

JOURNAL OF THE HOUSE

Fiftieth Legislative Assembly

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THIRTY-EIGHTH DAY

Bismarck, March 2, 1987

The House convened at 1:00 p.m., with Speaker Kloubec presiding.

The prayer was offered by Ed Johnson, United Tribes Educational and Technical Center, Bismarck, North Dakota.

ROLL CALL

The roll was called and all Representatives were present, except Representatives Dalrymple, Knutson, Shockman, and Smette.

A quorum was declared by the Speaker.

CORRECTION AND REVISION OF THE JOURNAL

MR. SPEAKER: Your Committee on Correction and Revision of the Journal has carefully examined the Journal of the Thirty-seventh Day and finds the same to be correct.

REP. THOMPSON, Chairman

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

REPORT OF PROCEDURAL COMMITTEE

MR. SPEAKER: Your procedural Committee on Delayed Bills recommends that the following be introduced:

HB 1673, HCR 3080

REP. STRINDEN, Chairman

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

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3065: A concurrent resolution directing the Legislative Council to study the retail gasoline market in this state.

Which has been read.

REQUEST

REP. HOFFNER REQUESTED a recorded roll call vote on the motion to adopt HCR 3065, which request was granted.

ROLL CALL

The question being on the adoption of HCR 3065, the roll was called and there were 57 YEAS, 45 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson; Berg, G.; Brokaw; DeMers, J.; DeMers, P.; Dotzenrod; Enget; Flaagan; Frey; Gerntholz; Graba; Halmrast; Hanson, L.; Hausauer, A.; Hill; Hoffner; Hokana; Kelly; Klundt; Kolbo; Kretschmar; Lang; Laughlin; Lautenschlager; Linderman; Marks; Martin; Martinson; Mertens; Meyer; Murphy; Nelson, C.; Nelson, J.; Nowatzki; Oban; O'Connell; Olson, V.; Opedahl; O'Shea; Riehl; Rydell; Scherber; Schindler; Schneider; Shaw; Skjerven; Solberg; Starke; Stofferahn; Tomac; Ulmer; Vander Vorst; Watne; Wentz; Wilkie; Williams, A.; Williams, W.

NAYS: Aas; Almlie; Belter; Berg, R.; Christman; Cleveland; Dalrymple; Dorso; Gates; Goetz; Gorman; Gunsch; Hamerlik; Hanson, O.; Haugen; Haugland; Hausauer, R.; Kent; Kingsbury; Knell; Koland; Kuchera; Larson; Lindgren; Melby; Moore; Myrdal; Nicholas; Olsen, D.; Olson, A.; Payne; Peterson; Rice; Shaft; Shide; Sorensen; Strinden; Thompson; Tokach; Tollefson; Trautman; Wald; Williams, C.; Winkelman; Speaker Kloubec

ABSENT AND NOT VOTING: Knudson; Shockman; Smette; Whalen

So HCR 3065 was adopted.

MESSAGES FROM THE SENATE SENATE CHAMBER

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

HB 1029, HB 1040, HB 1050, HB 1059, HB 1069, HB 1074,
HB 1100, HB 1105, HB 1111, HB 1112, HB 1113, HB 1114,
HB 1120, HB 1124, HB 1132, HB 1143, HB 1146, HB 1153,
HB 1155, HB 1173, HB 1182, HB 1190, HB 1224, HB 1226,
HB 1260, HB 1261, HB 1290, HB 1399, HB 1519

PERRY GROTBERG, 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 4017, SCR 4026, SCR 4032, SCR 4033, SCR 4034, SCR 4050,
SCR 4051, SCR 4053

PERRY GROTBERG, Secretary

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3070: A concurrent resolution directing the Legislative Council to study state department surveys, studies, reviews, and audits of long-term care facilities.

Which has been read.

REQUEST

REP. D. OLSEN REQUESTED a recorded roll call vote on the motion to adopt HCR 3070, which request was granted.

ROLL CALL

The question being on the adoption of HCR 3070, the roll was called and there were 44 YEAS, 58 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Almlie; Belter; Berg, G.; Berg, R.; Dalrymple; Dorso; Dotzenrod; Enget; Flaagan; Gerntholz; Goetz; Gorman; Gunsch; Hanson, O.; Haugen; Kent; Kingsbury; Knell; Koland; Kretschmar; Lang; Martin; Melby; Mertens; Meyer; Moore; Myrdal; Nicholas; Olsen, D.; Olson, A.; Opedahl; Payne; Peterson; Rice; Schindler; Shide; Sorensen; Strinden; Thompson; Tokach; Vander Vorst; Wald; Whalen; Speaker Kloubec

NAYS: Aas; Anderson; Brokaw; Christman; Cleveland; DeMers, J.; DeMers, P.; Frey; Gates; Graba; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Klundt; Kolbo; Kuchera; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martinson; Murphy; Nelson, C.; Nelson, J.; Nowatzki; Oban; O'Connell; Olson, V.; O'Shea; Riehl; Rydell; Scherber; Schneider; Shaw; Skjerven; Solberg; Starke; Stofferahn; Tollefson; Tomac; Trautman; Ulmer; Watne; Wentz; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman

ABSENT AND NOT VOTING: Knudson; Shaft; Shockman; Smette

So HCR 3070 failed.

MOTION

REP. GOETZ MOVED that HCR 3071, HCR 3073, and HCR 3074 be placed on the Consent Calendar, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS
ON CONSENT CALENDAR

HCR 3067: A concurrent resolution directing the Legislative Council to study the research services provided in this state by various entities to determine how resources can be most efficiently used to enhance and preserve the delivery of research information available to farmers and agribusinesses in this state.

HCR 3071: A concurrent resolution directing the Legislative Council to study the effects of hospital and health care advertising and competition on the costs of and access to health care.

HCR 3073: A concurrent resolution directing the Legislative Council to study services to deaf and hearing impaired children and adults, to examine the role of the North

Dakota School for the Deaf in the provision of educational and rehabilitative services to the deaf, and to determine alternative methods of educating and rehabilitating the deaf in communities throughout the state.

HCR 3074: A concurrent resolution directing the Legislative Council to study services to blind and visually impaired children and adults, to examine the role of the North Dakota School for the Blind in the provision of educational and rehabilitative services to the blind, and to determine alternative methods of educating and rehabilitating the blind in communities throughout the state.

Which have been read.

The question being on the final adoption of the resolutions.

So the resolutions were adopted.

MOTION

REP. PETERSON MOVED that SB 2002 be returned to the House floor from the Committee on Appropriations and be rereferred to the Committee on Education, which motion prevailed.

REQUEST

SPEAKER KLOUBEC ANNOUNCED that SB 2002 was rereferred to the Committee on Education.

SECOND READING OF SENATE BILLS

SB 2061: A BILL for an Act to amend and reenact sections 20.1-01-28, 20.1-01-29, and 20.1-01-30 of the North Dakota Century Code, relating to the procedures applicable to noncriminal violations of rules approved by the game and fish commissioner and orders issued by the governor.

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, 0 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; 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; Koland; Kolbo; Kretschmar; Kuchera; Lang; 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.; Opedah; O'Shea; Payne; Rice; Riehl; Rydell; Scherber;

Schindler; Schneider; Shaw; Shide; Skjerven; 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: Knudson; Peterson; Shaft;
 Shockman; Smette

SB 2061 passed and the title was agreed to.

SB 2107: A BILL for an Act authorizing the state of North Dakota acting by job service North Dakota to sell and convey or to exchange Lot 1, Block 11, of the original town, now City of Mandan, Morton County, North Dakota; and declaring 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, 0 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.; Hill; Hoffner;
 Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland;
 Kolbo; Kretschmar; Kuchera; Lang; 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; Rice; Riehl; Rydell; Scherber;
 Schindler; Schneider; Shaft; Shaw; Shide; Skjerven;
 Solberg; Sorensen; Starke; Stofferahn; Strinden;
 Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer;
 Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie;
 Williams, A.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Knudson; Peterson; Shockman;
 Smette; Williams, C.

SB 2107 passed, the title was agreed to, and the emergency clause carried.

RECOGNITION

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

SECOND READING OF SENATE BILLS

SB 2114: A BILL for an Act to amend and reenact section 37-15-10.1 and subsection 1 of section 37-18.1-03 of the North Dakota Century Code, relating to the priorities for admission to the veterans' home and the makeup of the subcommittees of the administrative committee on veterans' affairs.

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; Koland; Kolbo; Kretschmar; Kuchera; Lang; 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; Skjerven; 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: Knudson; Shockman; Smette

SB 2114 passed and the title was agreed to.

SB 2116: A BILL for an Act to amend and reenact sections 4-01-17.1, 4-01-17.2, and 4-01-17.3 of the North Dakota Century Code, relating to the commissioner of agriculture's cooperation with federal agencies in the destruction of

predatory animals, destructive birds, and injurious field rodents.

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; 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; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; 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; Skjerven; 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: Murphy

ABSENT AND NOT VOTING: Gates; Knudson; Shockman; Smette

SB 2116 passed and the title was agreed to.

MOTION

REP. HAUGLAND MOVED that SB 2117, which is on the Fourteenth order, be rereferred to the Committee on Judiciary, which motion prevailed.

SPEAKER KLOUBEC ANNOUNCED that SB 2117 was rereferred to the Committee on Judiciary.

SECOND READING OF SENATE BILLS

SB 2138: A BILL for an Act to amend and reenact section 39-04-04 of the North Dakota Century Code, relating to retention of motor vehicle department records.

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.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Myrdal; Nelson, C.; 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; Skjerven; 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: Murphy

ABSENT AND NOT VOTING: Knudson; Peterson; Shockman; Smette

SB 2138 passed and the title was agreed to.

SB 2139: A BILL for an Act to amend and reenact section 39-04-15 of the North Dakota Century Code, relating to when motor vehicle registrations become due and delinquent.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 59 YEAS, 41 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, R.; Christman; Cleveland; Dalrymple; Flaagan; Gates; Goetz; Gorman; Halmrast; Hamerlik; Haugen; Haugland; Hausauer, R.; Hokana; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kuchera; Larson; Laughlin; Linderman; Melby; Mertens; Moore; Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, V.; Opedahl; Payne; Riehl; Rydell; Scherber; Shaft; Shaw; Shide; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tollefson; Tomac; Trautman; Wald; Wentz; Whalen; Williams, A.; Williams, C.; Winkelman; Speaker Kloubec

NAYS: Berg, G.; Brokaw; DeMers, J.; DeMers, P.; Dotzenrod; Enget; Frey; Gerntholz; Graba; Gunsch; Hanson, L.; Hanson, O.; Hausauer, A.; Hill; Hoffner; Kelly; Kretschmar; Lang; Lautenschlager; Marks; Martin; Martinson; Meyer; Murphy; Myrdal; Nelson, C.; Nelson, J.; Oban; Olson, A.; O'Shea; Rice; Schindler; Schneider; Skjerven; Solberg; Tokach; Ulmer; Vander Vorst; Watne; Wilkie; Williams, W.

ABSENT AND NOT VOTING: Dorso; Knudson; Lindgren; Peterson; Shockman; Smette

SB 2139 passed and the title was agreed to.

SB 2142: A BILL for an Act to create and enact six new subsections to section 39-01-01 of the North Dakota Century Code, relating to motor vehicle definitions; and to repeal sections 39-04-01 and 39-22-01 of the North Dakota Century Code, relating to motor vehicle definitions.

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, 0 NAYS, 6 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; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nowatzki; Oban; O'Connell; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Skjerven; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Knudson; Nicholas; Peterson; Shockman; Smette; Ulmer

SB 2142 passed and the title was agreed to.

SPECIAL ORDER OF BUSINESS

REP. STRINDEN MOVED that the House be on a special order of business, which motion prevailed.

REP. MERTENS MOVED that a committee of two be appointed to escort the Honorable Byron L. Dorgan, United States Congressman, to the rostrum, which motion prevailed.

SPEAKER KLOUBEC APPOINTED Reps. Riehl and R. Meyer to such committee which subsequently escorted Congressman Dorgan to the rostrum.

REMARKS

by

Honorable Byron L. Dorgan
United States Congressman

Mr. Speaker and members of the House, I am pleased to be able to appear here today at your invitation and visit with you just a few moments about what's happening in Washington, D.C., or probably more importantly what's not happening in Washington, D.C. At any rate, I recall fondly the many years that I spent discussing with some, and perhaps the majority, on a lot of public policy issues, sometimes strenuously and vigorously, Representative Strinden, always, however, with good cheer and I do recall, after seven statewide campaigns, putting a lot of miles on across North Dakota, that if there is one impression left with North Dakota citizens about Republicans and Democrats who are North Dakota's legislators, it's that they are hard working and honest and have served North Dakota well and faithfully. I am pleased to be a part of that process and want to commend you for all the work you are doing.

This is not an easy session. I don't have to tell you that but I've watched what's going on here and it's a tough, tough situation you're involved in but, somehow, over the years, North Dakota's Legislative Assembly has always made the tough choices and, in most cases, made the right choices and for that I think North Dakotans owe you a debt of gratitude.

All of us who are in politics understand that, while some might admire what we do, there are others who have different opinions of what we do. We are subject sometimes to moments of humor, lighter moments. In the Cannon Building, right near the elevator, the Internal Revenue Service, attempting to be helpful, apparently, to members of Congress, recently put up a sign that said the IRS will provide tax help to the disabled, the illiterate, and members of Congress and someone had written on bottom of that, as they were waiting for the elevator that the last two are redundant.

I'd like to just mention today a few things that are happening in Washington. First, I guess you couldn't talk about what's going

on in Washington without talking about the Iranian arms situation and, I think it is safe to say, it has virtually paralyzed the administration for the moment. I think it's also safe to say the appointment of Howard Baker is going to go a long way towards restoring some confidence in what's going on. He's a savvy, smart politician who knows what he's doing and I think that's a step forward.

The Tower Commission Report is a very sobering document. I encourage all of you to read it. It suggests that we had some folks who disserved this President, who conducted scary foreign policy without adult supervision. I think it's something we all ought to take a look at and learn from. I think that the appointment of Howard Baker is a major step forward and hopefully will remove us beyond this issue.

Some North Dakota issues I wanted to mention today:

Garrison Diversion: Garrison Diversion is a project that has been the subject of a lot of controversy over the years. We finally passed a reformulation of the Garrison Diversion Project. We appropriated 33 million dollars for it in this fiscal year. The interior secretary was attempting to take three million dollars in reprogramming and move it to a water project in Wyoming. We think we now have that stopped. The administration has recommended the funding for next year be two and one-half million dollars, from 33 to two and one-half. That virtually would shut down the project. We could not keep the engineers working and current staff with two and one-half million dollars. It's my judgment that the administration will not succeed and that we will attempt to get the same 33 million dollars that we had this year. I don't happen to think we should fight for the capacity that is being exhibited. They say that there's capacity for 45 million dollars. I think it ill-serves us if we say that we support a freeze in spending, for us to say that we support a freeze in everything else, but, on Garrison, we want you to go from 33 to 45. I am going to be fighting for retaining the 33-million-dollar level and I think there's some hope that we can do that in the House and the Senate.

ANG: The coal gasification plant, I think, is critically important to this state, to its economy. The secretary of energy, Harrington, has been pretty forthright with us. He has worked with us, has indicated that he wants to keep that plant operating, has done so through the Department of Energy, has now found an investment banking firm which is attempting to market this project. It is our hope that that will be successfully accomplished so that the project can continue operating and employing people and producing gas.

It's a marvelous feat of engineering, operating at above 100 percent of capacity, believe it or not, not costing the government money at this point. I think what we ought to do is make certain that either this gets marketed through the

investment banking firm or, if not, continue to see it operated by the Department of Energy. I think there is some hope in both instances and I think it's going to take a lot of hard work from all of us to accomplish it, but we must accomplish it because it's that important to the state.

Revenue sharing - Grants-in-Aid - EDA - CDA: I think it's safe to say that there's been a dramatic change because of the country's fiscal policy problems and I think that most of you understand that revenue sharing has been zeroed out. The President recommended that for a couple of budgets and finally Congress did it. Most of the other programs are not going to see increases, some of them are going to see decreases, and, some of them, fairly substantial decreases.

Farm Bill: Not everyone's unhappy with the farm bill. The peanut folks think it's fine, rice folks love it, cotton folks are happy, but, in the middle part of this country, in a strip up and down this farm belt where wheat and feed grains are the predominant crops, we're in a deep and abiding and serious recession and, in my judgment, those of us, and I count myself as one who will fight to open up the wheat and feed grain section of the farm bill, will likely succeed in doing so. The new Speaker of the House has pledged his commitment to doing something about the recession in the farm belt and I think the chances are that the wheat and feed grain section will be opened up this year.

Let me mention briefly that my service on the Ways and Means Committee has taught me what I'm sure all of you already know. I just was standing in the back of the room and saw a vote go up on the board and I suppose a few of you might have been puzzled about the way somebody else votes. It took me a while in Congress to learn about that. I didn't have the legislative experience here, I was up in the executive branch in the tower, but had I had the legislative experience, I would have learned more quickly. A friend of mine from a southern state about four years ago when we had a Garrison vote, one in which we lost incidentally, and then came back and won the vote a little later, a friend of mine as he left the chambers during the middle of that vote put his arm on mine and said, "Byron, I voted with you;" I said, "Thank you." That night I looked at the vote and I saw he voted against me. The next day I said, "John, you said you voted with me, you didn't vote with me, you voted no on Garrison." "Well, sure," he said, "I voted no when it was clear you'd lost, but I put a yes vote up first." Then I realized that I'd better start learning how this stuff operates down here. I watched the chairman of the Ways and Means Committee who was implored by one of our members to go along with him and help him get this done and Rostenkowski said, "Ray, I'm going to be with you to the end, count on it." About five hours later, long, arduous hearings, controversial as heck, Chairman Rostenkowski came over to Ray and said, "Ray, this is the end." It took me that long to learn what most of you know in this legislative process, count your votes, then count them again and make sure

you have twice as many as you need to make sure you get the majority.

Let me just mention briefly what's going on in the Ways and Means Committee and the projects that we're working on because they encompass the major projects of the 100th Congress. First of all, we're going to write a catastrophic health insurance bill soon. Second, we're going to do welfare reform, both of them in the Ways and Means Committee, and, third, we're going to do a trade bill between now and the end of March. Let me talk catastrophic health insurance and welfare reform. The Reagan administration has supported catastrophic health insurance and I think, for that reason, one is going to be written, passed, and signed by the President and it's long overdue. The Boeing Bill introduced by Secretary Boeing or proposed by Secretary Boeing, is probably not the bill. In that bill, if you live, you lose. That's probably not the right signal we ought to send. We will probably retool that bill to make it more acceptable, but I think, clearly, there will be a catastrophic health insurance bill passed in this session of the 100th Congress.

Welfare reform: We have so many programs to deal with welfare and many of them operated at cross-purposes of one another and we're going to streamline the welfare system so that it works better. Mostly, so that it works. Last week, we had a young woman named Nancy, from St. Louis, who testified before a committee and tears streamed down her eyes as she told us of the cycle of poverty she was trapped in and could not escape from: Saving money, five dollars at a time, on three hundred and twenty dollars a month total income with three children. Five dollars at a time, saving five dollars to try and get a deposit for an apartment so that she could move out of a shelter, but every time she saved money, the AFDC people would reduce her AFDC because now she had savings. Can't get into low income housing, there's a three-year wait so she saves money for a deposit on a rental system: they take money away on the AFDC.

A young woman in low-income housing at the University of North Dakota said when she got a Pell Grant to help pay for her tuition and books, they increased her rent at low-income housing. We have to do better on welfare reform and I'm convinced that the 100th session of Congress will pass welfare reform and this administration has pledged it's cooperation and support, I think that's going to happen.

Finally, we're going to work on trade. Trade and competitiveness is the issue in 1987. There are times when these issues run in cycles and competitiveness is the word these days. Let me say to you, in my judgment, competitiveness not only necessitates a trade bill to straighten out trade inequities, but it especially necessitates all of us to look once again at education. Competitiveness, in the long term, has its roots in education. Secretary Baker testified before us recently and he said the root of our competitiveness problem is in the education system and we

have to do something about it. I asked him why, then, would you propose cutting 28, nearly 30 percent, out of the federal commitment to education. He said because state and local governments pick up the tab for education, but our retreat, as suggested by this administration on the small federal commitment to education, is ill-advised and I don't think Congress will buy it. If you look at the numbers, they are sobering. Japanese high school students are studying math at American college levels. We are one of the few industrial nations left where our classrooms are dark over half the year, 180-days-a-year school; the Japanese kids are going 240 days a year. One-half of the Ph.D.'s educated in this country are foreigners. We produce fewer scientists and engineers on a real basis than Japan, with less than half our population. The study of physics, engineering, calculus, etc., is measured in months in the American school system and years in the Soviet and Japanese school systems. I'm saying I think the root of competitiveness once again is education and you and those of us on the state and federal level have to renew our commitment to the education system. Strengthening the foundation of this country is strengthening its education system. Trade, yes, we have to change the trade rules and you're going to hear a howl in this chamber, I'm sure, in the next weeks when we start deciding what we're going to do because folks say, if you touch the trade problem, you're going to be in big trouble. Japan will buy less from America. Well, that's nonsense.

The Speaker of the House talked the other day about what's going out of our ports in New York and New Jersey. Let me just reiterate what he said: Four ships coming in for every one ship going out, four ships bringing in television sets and Toyotas and electronic gear and computers, four ships coming for every one ship going out. What's our one ship going out taking - number one: scrap steel; number two: used paper. The Apollo showed up from Japan at the Seattle port a couple of weeks ago carrying 65 million dollars worth of computer and electronic gear, it left with 10 million dollars worth of gear, except our gear, which we were shipping out, was wood chips and animal hides. Shipping in six times as much electronics and finished products and shipping out wood chips, steel, paper, animal hides: this country can't exist that way. A 170 billion dollar trade deficit: we can't exist that way and we have to change it. Koreans want to ship their Hondas to America and, almost at exactly the same time, they geared up their campaign to ship Hondas to America they said no more beef will be imported from America, not a pound, they shut them off completely. Country after country around the Pacific rim and others, the EC (other countries) who are trading partners of ours, have systematically discriminated against us in the trading area. Our approach is not going to be, as we write this trade bill, to try and restrict what's coming in. Our approach is going to be to try and fill up those boats going out with finished products and, when we do that, they're going to scream because a lot of folks think we ought to sit back and keep taking it. We can't, we won't survive.

In conclusion, today, I'd like to say that, on a broader economic scale, one of the things I'm working on in Congress is to try and see if we can't change the incentive for those who are enterprisers and enterprising in our economy. We are creating, I'm afraid, a paper economic base in America and we have to change it. We've got to put in place public policies that reward those who create real new wealth in this country, not those who sell things they'll never get from people who never had it and make money on both ends. That motivation is not the right motivation to keep America strong and keep America number one. The rampant speculation is not strengthening this country. The genius of our scientists and engineers that come from an education system that is fully funded, that's what will ultimately strengthen this country. The President rhetorically said it in the State of the Union address. He said, "If not us, who, and if not now, when?" I think, in your session, and we in Congress in our session, in the 100th Congress of this country must answer that by saying it's us, it's only us, and it's now, right now.

MOTION

REP. MERTENS MOVED that the remarks of Congressman Byron L. Dorgan be printed in the Journal, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2148: A BILL for an Act to amend and reenact sections 24-01-12.1 and 24-01-12.2 of the North Dakota Century Code, relating to harvesting hay on state highway right of way.

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, 1 NAY, 6 ABSENT AND NOT VOTING.

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

NAYS: Hanson, O.

ABSENT AND NOT VOTING: DeMers, J.; Knudson; Mertens;
Shockman; Smette; Strinden

SB 2148 passed and the title was agreed to.

SB 2152: A BILL for an Act to create and enact a new section to chapter 15-05 of the North Dakota Century Code, relating to the authority of the board of university and school lands to lease gravel, scoria, sand, and construction aggregate; 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, 0 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.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Meyer; Moore; Murphy; Myrdal; Nelson, C.; 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; Skjerven; 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: Knudson; Mertens; Peterson;
Shockman; Smette

SB 2152 passed, the title was agreed to, and the emergency clause carried.

SB 2153: A BILL for an Act to amend and reenact subsection 27 of section 57-15-06.7 of the North Dakota Century Code, relating to exceptions to county 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 98 YEAS, 1 NAY, 7 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; 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; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Meyer; Moore; Myrdal; Nelson, C.; 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; Skjerven; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Murphy

ABSENT AND NOT VOTING: Berg, G.; Knudson; Mertens; Peterson; Shockman; Smette; Wald

SB 2153 passed and the title was agreed to.

SB 2155: A BILL for an Act to amend and reenact section 24-01-06 of the North Dakota Century Code, relating to abandonment of highways.

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, 0 NAYS, 6 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; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin;

Martinson; Melby; Meyer; Moore; Murphy; Myrdal;
 Nelson, C.; 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; Skjerven;
 Solberg; Sorensen; Starke; Stofferahn; Strinden;
 Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer;
 Vander Vorst; Watne; Wentz; Whalen; Wilkie;
 Williams, A.; Williams, C.; Williams, W.; Winkelman;
 Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Knudson; Mertens; Peterson;
 Shockman; Smette; Wald

SB 2155 passed and the title was agreed to.

SB 2162: A BILL for an Act to amend and reenact section 4-35-09, subsection 3 of section 4-35-14, and sections 4-35-15 and 4-35-18 of the North Dakota Century Code, relating to licensing for pesticide applicators, reimbursement of the cost of materials for pesticide act training materials, and application of nonregistered pesticides.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 67 YEAS, 33 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Aas; Berg, G.; Berg, R.; Brokaw; Christman;
 Cleveland; DeMers, J.; DeMers, P.; Dotzenrod; Frey;
 Gates; Gerntholz; Gorman; Graba; Gunsch; Halmrast;
 Hamerlik; Hanson, L.; Haugland; Hausauer, A.;
 Hausauer, R.; Hoffner; Hokana; Kelly; Klundt; Knell;
 Koland; Kolbo; Kretschmar; Kuchera; Larson;
 Lautenschlager; Linderman; Lindgren; Martinson; Melby;
 Moore; Myrdal; Nelson, C.; Nicholas; Nowatzki; Oban;
 Olson, A.; Olson, V.; Opedahl; O'Shea; Rice; Rydell;
 Scherber; Schneider; Shaft; Shide; Sorensen; Starke;
 Stofferahn; Thompson; Tokach; Tollefson; Tomac;
 Trautman; Ulmer; Watne; Wentz; Wilkie; Williams, A.;
 Williams, C.; Williams, W.

NAYS: Almlie; Anderson; Belter; Dalrymple; Dorso; Enget;
 Flaagan; Goetz; Hanson, O.; Haugen; Hill; Kent;
 Kingsbury; Lang; Laughlin; Marks; Martin; Meyer;
 Murphy; Nelson, J.; O'Connell; Olsen, D.; Payne; Riehl;
 Schindler; Shaw; Skjerven; Solberg; Strinden;
 Vander Vorst; Wald; Winkelman; Speaker Kloubec

ABSENT AND NOT VOTING: Knudson; Mertens; Peterson;
Shockman; Smette; Whalen

SB 2162 passed and the title was agreed to.

SB 2194: A BILL for an Act authorizing North Dakota state penitentiary industry to trade, barter, and exchange merchandise, equipment, and services.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 75 YEAS, 26 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Aas; Anderson; Belter; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, P.; Dorso; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Halmrast; Hamerlik; Hanson, L.; Haugen; Hausauer, A.; Hausauer, R.; Hill; Hokana; Kelly; Kent; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Lautenschlager; Linderman; Marks; Martin; Martinson; Melby; Mertens; Moore; Murphy; Nelson, C.; Nicholas; Nowatzki; O'Connell; Olsen, D.; Olson, V.; O'Shea; Payne; Rice; Rydell; Scherber; Shaft; Shide; Solberg; Starke; Stofferahn; Strinden; Thompson; Tokach; Tomac; Trautman; Vander Vorst; Wald; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Speaker Kloubec

NAYS: Almlie; Berg, G.; DeMers, J.; Gunsch; Hanson, O.; Hoffner; Kingsbury; Klundt; Laughlin; Lindgren; Meyer; Myrdal; Nelson, J.; Oban; Olson, A.; Opedahl; Riehl; Schindler; Schneider; Shaw; Skjerven; Sorensen; Tollefson; Ulmer; Watne; Winkelman

ABSENT AND NOT VOTING: Haugland; Knudson; Peterson; Shockman; Smette

SB 2194 passed and the title was agreed to.

SB 2200: A BILL for an Act to amend and reenact subsection 1 of section 39-05-20 of the North Dakota Century Code, relating to obtaining certificate of title to a vehicle upon inability to obtain old certificate.

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, 0 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.; Hill; Hoffner; Hokana; Kelly; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; 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; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Skjerven; 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: Kent; Knudson; Peterson; Shockman; Smette

SB 2200 passed and the title was agreed to.

SB 2206: A BILL for an Act to amend and reenact sections 19-13.1-04 and 19-16.1-03 of the North Dakota Century Code, relating to the labeling of commercial feed and registration of antifreeze.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 93 YEAS, 5 NAYS, 8 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; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki;

Oban; Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea;
Payne; Rice; Riehl; Rydell; Scherber; Schindler;
Schneider; Shaft; Shaw; Shide; Skjerven; Solberg;
Sorensen; Starke; Stofferahn; Tokach; Tollefson; Tomac;
Trautman; Vander Vorst; Watne; Wentz; Whalen; Wilkie;
Williams, A.; Williams, C.; Williams, W.; Winkelman;
Speaker Kloubec

NAYS: Laughlin; Lautenschlager; Murphy; O'Connell;
Thompson

ABSENT AND NOT VOTING: Kent; Knudson; Peterson;
Shockman; Smette; Strinden; Ulmer; Wald

SB 2206 passed and the title was agreed to.

SB 2209: A BILL for an Act to amend and reenact subsection 9 of section 15-27.2-04 of the North Dakota Century Code, relating to the submission of annexation petitions to the state board of public school education.

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, 0 NAYS, 6 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.; Hill; Hoffner;
Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland;
Kolbo; Kretschmar; Kuchera; Lang; 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; Rice; Riehl; Rydell; Scherber;
Schindler; Schneider; Shaft; Shaw; Shide; Skjerven;
Solberg; Sorensen; Starke; Stofferahn; 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: Anderson; Knudson; Peterson;
Shockman; Smette; Strinden

SB 2209 passed and the title was agreed to.

SB 2211: A BILL for an Act to amend and reenact subsection 8 of section 15-27.2-04 of the North Dakota Century Code, relating to the submission of annexation petitions to the county committee.

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, 0 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; Dotzenrod; Enget; Flaagan; Frey; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; 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; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Skjerven; Solberg; Sorensen; Starke; Stofferahn; 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: Dorso; Haugen; Knudson; Peterson; Shockman; Smette; Strinden

SB 2211 passed and the title was agreed to.

SB 2240: A BILL for an Act to amend and reenact subsection 9 of section 23-15-01 of the North Dakota Century Code, relating to composition of firecrackers.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 87 YEAS, 13 NAYS, 6 ABSENT AND NOT VOTING.

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

NAYS: Berg, G.; Frey; Gunsch; Hanson, O.; Kingsbury; Kuchera; Murphy; Nelson, J.; Stofferahn; Tokach; Tomac; Ulmer; Whalen

ABSENT AND NOT VOTING: Haugen; Knudson; Peterson; Schneider; Shockman; Smette

SB 2240 passed and the title was agreed to.

SB 2249: A BILL for an Act to amend and reenact section 54-16-04.1 of the North Dakota Century Code, relating to emergency commission authorization for pass-through federal funds between state agencies.

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, 0 NAYS, 6 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; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; 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; Rice; Riehl; Rydell; Scherber; Schindler; Shaft; Shaw; Shide; Skjerven; 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: Knudson; Martinson; Peterson;
 Schneider; Shockman; Smette

SB 2249 passed and the title was agreed to.

SB 2251: A BILL for an Act to create and enact a new section to chapter 54-44 of the North Dakota Century Code, relating to financial reporting.

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.; Hill; Hoffner;
 Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland;
 Kolbo; Kretschmar; Kuchera; Lang; 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; Rice; Riehl; Rydell; Scherber;
 Schindler; Schneider; Shaft; Shaw; Shide; Skjerven;
 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: Knudson; Peterson; Shockman;
 Smette

SB 2251 passed and the title was agreed to.

SB 2254: A BILL for an Act to amend and reenact subsection 7 of section 54-52-04 and sections 54-52.2-01, 54-52.2-02, and 54-52.2-03 of the North Dakota Century Code, relating to administration of the deferred compensation plan for public employees; and to repeal section 54-52.2-03.1 of the North Dakota Century Code, relating to staffing and administrative expenses of the deferred compensation plan.

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, 0 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; Cleveland; Dalrymple; DeMers, J.; DeMers, P.; 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; Koland; Kolbo; Kretschmar; Kuchera; Lang; 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; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Skjerven; 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: Dorso; Knudson; Peterson; Shockman; Smette

SB 2254 passed and the title was agreed to.

SB 2256: A BILL for an Act to create and enact a new section to chapter 54-18 of the North Dakota Century Code, relating to confidentiality of certain North Dakota mill and elevator and export trading company business.

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.; 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; Koland; Kolbo; Kretschmar; Kuchera; Lang; 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; Skjerven; 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: Dorso; Knudson; Shockman; Smette

SB 2256 passed and the title was agreed to.

MOTION

REP. STRINDEN MOVED that the House stand at recess for fifteen minutes, which motion prevailed.

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

SECOND READING OF SENATE BILLS

SB 2264: A BILL for an Act to amend and reenact subsection 9 of section 11-11.1-03 of the North Dakota Century Code, relating to the powers and duties of job development authorities.

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, 0 NAYS, 7 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; Klundt; Knell; Koland; Kolbo;

Kretschmar; Kuchera; Lang; 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; Skjerven;
 Solberg; Sorensen; Starke; Stofferahn; Strinden;
 Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer;
 Watne; Wentz; Whalen; Wilkie; Williams, A.;
 Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Kingsbury; Knudson; Larson;
 Shockman; Smette; Vander Vorst; Wald

SB 2264 passed and the title was agreed to.

SB 2275: A BILL for an Act to amend and reenact subsection 4 of section 54-52.1-01 of the North Dakota Century Code, relating to eligibility to participate in the uniform group insurance program.

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, 0 NAYS, 6 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; Klundt; Knell; Koland; Kolbo;
 Kretschmar; Kuchera; Lang; 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.;
 O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber;
 Schindler; Schneider; Shaft; Shaw; Shide; Skjerven;
 Solberg; Sorensen; Starke; Stofferahn; Strinden;
 Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer;
 Vander Vorst; Watne; Wentz; Whalen; Wilkie;
 Williams, A.; Williams, C.; Williams, W.; Winkelman;
 Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Kingsbury; Knudson; Opedahl;
Shockman; Smette; Wald

SB 2275 passed and the title was agreed to.

MOTION

REP. GOETZ MOVED that the House waive the reading of the title to SB 2276, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2276: A BILL for an Act to amend and reenact sections 46-01-02, 46-02-01, 46-02-04, 46-02-05, 46-02-06, 46-02-07, 46-02-09, 46-02-10, 46-02-12, and 46-02-14 of the North Dakota Century Code, relating to printing and binding duties of the office of management and budget; and to repeal sections 46-02-03, 46-02-11, 46-02-13, and 46-02-18 of the North Dakota Century Code, relating to printing and binding.

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; Gertholz; Goetz; Gorman; Graba; Gunsch; Halmarst; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; 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; Skjerven; Solberg; Sorensen; Starke; Stofferahn; Strindson; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Knudson; Shockman; Smette; Wald

SB 2276 passed and the title was agreed to.

SB 2313: A BILL for an Act to amend and reenact sections 54-34.2-01, 54-34.2-02, and 54-34.2-04 of the North Dakota Century Code, relating to a change in the name of the Indian development fund.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 97 YEAS, 6 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; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Olson, V.; Opedahl; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Skjerven; Solberg; Sorensen; Starke; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Halmrast; Kelly; O'Connell; O'Shea; Stofferahn; Ulmer

ABSENT AND NOT VOTING: Knudson; Shockman; Smette

SB 2313 passed and the title was agreed to.

MOTION

REP. MARTINSON MOVED that SB 2373 be placed at the foot of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2374: A BILL for an Act to create and enact a new section to chapter 12-47 of the North Dakota Century Code, relating to the confidentiality of prison inmate records.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 98 YEAS, 2 NAYS, 6 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.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Lang; 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; Rice; Riehl; Rydell; Scherber; Schindler; Shaft; Shaw; Shide; Skjerven; 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: Gunsch; Kuchera

ABSENT AND NOT VOTING: Hanson, O.; Knudson; Peterson; Schneider; Shockman; Smette

SB 2374 passed and the title was agreed to.

SB 2399: A BILL for an Act to create and enact a new section to chapter 44-04 of the North Dakota Century Code, relating to the confidentiality of public employee medical and employee assistance records.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 98 YEAS, 4 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; Halmrast; Hamerlik; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Lang; 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; Rice;
Riehl; Rydell; Scherber; Schindler; Schneider; Shaft;
Shaw; Shide; Skjerven; Solberg; Sorensen; Starke;
Stofferahn; Strinden; Thompson; Tokach; Tollefson;
Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne;
Wentz; Wilkie; Williams, A.; Williams, C.;
Williams, W.; Winkelman; Speaker Kloubec

NAYS: Gunsch; Hanson, O.; Kuchera; Whalen

ABSENT AND NOT VOTING: Knudson; Peterson; Shockman;
Smette

SB 2399 passed and the title was agreed to.

MOTION

REP. MARTINSON MOVED that SB 2373 be placed at the top of the calendar, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2373: A BILL for an Act to amend and reenact section 54-21-25 of the North Dakota Century Code, relating to the director of institution's authority to transfer adult inmates and juvenile delinquents; and to repeal 12-47-35 of the North Dakota Century Code, relating to the governor's authority to transfer adult inmates to the federal government.

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

NAYS: Kuchera; Olsen, D.; Olson, A.; Whalen

ABSENT AND NOT VOTING: Knudson; Shockman; Smette

SB 2373 passed and the title was agreed to.

SB 2416: A BILL for an Act to amend and reenact section 28-32-02 of the North Dakota Century Code, relating to adoption of administrative rules.

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.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; 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; Skjerven; 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: Knudson; Mertens; Shockman; Smette

SB 2416 passed and the title was agreed to.

SB 2417: A BILL for an Act to amend and reenact subsection 6 of section 12-59-15 of the North Dakota Century Code, relating to the authority of the parole board.

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.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; 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; Skjerven; 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: Knudson; Mertens; Shockman; Smette

SB 2417 passed and the title was agreed to.

SB 2426: A BILL for an Act to amend and reenact section 54-54-03 of the North Dakota Century Code, relating to the North Dakota council on the arts; 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 95 YEAS, 5 NAYS, 6 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.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Lang; Larson; Laughlin; Linderman; 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; Rice; Riehl; Rydell; Scherber;
Schindler; Schneider; Shaft; Shaw; Shide; Solberg;
Sorensen; Starke; Stofferahn; Strinden; Thompson;
Tokach; Tollefson; Tomac; Trautman; Ulmer;
Vander Vorst; Wald; Watne; Wentz; Wilkie; Williams, A.;
Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Gunsch; Hanson, O.; Kuchera; Lindgren; Whalen

ABSENT AND NOT VOTING: Knudson; Lautenschlager;
Peterson; Shockman; Skjerven; Smette

SB 2426 passed, the title was agreed to, and the emergency clause carried.

SB 2060: A BILL for an Act to amend and reenact section 39-06.1-09 and subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to the penalty for modification of a motor vehicle.

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; 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; Hanson, L.; Hanson, O.; Haugen; Haugland;
Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana;
Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo;
Kretschmar; Kuchera; Lang; Larson; Laughlin;
Lautenschlager; Linderman; Lindgren; Marks; Martin;
Martinson; Melby; Mertens; Meyer; Moore; Murphy;
Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki;
Olsen, D.; Olson, A.; Olson, V.; Opedahl; O'Shea;
Payne; Peterson; Rice; Riehl; Rydell; Scherber;
Schindler; Schneider; Shaft; Shaw; Shide; Skjerven;
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: Hamerlik; O'Connell

ABSENT AND NOT VOTING: Knudson; Oban; Shockman; Smette

SB 2060 passed and the title was agreed to.

SB 2071: A BILL for an Act to create and enact a new section to chapter 47-16 of the North Dakota Century Code, relating to inspection of oil and gas production and royalty payment records.

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; Koland; Kolbo; Kretschmar; Kuchera; Lang; 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; Schneider; Schneider; Shaft; Shaw; Shide; Skjerven; 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: Knudson; Shockman; Smette

SB 2071 passed and the title was agreed to.

SB 2073: A BILL for an Act to amend and reenact subsection 2 of section 38-11.1-03 of the North Dakota Century Code, relating to the definition of drilling operations.

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.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; 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; Skjerven; Solberg; Sorensen; Starke; Stofferahn; 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: Knudson; Shockman; Smette; Strinden

SB 2073 passed and the title was agreed to.

SB 2075: A BILL for an Act to create and enact a new section to chapter 38-11.1 of the North Dakota Century Code, relating to inspection of well sites; and to amend and reenact section 38-11.1-05 of the North Dakota Century Code, relating to information that must accompany the notice of oil and gas drilling operations.

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.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; 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; Skjerven; Solberg; Sorensen; Starke; Stofferahn;

Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman;
Ulmer; Vander Vorst; Wald; Watne; Whalen; Wilkie;
Williams, A.; Williams, C.; Williams, W.; Winkelman;
Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Knudson; Shockman; Smette; Wentz

SB 2075 passed and the title was agreed to.

SB 2081: A BILL for an Act to amend and reenact section 57-15-06.3 of the North Dakota Century Code, relating to the county road program of farm-to-market and federal-aid roads; and to provide for partial retroactive application.

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, 0 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.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; 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; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Skjerven; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Knudson; Peterson; Shockman;
Smette; Wentz

SB 2081 passed and the title was agreed to.

SB 2087: A BILL for an Act to amend and reenact sections 39-10.2-02 and 39-10.2-05 of the North Dakota Century Code, relating to motorcycle operation and equipment.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 11 YEAS, 91 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Berg, G.; Brokaw; DeMers, J.; DeMers, P.; Dotzenrod; Frey; Halmrast; Linderman; Melby; Mertens; Scherber

NAYS: Aas; Almlie; Anderson; Belter; Berg, R.; Christman; Cleveland; Dalrymple; Dorso; Enget; Flaagan; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Hamerlik; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Lindgren; Marks; Martin; Martinson; 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; Schindler; Schneider; Shaft; Shaw; Shide; Skjerven; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

ABSENT AND NOT VOTING: Knudson; Shockman; Smette; Wentz

SB 2087 was declared lost.

SB 2201: A BILL for an Act to amend and reenact subsection 2 of section 39-06.1-13 of the North Dakota Century Code, relating to reduction of point totals on driving records.

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, 0 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.; Brokaw; Christman; 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; Kolbo;
 Kretschmar; Kuchera; Lang; 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;
 Skjerven; Solberg; Sorensen; Starke; Stofferahn;
 Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman;
 Ulmer; Vander Vorst; Wald; Watne; Whalen; Wilkie;
 Williams, A.; Williams, C.; Williams, W.; Winkelman;
 Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Cleveland; Knudson; Koland;
 Shockman; Smette; Wentz

SB 2201 passed and the title was agreed to.

SB 2238: A BILL for an Act to create and enact a new section to chapter 38-08 of the North Dakota Century Code, relating to industrial commission authority to regulate the exploration, development, and production of carbon dioxide and nitrogen gas; and to amend and reenact section 38-12-02 of the North Dakota Century Code, relating to the jurisdiction of the industrial commission to regulate carbon dioxide and nitrogen gas.

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, 0 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Aas; Almlie; Anderson; Belter; Berg, G.; Berg, R.;
 Brokaw; Christman; 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; Koland; Kolbo; Kretschmar;
 Kuchera; Lang; Larson; Laughlin; Lautenschlager;
 Linderman; Lindgren; Marks; Martin; Martinson; Melby;
 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; Skjerven; Solberg; Sorensen;
 Starke; Stofferahn; Strinden; Thompson; Tokach;
 Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald;

Watne; Whalen; Wilkie; Williams, A.; Williams, C.;
Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Cleveland; Haugland; Knudson;
Mertens; Shockman; Smette; Wentz

SB 2238 passed and the title was agreed to.

MOTION

REP. GOETZ MOVED that the House waive the reading of the title to SB 2243, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2243: A BILL for an Act to create and enact a new subsection to section 50-11.1-03 of the North Dakota Century Code, relating to disposition of fees from licenses for early childhood services facilities; to amend and reenact subsection 5 of section 50-11.1-02 of the North Dakota Century Code, relating to definition of the term "early childhood services"; and to repeal section 19 of chapter 526 of the 1985 Session Laws of North Dakota, relating to the licensing of day care facilities.

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, 0 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.; Hill; Hoffner;
Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland;
Kolbo; Kretschmar; Kuchera; Lang; 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;
Skjerven; Solberg; Sorensen; Starke; Stofferahn;
Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman;
Ulmer; Vander Vorst; Watne; Whalen; Wilkie;
Williams, A.; Williams, C.; Williams, W.; Winkelman;
Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Knudson; Shockman; Smette; Wald;
Wentz

SB 2243 passed and the title was agreed to.

SB 2245: A BILL for an Act to amend and reenact subsection 1 of section 14-08-07 of the North Dakota Century Code, relating to transmittal of support payments by clerks of court.

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, 0 NAYS, 6 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; Kolbo; Kretschmar; Kuchera; Lang; 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; Skjerven; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Knudson; Koland; Shockman;
Smette; Wentz; Whalen

SB 2245 passed and the title was agreed to.

MOTION

REP. GOETZ MOVED that the House waive the reading of the title to SB 2265, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2265: A BILL for an Act to amend and reenact section 50-24.1-02 of the North Dakota Century Code, relating to eligibility for the medical assistance program.

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, 0 NAYS, 6 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; Kolbo; Kretschmar; Kuchera; Lang; Larson; Laughlin; Lautenschlager; Linderman; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Meyer; Moore; Murphy; Myrdal; Nelson, C.; Nelson, J.; Nicholas; Nowatzki; Oban; O'Connell; Olson, A.; Olson, V.; Opedahl; O'Shea; Payne; Peterson; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Skjerven; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Knudson; Koland; Olsen, D.; Shockman; Smette; Wentz

SB 2265 passed and the title was agreed to.

SB 2285: A BILL for an Act to amend and reenact section 21-09-05 of the North Dakota Century Code, relating to the validation of bonds issued by public bodies of the state prior to July 1, 1987.

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; 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; Koland; Kolbo; Kretschmar; Kuchera; Lang; 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; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Skjerven; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Cleveland

ABSENT AND NOT VOTING: Knudson; Peterson; Shockman; Smette; Wentz

SB 2285 passed and the title was agreed to.

SB 2492: A BILL for an Act to amend and reenact sections 4-08-15 and 4-08-15.1 of the North Dakota Century Code, relating to county mill levy limitations for county agent work.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 98 YEAS, 0 NAYS, 8 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; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Lang; 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; Rice; Riehl; Rydell; Scherber; Schindler; Schneider; Shaft; Shaw; Shide; Skjerven; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Watne; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: None

ABSENT AND NOT VOTING: Kent; Knudson; Kuchera; Peterson;
Shockman; Smette; Wald; Wentz

SB 2492 passed and the title was agreed to.

SB 2518: A BILL for an Act to repeal section 46-06-07 of the North Dakota Century Code, relating to the bond required for the official county newspaper.

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; Gerntholz; Goetz; Gorman; Graba; Gunsch; Halmrast; Hamerlik; Hanson, L.; Haugen; Hausauer, A.; Hausauer, R.; Hill; Hoffner; Hokana; Kelly; Kent; Kingsbury; Klundt; Knell; Koland; Kolbo; Kretschmar; Kuchera; Lang; 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; Skjerven; Solberg; Sorensen; Starke; Stofferahn; Strinden; Thompson; Tokach; Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Whalen; Wilkie; Williams, A.; Williams, C.; Williams, W.; Winkelman; Speaker Kloubec

NAYS: Gates; Hanson, O.

ABSENT AND NOT VOTING: Haugland; Knudson; Shockman;
Smette; Wentz

SB 2518 passed and the title was agreed to.

MOTIONS

REP. GOETZ MOVED that the rules be suspended, that Joint Rule 203 be extended to the Thirty-ninth Legislative Day, which motion prevailed.

REP. GOETZ MOVED that the absent members be excused, 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 12:30 p.m., Tuesday, March 3, 1987, which motion prevailed.

REPORTS OF STANDING COMMITTEES

MR. SPEAKER: Your Committee on Education to which was referred HCR 3066 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 and BE PLACED ON THE CONSENT CALENDAR.

REP. GATES, Chairman

HCR 3066 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Education to which was referred HCR 3068 has had the same under consideration and recommends by a vote of 14 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

REP. GATES, Chairman

HCR 3068 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary to which was referred HCR 3072 has had the same under consideration and recommends by a vote of 11 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

REP. KRETSCHMAR, Chairman

HCR 3072 was placed on the Tenth 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 3075 has had the same under consideration and recommends by a vote of 9 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. WHALEN, Chairman

HCR 3075 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 3077 has had the same under consideration and recommends by a vote of 9 YEAS, 5 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO NOT PASS:

On page 1, line 2, delete the words "extent to which"

On page 1, line 3, delete the words "reflect a"

On page 1, delete line 4

On page 1, line 5, delete the word "workplace"

On page 2, line 6, delete the words "extent to which"

On page 2, line 8, delete the words "reflect a failure to provide" and insert in lieu thereof the words "and the extent to which employers may be hiring part-time workers to avoid the paying of economic benefits"

On page 2, delete line 9

On page 2, line 10, delete the words "relative economic values of various jobs"

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

HCR 3077 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 HCR 3078 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

REP. KRETSCHMAR, Chairman

HCR 3078 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Education to which was referred HCR 3079 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 27, delete the words "to establish" and insert in lieu thereof the words "and the Commissioner of Higher Education to cooperate in establishing"

On page 2, line 2, after the word "development" insert the words "and funding"

On page 2, line 5, delete the word "news" and insert in lieu thereof the word "new"

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

HCR 3079 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 SB 2077 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. A. HAUSAUER, Chairman

SB 2077 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture to which was referred SB 2161 has had the same under consideration and recommends by a vote of 14 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same DO PASS.

REP. NICHOLAS, Chairman

SB 2161 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred SB 2213 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. A. HAUSAUER, Chairman

SB 2213 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred SB 2214 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 PASS.

REP. A. HAUSAUER, Chairman

SB 2214 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred Engrossed SB 2306 has had the same under consideration and recommends by a vote of 13 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS.

On page 2 of the engrossed bill, line 29, after the second comma insert the words "present and"

And renumber the lines, sections, and pages accordingly

REP. MOORE, Chairman

Engrossed SB 2306 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 SB 2343 has had the same under consideration and

recommends by a vote of 17 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

REP. A. HAUSAUER, Chairman

SB 2343 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred SB 2385 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. A. HAUSAUER, Chairman

SB 2385 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred SB 2436 has had the same under consideration and recommends by a vote of 15 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. A. HAUSAUER, Chairman

SB 2436 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred SB 2441 has had the same under consideration and recommends by a vote of 16 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO PASS.

REP. A. HAUSAUER, Chairman

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

MR. SPEAKER: Your Committee on Political Subdivisions to which was referred SB 2452 has had the same under consideration and recommends by a vote of 14 YEAS, 0 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 3, after the word "programs" insert the words "and to declare an emergency"

On page 1, after line 26, insert the following new section:

"SECTION 2. EMERGENCY. This Act is declared to be an emergency measure and is in effect upon its filing with the secretary of state or on a date specified in this Act."

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

SB 2452 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 SB 2493 has had the same under consideration and recommends by a vote of 9 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

REP. KRETSCHMAR, Chairman

SB 2493 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary to which was referred SB 2495 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

REP. KRETSCHMAR, Chairman

SB 2495 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary to which was referred SCR 4022 has had the same under consideration and recommends by a vote of 12 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

REP. KRETSCHMAR, Chairman

SCR 4022 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation to which was referred SCR 4023 has had the same under consideration and recommends by a vote of 11 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

REP. A. HAUSAUER, Chairman

SCR 4023 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE BILL

Reps. Mertens, Strinden introduced:

(Approved by the Committee on Delayed Bills)

HB 1673: A BILL for an Act to provide temporary authority to the highway commissioner to reduce the period of advertising for bids and to designate the time of opening of bids for certain highway department construction contracts; to provide an expiration date; and to declare an emergency.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTION

Reps. Strinden, Kloubec, Mertens, Goetz introduced:

HCR 3080: A concurrent resolution directing the Legislative Council to study the present and future role and function of the State Hospital in the provision of services to the mentally ill, chronically dependent and its relationship to

private and public agencies in the community providing similar services.

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

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

ROY GILBREATH, Chief Clerk