

## JOURNAL OF THE HOUSE

## Fiftieth Legislative Assembly

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## SIXTH DAY

Bismarck, January 13, 1987

The House convened at 2:00 p.m., with Speaker Kloubec presiding.

The prayer was offered by Jack Schroeder, First Congregational Church, New Rockford, North Dakota.

## ROLL CALL

The roll was called and all Representatives were present, except Representatives Aas, Anderson, Brokaw, O. Hanson, Haugland, R. Hausauer, Hoffner, Knell, Kolbo, Laughlin, Lautenschlager, Linderman, Myrdal, C. Nelson, Nicholas, D. Olsen, A. Olson, Opedahl, Payne, Peterson, Shide, Shockman, Smette, Solberg, Stofferahn, Tollefson, Watne, Wentz, and A. Williams.

A quorum was declared by the Speaker.

## REQUEST

REP. STRINDEN REQUESTED that the record show that a number of Representatives had attended a luncheon sponsored by the Greater North Dakota Association and were not present during the roll call, and asked that these members be excused, which request was granted.

## CORRECTION AND REVISION OF THE JOURNAL

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

On page 176, line 15, overstrike the word "After"

On page 176, line 16, overstrike the words "the thirty-second legislative day, all" and insert immediately thereafter the word "All"

On page 176, lines 20 and 21, overstrike the words "After the fifty-fifth legislative day, all measures shall be deemed properly engrossed upon adoption of amendments."

On page 209, after line 25, insert the following:

"PROPOSED AMENDMENT TO HOUSE RULE 605"

On page 212, after line 14, insert the following:

"PROPOSED AMENDMENT TO HOUSE RULE 105"

On page 212, after line 21, insert the following:

"PROPOSED AMENDMENT TO HOUSE RULE 105"

On page 212, line 28, delete the word "will" and insert in lieu thereof the word "may", and delete the word "Chambers" and insert in lieu thereof the word "chamber"

On page 212, line 29, delete the word "Session" and insert in lieu thereof the word "session"

REP. THOMPSON, Chairman

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

MESSAGE FROM THE SENATE  
SENATE CHAMBER

MR. SPEAKER: I have the honor to transmit herewith the following which the Senate has passed and your favorable consideration is requested on:

SB 2104, SB 2111, SB 2155, SB 2264

PERRY GROTEBERG, Secretary

SIXTH ORDER OF BUSINESS

REP. ANDERSON MOVED that the amendments to HB 1132 as recommended by the Committee on Transportation as printed on page 216 of the House Journal be adopted, and when so adopted, recommends that HB 1132 DO PASS, which motion prevailed.

HB 1132 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. HAUGLAND MOVED that the amendments to HB 1164 as recommended by the Committee on Human Services and Veterans Affairs as printed on page 216 of the House Journal be adopted, and when so adopted, recommends that HB 1164 DO PASS, which motion prevailed.

HB 1164 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

REP. HAUGLAND MOVED that the amendments to HB 1189 as recommended by the Committee on Human Services and Veterans Affairs as printed on page 217 of the House Journal be adopted, and when so adopted, recommends that HB 1189 DO PASS, which motion prevailed.

HB 1189 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

SECOND READING OF HOUSE BILL

HB 1100: A BILL for an Act to create and enact a new section to chapter 39-01 of the North Dakota Century Code, relating to

the administration of oaths and the admissibility of certified copies in matters pertaining to driver's license proceedings.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 97 YEAS, 0 NAYS, 9 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Aas; Haugland; Lautenschlager; Nelson, C.; Opedahl; Peterson; Shockman; Tollefson; Wentz

HB 1100 passed and the title was agreed to.

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#### MOTION

REP. STRINDEN MOVED that the House waive the reading of the title to HB 1111, which motion prevailed.

#### SECOND READING OF HOUSE BILL

HB 1111: A BILL for an Act to amend and reenact sections 4-21.1-01, 4-21.1-02, 4-21.1-03, 4-21.1-04, 4-21.1-05, 4-21.1-06, 4-21.1-11, 4-21.1-12, 4-21.1-13, 4-21.1-14, and 4-21.1-16 of the North Dakota Century Code, relating to inspection, certification, and licensing of nurseries and nursery stock; and to repeal sections 4-21.1-07, 4-21.1-08, 4-21.1-09, 4-21.1-10, 4-21.1-15, and 4-21.1-17 of the North Dakota Century Code, relating to nursery stock dealers and

agents licenses, special inspections, late filing of license applications and the deposit of funds.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 97 YEAS, 6 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, R.; 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.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Meyer; Moore; Myrdal; Nelson, J.; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Berg, G.; Brokaw; Mertens; Murphy; O'Connell; Thompson

ABSENT AND NOT VOTING: Nelson, C.; Shockman; Strinden

HB 1111 passed and the title was agreed to.

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#### MESSAGE TO THE SENATE HOUSE CHAMBER

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

HB 1101, HB 1105

ROY GILBREATH, Chief Clerk

#### SECOND READING OF HOUSE BILLS

HB 1029: A BILL for an Act to amend and reenact subsection 1 of section 28-32-01 of the North Dakota Century Code, relating to the agencies defined as administrative agencies under the Administrative Agencies Practice Act.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, 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.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; 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; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Nelson, C.; Shockman

HB 1029 passed and the title was agreed to.

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HB 1040: A BILL for an Act to create and enact a new subsection to section 54-06-04 of the North Dakota Century Code, relating to the preparation of reports by executive and administrative officers and departments.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 101 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Myrdal; 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; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Strinden; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Murphy; Thompson

ABSENT AND NOT VOTING: Dotzenrod; Nelson, C.; Shockman

HB 1040 passed and the title was agreed to.

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HB 1042: A BILL for an Act to amend and reenact section 6-02-03 of the North Dakota Century Code, relating to the capital stock requirements of banking associations.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 103 YEAS, 0 NAYS, 3 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.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nelson, J.; Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Nelson, C.; Oban; Shockman

HB 1042 passed and the title was agreed to.

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## MOTION

REP. STRINDEN MOVED that the House waive the reading of the title to HB 1056, which motion prevailed.

## SECOND READING OF HOUSE BILL

HB 1056: A BILL for an Act to amend and reenact sections 16.1-15-30, 16.1-16-01, 16.1-16-04, 16.1-16-06, 16.1-16-09, 23-06-13, 23-20.2-09, 54-03-01.5, 54-03-02, 54-03-07, 54-03.1-02, and 61-16.1-16 of the North Dakota Century Code, relating to legislative elections and contests, legislative actions, legislative apportionment requirements, and legislative meetings; and to repeal sections 16.1-16-10, 16.1-16-11, 16.1-16-12, 16.1-16-13, 16.1-16-14, 16.1-16-15, 16.1-16-16, and 16.1-16-17 of the North Dakota Century Code, relating to legislative election contests.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 103 YEAS, 1 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; Gertholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nelson, J.; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: O'Connell

ABSENT AND NOT VOTING: Nelson, C.; Shockman

HB 1056 passed and the title was agreed to.

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## RECOGNITION

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

## SECOND READING OF HOUSE BILL

HB 1108: A BILL for an Act to repeal section 61-02-75 of the North Dakota Century Code, relating to the state engineer's authority to administer oaths and issue subpoenas.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 103 YEAS, 1 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.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; 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; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Kuchera

ABSENT AND NOT VOTING: Nelson, C.; Shockman

HB 1108 passed and the title was agreed to.

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## MOTIONS

REP. GOETZ MOVED that HB 1110 be laid over one legislative day, which motion prevailed.

REP. GOETZ MOVED that the House waive the reading of the title to HB 1112, which motion prevailed.



## SECOND READING OF HOUSE BILL

HB 1112: A BILL for an Act to amend and reenact sections 18-11-22 and 54-10-22 of the North Dakota Century Code, relating to the state auditor's examination of firemen's relief associations and the responsibility for expenses incurred from an audit; and to repeal sections 58-02-04 and 58-02-05 of the North Dakota Century Code, relating to the notification to the state auditor of new townships and avoiding duplication of any township names.

Which has been read.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 103 YEAS, 0 NAYS, 3 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.; Hausauer, R.; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; 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; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Hill; Nelson, C.; Shockman

HB 1112 passed and the title was agreed to.

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## MOTION

REP. GOETZ MOVED that the House waive the reading of the title to HB 1113, which motion prevailed.

## SECOND READING OF HOUSE BILLS

HB 1113: A BILL for an Act to amend and reenact section 11-11-11 of the North Dakota Century Code, relating to reports required by the board of county commissioners; and to repeal section 11-13-05 of the North Dakota Century Code,

relating to monthly verification of cash by the county auditor.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 99 YEAS, 2 NAYS, 5 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.; Hausauer, R.; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nelson, J.; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Skjerven; Smette; Solberg; Sorensen; Starke; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: O'Connell; Stofferahn

ABSENT AND NOT VOTING: Hill; Nelson, C.; Shockman; Strinden; Wald

HB 1113 passed and the title was agreed to.

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HB 1124: A BILL for an Act to amend and reenact subsection 3 of section 54-44.3-03 of the North Dakota Century Code, relating to temporary vacancies on the state personnel board.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 101 YEAS, 1 NAY, 4 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.; Hausauer, R.; Hoffner; Hokana;

Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; 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; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Thompson

ABSENT AND NOT VOTING: Hill; Nelson, C.; Shockman; Strinden

HB 1124 passed and the title was agreed to.

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#### MOTION

REP. WHALEN MOVED that HB 1157 be placed at the bottom of the calendar, which motion prevailed.

#### SECOND READING OF HOUSE BILLS

HB 1173: A BILL for an Act to amend and reenact section 39-06-37 of the North Dakota Century Code, relating to the duration of multiple driver's license suspensions or revocations for separate violations.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 89 YEAS, 13 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Gates; Goetz; Gorman; Graba; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Lautenschlager; Linderman; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Myrdal; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Shaft; Shaw; Shide; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Thompson; Tokach; Tollefson; Tomac; Trautman; Vander Vorst;

Watne; Wentz; Wilkie; Williams, A.; Williams, C.;  
Winkelman; Speaker Kloubec

NAYS: Berg, G.; Frey; Gerntholz; Gunsch; Laughlin;  
Lindgren; Murphy; Olsen, D.; Schneider; Ulmer; Wald;  
Whalen; Williams, W.

ABSENT AND NOT VOTING: Hill; Nelson, C.; Shockman;  
Strinden

HB 1173 passed and the title was agreed to.

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HB 1179: A BILL for an Act to create and enact a new subsection  
to section 39-20-07 of the North Dakota Century Code,  
relating to subpoenas directed to the state toxicologist.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was  
called and there were 4 YEAS, 97 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Hausauer, R.; Laughlin; Meyer; Winkelman

NAYS: 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.; Hoffner; Hokana; Kelly; Kent;  
Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo;  
Kretschmar; Kuchera; Lang; Larson; Lautenschlager;  
Linderman; Lindgren; Marks; Martin; Martinson; Melby;  
Mertens; Moore; Myrdal; 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;  
Skjerven; Smette; Solberg; Sorensen; Starke;  
Stofferahn; Thompson; Tokach; Tollefson; Tomac;  
Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz;  
Whalen; Wilkie; Williams, A.; Williams, C.;  
Williams, W.; Speaker Kloubec

ABSENT AND NOT VOTING: Hill; Murphy; Nelson, C.;  
Shockman; Strinden

HB 1179 was declared lost.

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## MOTION

REP. GOETZ MOVED that the House waive the reading of the title to HB 1180, which motion prevailed.

## SECOND READING OF HOUSE BILLS

HB 1180: A BILL for an Act to amend and reenact sections 15-03-01, 15-03-04.1, 15-03-04.3, 15-03-16, 15-03-17, and 15-03-18 of the North Dakota Century Code, relating to custody of permanent funds, management of the loan pool account, continuing appropriation for certain investments and related fees, redemption of bonds, and records of investments; to repeal sections 15-03-03, 15-03-19, and 15-03-21 of the North Dakota Century Code, relating to custody of funds, warrants, and the collection of money due on securities; 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 101 YEAS, 2 NAYS, 3 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; Gertholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Myrdal; 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; Stofferahn; Strinden; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Thompson; Whalen

ABSENT AND NOT VOTING: Hill; Murphy; Nelson, C.

HB 1180 passed, the title was agreed to, and the emergency clause carried.

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HB 1186: A BILL for an Act to amend and reenact sections 15-04-10 and 15-08-25 of the North Dakota Century Code, relating to the size of state land lease tracts.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 100 YEAS, 1 NAY, 5 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; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Myrdal; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Gunsch

ABSENT AND NOT VOTING: Hill; Murphy; Nelson, C.; Peterson; Trautman

HB 1186 passed and the title was agreed to.

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HB 1206: A BILL for an Act to amend and reenact section 55-08-06 of the North Dakota Century Code, relating to annual state park permits for motor vehicles.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 103 YEAS, 0 NAYS, 3 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.; Hausauer, R.; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin;

Martinson; Melby; Mertens; Meyer; Moore; Myrdal;  
 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;  
 Stofferahn; Strinden; Thompson; Tokach; Tollefson;  
 Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne;  
 Wentz; Whalen; Wilkie; Williams, A.; Williams, C.;  
 Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Hill; Murphy; Nelson, C.

HB 1206 passed and the title was agreed to.

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HB 1212: A BILL for an Act to amend and reenact section 50-26-04 of the North Dakota Century Code, relating to the governor's council on human resources.

Which has been read.

#### ROLL CALL

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

YEAS: 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.; Hausauer, R.; Hoffner; Hokana;  
 Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland;  
 Kolbo; Kretschmar; Kuchera; Lang; Larson;  
 Lautenschlager; Linderman; Lindgren; Marks; Martin;  
 Martinson; Melby; Mertens; Meyer; Moore; Myrdal;  
 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;  
 Stofferahn; Strinden; Thompson; Tokach; Tollefson;  
 Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne;  
 Wentz; Whalen; Wilkie; Williams, A.; Williams, C.;  
 Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Hill; Laughlin; Murphy;  
 Nelson, C.

HB 1212 passed and the title was agreed to.

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HB 1223: A BILL for an Act to create and enact sections 51-05.1-01.1 and 51-05.1-01.2 of the North Dakota Century Code, relating to auctioneer's and clerk's licenses; and to amend and reenact sections 51-05.1-01, 51-05.1-02, and 51-05.1-06 of the North Dakota Century Code, relating to auctioneer's and clerk's licenses.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 100 YEAS, 2 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; 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.; Hausauer, R.; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Myrdal; 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; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Ulmer; Vander Vorst; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Anderson; Wald

ABSENT AND NOT VOTING: Hill; Murphy; Nelson, C.; Trautman

HB 1223 passed and the title was agreed to.

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HB 1229: A BILL for an Act to amend and reenact section 65-04-15 of the North Dakota Century Code, relating to release to the tax commissioner of payroll information from employers.

Which has been read.



## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 24 YEAS, 79 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Brokaw; DeMers, J.; DeMers, P.; Dotzenrod; Enget; Graba; Hanson, L.; Hoffner; Kelly; Klundt; Linderman; Marks; Mertens; Oban; O'Connell; Olson, A.; Riehl; Schneider; Starke; Stofferahn; Ulmer; Vander Vorst; Watne; Williams, W.

NAYS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Christman; Cleveland; Dalrymple; Dorso; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hokana; Kent; Kingsbury; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Lindgren; Martin; Martinson; Melby; Meyer; Moore; Myrdal; Nelson, J.; Nicholas; Nowatzki; Olsen, D.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Rydell; Scherber; Schindler; Shaft; Shaw; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Wald; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Winkelman; Speaker Kloubec

ABSENT AND NOT VOTING: Hill; Murphy; Nelson, C.

HB 1229 was declared lost.

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## SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3004: A concurrent resolution urging the President of the United States to establish a presidential commission to study the impact of federal Indian policies on non-Indians living or working on or near Indian reservations in the United States.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3004 was declared adopted on a voice vote.

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## SECOND READING OF HOUSE BILL

HB 1157: A BILL for an Act to amend and reenact section 10-23-12 of the North Dakota Century Code, relating to notice of failure to approve filing of certain documents of foreign and domestic business corporations; and to repeal section 10-22-11 of the North Dakota Century Code, relating to filing of documents relating to amendment of articles of incorporation of a foreign corporation.

Which has been read.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 103 YEAS, 0 NAYS, 3 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.; Hausauer, R.; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Knudson; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Myrdal; 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; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Hill; Murphy; Nelson, C.

HB 1157 passed and the title was agreed to.

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#### MOTION

REP. WHALEN MOVED that HB 1202 be returned to the House floor from the Committee on Industry, Business and Labor for the purpose of withdrawal, which motion prevailed.

#### REQUEST

REP. WHALEN REQUESTED the unanimous consent of the House to withdraw HB 1202. There being no objection, it was so ordered by the Speaker.

#### ANNOUNCEMENT

SPEAKER KLOUBEC ANNOUNCED that Rep. Kretschmar would be the Parliamentarian for the House of Representatives.

#### MOTIONS

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

REP. GOETZ MOVED that 100 copies of HB 1241 be reprinted, which motion prevailed.

REP. GOETZ MOVED that the House be on the Fifth order of business, and at the conclusion of the Fifth order, the House be on the Ninth order of business, and at the conclusion of the Ninth order, the House stand adjourned until 1:00 p.m., Wednesday, January 14, 1987, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

MR. SPEAKER: Your Committee on Judiciary to which was referred HB 1050 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

REP. KRETSCHMAR, Chairman

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

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1062 has had the same under consideration and recommends by a vote of 9 YEAS, 7 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 12, overstrike the word "his" and insert immediately thereafter the words "the tax commissioner's"

And renumber the lines accordingly

REP. A. HAUSAUER, Chairman

HB 1062 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1115 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. A. HAUSAUER, Chairman

HB 1115 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on State and Federal Government to which was referred HB 1120 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

REP. MARTINSON, Chairman

HB 1120 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Education to which was referred HB 1153 has had the same under consideration and recommends by a vote of 16 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. GATES, Chairman

HB 1153 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Education to which was referred HB 1161 has had the same under consideration and recommends by a vote of 18 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 26, after the word "commissioners" insert the words "at its annual meeting" and after the word "years" insert the words "or appointed to fill the unexpired portion of a term at the time a vacancy occurs"

On page 3, line 18, after the word "commissioners" insert the words "at its annual meeting"

On page 3, line 19, after the word "years" insert the words "or appointed to fill the unexpired portion of a term at the time a vacancy occurs"

And renumber the lines and pages accordingly

REP. GATES, Chairman

HB 1161 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary to which was referred HB 1167 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

REP. KRETSCHMAR, Chairman

HB 1167 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary to which was referred HB 1168 has had the same under consideration and recommends by a vote of 11 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

REP. KRETSCHMAR, Chairman

HB 1168 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Industry, Business and Labor to which was referred HB 1181 has had the same under consideration and recommends by a vote of 8 YEAS, 6 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. WHALEN, Chairman

HB 1181 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on State and Federal Government to which was referred HB 1182 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

**REP. MARTINSON, Chairman**

HB 1182 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Education to which was referred HB 1199 has had the same under consideration and recommends by a vote of 17 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

**REP. GATES, Chairman**

HB 1199 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Education to which was referred HB 1216 has had the same under consideration and recommends by a vote of 15 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

**REP. GATES, Chairman**

HB 1216 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Judiciary to which was referred HCR 3002 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

**REP. KRETSCHMAR, Chairman**

HCR 3002 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Industry, Business and Labor to which was referred HCR 3005 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

**REP. WHALEN, Chairman**

HCR 3005 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

#### FIRST READING OF HOUSE BILLS

Reps. O. Hanson, Tokach introduced:

**HB 1285:** A BILL for an Act to create and enact a new section to chapter 63-01.1 of the North Dakota Century Code, relating to legal assistance to county weed boards and enforcement of the noxious weed control laws by state's attorneys; to amend and reenact section 63-01.1-15 of the North Dakota Century Code, relating to enforcement of noxious weed control laws; and to provide a penalty.

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

Reps. O. Hanson, Tokach introduced:

HB 1286: A BILL for an Act to create and enact a new section to chapter 63-01.1 of the North Dakota Century Code, relating to certification of gravel and sand pits and hay as being not contaminated with noxious weeds.

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

Rep. Murphy, Opedahl introduced:

HB 1287: A BILL for an Act to amend and reenact subsection 1 of section 38-08-04, subsection 2 of section 38-08-04.4, subsections 1 and 2 of section 38-08.1-03.1, subsection 2 of section 38-08.1-04.1, and subsection 1 of section 38-15-03 of the North Dakota Century Code, relating to oil and gas and geophysical exploration bonds.

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

Reps. Dorso, Gunsch and Sen. W. Meyer introduced:

HB 1288: A BILL for an Act to create and enact a new section to chapter 57-38 of the North Dakota Century Code, relating to interest on overpayment of income taxes; and to provide an effective date.

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

Reps. Shaw, Opedahl, D. Olsen and Sens. W. Meyer, Naaden introduced:

HB 1289: A BILL for an Act to create and enact a new section to chapter 11-11 of the North Dakota Century Code, relating to objects loaned or donated to local museums which have closed.

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

Rep. A. Hausauer introduced:

HB 1290: A BILL for an Act to create and enact a new subsection to section 57-43.2-01 of the North Dakota Century Code, relating to the definition of "special fuel wholesaler"; and to amend and reenact subsection 2 of section 23-13-01, subsections 3 and 4 of section 23-13-02.1, sections 57-43.2-05, 57-43.2-06, 57-43.2-07, 57-43.2-08, 57-43.2-09, 57-43.2-10, 57-43.2-11, 57-43.2-22, 57-43.2-23, and 57-43.2-24 of the North Dakota Century Code, relating to the definitions of "filling stations," "self-service motor fuel dispensing facility," and "self-service motor fuel dispensing unit" and administration and imposition of special fuels taxes regarding compressed natural gas and special fuel wholesalers; and to provide a penalty.

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

Reps. Brokaw, Riehl, O'Connell and Sens. Moore, Kelsh, Richard introduced:

**HB 1291:** A BILL for an Act to create and enact a new section to chapter 40-05.1 of the North Dakota Century Code, relating to the exemption of nonresidents of a city from a home rule city sales tax.

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

Reps. L. Hanson, C. Williams, Gates and Sen. Holmberg introduced:

**HB 1292:** A BILL for an Act to amend and reenact subsection 1 of section 15-39.1-10 of the North Dakota Century Code, relating to eligibility for retirement benefits under the teachers' fund for retirement.

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

Reps. Lindgren, Moore and Sen. Dotzenrod introduced:

**HB 1293:** 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.

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

Reps. Ulmer, V. Olson, Rydell, Cleveland, Lindgren introduced:

**HB 1294:** A BILL for an Act to amend and reenact sections 54-03-02 and 54-03-02.1 of the North Dakota Century Code, relating to reconvened regular sessions of the legislative assembly in even-numbered years for budget adjustment purposes.

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

Reps. O. Hanson, Watne, Gunsch and Sens. W. Meyer, Lips introduced:

**HB 1295:** A BILL for an Act to create and enact four new sections to chapter 63-01.1 and a new subsection to section 63-01.1-06 of the North Dakota Century Code, relating to the designation and duties of the state weed coordinator, establishing a noxious weed cost-share review board, making certain people in charge of weed control efforts ex officio members of the North Dakota weed control association, and authorizing funding to conduct research for the control of leafy spurge; to amend and reenact subsection 2 of section 4-33-11, sections 63-01.1-02, 63-01.1-03, subsection 1 of section 63-01.1-04.1, sections 63-01.1-05, 63-01.1-05.1, subsections 1 and 2 of section 63-01.1-06, subsection 3 of section 63-01.1-06.5, subsections 1 and 2 of section 63-01.1-08, sections 63-01.1-13, 63-01.1-14, 63-01.1-15, and 63-01.1-16 of the North Dakota Century Code, relating to references to noxious weed control officers and consultations with the cost-share review board; and to provide an appropriation.

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

Reps. J. DeMers, Kolbo, Rydell and Sens. Mushik, J. Meyer, Peterson introduced:

HB 1296: A BILL for an Act to adopt the Uniform Rights of the Terminally Ill Act, relating to the rights of the terminally ill to control decisions regarding administration of life-sustaining treatment; and to provide penalties.

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

#### FIRST READING OF SENATE BILLS

SB 2119: A BILL for an Act to amend and reenact section 6-09-26.1 of the North Dakota Century Code, relating to the execution of instruments on behalf of the Bank of North Dakota.

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

SB 2120: A BILL for an Act to create and enact section 26.1-22-07.1 of the North Dakota Century Code, relating to the insurability of property of the Bank of North Dakota under the state fire and tornado fund; and to amend and reenact section 26.1-22-07 of the North Dakota Century Code, relating to property of the state which is uninsurable under the state fire and tornado fund.

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

SB 2217: A BILL for an Act to amend and reenact subsection 8 of section 57-37.1-01 and section 57-37.1-04 of the North Dakota Century Code, relating to the definition of the "United States Internal Revenue Code of 1954, as amended" for estate tax purposes and the computation of the estate tax.

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

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

ROY GILBREATH, Chief Clerk