reimbursement for members of the legislative assembly; to provide an effective date; and to declare an emergency.

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

**HB 1250:** A BILL for an Act to amend and reenact sections 44-08-04 and 54-06-09 of the North Dakota Century Code, relating to mileage, meals, and lodging expense allowances for state employees.

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

**HB 1267:** A BILL for an Act to provide for the administration of recreational leadership grants and facilities grants.

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

**HB 1327:** A BILL for an Act to amend and reenact sections 57-39.2-04.1 and 57-40.2-04.1 of the North Dakota Century Code, to remove the sales and use tax exemption for candy, chewing gum, and carbonated beverages.

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

**HB 1394:** A BILL for an Act to prohibit the sale of fresh or frozen fish or fish products from Canada in North Dakota, and to create the authority for North Dakota to participate in an international basin fish pathogen and biota study commission; to provide a penalty; to provide an appropriation; and to provide an effective date.

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

**HB 1403:** A BILL for an Act to amend and reenact section 15-59-07.2 of the North Dakota Century Code, relating to state reimbursement for special education boarding care costs; and to repeal section 15-59-07.1 of the North Dakota

Century Code, relating to the state reimbursement of out-of-state boarding care costs.

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

**HB 1545:** A BILL for an Act to create and enact a new chapter to the North Dakota Century Code, relating to the development of a new program for chemical abuse problems in North Dakota schools; and to provide an appropriation.

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

**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 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.

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

#### MOTIONS

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

**SEN. NETHING MOVED** that at the conclusion of the Fifth order of business, the Thirteenth order of business and after the reading of HB 1017, HB 1023, HB 1289, HB 1374, HB 1375, HB 1381, HB 1408, HB 1420, HB 1424, HB 1428, HB 1438, HB 1488, HB 1600, HCR 3011, HCR 3021, HCR 3026, HCR 3039, HCR 3049, HCR 3057, HCR 3060, HCR 3061, HCR 3063, HCR 3064, and HCR 3073, the Senate adjourn and convene at 1:00 p.m., Tuesday, March 5, 1985, which motion prevailed.

LEO LEIDHOLM, Secretary