

## JOURNAL OF THE SENATE

## Fiftieth Legislative Assembly

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## TWELFTH DAY

Bismarck, January 21, 1987

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

The prayer was offered by Reverend John Haveman, Open Door Baptist Church, Bismarck.

Dear Gracious and Merciful Heavenly Father: We thank Thee for Thy goodness, Thy long-suffering, and Thy grace toward us. Surely, "It is of the Lord's mercies that we are not consumed, because His compassions fail not. They are new every morning: Great is Thy faithfulness" (Lamentations 3:22).

We thank Thee for the freedom that we have in America. We thank Thee for allowing us to live in the state of North Dakota.

We humbly beseech Thee this day that Thou wouldst grant unto these Senators wisdom (Psalm 105:22; James 1:5) to be able to discern what is the right way and what is the wrong way; then the courage (Deuteronomy 6:18; Joshua 1:7) to do that which is right, no matter how great the pressure may be from those who are opposed to it; and a sensitive awareness of their accountability (Romans 14:12) to Thee, O Great God.

We thank Thee for the inspiration that Thou hast given us through our Lieutenant Governor Ruth Meiers, and we pray that Thou wouldst continue to give her strength and grace (2 Corinthians 12:9) to carry on her duties.

Now we commit (Proverbs 16:3) this day's activities to Thee, Lord God, in the Name of the Lord Jesus Christ (Philippians 2:10, 11); the Creator and Sustainer of the Universe (John 1:1-3; Psalm 3:5), the Saviour of all that believe (1 Timothy 4:10), the Righteous Judge (Romans 2:16) and the soon coming King (Revelation 11:15). Amen.

## ROLL CALL

The roll was called and all Senators were present, except Senator Shea.

A quorum was declared by the President.

## CORRECTION AND REVISION OF THE JOURNAL

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

SEN. J. MEYER, Chairman

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

MESSAGE FROM THE HOUSE  
HOUSE CHAMBER

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

HB 1163, HB 1195, HB 1240

ROY GILBREATH, Chief Clerk

## CONSIDERATION OF AMENDMENTS

SEN. HOLMBERG MOVED that the amendments to SB 2151 as recommended by the Committee on Judiciary as printed on page 289 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SB 2151 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

SEN. REITEN MOVED that the amendments to SB 2271 as recommended by the Committee on Industry, Business and Labor as printed on page 289 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SB 2271 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

## REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2250 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 13, delete the word "recover" and insert in lieu thereof the words "seek reimbursement"; after the word "programs" insert the word "for"; and after the word "costs" insert the word "appropriately"

And renumber the lines and pages accordingly

SEN. D. MEYER, Chairman

SB 2250 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred SB 2235 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 13, after the word "subdivision" insert the words "a or"

And renumber the lines accordingly

SEN. LASHKOWITZ, Chairman

SB 2235 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2266 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, line 3, after the period insert the words "The election must be made within ninety days after beginning the eligible employment or by October 1, 1987, whichever is later."

On page 4, line 10, after the period insert the words "The election must be made within ninety days after beginning the eligible employment or by October 1, 1987, whichever is later."

On page 5, line 26, after the period insert the words "The election must be made within ninety days after beginning the eligible employment or by October 1, 1987, whichever is later."

And renumber the lines and pages accordingly

SEN. D. MEYER, Chairman

SB 2266 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Human Services and Veterans Affairs to which was referred SB 2292 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 10, after the word "occurs" insert the words ", or is deemed to be imminent,"

On page 1, line 19, after the word "employees" insert the words  
"or other persons"

And renumber the lines accordingly

SEN. J. MEYER, Chairman

SB 2292 was placed on the Sixth order of business on the calendar  
for the succeeding legislative day.

#### SECOND READING OF SENATE BILLS

SB 2199: A BILL for an Act to amend and reenact section 39-01-02  
of the North Dakota Century Code, relating to the  
identification of motor vehicles owned by the state.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, as amended,  
the roll was called and there were 51 YEAS, 1 NAY, 1 ABSENT AND  
NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg;  
Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller;  
Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips;  
Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.;  
Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja;  
Nelson; Nething; Olson; Peterson; Redlin; Reiten;  
Richard; Satrom; Schoenwald; Stenehjem; Streibel;  
Stromme; Tallackson; Tennefos; Thane; Todd; Tweten;  
Waldera; Wogsland; Wright; Yockim

NAYS: Vosper

ABSENT AND NOT VOTING: Shea

SB 2199 passed and the title was agreed to.

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SB 2219: A BILL for an Act to amend and reenact sections  
52-07.1-06 and 52-07.1-07 of the North Dakota Century Code,  
relating to extended unemployment compensation benefit  
amounts.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, as amended,  
the roll was called and there were 44 YEAS, 7 NAYS, 2 ABSENT AND  
NOT VOTING.

YEAS: Adams; Axtman; David; Dotzenrod; Heigaard;  
Heinrich; Holmberg; Ingstad; Keller; Kelsh; Krauter;  
Langley; Lips; Lodoen; Maixner; Mathern; Maxson;

Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch;  
 Naaden; Nalewaja; Nelson; Nething; Olson; Peterson;  
 Redlin; Reiten; Richard; Satrom; Schoenwald; Stenehjelm;  
 Streibel; Stromme; Tallackson; Tennefos; Todd; Tweten;  
 Waldera; Wogsland; Yockim

NAYS: Bakewell; Freborg; Hilken; Kelly; Thane; Vosper;  
 Wright

ABSENT AND NOT VOTING: Lashkowitz; Shea

SB 2219 passed and the title was agreed to.

#### REQUEST

SEN. LASHKOWITZ REQUESTED that the record show that his voting key malfunctioned and he intended to vote "yea" on SB 2219, which request was granted.

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SB 2262: A BILL for an Act to create and enact a new subsection to section 39-24-09 of the North Dakota Century Code, relating to snowmobile operation requirements; and to amend and reenact sections 39-24-03, 39-24-04, and 39-24-09.1 of the North Dakota Century Code, relating to snowmobile registration, exemption from registration, operation, and safety education programs.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 49 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; Dotzenrod; Freborg;  
 Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller;  
 Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips;  
 Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.;  
 Meyer, W.; Moore; Mushik; Mutch; Nalewaja; Nelson;  
 Nething; Olson; Peterson; Redlin; Reiten; Satrom;  
 Schoenwald; Stenehjelm; Streibel; Stromme; Tallackson;  
 Tennefos; Thane; Todd; Tweten; Vosper; Waldera;  
 Wogsland; Wright; Yockim

NAYS: David; Naaden

ABSENT AND NOT VOTING: Richard; Shea

SB 2262 passed and the title was agreed to.

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SB 2282: A BILL for an Act to amend and reenact sections 43-01-10 and 43-01-11 of the North Dakota Century Code, relating to abstracters' examination fees and liability policies; and to declare an emergency.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nothing; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Shea

SB 2282 passed, the title was agreed to, and the emergency clause carried.

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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 and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nothing; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Shea

SB 2116 passed and the title was agreed to.

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SB 2156: A BILL for an Act to create and enact a new section to chapter 39-13 of the North Dakota Century Code, relating to the authority of the state highway commissioner on the erection and maintenance of tourist information signs within highway right of way.

Which has been read and has committee recommendation of DO NOT PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 8 YEAS, 45 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Dotzenrod; Heigaard; Hilken; Kelsh; Maixner; Satrom; Stromme; Wogsland

NAYS: Adams; Axtman; Bakewell; David; Freborg; Heinrich; Holmberg; Ingstad; Keller; Kelly; Krauter; Langley; Lashkowitz; Lips; Lodoen; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Schoenwald; Shea; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wright; Yockim

ABSENT AND NOT VOTING: None

SB 2156 lost.

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SB 2160: A BILL for an Act to amend and reenact section 36-09-13 of the North Dakota Century Code, relating to the fee for recording and rerecording of brands.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja;

Nelson; Nething; Olson; Peterson; Redlin; Reiten;  
 Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel;  
 Stromme; Tallackson; Thane; Todd; Tweten; Vosper;  
 Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Tennefos

SB 2160 passed and the title was agreed to.

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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 and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg;  
 Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller;  
 Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips;  
 Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.;  
 Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja;  
 Nelson; Nething; Olson; Peterson; Redlin; Reiten;  
 Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel;  
 Stromme; Tallackson; Thane; Todd; Tweten; Vosper;  
 Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Tennefos

SB 2162 passed and the title was agreed to.

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SB 2189: A BILL for an Act to amend and reenact subsection 1 of section 15-27.1-03 of the North Dakota Century Code, relating to the amount of compensation received by members of the county committee.

Which has been read and has committee recommendation of DO NOT PASS.



## ROLL CALL

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

YEAS: Heinrich; Hilken; Kelly; Krauter; Lips; Mathern; Satrom; Stromme; Tallackson

NAYS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Holmberg; Ingstad; Keller; Kelsh; Langley; Lashkowitz; Lodoen; Maixner; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Schoenwald; Shea; Stenehjem; Streibel; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

ABSENT AND NOT VOTING: None

SB 2189 lost.

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SB 2196: A BILL for an Act to amend and reenact section 15-10-25 of the North Dakota Century Code, relating to the payment of mileage and travel expenses for employees of institutions of higher education.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Maixner

SB 2196 passed and the title was agreed to.

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SB 2197: A BILL for an Act to repeal section 16.1-03-15 of the North Dakota Century Code, relating to expenses of delegates to national conventions.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 45 YEAS, 7 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Freborg; Heigaard; Heinrich; Holmberg; Ingstad; Keller; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Maxson; Meyer, D.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjerm; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: Dotzenrod; Hilken; Kelly; Kelsh; Mathern; Meyer, J.; Redlin

ABSENT AND NOT VOTING: Stromme

SB 2197 passed and the title was agreed to.

#### REQUEST

SEN. TENNEFOS REQUESTED that the record show that he intended to vote "nay" on SB 2197, which request was granted.

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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 and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjerm; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Stromme; Waldera

SB 2238 passed and the title was agreed to.

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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 and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjøm; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Stromme

SB 2240 passed and the title was agreed to.

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SB 2241: A BILL for an Act to amend and reenact subsection 3 of section 12.1-28-01 of the North Dakota Century Code, relating to the definition of gambling apparatus.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjøm; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: David; Stromme

SB 2241 passed and the title was agreed to.

#### REQUEST

SEN. DAVID REQUESTED that the record show that he depressed the voting key too late, and he intended to vote "yea" on SB 2241, which request was granted.

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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 and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Stromme

SB 2243 passed and the title was agreed to.

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SB 2247: A BILL for an Act to create and enact a new section to chapter 54-52.1 of the North Dakota Century Code, relating to the prefunding of group medical and hospital insurance premium costs for certain retired public employees.

Which has been read and has committee recommendation of DO NOT PASS.

## ROLL CALL

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

YEAS: Mushik

NAYS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Wogsland; Wright; Yockim

ABSENT AND NOT VOTING: Stromme; Waldera

SB 2247 lost.

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SB 2248: A BILL for an Act to create and enact a new subsection to section 54-52-01 of the North Dakota Century Code, relating to a definition of investment counselor in the public employees retirement system law; to amend and reenact subsection 6 of section 54-52-04 and sections 54-52-16 and 54-52-25 of the North Dakota Century Code, relating to authority of the public employees retirement system board; and to repeal subsection 6 of section 54-52-01 of the North Dakota Century Code, relating to a definition of funding agent in the public employees retirement system law.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Stromme

SB 2248 passed and the title was agreed to.

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#### MOTION

SEN. HEIGAARD MOVED that the Senate stand in recess until 2:50 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Pro Tem Redlin presiding.

#### SECOND READING OF SENATE BILL

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 and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 50 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Maixner; Tweten; Vosper

SB 2285 passed and the title was agreed to.

#### REQUEST

SEN. VOSPER REQUESTED that the record show that he depressed the voting key too late, and he intended to vote "yea" on SB 2285, which request was granted.

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#### SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4003: A concurrent resolution urging the Department of Human Services to implement changes to the human service delivery system in North Dakota.

Which has been read and has committee recommendation of DO PASS.

## MOTIONS

SEN. STENEHJEM MOVED that SCR 4003 be amended as follows:

On page 3, line 30, delete "88" and insert in lieu thereof "89"

SEN. STENEHJEM MOVED that the proposed amendments be adopted, which motion prevailed.

SEN. STENEHJEM MOVED that the rules be suspended, that SCR 4003 be placed on the calendar, as amended, for second reading and final passage.

SEN. STREIBEL MOVED that SCR 4003 be further amended as follows:

On page 1, line 5, delete "86" and insert in lieu thereof "87"

SEN. STREIBEL MOVED that the proposed amendments be adopted, which motion prevailed.

SEN. STREIBEL MOVED that the rules be suspended, that SCR 4003 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

## ROLL CALL

The question being on the final adoption of the resolution, as amended.

SCR 4003 was declared adopted and the title agreed to on a voice vote.

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## SECOND READING OF SENATE BILLS

SB 2051: A BILL for an Act to provide for the investment of a portion of the total moneys of the teachers' fund for retirement and the workmen's compensation fund in North Dakota-related investments or appropriate alternative investments; and to create and enact a new section to chapter 54-52 of the North Dakota Century Code, relating to the investment of a portion of the total moneys of funds administered by the public employees retirement board in North Dakota-related investments or appropriate alternative investments.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 42 YEAS, 10 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Hilken; Holmberg; Ingstad; Keller; Kelly; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maxson; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden;

Nalewaja; Nelson; Nething; Olson; Peterson; Redlin;  
Reiten; Satrom; Shea; Stenehjøm; Streibel; Tallackson;  
Tennefos; Thane; Todd; Tweten; Wogsland; Wright

NAYS: Heinrich; Kelsh; Maixner; Mathern; Meyer, D.;  
Richard; Schoenwald; Stromme; Waldera; Yockim

ABSENT AND NOT VOTING: Vosper

SB 2051 passed and the title was agreed to.

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SB 2132: A BILL for an Act to amend and reenact section 65-05-09  
of the North Dakota Century Code, relating to an increase  
in workmen's compensation weekly dependency benefits.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

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

YEAS: Adams; Axtman; Bakewell; Dotzenrod; Freborg;  
Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller;  
Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips;  
Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.;  
Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja;  
Nelson; Nething; Olson; Peterson; Redlin; Reiten;  
Richard; Satrom; Schoenwald; Shea; Stenehjøm; Streibel;  
Stromme; Tallackson; Tennefos; Thane; Todd; Tweten;  
Waldera; Wogsland; Yockim

NAYS: David; Wright

ABSENT AND NOT VOTING: Vosper

SB 2132 passed and the title was agreed to.

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SB 2222: A BILL for an Act to create and enact a new section to  
chapter 43-17 of the North Dakota Century Code, relating to  
the state uniform group insurance program and licensing  
requirements to practice medicine.

Which has been read and has committee recommendation of DO NOT  
PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was  
called and there were 0 YEAS, 52 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: None



NAYS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Waldera; Wogsland; Wright; Yockim

ABSENT AND NOT VOTING: Vosper

SB 2222 lost.

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SB 2223: A BILL for an Act to create and enact a new chapter to title 51 of the North Dakota Century Code, relating to going-out-of-business sales; and to provide a penalty.

Which has been read and has committee recommendation of DO NOT PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 13 YEAS, 38 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heinrich; Hilken; Kelsh; Maixner; Mathern; Mushik; Richard; Satrom; Shea; Tallackson; Yockim

NAYS: Adams; Bakewell; David; Freborg; Holmberg; Ingstad; Keller; Kelly; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Schoenwald; Stenehjem; Streibel; Stromme; Tennefos; Thane; Todd; Tweten; Waldera; Wogsland; Wright

ABSENT AND NOT VOTING: Heigaard; Vosper

SB 2223 lost.

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SB 2224: A BILL for an Act to amend and reenact subdivision 1 of subsection 9 of section 26.1-04-03 of the North Dakota Century Code, relating to reimbursement of nursing home insureds.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjerm; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Vosper

SB 2224 passed and the title was agreed to.

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SB 2226: A BILL for an Act to amend and reenact section 51-15-02 of the North Dakota Century Code, relating to the unlawful consumer fraud practice of advertising merchandise with intent not to supply reasonably expectable public demand and to the operation of an unlawful referral selling or pyramid scheme.

Which has been read and has committee recommendation of DO NOT PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 7 YEAS, 45 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Heinrich; Hilken; Kelsh; Maixner; Richard; Shea; Yockim

NAYS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Holmberg; Ingstad; Keller; Kelly; Krauter; Langley; Lashkowitz; Lips; Lodoen; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Satrom; Schoenwald; Stenehjerm; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Waldera; Wogsland; Wright

ABSENT AND NOT VOTING: Vosper

SB 2226 lost.

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## MOTIONS

SEN. HEIGAARD MOVED that SB 2232, which is on the Eleventh order, be rereferred to the Committee on Judiciary, which motion prevailed.

SEN. D. MEYER MOVED that SB 2253, which is on the Eleventh order, be laid over one legislative day, which motion prevailed.

## SECOND READING OF SENATE BILLS

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 and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Stromme; Vosper

SB 2249 passed and the title was agreed to.

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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 and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten;

Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel;  
Tallackson; Tennefos; Thane; Todd; Tweten; Waldera;  
Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Stromme; Vosper

SB 2251 passed and the title was agreed to.

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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 and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Stromme; Vosper

SB 2276 passed and the title was agreed to.

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#### MOTIONS

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

SEN. HEIGAARD MOVED that the Senate be on the Fifth order of business, and at the conclusion of the Fifth order of business, be on the Ninth order of business, and at the conclusion of the Ninth order of business, be on the Eleventh order of business, and at the conclusion of the Eleventh order of business, and

after the reading of SB 2077, SB 2099, SB 2102, SB 2105, SB 2143, SB 2144, SB 2148, SB 2151, SB 2179, SB 2180, SB 2195, SB 2206, SB 2230, SB 2233, SB 2254, and SB 2271 that the Senate stand adjourned until 1:00 p.m., Thursday, January 22, 1987, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred SB 2077 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. SATROM, Chairman

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

MADAM PRESIDENT: Your Committee on Judiciary to which was referred SB 2090 has had the same under consideration and recommends by a vote of 6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LASHKOWITZ, Chairman

SB 2090 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred SB 2102 has had the same under consideration and recommends by a vote of 6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LASHKOWITZ, Chairman

SB 2102 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred SB 2105 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LASHKOWITZ, Chairman

SB 2105 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred SB 2143 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LASHKOWITZ, Chairman

SB 2143 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred SB 2144 has had the same under consideration and recommends by a

vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LASHKOWITZ, Chairman

SB 2144 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Agriculture to which was referred SB 2148 has had the same under consideration and recommends by a vote of 6 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

SEN. W. MEYER, Chairman

SB 2148 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred SB 2179 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LASHKOWITZ, Chairman

SB 2179 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred SB 2180 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LASHKOWITZ, Chairman

SB 2180 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2195 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. D. MEYER, Chairman

SB 2195 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Agriculture to which was referred SB 2206 has had the same under consideration and recommends by a vote of 6 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

SEN. W. MEYER, Chairman

SB 2206 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred SB 2230 has had the same under consideration and recommends by a

vote of 6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LASHKOWITZ, Chairman

SB 2230 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred SB 2233 has had the same under consideration and recommends by a vote of 6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. LASHKOWITZ, Chairman

SB 2233 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2254 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

SEN. D. MEYER, Chairman

SB 2254 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was rereferred SB 2198 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS and be rereferred to the Committee on Appropriations.

SEN. D. MEYER, Chairman

SB 2198 was rereferred to the Committee on Appropriations.

#### FIRST READING OF SENATE BILL

Sen. Bakewell introduced:

SB 2478: A BILL for an Act to amend and reenact section 57-15-17 of the North Dakota Century Code, relating to information provided to the tax commissioner by persons purchasing, carrying, refining, and storing oil and gas.

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

#### FIRST READING OF HOUSE BILLS

HB 1093: A BILL for an Act to amend and reenact sections 43-23-11.1 and 43-23-13 of the North Dakota Century Code, relating to investigations, licenses, hearings, appeals, and fees of the North Dakota real estate commission; and to provide a penalty.

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

HB 1116: A BILL for an Act to amend and reenact sections 40-40-05 and 40-40-18 of the North Dakota Century Code,

relating to budget requirements of municipalities and borrowing from various funds to meet emergencies; and to repeal section 40-40-17 of the North Dakota Century Code, relating to municipal transfers of appropriated line items. Was read the first time and referred to the Committee on Political Subdivisions.

HB 1175: A BILL for an Act to provide persons making reports of fraudulent insurance acts immunity from all liability. Was read the first time and referred to the Committee on Industry, Business and Labor.

HB 1205: A BILL for an Act to authorize the commissioner of insurance to adopt rules for the demutualization of domestic mutual insurance companies. Was read the first time and referred to the Committee on Industry, Business and Labor.

#### FIRST READING OF HOUSE CONCURRENT RESOLUTION

HCR 3003: A concurrent resolution urging the Congress of the United States to make full payments in lieu of real property taxes on all land withdrawn or purchased for federal purposes or held in trust for Indians and Indian tribes.

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

The Senate stood adjourned pursuant to Senator Heigaard's motion.

PERRY GROTBORG, Secretary