

TUESDAY, DECEMBER 2, 1986

1

First Day of
Legislative Organizational Session
and
Fiftieth Legislative Assembly, State of North Dakota, in
Special Session, begun and held at the Capitol in the City
of Bismarck, on Tuesday, the second day of December,
one thousand nine hundred and eighty-six

JOURNAL OF THE HOUSE

Fiftieth Legislative Assembly

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FIRST DAY

Bismarck, December 2, 1986

At the hour of nine a.m., on the second day of December, 1986, being the day and hour designated by law for the convening of the organizational session of the Legislative Assembly for the State Representatives assembled in the House Chamber of the State Capitol building at Bismarck, North Dakota, and were called to order by the Speaker of the 1985 Legislative Session, Rep. Roy Hausauer.

SPEAKER R. HAUSAUER ANNOUNCED that the House would be on the Fourth order of business.

COMMUNICATIONS

Chief Clerk of the House of Representatives
Fiftieth Legislative Assembly
Bismarck, North Dakota 58505

Dear Sir:

I hereby certify that the following is, according to the records of my office, a true and correct list of the names and addresses of those duly elected as members of the House of Representatives of the Fiftieth Legislative Assembly of the State of North Dakota.

Dist. No. - Counties or Parts Thereof	Name	Address
1. Williams	Jim Haugen	Williston
	Verdine Rice	Williston
2. Divide, Williams	Jeremy Nelson	Crosby
	Olaf Opedahl	Tioga
3. Renville, Ward	Orlin (Bill) Hanson	Sherwood
	Kevin Kolbo	Mohall
4. Burke, Divide, Mountrail	June Y. Enget	Powers Lake
	Richard L. Solberg	Stanley

5.	Ward	Lynn W. Aas	Minot
		Dave Koland	Minot
6.	Bottineau, McHenry	Beth Smette	Newburg
		David Paul O'Connell	Lansford
7.	McHenry, Pierce	Quentin E. Christman	Rugby
		Gene Watne	Velva
8.	McLean	Julie Hill	Roseglen
		Bob O'Shea	Turtle Lake
9.	Rolette	Patricia DeMers	Dunseith
		Gerry L. Wilkie	Rolla
10.	Cavalier, Towner,	Eugene Nicholas	Cando
	Walsh	Robert "Bob" Nowatzki	Langdon
11.	Pembina, Walsh	Rosemarie Myrdal	Edinburg
		Alice Olson	Cavalier
12.	Benson, Eddy,	Larry Klundt	Minnewauken
	Ramsey	Bill Starke	New Rockford
13.	Cass	Rodney A. Larson	Riverside
		Jay Lindgren	West Fargo
14.	Wells, Foster	Arthur Melby	Harvey
		Charles Linderman	Carrington
15.	Ramsey	Gordon Berg	Devils Lake
		Charles F. Mertens	Devils Lake
16.	Walsh	Harley Kingsbury	Grafton
		W. C. (Bill) Skjerven	Park River
17.	Grand Forks	Thomas J. Kuchera	Grand Forks
&		Grant Shaft	Grand Forks
18.	Grand Forks	Earl Strinden	Grand Forks
		Judy L. DeMers	Grand Forks
19.	Grand Forks	Dagne B. Olsen	Manvel
		Don Shide	Larimore
20.	Grand Forks,	Curtiss Almlie	Mayville
	Traill	David W. Kent	Hatton
21.	Cass	Tish Kelly	Fargo
		John T. Schneider	Fargo
22.	Cass	Wesley R. Belter	Leonard
		Jack Dalrymple	Casselton
23.	Nelson, Griggs,	Odell Flaagan	Tolna
	Steele	Bruce Laughlin	Finley
24.	Barnes	Gereld F. Gerntholz	Sanborn
		Vince Olson	Valley City
25.	Richland	Roy Hausauer	Wahpeton
		Clark Williams	Wahpeton
26.	Dickey, Sargent,	John Hokana	Oakes
	Ransom	Scott B. Stofferahn	Cogswell
27.	Ransom, Richland	Ralph C. Dotzenrod	Wyndmere
		Adella J. Williams	Lidgerwood
28.	Logan, LaMoure,	Jim Brokaw	Forbes
	Dickey, Barnes	Kelly Shockman	LaMoure
29.	Stutsman	Dale Marks	Ypsilanti
		Wade Williams	Eldridge
30.	Emmons, McIntosh,	William E. Kretschmar	Venturia
	Burleigh, Logan	Wilbur Vander Vorst	Hague
31.	Burleigh, Sheridan,	Theodore A. "Ted" Lang	Sterling
	Kidder	Orville Schindler	McClusky

32.	Burleigh	Serenus Hoffner	Bismarck
		Bill Oban	Bismarck
33.	Mercer, Oliver	Ronald Gunsch	Zap
		Gary Knell	Hazen
34.	Morton	Archie R. Shaw	Mandan
		Dan Ulmer	Mandan
35.	Grant, Hettinger,	Ray Meyer	Morristown, SD
	Sioux	Emil J. Riehl	Raleigh
36.	McKenzie, Dunn	Ronald A. Anderson	Keene
		Jack Murphy	Killdeer
37.	Stark	William G. Goetz	Dickinson
		Francis J. Wald	Dickinson
38.	Stark	Kenneth Knudson	Taylor
		Clarence Martin	Lefor
39.	Adams, Bowman,	Kenneth N. Thompson	Beach
	Billings, Golden	Joseph R. Whalen	Bowman
	Valley, Slope		
40.	Ward	Brynhild Haugland	Minot
&		James A. "Jim" Peterson	Minot
50.	Ward	Ben Tollefson	Minot
		Thomas J. Lautenschlager	Minot
41.	Ward	Janet Wentz	Minot
		Kenneth O. Frey	Minot
42.	Grand Forks	Connie L. Cleveland	Grand Forks
		Mike Hamerlik	Grand Forks
43.	Grand Forks	Moine R. Gates	Grand Forks
		Jayson "Jay" Graba	Grand Forks
44.	Cass	Marshall W. Moore	Fargo
		Kit Catherine Scherber	Fargo
45.	Cass	Rick Berg	Fargo
		Carolyn C. Nelson	Fargo
46.	Cass	John Dorso	Fargo
		Steve Gorman	Fargo
47.	Burleigh	Cathy Rydell	Bismarck
		Bill Sorensen	Bismarck
48.	Stutsman	Harold N. Trautman	Jamestown
		Lyle L. Hanson	Jamestown
49.	Burleigh	Alvin Hausauer	Bismarck
		Bob Martinson	Bismarck
51.	Cass	Richard Kloubec	Fargo
		Douglas G. Payne	Fargo
52.	Burleigh	Brent Winkelman	Bismarck
		Gerald Halmrast	Bismarck
53.	Morton	Dick Tokach	St. Anthony
		Steve Tomac	St. Anthony

IN WITNESS WHEREOF, I have hereunto set my hand and affixed the Great Seal of the State of North Dakota, this 1st Day of December, 1986.

BEN MEIER
Secretary of State
State of North Dakota

ROLL CALL

Roll call was taken manually by the 1985 Chief Clerk, Roy Gilbreath. There were 104 members present and 2 members absent as follows:

PRESENT: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Hausauer, R.

ABSENT: Lang; Stofferahn

MOTION

REP. STRINDEN MOVED that a committee of two be appointed to escort Chief Justice Ralph J. Erickstad to the rostrum. The motion prevailed and Speaker R. Hausauer appointed Reps. Shide and Hamerlik to such committee and Chief Justice Ralph J. Erickstad was escorted to the rostrum.

CHIEF JUSTICE RALPH J. ERICKSTAD ADMINISTERED the Oath of Office to the members present.

The prayer was offered by Rev. George A. Walker, Associate Superintendent, North Central District Association of the Evangelical Free Church of America.

MOTIONS

Nominations were then opened for the position of Chief Clerk.

REP. STRINDEN MOVED that the name of Roy Gilbreath be placed in nomination for the position of Chief Clerk of the House of Representatives.

REP. GOETZ MOVED that nominations cease, which motion prevailed.

REP. STRINDEN MOVED that the record show that all Representatives shown as present on the roll call be shown as

voting for the election of Roy Gilbreath as Chief Clerk, which motion prevailed.

ROLL CALL

The question being on the election of Roy Gilbreath as Chief Clerk of the House of Representatives, the roll was called, and there were 104 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Hausauer, R.

NAYS: None

ABSENT AND NOT VOTING: Lang; Stofferahn

Roy Gilbreath was declared elected as Chief Clerk of the House of Representatives. Speaker R. Hausauer then administered the Oath of Office to Chief Clerk Roy Gilbreath.

MOTIONS

Nominations were then opened for the position of Desk Reporter.

REP. STRINDEN MOVED that the name of Barbara Middaugh be placed in nomination for the position of Desk Reporter of the House of Representatives.

REP. GOETZ MOVED that nominations cease, which motion prevailed.

REP. STRINDEN MOVED that the record show that all Representatives shown as present on the roll call be shown as voting for the election of Barbara Middaugh as Desk Reporter, which motion prevailed.

ROLL CALL

The question being on the election of Barbara Middaugh as Desk Reporter of the House of Representatives, the roll was called, and there were 104 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Kloubec; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Hausauer, R.

NAYS: None

ABSENT AND NOT VOTING: Lang; Stofferahn

Barbara Middaugh was declared elected as Desk Reporter of the House of Representatives. Speaker R. Hausauer administered the Oath of Office to Desk Reporter Barbara Middaugh.

MOTIONS

Nominations were then opened for the position of Sergeant-at-Arms.

REP. GOETZ MOVED that the name of David Hillesland be placed in nomination for the position of Sergeant-at-Arms of the House of Representatives.

REP. GOETZ MOVED that nominations cease, which motion prevailed.

REP. STRINDEN MOVED that the record show that all Representatives shown as present on the roll call be shown as voting for the election of David Hillesland as Sergeant-at-Arms, which motion prevailed.

ROLL CALL

The question being on the election of David Hillesland as Sergeant-at-Arms of the House of Representatives, the roll was called, and there were 104 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hill; Hoffner; Hokana; Kelly;

Kent; Kingsbury; Kloubec; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Hausauer, R.

NAYS: None

ABSENT AND NOT VOTING: Lang; Stofferahn

David Hillesland was declared elected as Sergeant-at-Arms of the House of Representatives. Speaker R. Hausauer administered the Oath of Office to Sergeant-at-Arms David Hillesland.

Information packets were distributed to the members, with the materials therein explained by Mr. Jay E. Buringrud, Assistant Director of the Legislative Council.

MOTIONS

Nominations were opened for Speaker of the House.

REP. MOORE nominated Rep. Kloubec for Speaker of the House.

REP. KOLAND seconded the motion, which motion prevailed.

REP. DOTZENROD nominated Rep. Laughlin for Speaker of the House.

REP. HOFFNER seconded the motion, which motion prevailed.

REP. GOETZ MOVED that nominations cease, which motion prevailed.

ROLL CALL

The question being on the election of Speaker of the House, the roll was called and there were 59 votes cast for Rep. Kloubec, and 43 votes cast for Rep. Laughlin, with two votes abstaining and two absent members.

Those voting for Rep. Kloubec were:

Aas; Almlie; Anderson; Belter; Berg, R.; Christman; Cleveland; Dalrymple; Dorso; Gates; Gerntholz; Goetz; Gorman; Gunsch; Hamerlik; Hanson, O.; Haugen; Haugland; Hausauer, A.; Kent; Kingsbury; Knell; Knudson; Koland; Kretschmar; Kuchera; Larson; Lindgren; Martin; Martinson; Melby; Moore; Murphy; Myrdal; Nicholas; Olsen, D.; Olson, A.; Olson, V.; Payne; Peterson; Rice; Rydell;

Schindler; Shaft; Shaw; Shide; Smette; Sorensen; Strinden; Thompson; Tokach; Tollefson; Trautman; Vander Vorst; Wald; Wentz; Whalen; Winkelman; Speaker Hausauer, R.

Those voting for Rep. Laughlin were:

Berg, G.; Brokaw; DeMers, J.; DeMers, P.; Dotzenrod; Enget; Flaagan; Frey; Graba; Halmrast; Hanson, L.; Hill; Hoffner; Hokana; Kelly; Klundt; Kolbo; Lautenschlager; Linderman; Marks; Mertens; Meyer; Nelson, C.; Nelson, J.; Nowatzki; Oban; O'Connell; Opedahl; O'Shea; Riehl; Scherber; Schneider; Shockman; Skjerven; Solberg; Starke; Tomac; Ulmer; Watne; Wilkie; Williams, A.; Williams, C.; Williams, W.

Those absent and not voting were:

Lang; Stofferahn

Those abstaining were:

Kloubec; Laughlin

MOTIONS

REP. LAUGHLIN MOVED that a unanimous ballot be cast for Rep. Kloubec for Speaker of the House, which motion prevailed.

REP. GOETZ MOVED that a committee of two be appointed to escort the newly elected Speaker to the rostrum, which motion prevailed.

SPEAKER R. HAUSAUER APPOINTED Reps. Moore and Dorso, and Speaker Kloubec was then escorted to the rostrum.

REP. STRINDEN MOVED that a committee of two be appointed to escort Chief Justice Erickstad to the rostrum to administer the Oath of Office to the newly elected Speaker, which motion prevailed.

SPEAKER R. HAUSAUER appointed Reps. Cleveland and Wentz to such committee and Chief Justice Erickstad was escorted to the rostrum and administered the Oath of Office to the newly elected Speaker.

SPEAKER ELECT RICHARD KLOUBEC: Mr. Speaker, fellow legislators, Chief Justice, members of the 50th Legislative Assembly: It is a great honor and a privilege to be elected by one's peers to be Speaker of the House of Representatives. I would like to thank my caucus for their confidence and their support. Having served as a Committee Chairman over these past several years, and having served in the minority and an equally divided House, I believe I know the value of firmness, fairness and humor. Should we encounter some rough seas and fog, be patient. I trust you will bear with me. I will be paddling as fast as I can to steer the ship of state into the sunshine and calmer

waters. To preside fairly and equitably over the House of Representatives has been the hallmark of all our past Speakers. I will strive to emulate them. Thank you.

PRESENTATION OF THE GAVEL

SPEAKER KLOUBEC presented former Speaker R. Hausauer with the gavel that he used during the Forty-ninth Legislative Assembly.

ANNOUNCEMENT

SPEAKER KLOUBEC ANNOUNCED that the House would be on the Fifteenth order of business. Seating of the members will be handled according to House Rule 350.

HOUSE SEATING SENIORITY TABLE AS SPECIFIED IN HOUSE RULE 350 (1987 Session not included)

Name (District)	Sessions Served	Total House Sessions	Total Legislative Sessions
Strinden, Earl (17-18)	1967-69-71-73-75- 77-79-81-83-85	10	10
Kuchera, Tom (17-18)	1977-79-81-83-85	5	5
Shaft, Grant (17-18)		0	
Mertens, Charles (15)	1971-73-75-77-79- 81-83-85	8	8
Berg, Gordon (15)	1977-79-81-85	4	4
Goetz, William G. (37)	1975-81-83-85	4	4
Wald, Francis J. (37)	1979-81-85	3	3
Hoffner, Serenus (32)	1979-81-83-85	4	4
Oban, Bill (32)	1985	1	1
Peterson, Jim (40-50)	1967-69-71-73-75- 77-79-81-83-85	10	10
Haugland, Brynhild (40-50)	1939-41-43-45-47- 49-51-53-55-57- 59-61-63-65-67- 69-71-73-75-77- 79-81-83-85	24	24
Tollefson, Ben (40-50)	1985	1	1
Kelly, Tish (21)	1975-77-79-81-83-85	6	6
Schneider, John T. (21)	1983-85	2	2
Hausauer, Roy (25)	1971-73-75-77-79- 81-83-85	8	8
Kloubec, Richard (51)	1973-77-79-81-83-85	6	6
Payne, Douglas G. (51)	1985	1	1
Opedahl, Olaf (2)	1963-65-67-69-71- 73-75-77-79-81-83-85	12	12
Nelson, Jeremy (2)		0	
Lang, Theodore A. (31)	1965-67-69-71-73- 75-77-79-81-83-85	11	11
Schindler, Orville (31)	1973-75-77-79-81-83-85	7	7
Knudson, Kenneth (38)	1967-69-71-73-75- 77-79-81-83-85	10	10

Martin, Clarence (38)	1975-77-79-81-83-85	6	6
Kingsbury, Harley (16)	1967-69-71-73-79-81-83-85	8	8
Dotzenrod, Ralph C. (27)	1971-73-75-77-79-81-83-85	8	8
Williams, Adella J. (27)	1983-85	2	2
Murphy, Jack (36)	1971-73-75-77-79-81-83-85	8	8
Anderson, Ronald A. (36)	1981-83-85	3	3
Olson, Alice (11)	1973-75-77-79-81-83-85	7	7
Myrdal, Rosemarie (11)	1985	1	1
Kretschmar, William E. (30)	1973-75-77-79-81-83-85	7	7
Vander Vorst, Wilbur (30)	1973-75-77-79-81-83-85	7	7
Hausauer, Alvin (49)	1971-73-75-77-79-81-85	7	7
Martinson, Bob (49)	1973-75-77-79-81-83-85	7	7
Nicholas, Eugene (10)	1975-77-79-81-83-85	6	6
Laughlin, Bruce (23)	1971-73-75-77-83-85	6	6
Flaagan, Odell D. (23)		0	
Wentz, Janet (41)	1975-77-79-81-83-85	6	6
Gunsch, Ronald E. (33)	1977-79-81-83-85	5	5
Knell, Gary (33)		0	
Riehl, Emil J. (35)	1977-79-81-83-85	5	5
Meyer, Ray (35)	1983-85	2	2
Melby, Arthur (14)	1979-81-83-85	4	4
Brokaw, Jim (28)	1979-81-83-85	4	4
Shockman, Kelly (28)	1983-85	2	2
Thompson, Kenneth N. (39)	1979-81-83-85	4	4
Whalen, Joseph R. (39)	1981-83-85	3	3
Hanson, Lyle L. (48)	1979-81-83-85	4	4
Rice, Verdine D. (1)	1981-83-85	3	3
Haugen, J. A. (1)		0	
Hanson, Orlin (3)	1981-83-85	3	3
O'Shea, Bob (8)	1977-83-85	3	3
Hill, Julie A. (8)	1983-85	2	2
Olsen, Dagne B. (19)	1981-83-85	3	3
Shide, Don (19)	1983-85	2	2
Kent, David W. (20)	1981-83-85	3	3
Almlie, Curt (20)		0	
Gates, Moine R. (43)	1981-83-85	3	3
Moore, Marshall W. (44)	1981-83-85	3	3
Halmrast, Gerald A. (52)	1975-83-85	3	3
Aas, Lynn W. (5)	1967-69	2	2
Koland, Dave (5)	1981-85	2	2
O'Connell, David (6)	1983-85	2	2
Watne, Gene (7)	1983-85	2	2
Nowatzki, Robert (10)	1983-85	2	2
Larson, Rod (13)	1983-85	2	2
Lindgren, Jay (13)	1985	1	1
Linderman, Charles (14)	1983-85	2	2
DeMers, Judy L. (17-18)	1983-85	2	2
Williams, Clark (25)	1983-85	2	2
Stofferahn, Scott B. (26)	1983-85	2	2
Hokana, John (26)		0	
Williams, Wade (29)	1983-85	2	2

Marks, Dale (29)		0	
Lautenschlager, Thomas (40-50)	1983-85	2	2
Hamerlik, Mike (42)	1983-85	2	2
Cleveland, Connie L. (42)	1985	1	1
Enget, June Y. (4)	1985	1	1
Solberg, R. L. (4)	1985	1	1
Smette, Beth (6)	1985	1	1
Klundt, Larry A. (12)	1985	1	1
Starke, William (12)	1985	1	1
Skjerven, W. C. (16)	1985	1	1
Belter, Wesley R. (22)	1985	1	1
Dalrymple, Jack (22)	1985	1	1
Gerntholz, Gereld F. (24)	1985	1	1
Olson, Vince (24)	1985	1	1
Shaw, Archie R. (34)	1985	1	1
Ulmer, Dan (34)	1985	1	1
Frey, Kenneth O. (41)	1985	1	1
Graba, Jayson (43)	1985	1	1
Berg, Rick (45)	1985	1	1
Dorso, John (46)	1985	1	1
Gorman, Steve (46)		0	
Rydell, Cathy (47)	1985	1	1
Sorensen, Bill (47)		0	
Winkelman, Brent (52)	1985	1	1
Kolbo, Kevin (3)		0	
Christman, Quentin E. (7)		0	
DeMers, Patricia (9)		0	
Wilkie, Gerry L. (9)		0	
Scherber, Kit (44)		0	
Nelson, Carolyn C. (45)		0	
Trautman, Harold N. (48)		0	
Tokach, Dick (53)		0	
Tomac, Steven W. (53)		0	

MOTIONS

REP. STRINDEN MOVED that the House adopt as temporary rules the House and Joint Rules of the Forty-ninth Legislative Assembly as adopted on Thursday, December 6, 1984, and amended on Tuesday, January 8, 1985, which motion prevailed on a voice vote.

REP. STRINDEN MOVED that the House stand in recess for ten minutes, which motion prevailed.

The House reconvened pursuant to recess taken.

SPEAKER KLOUBEC ANNOUNCED that the next order of business would be the appointment of procedural committees.

PROCEDURAL COMMITTEES

REP. GOETZ MOVED that a committee of three be appointed to notify the Governor and the Senate that the House is organized and ready to transact business, which motion prevailed.

SPEAKER KLOUBEC APPOINTED to such committee, Reps. Larson, Kelly, and R. Anderson.

REP. GOETZ MOVED that a committee of five be appointed to act as the **Committee on Delayed Bills**, which motion prevailed.

SPEAKER KLOUBEC APPOINTED to such committee, Reps. Strinden, Goetz, Kloubec, Mertens, and Hoffner.

REP. GOETZ MOVED that a committee of three be appointed to act as the **Committee on Arrangements for House Committee Rooms**, which motion prevailed.

SPEAKER KLOUBEC APPOINTED to such committee, Reps. Hamerlik, Lindgren, and O'Connell.

REP. GOETZ MOVED that a committee of five be appointed to act as a **Committee on Employment**, which motion prevailed.

SPEAKER KLOUBEC APPOINTED as such committee, Reps. Martinson, Melby, Whalen, Opedahl, and Ulmer.

REP. GOETZ MOVED that a committee of five be appointed to act as a **Committee on Revision and Correction of the Journal**, which motion prevailed.

SPEAKER KLOUBEC APPOINTED as such committee, Reps. Thompson, Cleveland, Shaw, Laughlin, and Enget.

REP. GOETZ MOVED that a committee of five be appointed to act as a **Committee on Enrollment and Engrossment**, which motion prevailed.

SPEAKER KLOUBEC APPOINTED as such committee, Reps. Koland, Dalrymple, V. Olson, Skjerven, and R. Solberg.

REP. GOETZ MOVED that a committee of nine be appointed to act as a **Committee on House and Joint Rules**, which motion prevailed.

SPEAKER KLOUBEC APPOINTED as such committee, Reps. Kretschmar, Strinden, Goetz, Kloubec, Kuchera, W. Williams, Mertens, Hoffner, and Schneider.

REP. GOETZ MOVED that a committee of three be appointed to act as a **Committee on Photography**, which motion prevailed.

SPEAKER KLOUBEC APPOINTED as such committee, Reps. Winkelman, Rice, and A. Williams.

REP. GOETZ MOVED that a committee of three be appointed to act with a like committee from the Senate, as an **Inaugural Planning Committee**, which motion prevailed.

SPEAKER KLOUBEC APPOINTED as such committee, Reps. Rydell, Gorman, and Flaagan.

The Committee from the Senate was received, which committee announced the Senate was now organized and ready to transact business.

The committee appointed to notify the Governor and the Senate that the House was organized and ready to perform its constitutional functions announced it had completed its work, and the committee was subsequently discharged.

MOTION

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

JOINT SESSION
50th LEGISLATIVE ASSEMBLY
December 2, 1986
1:00 p.m.

THE HOUSE RECONVENED pursuant to recess taken.

MOTIONS

REP. STRINDEN MOVED that the House stand in recess to receive the Senate, which motion prevailed.

REP. STRINDEN MOVED that Executive Order 1986-6, calling the Legislature into Special Session be printed in the Journal, which motion prevailed.

COMMUNICATION

State of North Dakota
OFFICE OF THE GOVERNOR
Bismarck

EXECUTIVE ORDER 1986-6

I, GEORGE A. SINNER, GOVERNOR OF THE STATE OF NORTH DAKOTA, BY THE AUTHORITY VESTED IN ME, DO HEREBY CONVENE THE NORTH DAKOTA LEGISLATIVE ASSEMBLY INTO SPECIAL SESSION ON TUESDAY, DECEMBER 2, 1986, AT ONE O'CLOCK P.M. IN THE LEGISLATIVE CHAMBERS OF THE CAPITOL BUILDING IN BISMARCK, NORTH DAKOTA.

This Executive Order is issued upon the following bases and for the following reasons:

1. The Governor is vested with the executive power pursuant to Article V, Section 1 of the North Dakota Constitution;
2. The Governor is vested with the specific authority to call a special session of the Legislative Assembly pursuant to Article V, Section 5 of the North Dakota Constitution;
3. It is essential that the Legislative Assembly convene in special session in order to reconsider and make determinations upon appropriations and revenue shifts necessary to operate the governmental functions of the State of North Dakota for the remainder of the 1985-1987 biennium.

Executed at Bismarck, North Dakota, this eighteenth day of November, 1986.

GEORGE A. SINNER
Governor

ATTEST:
Ben Meier
Secretary of State

REP. STRINDEN MOVED that a committee of two be appointed to escort Lieutenant Governor Meiers to the rostrum, which motion prevailed.

SPEAKER KLOUBEC APPOINTED Reps. Goetz and Hoffner to such committee and Lieutenant Governor Meiers was escorted to the rostrum.

REP. GOETZ MOVED that a committee of two be appointed to escort the Honorable George A. Sinner, Governor, to the rostrum, which motion prevailed.

SPEAKER KLOUBEC APPOINTED Sen. Dotzenrod and Rep. Dalrymple to such committee and the Honorable George A. Sinner, Governor, was escorted to the rostrum.

REP. MERTENS MOVED that the speech of Governor George A. Sinner be printed in the Journal, which motion prevailed.

GOVERNOR SINNER'S REMARKS TO A SPECIAL SESSION OF THE
NORTH DAKOTA LEGISLATURE
DECEMBER 2, 1986

Madam President, Speaker of the House, Senators and Representatives, citizens of North Dakota:

On behalf of the people of North Dakota, I thank you in advance for the dedication of your time and energy to the state, and, in particular, I thank you for your commitment to help resolve the difficult problems that our state faces at this time.

North Dakota was one of about 20 states forced by regional recessions to cut budgets this year. It was painful and many said it couldn't be done, but I ordered an across-the-board allotment to save \$45 million for the general fund.

The underlying fact is that the entire productive sector of America has been deeply hurt, and several states with a heavily production-oriented economy have already implemented tax increases to cover their revenue deficits.

In North Dakota revenue shifts, along with continued emphasis on reducing state spending, are also necessary here in North Dakota.

When I took office, almost two years ago, I recommended cutting the budget proposed for the 1985-87 biennium by \$73 million.

The legislature restored about \$20 million and approved a general fund appropriations level that was \$107 million higher than the amount of income forecast at the time of the legislative session.

That gap between appropriations and expected revenues for this biennium was believed workable because of the \$150 million cash balance built up during the 1983-85 biennium; that cash balance was built up in the 1983-85 biennium by the recordsetting oil production in the state during those years.

Projections at the beginning of this biennium indicated that the general fund ending balance was expected to be \$43 million on June 30, 1987.

And so, a budget for this biennium was carefully shaped, approved, and implemented. But, general fund income for the 1985-87 biennium did not amount to the \$1.026 billion forecasted. Now, the problems of the productive sector and North Dakota's in particular have reduced our income to a projected \$910 million.

Even with the \$45 million in budget cuts that I have made and our continuing efforts to promote efficiency, we still face a deficit of \$27.7 million at the end of this biennium.

Adding urgency to our task is the fact that revenue problems for the coming biennium will be even greater. We must take corrective revenue action now in order to fund the schools and the other essential services of state government.

We have a great deal of work to do to solve the problems of the state's suffering economy and declining revenue.

In an effort to balance the budget, I am proposing additional spending reductions and transfers totalling \$11.6 million.

First, I propose \$3.5 million in cuts from existing appropriations to state agencies. This will mean reducing the following budgets:

Homestead Tax Credit	\$750,000
Office of Management and Budget	300,000
Director of Institutions	240,000
DOI-State Communications	760,000
Department of Public Instruction	345,000
School for the Deaf	200,000
Health Department	300,000
State Hospital	100,000
Public Service Commission	142,000
Department of Banking and Financial Institutions	50,000
State Penitentiary	100,000
Roughrider Industries	72,000
State Water Commission	150,000

This amounts to \$3.5 million.

Second, lower than expected enrollment makes it possible to save \$5.1 million from the foundation aid appropriation without

reducing the per pupil payments to elementary and secondary schools. This money can better be used next biennium.

Third, I also recommend that \$3 million of the coal impact fund be transferred to the general fund. This still leaves \$1 million in the fund for emergencies.

Even with these spending reductions, we will still be significantly short of revenue.

The revenue problems for the coming biennium will be even greater. You will get those details tomorrow when I present my executive budget recommendation.

Quite obviously, I must recommend that you begin the work of shifting revenue sources not just to get us through the current biennium, but as well, to get us started resolving our problems of next biennium.

Therefore, I recommend that you increase the sales tax by one percent. This, with an effective date of January 1, 1987, would generate \$14 million through the rest of this biennium.

I also recommend that you increase the individual income tax rate by three and one-half percent for the 1986 tax year. This will raise \$23 million.

Approving both increases will get us through this biennium with a general fund balance of about \$20 million and put us in a better position to begin the tough task of solving the state's long-term revenue problems.

Please remember that what we spend now or what we fail to secure in revenue now we will have to do in the form of higher taxes during the regular session, and we have so much to do, so much to sustain - our towns and cities and counties, economic recovery, our schools, major long-needed water projects, our roads, our elderly and ill, our poor and disabled. Our responsibility is clear. We share that responsibility.

In shouldering together that responsibility, I welcome you all to Bismarck and to your work as the state's policy board. This is a wonderful state - a place special to families - a place special to people - where the air is clean, and honesty and work responsibility are unequalled. Our task is to secure that for our children and our children's children. I will do my best to work with you. I most ardently wish you Godspeed. Thank you very much.

MOTIONS

REP. STRINDEN MOVED that a committee of two be appointed to escort the Honorable George A. Sinner, Governor, from the rostrum, which motion prevailed.

LT. GOVERNOR MEIERS APPOINTED Sen. Lodoen and Rep. Mertens to such committee, and Governor Sinner was escorted from the rostrum.

REP. STRINDEN MOVED that the Joint Session of the Special Session be dissolved, which motion prevailed.

REP. GOETZ MOVED that the House stand in recess until 2:30 p.m., which motion prevailed.

THE HOUSE RECONVENED pursuant to recess taken.

REPORT OF PROCEDURAL COMMITTEE

MR. SPEAKER: Your procedural Committee on Delayed Bills recommends that Pre-numbered HB 1902 be introduced.

REP. STRINDEN, Chairman

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

REPORT OF PROCEDURAL COMMITTEE

MR. SPEAKER: Your procedural Committee on Delayed Bills recommends that Pre-numbered HB 1903 be introduced.

REP. STRINDEN, Chairman

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

MOTIONS

REP. STRINDEN MOVED that Pre-numbered HB 1902 be referred to the Select Committee on Appropriations, which motion prevailed.

Pre-numbered HB 1902 was referred to the Select Committee on Appropriations.

REP. STRINDEN MOVED that Pre-numbered HB 1903 be referred to the Select Committee on Social Services and Veterans Affairs, which motion prevailed.

Pre-numbered HB 1903 was referred to the Select Committee on Social Services and Veterans Affairs.

MOTION

REP. STRINDEN MOVED that the House stand in recess until 4:00 p.m., which motion prevailed.

THE HOUSE RECONVENED pursuant to recess taken.

REPORT OF PROCEDURAL COMMITTEE

MR. SPEAKER: Your procedural Committee on Delayed Bills recommends that Pre-numbered HB 1901 be introduced.

REP. STRINDEN, Chairman

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

MOTIONS

REP. STRINDEN MOVED that Pre-numbered HB 1901 be referred to the Select Committee on Finance and Taxation, which motion prevailed.

REP. STRINDEN MOVED that the House stand at ease, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

MR. SPEAKER: Your procedural Committee on Delayed Bills recommends that Pre-numbered HB 1904 be introduced.

REP. STRINDEN, Chairman

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

FIRST READING OF HOUSE BILLS

Select Committee on Finance and Taxation introduced:

(Approved by the Committee on Delayed Bills)

HB 1901: A BILL for an Act to amend and reenact section 57-38-29 and subsection 2 of section 57-38-30.3 of the North Dakota Century Code, relating to the rate of income tax on individuals; and to provide an effective date.

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

Select Committee on Appropriations introduced:

(Approved by the Committee on Delayed Bills)

HB 1902: A BILL for an Act to provide authority to the Grafton State School to transfer excess revenue to San Haven; and to provide an effective date.

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

Select Committee on Social Services and Veterans Affairs introduced:

(Approved by the Committee on Delayed Bills)

HB 1903: A BILL for an Act to create and enact thirteen new sections to chapter 14-09 of the North Dakota Century Code, relating to income withholding for the enforcement of child support obligations; to amend and reenact section 14-09-09.3 of the North Dakota Century Code, relating to income payor's obligations in child support enforcement; to repeal sections 14-09-09.1, 14-09-09.2, 14-09-09.4, 14-09-09.6, 14-09-09.8, and 14-09-09.9 of the North Dakota Century Code, relating to wage assignments for the enforcement of child support and enforcement of out-of-state orders for wage withholding; and to provide an effective date.

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

Rep. Wald introduced:

(Approved by the Committee on Delayed Bills)

HB 1904: A BILL for an Act to authorize the board of university and school lands to sell and convey certain land owned by the state of North Dakota.

MOTIONS

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

REP. STRINDEN MOVED that the House stand adjourned until 9:00 a.m., Wednesday, December 3, 1986, which motion prevailed.

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

ROY GILBREATH, Chief Clerk