

JOURNAL OF THE SENATE

Fiftieth Legislative Assembly

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THIRTY-FIFTH DAY

Bismarck, February 25, 1987

The Senate convened at 1:00 p.m., with President Pro Tem Redlin presiding.

The prayer was offered by Reverend Bob Schultz, Church of Christ, Bismarck.

Members of this Assembly and visitors, let us pray together.

Dear Father, thank You that we, Your children, can come before You today. Lord, we know that You are the one who rules over all mankind and directs the affairs of all nations. Help us to know Your will and determine to follow it.

Today we come before You, Father, to thank You for these men and women who willingly give of their time and talents to serve our great state. Please be with them through this day as they make the important decisions that influence the welfare of each one of us. Help them to serve with honesty and integrity as they strive to find the best solutions to the needs and problems that we face. Thank You also for the families of our legislators who also sacrifice to share their loved ones with us during this important time.

Lord, we ask that these Senators, who actually are Your servants, will have the attitude of another great man who governed wisely. We pray as King Solomon did, "O Lord my God, give Your servant a discerning heart to govern Your people and to distinguish between right and wrong. For who is able to govern this great people of Yours?"

Lord, we pray today that You will direct this assembly in the ways that are right and good according to Your will. These petitions and thanksgivings are offered in love and respect to You, Father, through Jesus Christ our Lord, Amen.

ROLL CALL

The roll was called and all Senators were present, except Senators Ingstad, W. Meyer, Nalewaja, and Tennefos.

A quorum was declared by the President Pro Tem.

CORRECTION AND REVISION OF THE JOURNAL

MADAM PRESIDENT: Your Committee on Correction and Revision of the Journal has carefully examined the Journal of the Thirty-fourth Day and recommends that the same be corrected as follows and, when so corrected, recommends that the same be approved:

On page 1084, line 34, after the word "to" insert the following "and the emergency clause carried."

On page 1088, lines 27 and 28, delete the words "and the emergency clause carried"

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 1065, HB 1123, HB 1544, HB 1621

ROY GILBREATH, Chief Clerk

MESSAGE TO THE HOUSE
SENATE CHAMBER

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

SB 2027, SB 2033, SB 2057, SB 2064, SB 2068, SB 2076,
SB 2103, SB 2174, SB 2188, SB 2198, SB 2229, SB 2232,
SB 2303, SB 2308, SB 2315, SB 2316, SB 2319, SB 2337,
SB 2365, SB 2378, SB 2391, SB 2396, SB 2409, SB 2413,
SB 2423, SB 2432, SB 2463, SB 2469, SB 2476

PERRY GROTEBERG, Secretary

REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on Natural Resources to which was referred HB 1163 has had the same under consideration and recommends by a vote of 5 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 of the engrossed bill, line 12, delete the word "state" and insert in lieu thereof the words "state-owned or state-managed"

And renumber the lines, sections, and pages accordingly

SEN. KRAUTER, Chairman

HB 1163 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SB 2544 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 NOT PASS.

SEN. LANGLEY, Chairman

SB 2544 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SCR 4050 has had the same under consideration and recommends by a vote of 4 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LANGLEY, Chairman

SCR 4050 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SCR 4051 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. LANGLEY, Chairman

SCR 4051 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 SCR 4053 has had the same under consideration and recommends by a vote of 5 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

SEN. D. MEYER, Chairman

SCR 4053 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 HB 1040 has had the same under consideration and recommends by a vote of 5 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

SEN. D. MEYER, Chairman

HB 1040 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Natural Resources to which was referred HB 1059 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. KRAUTER, Chairman

HB 1059 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred HB 1124 has had the same under consideration and recommends by a vote of 5 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

SEN. D. MEYER, Chairman

HB 1124 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred HB 1186 has had the same under consideration and recommends by a vote of 5 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

SEN. D. MEYER, Chairman

HB 1186 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred HB 1236 has had the same under consideration and recommends by a vote of 5 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING that the same DO PASS.

SEN. D. MEYER, Chairman

HB 1236 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1322 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

HB 1322 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1404 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. LANGLEY, Chairman

HB 1404 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1409 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. LANGLEY, Chairman

HB 1409 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1422 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. LANGLEY, Chairman

HB 1422 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HCR 3015 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. HEINRICH, Chairman

HCR 3015 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2016 as recommended by the Committee on Appropriations as printed on pages 990-991 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

MOTIONS

SEN. STREIBEL MOVED that SB 2016 be further amended as follows:

On page 2 of the engrossed bill, line 3, delete the numerals "1,533,764" and insert in lieu thereof the numerals "528,234"

On page 2 of the engrossed bill, line 4, delete the numerals "443,982" and insert in lieu thereof the numerals "185,171"

On page 2 of the engrossed bill, line 5, delete the numerals "4,700" and insert in lieu thereof the numerals "4,200"

On page 2 of the engrossed bill, delete line 6

On page 2 of the engrossed bill, line 7, delete the numerals "48,966" and insert in lieu thereof the numerals "32,545"

On page 2 of the engrossed bill, line 8, delete the words "all funds" and insert in lieu thereof the words "special funds appropriation" and delete the numerals "2,071,412" and insert in lieu thereof the numerals "750,150"

On page 2 of the engrossed bill, delete lines 9 and 10

On page 2 of the engrossed bill, line 15, delete the numerals "11,467,987" and insert in lieu thereof the numerals "10,146,725"

On page 2 of the engrossed bill, line 17, delete the numerals "59,323,280" and insert in lieu thereof the numerals "58,002,018"

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Protection and Advocacy Project

This amendment deletes the general fund appropriation of \$1,321,262 and allows the receipt and expenditure of available federal funds of \$750,150.

SEN. STREIBEL MOVED that the proposed amendments be adopted.

REQUEST

SEN. STREIBEL REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments to SB 2016, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to SB 2016, the roll was called and there were 22 YEAS, 27 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; David; Freborg; Hilken; Holmberg; Lodoen; Moore; Mutch; Naaden; Nelson; Nething; Olson; Peterson; Reiten; Stenehjelm; Streibel; Thane; Todd; Tweten; Vosper; Wright

NAYS: Axtman; Dotzenrod; Heigaard; Heinrich; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Mushik; Redlin; Richard; Satrom; Schoenwald; Shea; Stromme; Tallackson; Waldera; Wogsland; Yockim

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Tennefos

The proposed amendments to SB 2016 lost.

SECOND READING OF SENATE BILL

SB 2016: A BILL for an Act making an appropriation for defraying the expenses of the Grafton state school, protection and advocacy project, and deinstitutionalization court monitor of the state of North Dakota.

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 35 YEAS, 14 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heigaard; Heinrich; Hilken; Holmberg; Keller; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Mushik; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Stromme; Tallackson; Thane; Waldera; Wogsland; Wright; Yockim

NAYS: Adams; Bakewell; David; Freborg; Kelly; Moore; Mutch; Naaden; Nelson; Nething; Streibel; Todd; Tweten; Vosper

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Tennefos

SB 2016 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2023 as recommended by the Committee on Appropriations as printed on pages 991-992 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS.

REQUEST

SEN. NAADEN REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments to SB 2023, which request was granted.

ROLL CALL

The question being on the motion to adopt the amendments to SB 2023, the roll was called and there were 28 YEAS, 21 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heigaard; Heinrich; Holmberg; Keller; Kelsh; Krauter; Langley; Lashkowitz; Lips; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Mushik; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stromme; Tallackson; Waldera; Wogsland; Yockim

NAYS: Adams; Bakewell; David; Freborg; Hilken; Kelly; Lodoen; Moore; Mutch; Naaden; Nelson; Nething; Olson; Peterson; Stenehjem; Streibel; Thane; Todd; Tweten; Vosper; Wright

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Tennefos

The motion to adopt the amendments to SB 2023 passed.

SECOND READING OF SENATE BILL

SB 2023: A BILL for an Act making an appropriation for defraying the expenses of the centennial commission of the state of North Dakota.

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 31 YEAS, 18 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heigaard; Heinrich; Hilken; Holmberg; Keller; Kelsh; Krauter; Langley; Lashkowitz; Lips; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Mushik; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stromme; Tallackson; Thane; Waldera; Wogsland; Wright; Yockim

NAYS: Adams; Bakewell; David; Freborg; Kelly; Lodoen; Moore; Mutch; Naaden; Nelson; Nething; Olson; Peterson; Stenehjem; Streibel; Todd; Tweten; Vosper

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Tennefos

SB 2023 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2031 as recommended by the Committee on Appropriations as printed on page 992 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2031: A BILL for an Act making an appropriation for defraying the expenses of the educational broadcasting council of the state of North Dakota.

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 39 YEAS, 9 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Keller; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Moore; Mushik; Olson; Peterson; Redlin; Reiten; Richard; Schoenwald; Shea;

Stenehjelm; Stromme; Tallackson; Thane; Tweten; Vosper;
Waldera; Wogsland; Wright; Yockim

NAYS: Bakewell; David; Kelly; Mutch; Naaden; Nelson;
Nething; Streibel; Todd

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja;
Satrom; Tennefos

SB 2031 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2037 as recommended by the Committee on Appropriations as printed on page 992 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2037: A BILL for an Act to create and enact a new section to chapter 50-24.3 of the North Dakota Century Code, relating to preadmission assessment of persons entering facilities furnishing skilled or intermediate medical care; and to amend and reenact sections 50-24.3-01, 50-24.3-03, and 50-24.3-04 of the North Dakota Century Code, relating to the powers and duties of the department of human services and preadmission assessment of persons entering facilities furnishing skilled or intermediate medical care.

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 30 YEAS, 19 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heigaard; Heinrich; Hilken;
Holmberg; Keller; Kelsh; Krauter; Langley; Lashkowitz;
Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.;
Meyer, J.; Mushik; Redlin; Richard; Satrom; Schoenwald;
Shea; Stromme; Tallackson; Thane; Waldera; Wogsland;
Yockim

NAYS: Adams; Bakewell; David; Freborg; Kelly; Moore;
Mutch; Naaden; Nelson; Nething; Olson; Peterson;
Reiten; Stenehjelm; Streibel; Todd; Tweten; Vosper;
Wright

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja;
Tennefos

SB 2037 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2038 as recommended by the Committee on Appropriations as printed on page 993 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2038: A BILL for an Act to create and enact a new subsection to section 50-06.2-02 of the North Dakota Century Code, relating to the definition of family home care; to amend and reenact subsection 3 of section 50-06.2-01, subsection 5 of section 50-06.2-03, and subsection 3 of section 50-06.2-04 of the North Dakota Century Code, relating to the purposes of the chapter and the powers and duties of the department of human services and county social service boards; and to repeal chapter 50-24.2 of the North Dakota Century Code, relating to family home care.

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, 0 NAYS, 4 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Tennefos

SB 2038 passed and the title was agreed to.

MOTIONS

SEN. HEIGAARD MOVED that the Senate reconsider its action whereby SB 2480 failed to pass, which motion prevailed on a verification vote.

SEN. KELLER MOVED that SB 2480 be further amended as follows:

- On page 1 of the engrossed bill, line 1, delete the words "create and enact a new section to chapter 6-08" and insert in lieu thereof the words "provide for"
- On page 1 of the engrossed bill, line 2, delete the words "of the North Dakota Century Code, relating to"
- On page 1 of the engrossed bill, line 3, after the semicolon insert the words "to provide an effective date; to provide an expiration date;"
- On page 1 of the engrossed bill, line 10, delete the word "authorize" and insert in lieu thereof the words "limit the authority granted by this Act to"
- On page 1 of the engrossed bill, line 12, delete the words "state or national"
- On page 1 of the engrossed bill, line 13, after the word "company" insert the words "owned directly or indirectly by such charitable trust to any state or national bank or bank holding company"
- On page 1 of the engrossed bill, line 14, after the word "state" insert the words "and only to enable the divestiture of such ownership by a charitable trust as required by the provisions of section 4943 of the Internal Revenue Code"
- On page 1 of the engrossed bill, line 15, delete the words and numerals "A new section to chapter 6-08 of the North Dakota"
- On page 1 of the engrossed bill, delete line 16
- On page 1 of the engrossed bill, after line 24, insert the following new sections:

"SECTION 3. Presentment of plan of acquiring entity to the state department of banking and financial institutions. Prior to any acquisition under this Act, the acquiring entity must present a plan to the state department of banking and financial institutions. The plan must provide that the acquiring entity commits itself to the following conditions and procedures:

1. To capitalize each bank to be acquired in this state to a minimum of seven percent capital, or if the acquiring entity intends to sell the bank instead of recapitalizing it to seven percent capital, the plan must include a procedure for offering the bank for sale to the members of the public in the community where the bank is located by public notice of offering for sale. The offer must be open for at least thirty days at a price

allocated to the purchase of that bank based on the purchase price established in subsection 2, or at a price negotiated in good faith.

2. To disclose to the department of banking and financial institutions and minority stockholders of any bank in this state that is to be acquired, the purchase price attributable to each bank in this state that is to be acquired in proportion to the assets of that bank as those assets relate to all of the assets of the holding company and the total purchase price of the holding company.
3. To communicate to and offer to purchase the stock of all minority stockholders of banks or bank holding companies being acquired in this state pursuant to this Act at a price equivalent to the purchase price attributed to the bank in which the minority stock is owned. The offer must be made to the minority stockholders within thirty days after the purchase of the bank or bank holding company has been completed. The minority stockholders must respond within thirty days after receipt of the offer.

SECTION 4. Grants requirement - Commitment - Reports to attorney general. Any charitable trust that divests itself of any interest pursuant to this Act shall file a commitment with the attorney general prior to any divestiture that the charitable trust will continue to make grants under the provisions of the trust to recipients within this state in the same proportion to the total grants made as the grants made to recipients in this state in 1986 bears to the total grants made by the charitable trust in 1986. The charitable trust must report annually to the attorney general describing the grants made by the charitable trust to all recipients in the previous year. The attorney general must ensure compliance with the provisions of this Act.

SECTION 5. Designation of agent for service of process. Any charitable trust that divests itself of any interest pursuant to this Act shall designate the secretary of state as its agent for service of process in this state.

SECTION 6. Acquisition of fifty percent interest. Any acquisition by any entity or entities by sale, assignment, merger, or transfer of at least fifty percent of the stock or assets of a bank or bank holding company is deemed an acquisition pursuant to this Act.

SECTION 7. Limitations. This Act does not authorize any form of interstate banking and may not be relied upon by any seller or purchaser of a bank or bank holding

company other than is specifically described in this Act. The authority granted by this Act does not authorize the acquiring entity to resell, reassign, merge, or transfer stock or assets of any state or national bank or bank holding company acquired under this Act except as specifically authorized by the laws of this state."

On page 2 of the engrossed bill, line 1, delete the words "from the"

On page 2 of the engrossed bill, line 2, delete the words "effective date of the final determination"

On page 2 of the engrossed bill, after line 2, insert the following new sections:

"SECTION 9. EFFECTIVE DATE. This Act becomes effective on the date a charitable trust, as defined in this Act, is authorized by the enactment of similar legislation in Wisconsin and Minnesota, to sell, assign, merge, or transfer the stock or assets of any state or national bank or bank holding company located in Wisconsin or Minnesota, respectively, without regard to whether the entity acquiring the stock or assets is located outside of those states.

SECTION 10. EXPIRATION DATE. Section 2 of this Act is effective through June 30, 1989, and after that date is ineffective."

And renumber the lines, sections, and pages accordingly

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

SECOND READING OF SENATE BILL

SB 2480: A BILL for an Act to provide for the sale of banks and bank holding companies owned by charitable trusts; to provide an effective date; to provide an expiration date; and to declare an emergency.

Which has been read and is placed on the calendar without recommendation.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 38 YEAS, 11 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Holmberg; Kelly; Krauter; Langley; Lashkowitz; Lips; Lodoen; Mathern; Meyer, J.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Peterson; Reiten; Satrom; Shea; Stenehjem; Streibel;

Stromme; Tallackson; Thane; Todd; Tweten; Vosper;
Waldera; Yockim

NAYS: Hilken; Keller; Kelsh; Maixner; Maxson; Meyer, D.;
Redlin; Richard; Schoenwald; Wogsland; Wright

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja;
Tennefos

SB 2480 passed, the title was agreed to, and the emergency clause carried.

MOTION

SEN. HEIGAARD MOVED that the rules be suspended and that SB 2002, SB 2021, SB 2022, SB 2024, SB 2029, SB 2099, SB 2244, SB 2246, SB 2302, SB 2449, SB 2468, SB 2472, SB 2483, SB 2514, SB 2521, SB 2526, SB 2542, and SCR 4043 be messaged to the House immediately, which motion prevailed.

MESSAGE TO THE HOUSE SENATE CHAMBER

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

SB 2002, SB 2021, SB 2022, SB 2024, SB 2029, SB 2099,
SB 2244, SB 2246, SB 2302, SB 2449, SB 2468, SB 2472,
SB 2483, SB 2514, SB 2521, SB 2526, SB 2542, SCR 4043

PERRY GROTEBERG, Secretary

MOTION

SEN. HEIGAARD MOVED that the minimum number of copies of SB 2002, SB 2015, SB 2079, SB 2302, SB 2449, SB 2472, SB 2480, SB 2483, SB 2514, and SB 2526 be reprinted.

ROLL CALL

The question being on the motion to reprint the minimum number of copies of SB 2002, SB 2015, SB 2079, SB 2302, SB 2449, SB 2472, SB 2480, SB 2483, SB 2514, and SB 2526, the roll was called and there were 49 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING.

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

The motion to reprint SB 2002, SB 2015, SB 2079, SB 2302, SB 2449, SB 2472, SB 2480, SB 2483, SB 2514, and SB 2526 prevailed.

CONSIDERATION OF AMENDMENTS

SEN. SATROM MOVED that the amendments to SB 2063 as recommended by the Committee on Finance and Taxation as printed on pages 993-994 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2063: A BILL for an Act to amend and reenact section 53-06.1-12.1 of the North Dakota Century Code, relating to taxation of charitable gambling activities and the use of tax proceeds.

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 47 YEAS, 2 NAYS, 4 ABSENT AND NOT VOTING.

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

NAYS: Kelly; Yockim

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja;
Tennefos

SB 2063 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2286 as recommended by the Committee on Appropriations as printed on page 999 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2286: A BILL for an Act to provide limitations on the determination of personal property tax replacement revenue; and to amend and reenact section 57-58-01 of the North

Dakota Century Code, relating to personal property tax replacement.

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, 0 NAYS, 4 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Tennefos

SB 2286 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2305 as recommended by the Committee on Appropriations as printed on pages 999-1000 of the Senate Journal be adopted, and when so adopted, recommends the same DO NOT PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2305: A BILL for an Act to authorize the industrial commission acting as the North Dakota building authority to issue evidences of indebtedness to make funds available for the construction of a computer center at North Dakota state university; to provide a continuing appropriation; to repeal section 21 of chapter 571 of the 1985 Session Laws of North Dakota, relating to projects authorized by the forty-ninth legislative assembly; and to declare an emergency.

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

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 22 YEAS, 27 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; Holmberg; Lashkowitz; Lips; Lodoen; Mathern; Meyer, D.; Moore; Mutch; Naaden; Nelson; Nething; Olson; Peterson; Reiten; Stenehjem; Streibel; Thane; Tweten; Vosper; Wright

NAYS: Axtman; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Keller; Kelly; Kelsh; Krauter; Langley; Maixner; Maxson; Meyer, J.; Mushik; Redlin; Richard; Satrom; Schoenwald; Shea; Stromme; Tallackson; Todd; Waldera; Wogsland; Yockim

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Tennefos

SB 2305 lost.

CONSIDERATION OF AMENDMENTS

SEN. SATROM MOVED that the amendments to SB 2351 as recommended by the Committee on Finance and Taxation as printed on pages 1000-1001 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

REQUEST

SEN. MAIXNER REQUESTED that the Senate divide SB 2351, which request was granted:

DIVISION I, which includes Sections 1 and 2

DIVISION II, which includes Sections 3 and 4

ROLL CALL

The question being on the adoption of Division I of SB 2351, the roll was called and there were 0 YEAS, 49 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: None

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

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Tennefos

Division I of SB 2351 lost.

ROLL CALL

The question being on the adoption of Division II of SB 2351, the roll was called and there were 49 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Tennefos

Division II of SB 2351 passed.

MOTION

SEN. HEIGAARD MOVED that the Senate stand in recess until 3:05 p.m., which motion prevailed.

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

SECOND READING OF SENATE BILL

SB 2351: A BILL for an Act to amend and reenact sections 57-61-01 and 57-61-01.3 of the North Dakota Century Code, relating to a reduced rate of coal severance tax for coal shipped a certain distance by rail and determination of the quantity of coal upon which coal severance taxes are imposed.

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 27 YEAS, 20 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heigaard; Heinrich; Holmberg; Keller; Kelsh; Krauter; Langley; Lashkowitz; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Moore; Mushik; Nelson; Redlin; Richard; Satrom; Schoenwald; Shea; Vosper; Waldera; Wogsland; Yockim

NAYS: Adams; Bakewell; David; Freborg; Hilken; Kelly; Lips; Lodoen; Mutch; Naaden; Olson; Peterson; Reiten; Stenehjøm; Streibel; Stromme; Tallackson; Thane; Todd; Wright

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja;
Nething; Tennefos; Tweten

SB 2351 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2393 as recommended by the Committee on Appropriations as printed on pages 1001-1002 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2393: A BILL for an Act to create and enact a new section to chapter 57-62 of the North Dakota Century Code, relating to creation of the oil and gas development impact fund; to amend and reenact subsection 1 of section 57-51-15 of the North Dakota Century Code, relating to apportionment and use of the proceeds of the oil and gas gross production tax; and to provide an appropriation.

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 41 YEAS, 6 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Freborg; Heinrich; Hilken; Holmberg; Keller; Kelly; Kelsh; Krauter; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Moore; Mushik; Mutch; Naaden; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Thane; Todd; Tweten; Waldera; Wogslund; Wright; Yockim

NAYS: Dotzenrod; Langley; Nelson; Stromme; Tallackson; Vosper

ABSENT AND NOT VOTING: Heigaard; Ingstad; Meyer, W.; Nalewaja; Nething; Tennefos

SB 2393 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SEN. SATROM MOVED that the amendments to SB 2406 as recommended by the Committee on Finance and Taxation as printed on page 1002 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2406: A BILL for an Act to amend and reenact subsection 1 of section 57-39.2-02.1 of the North Dakota Century Code as contained in section 1 of Senate Bill No. 2901, as approved by the fiftieth legislative assembly, relating to imposition of sales taxes on gross receipts from the playing of any machine for amusement or entertainment in response to the use of a coin.

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 48 YEAS, 0 NAYS, 5 ABSENT AND NOT VOTING.

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

SB 2406 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2453 as recommended by the Committee on Appropriations as printed on pages 1002-1003 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2453: A BILL for an Act making an appropriation for defraying the expenses of the energy development impact office of the state of North Dakota, and providing for a transfer of funds from the coal development impact fund.

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 46 YEAS, 2 NAYS, 5 ABSENT AND NOT VOTING.

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

NAYS: Langley; Stromme

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Nething; Tennefos

SB 2453 passed and the title was agreed to.

MESSAGE FROM THE HOUSE HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to transmit herewith the following which the House has passed and the Attorney General's opinion as to the legality of its passage is attached, HB 1346.

RULING

THE PRESIDENT PRO TEM RULED that the Senate cannot accept HB 1346 because it fails to meet the provisions of House Rule 333, which states: "No measure enacted or approved by a vote of the electors shall be repealed or amended by the Legislative Assembly for seven years from the effective date of the measure, except by a two-thirds roll call vote of all members elected to each house." Since HB 1346 did not receive the necessary two-thirds vote in the House, it cannot be considered by the Senate.

MOTIONS

SEN. OLSON MOVED to appeal the decision of the chair to return HB 1346 to the House.

SEN. MAIXNER MOVED that the motion to appeal the decision of the chair be laid on the table.

REQUEST

SEN. STREIBEL REQUESTED a recorded roll call vote on the motion to lay on the table the appeal of the decision of the chair, which request was granted.

ROLL CALL

The question being on the motion to lay on the table the appeal of the decision of the chair, the roll was called and there were 26 YEAS, 22 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heigaard; Heinrich; Hilken; Keller; Kelsh; Krauter; Langley; Lashkowitz; Maixner;

Mathern; Maxson; Meyer, D.; Meyer, J.; Mushik; Redlin;
 Richard; Satrom; Schoenwald; Shea; Stromme; Tallackson;
 Waldera; Wogsland; Yockim

NAYS: Adams; Bakewell; David; Freborg; Holmberg; Kelly;
 Lips; Lodoen; Moore; Mutch; Naaden; Nelson; Olson;
 Peterson; Reiten; Stenehjelm; Streibel; Thane; Todd;
 Tweten; Vosper; Wright

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja;
 Nething; Tennefos

The motion to lay on the table the appeal of the decision of the chair 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 1543, HB 1557, HB 1567, HB 1590, HB 1625, HB 1633,
 HB 1640, HB 1645

ROY GILBREATH, Chief Clerk

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2477 as recommended by the Committee on Appropriations as printed on pages 1006-1007 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2477: A BILL for an Act to create and enact nine new sections to chapter 6-09.10 of the North Dakota Century Code, relating to a legal and tax assistance program for financially distressed farmers and small business persons; and to provide an appropriation.

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 28 YEAS, 20 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heigaard; Heinrich; Hilken;
 Keller; Kelsh; Krauter; Langley; Lashkowitz; Lips;
 Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Mushik;
 Redlin; Richard; Satrom; Schoenwald; Shea; Stromme;
 Tallackson; Waldera; Wogsland; Wright; Yockim

NAYS: Adams; Bakewell; David; Freborg; Holmberg; Kelly;
 Lodoen; Moore; Mutch; Naaden; Nelson; Olson; Peterson;

Reiten; Stenehjøm; Streibel; Thane; Todd; Tweten;
Vosper

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja;
Nething; Tennefos

SB 2477 passed and the title was agreed to.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2494 as recommended by the Committee on Appropriations as printed on page 1007 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2494: A BILL for an Act to enter into the interstate compact on agricultural grain marketing.

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 30 YEAS, 18 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heigaard; Heinrich; Hilken;
Keller; Kelsh; Krauter; Langley; Lashkowitz; Lips;
Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Moore;
Mushik; Redlin; Richard; Satrom; Schoenwald; Shea;
Stromme; Tallackson; Tweten; Waldera; Wogsland; Wright;
Yockim

NAYS: Adams; Bakewell; David; Freborg; Holmberg; Kelly;
Lodoen; Mutch; Naaden; Nelson; Olson; Peterson; Reiten;
Stenehjøm; Streibel; Thane; Todd; Vosper

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja;
Nething; Tennefos

SB 2494 passed and the title was agreed to.

MOTION

SEN. LIPS MOVED that SB 2523 be moved to the head of the calendar, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SEN. TALLACKSON MOVED that the amendments to SB 2523 as recommended by the Committee on Appropriations as printed on pages 1018-1023 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2523: A BILL for an Act making an appropriation for defraying the expenses of various elected officials of the state of North Dakota; to provide for transfers; to create and enact a new section to chapter 18-01 of the North Dakota Century Code, relating to fire safety inspections performed by the fire marshal at the request of the department of human services; and to amend and reenact section 49-18-41.1 of the North Dakota Century Code, relating to fees charged by the public service commission.

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 32 YEAS, 16 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Dotzenrod; Heigaard; Heinrich; Hilken; Holmberg; Keller; Kelsh; Krauter; Langley; Lashkowitz; Lips; Maixner; Mathern; Meyer, D.; Meyer, J.; Mushik; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Stromme; Tallackson; Thane; Tweten; Waldera; Wogsland; Yockim

NAYS: Adams; Axtman; Bakewell; David; Freborg; Kelly; Lodoen; Maxson; Moore; Mutch; Naaden; Nelson; Streibel; Todd; Vosper; Wright

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Nething; Tennefos

SB 2523 passed and the title was agreed to.

RECOGNITION

THE PRESIDENT PRO TEM announced that former Representative Vincent Rieger was in the chamber and requested that the Senate recognize former Representative Rieger, and former Representative Rieger was thereupon introduced to the Senate.

MOTION

SEN. MAIXNER MOVED that the report of the minority be moved to the head of the Sixth order, which motion prevailed.

CONSIDERATION OF AMENDMENTS

SEN. MOORE MOVED that the amendments of the minority report to SB 2496 as recommended by the Committee on Finance and Taxation as printed on pages 1010-1012 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS.

REQUEST

SEN. MOORE REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments of the minority report to SB 2496, which request was granted.

ROLL CALL

The question being on the motion to adopt the amendments of the minority report to SB 2496, the roll was called and there were 21 YEAS, 27 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; David; Holmberg; Kelly; Lips; Lodoen; Moore; Mutch; Naaden; Nelson; Olson; Peterson; Reiten; Stenehjelm; Streibel; Thane; Todd; Tweten; Vosper; Wright

NAYS: Axtman; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Keller; Kelsh; Krauter; Langley; Lashkowitz; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Mushik; Redlin; Richard; Satrom; Schoenwald; Shea; Stromme; Tallackson; Waldera; Wogsland; Yockim

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Nething; Teneffos

The motion to adopt the amendments of the minority report to SB 2496 lost.

CONSIDERATION OF AMENDMENTS

SEN. SATROM MOVED that the amendments of the majority report to SB 2496 as recommended by the Committee on Finance and Taxation as printed on pages 1007-1010 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS.

REQUEST

SEN. MOORE REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments of the majority report to SB 2496, which request was granted.

ROLL CALL

The question being on the motion to adopt the amendments of the majority report to SB 2496, the roll was called and there were 27 YEAS, 21 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Keller; Kelsh; Krauter; Langley; Lashkowitz; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Mushik; Redlin; Richard; Satrom; Schoenwald; Shea; Stromme; Tallackson; Waldera; Wogsland; Yockim

NAYS: Adams; Bakewell; David; Holmberg; Kelly; Lips; Lodoen; Moore; Mutch; Naaden; Nelson; Olson; Peterson; Reiten; Stenehjelm; Streibel; Thane; Todd; Tweten; Vosper; Wright

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja;
Nething; Tennefos

The motion to adopt the amendments of the majority report to SB 2496 passed.

MOTION

SEN. SATROM MOVED that SB 2496 not be rereferred to the Committee on Appropriations pursuant to Senate Rule 326, subsection 1, which states "All bills or resolutions carrying an appropriation of five thousand dollars or more shall be referred or rereferred to and acted on by the Committee on Appropriations, and all bills or resolutions effecting a change in the audit or fiscal procedures of a state agency or institution shall be originally referred to and acted upon by that committee, before final action by the Senate thereon, unless otherwise ordered by a majority vote of the members present."

REQUEST

SEN. ADAMS REQUESTED a recorded roll call vote on the motion not to rerefer SB 2496 to the Committee on Appropriations, which request was granted.

ROLL CALL

The question being on the motion not to rerefer SB 2496 to the Committee on Appropriations, the roll was called and there were 28 YEAS, 20 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Keller; Kelsh; Krauter; Langley; Lashkowitz; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Moore; Mushik; Redlin; Richard; Satrom; Schoenwald; Shea; Stromme; Tallackson; Waldera; Wogsland; Yockim

NAYS: Adams; Bakewell; David; Holmberg; Kelly; Lips; Lodoen; Mutch; Naaden; Nelson; Olson; Peterson; Reiten; Stenehjem; Streibel; Thane; Todd; Tweten; Vosper; Wright

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja;
Nething; Tennefos

The motion not to rerefer SB 2496 to the Committee on Appropriations prevailed.

SECOND READING OF SENATE BILL

SB 2496: A BILL for an Act to create and enact a new section to chapter 57-61 of the North Dakota Century Code, relating to a separate and additional coal severance tax and allocation of revenue from the tax; to amend and reenact sections 57-61-01 and 57-62-02 of the North Dakota Century Code, relating to the rate of the coal severance tax and the allocation of moneys in the coal development fund; to

provide an appropriation; and to provide an expiration date.

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 29 YEAS, 19 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Keller; Kelsh; Krauter; Langley; Lashkowitz; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Mushik; Redlin; Richard; Satrom; Schoenwald; Shea; Stenehjem; Stromme; Tallackson; Waldera; Wogsland; Yockim

NAYS: Adams; Bakewell; David; Kelly; Lips; Lodoen; Moore; Mutch; Naaden; Nelson; Olson; Peterson; Reiten; Streibel; Thane; Todd; Tweten; Vosper; Wright

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Nething; Teneffos

SB 2496 passed and the title was agreed to.

MOTION

SEN. HEIGAARD MOVED that the Senate stand in recess until 5:15 p.m., which motion prevailed.

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

CONSIDERATION OF AMENDMENTS

SEN. SATROM MOVED that the amendments to SB 2500 as recommended by the Committee on Finance and Taxation as printed on pages 1012-1018 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

MOTIONS

SEN. LIPS MOVED that SB 2500 be further amended as follows:

On page 1, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to create and enact two new subsections to section 57-39.2-04 and two new subsections to section 57-40.2-04 of the North Dakota Century Code, relating to an exemption from sales and use taxes for food or food products purchased with vouchers and food stamps; to amend and reenact sections 57-39.2-02.1 and 57-40.2-02.1 of the North Dakota Century Code as contained in sections 1 and 4 of Senate Bill No. 2901, as approved by the fiftieth

legislative assembly, and subsections 7, 8, and 9 of section 57-39.2-01, subsection 8 of section 57-40.2-01, and section 57-40.2-03.2 of the North Dakota Century Code, relating to the imposition of sales and use taxes on certain designated services, newspapers, periodicals, and magazines, and to the rate of use tax on alcoholic beverages; and to repeal sections 57-39.2-03.3, 57-39.2-03.4, subsections 16, 22, and 30 of section 57-39.2-04, section 57-39.2-04.1, subsections 10 and 13 of section 57-40.2-04 and section 57-40.2-04.1 of the North Dakota Century Code, relating to exemptions from sales and use taxes.

**BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE
STATE OF NORTH DAKOTA:**

SECTION 1. AMENDMENT. Subsections 7, 8, and 9 of section 57-39.2-01 of the North Dakota Century Code are hereby amended and reenacted to read as follows:

7. "Retail sale" or "sale at retail" means the sale, including the leasing or renting, to a consumer or to any person for any purpose, other than for processing or for resale, of tangible personal property; the sale of steam, gas, cable television or other video programming services, electricity services, and communication service to retail consumers or users; the ordering, selecting, or aiding a customer to select any goods, wares, or merchandise from any price list or catalog, which the customer might order, or be ordered for such customer to be shipped directly to such customer; the sale or furnishing of hotel, motel, or tourist court accommodations, tickets, or admissions to any place of amusement, athletic event, or place of entertainment including the playing of any machine for amusement or entertainment in response to the use of a coin; and the sales of magazines and other periodicals. By the term "processing" is meant any tangible personal property including containers which it is intended, by means of fabrication, compounding, manufacturing, producing, or germination shall become an integral or an ingredient, or component part of other tangible personal property intended to be sold ultimately at retail. The sale of an item of tangible personal property for the purpose of incorporating it in or attaching it to real property shall be considered as a sale of tangible personal property for a purpose other than for processing; the delivery of possession within the state of North Dakota of tangible personal property by a wholesaler or distributor

to an out-of-state retailer who does not hold a North Dakota retail sales tax permit or to a person who by contract incorporates such tangible personal property into, or attaches it to, real property situated in another state shall not be considered a taxable sale if such delivery of possession would not be treated as a taxable sale in that state. As used in this subsection the word "consumer" shall include any hospital, infirmary, sanatorium, nursing home, home for the aged, or similar institution that furnishes services to any patient or occupant. The sale of an item of tangible personal property to a purchaser who rents or leases it to a person under a finance leasing agreement over the term of which the property will be substantially consumed shall be considered a retail sale if the purchaser elects to treat it as such by paying or causing the transferor to pay the sales tax thereon to the commissioner on or before the last day on which payments may be made without penalty as provided in section 57-39.2-12.

8. "Retailer" includes every person engaged in the business of leasing or renting hotel, motel, or tourist court accommodations, and every person engaged in the business of selling tangible goods, wares, or merchandise at retail, or furnishing of steam, gas, cable television or other video programming services, electricity services, and communication services, or tickets or admissions to places of amusement, entertainment, and athletic events including the playing of any machine for amusement or entertainment in response to the use of a coin, or magazines, or other periodicals; and shall include any person as herein defined who by contract or otherwise agrees to furnish for a consideration a totally or partially finished product consisting in whole or in part of tangible personal property subject to the sales tax herein provided, and all items of tangible personal property entering into the performance of such contract as a component part of the product agreed to be furnished under said contract shall be subject to the sales tax herein provided and the sales tax thereon shall be collected by the contractor from the person for whom the contract has been performed in addition to the contract price agreed upon, and shall be remitted to the state in the manner provided in this chapter; and shall include the state or any municipality furnishing steam, gas, or communication service to members of the public in

its proprietary capacity. For the purpose of this chapter, retailer shall also include every clerk, auctioneer, agent, or factor selling tangible personal property owned by any other retailer.

9. "Sale" means any transfer of title or possession, exchange or barter, conditional or otherwise, in any manner or by any means whatever, for a consideration, and includes the furnishing or service of steam, gas, cable television or other video programming services, electricity services, or communication, the furnishing of hotel, motel, or tourist court accommodations, the furnishing of tickets or admissions to any place of amusement, athletic event, or place of entertainment including the playing of any machine for amusement or entertainment in response to the use of a coin, and sales of magazines, newspapers, and other periodicals. Provided, the words "magazines and other periodicals" as used in this subsection do not include newspapers nor magazines or periodicals that are furnished free by a nonprofit corporation or organization to its members or because of payment by its members of membership fees or dues.

SECTION 2. AMENDMENT. Section 57-39.2-02.1 of the North Dakota Century Code as contained in section 1 of Senate Bill No. 2901, as approved by the fiftieth legislative assembly, is hereby amended and reenacted to read as follows:

57-39.2-02.1. Sales tax imposed.

1. Except as otherwise expressly provided in subsection 2 for sales of electricity services, mobile homes used for residential or business purposes and for sales of farm machinery, farm machinery repair parts, and irrigation equipment used exclusively for agricultural purposes and except as otherwise expressly provided in this chapter, there is imposed a tax of five percent upon the gross receipts of retailers from all sales at retail including the leasing or renting of tangible personal property as provided in this section, within the state of North Dakota of the following to consumers or users:
 - a. Tangible personal property, consisting of goods, wares, or merchandise, except mobile homes used for residential or business purposes and farm machinery, farm machinery

repair parts, and irrigation equipment used exclusively for agricultural purposes.

- b. The furnishing or service of gas, cable television or other video programming services, communication services, or steam other than steam used for processing agricultural products.
- c. Tickets or admissions to places of amusement or entertainment or athletic events, including amounts charged for participation in an amusement, entertainment, or athletic activity, and including the playing of any machine for amusement or entertainment in response to the use of a coin.
- d. Magazines, newspapers, and other periodicals.
- e. The leasing or renting of a hotel or motel room or tourist court accommodations.
- f. The leasing or renting of tangible personal property the transfer of title to which has not been subjected to a retail sales tax under this chapter or a use tax under chapter 57-40.2.

g. Auctions.

- 2. There is hereby imposed a tax of three percent upon the gross receipts of retailers from all sales at retail of electricity services, mobile homes used for residential or business purposes, except as provided in subsection 35 of section 57-39.2-04, and of farm machinery, farm machinery repair parts, and irrigation equipment used exclusively for agricultural purposes, including the leasing or renting of farm machinery and irrigation equipment used exclusively for agricultural purposes within the state of North Dakota to consumers or users.
- 3. In the case of a contract awarded for the construction of highways, roads, streets, bridges, and buildings prior to December 1, 1986, the contractor receiving the award shall be liable only for the sales or use tax at the rate of tax in effect on the date of contract.
- 4. There is hereby imposed a tax of five percent upon the gross receipts from the following services enumerated in the standard industrial classification manual, 1972, as prepared by the

statistical policy division of the office of management and budget, office of the president: business services (major group 73), automotive repair (major group 75), miscellaneous repair (major group 76), legal services (major group 81), lawn care services (group number 078), laundry and cleaning services (group number 721), beauty and barber shops (group numbers 723 and 724), engineering, architecture, and surveying services (group number 891), and accounting, auditing, and bookkeeping services (group number 893).

5. There is hereby imposed a tax of three percent on farm machinery repair services.

SECTION 3. Two new subsections to section 57-39.2-04 of the North Dakota Century Code are hereby created and enacted to read as follows:

Gross receipts from the sale of food purchased after September 30, 1987, with vouchers issued under the School Lunch and Child Nutrition Act of 1966, as amended, in compliance with the school lunch and child nutrition amendments of 1986 [Pub. L. 99-591, section 342].

Gross receipts from the sale of food or food products purchased for human consumption after September 30, 1987, with food coupons issued by the United States department of agriculture under the Food Stamp Act of 1977, as amended, in compliance with the Food Security Act of 1985.

SECTION 4. AMENDMENT. Subsection 8 of section 57-40.2-01 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

8. "Tangible personal property" means:

- a. Tangible goods, wares, and merchandise, and gas, cable television or other video programming services, and electricity services, when furnished or delivered to consumers or users within this state.
- b. The leasing or renting of tangible personal property, the sale, storage, use, or consumption of which has not been previously subjected to a retail sales or use tax in this state.

- c. The purchase of magazines or other periodicals. Provided, the words "magazines and other periodicals" as used in this subdivision do not include newspapers nor magazines or periodicals that are furnished free by a nonprofit corporation or organization to its members or because of payment by its members of membership fees or dues.
- d. The severance of sand or gravel from the soil.

SECTION 5. AMENDMENT. Section 57-40.2-02.1 of the North Dakota Century Code as contained in section 4 of Senate Bill No. 2901, as approved by the fiftieth legislative assembly, is hereby amended and reenacted to read as follows:

57-40.2-02.1. Use tax imposed.

- 1. Except as otherwise expressly provided in subsection 2 for purchases of electricity services, mobile homes used for residential or business purposes and for purchases of farm machinery, farm machinery repair parts, and irrigation equipment used exclusively for agricultural purposes, an excise tax is imposed on the storage, use, or consumption in this state of tangible personal property purchased at retail for storage, use, or consumption in this state, at the rate of five percent of the purchase price of such property. Except as limited by section 57-40.2-11, an excise tax is imposed on the storage, use, or consumption in this state of tangible personal property not originally purchased for storage, use, or consumption in this state at the rate of five percent of the fair market value of such property at the time it was brought into this state.
- 2. An excise tax is imposed on the storage, use, or consumption in this state of electricity services, mobile homes used for residential or business purposes, except as provided in subsection 19 of section 57-40.2-04, and of farm machinery, farm machinery repair parts, and irrigation equipment used exclusively for agricultural purposes purchased at retail for storage, use, or consumption in this state at the rate of three percent of the purchase price thereof. Except as limited by section 57-40.2-11, and except as provided in subsection 35 of section 57-39.2-04, an excise tax is

imposed on the storage, use, or consumption in this state of electricity services, mobile homes used for residential or business purposes and of farm machinery, farm machinery repair parts, and irrigation equipment used exclusively for agricultural purposes not originally purchased for storage, use, or consumption in this state at the rate of three percent of the fair market value of such electricity services, mobile homes used for residential or business purposes and of such farm machinery, farm machinery repair parts, and irrigation equipment used exclusively for agricultural purposes at the time it was brought into this state.

3. In the case of a contract awarded for the construction of highways, roads, streets, bridges, and buildings prior to December 1, 1986, the contractor receiving the award shall be liable only for the sales or use tax at the rate of tax in effect on the date of contract.

SECTION 6. AMENDMENT. Section 57-40.2-03.2 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-40.2-03.2. Use tax on alcoholic beverages and tobacco products. Notwithstanding any other provision of law, the use taxes imposed by this chapter apply to the storage, use, or consumption in this state of alcoholic beverages as defined in section 5-01-01, whether mixed or unmixed at the time of sale or thereafter, and whether sold for consumption on the premises or through off-sale outlets for consumption off the premises, and cigarettes, cigars, and other tobacco products, provided that gross receipts from the sale thereof shall mean and include any other taxes imposed on such merchandise or its use or on the retail or other sale thereof. Notwithstanding any other provision of law, there is imposed a tax of ~~five~~ six percent on the storage, use, or consumption in this state of alcoholic beverages, which is in lieu of and not in addition to any other tax imposed by this chapter.

SECTION 7. Two new subsections to section 57-40.2-04 of the North Dakota Century Code are hereby created and enacted to read as follows:

Gross receipts from sales of food purchased after September 30, 1987, with vouchers issued under the School Lunch and Child Nutrition Act of 1966, as amended, in compliance with the school lunch and child nutrition amendments of 1986 [Pub. L. 99-591, section 342].

Gross receipts from sales of food or food products purchased for human consumption after September 30, 1987, with food coupons issued by the United States department of agriculture under the Food Stamp Act of 1977, as amended, in compliance with the Food Security Act of 1985.

SECTION 8. REPEAL. Sections 57-39.2-03.3, 57-39.2-03.4, subsections 16, 22, and 30 of section 57-39.2-04, and subsections 10 and 13 of section 57-40.2-04 of the North Dakota Century Code, and sections 57-39.2-04.1 and 57-40.2-04.1 of the 1985 Supplement to the North Dakota Century Code are hereby repealed."

And renumber the lines, sections, and pages accordingly.

REQUEST

SEN. MAIXNER REQUESTED a verification vote, which request was granted.

SEN. LIPS MOVED that the proposed amendments be adopted, which motion lost on a verification vote.

SECOND READING OF SENATE BILL

SB 2500: A BILL for an Act to create and enact two new subsections to section 57-39.2-04 and two new subsections to section 57-40.2-04 of the North Dakota Century Code, relating to an exemption from sales and use taxes for food or food products purchased with vouchers and food stamps; to amend and reenact section 57-39.2-02.1 of the North Dakota Century Code as contained in Senate Bill No. 2901, as approved by the fiftieth legislative assembly, and subsections 7, 8, and 9 of section 57-39.2-01, and section 57-40.2-03.2 of the North Dakota Century Code, relating to the imposition of sales and use taxes on certain designated services, newspapers, periodicals, and magazines, and to the rate of use tax on alcoholic beverages; and to repeal sections 57-39.2-03.3, 57-39.2-03.4, subsections 16, 22, and 30 of section 57-39.2-04, section 57-39.2-04.1, subsection 10 of section 57-40.2-04, and section 57-40.2-04.1 of the North Dakota Century Code, relating to exemptions from sales and use taxes.

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

REQUEST

SEN. SATROM REQUESTED that the Senate divide SB 2500, which request was granted.

DIVISION I includes the entire bill except sections 57-39.2-04.1 and 57-40.2-04.1 of the 1985 Supplement to the North Dakota Century Code

DIVISION II includes sections 57-39.2-04.1 and 57-40.2-04.1 of the 1985 Supplement to the North Dakota Century Code

ROLL CALL

The question being on the adoption of Division I of SB 2500, the roll was called and there were 18 YEAS, 30 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heigaard; Heinrich; Kelsh; Krauter; Lips; Maixner; Mathern; Meyer, J.; Moore; Mushik; Richard; Satrom; Shea; Tallackson; Wogsland; Yockim

NAYS: Adams; Bakewell; David; Freborg; Hilken; Holmberg; Keller; Kelly; Langley; Lashkowitz; Lodoen; Maxson; Meyer, D.; Mutch; Naaden; Nelson; Olson; Peterson; Redlin; Reiten; Schoenwald; Stenehjem; Streibel; Stromme; Thane; Todd; Tweten; Vosper; Waldera; Wright

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Nething; Tennefos

Division I of SB 2500 lost.

ROLL CALL

The question being on the adoption of Division II of SB 2500, the roll was called and there were 20 YEAS, 28 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heigaard; Heinrich; Keller; Kelsh; Krauter; Langley; Lips; Maixner; Meyer, J.; Moore; Mushik; Richard; Satrom; Stromme; Tallackson; Tweten; Waldera; Wogsland

NAYS: Adams; Bakewell; David; Freborg; Hilken; Holmberg; Kelly; Lashkowitz; Lodoen; Mathern; Maxson; Meyer, D.; Mutch; Naaden; Nelson; Olson; Peterson; Redlin; Reiten; Schoenwald; Shea; Stenehjem; Streibel; Thane; Todd; Vosper; Wright; Yockim

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Nething; Tennefos

Division II of SB 2500 lost.

CONSIDERATION OF AMENDMENTS

SEN. HEINRICH MOVED that the amendments to SB 2520 as recommended by the Committee on Education as printed on page 892 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2520: A BILL for an Act to amend and reenact subsection 6 of section 15-27.2-04 of the North Dakota Century Code, relating to credit for residents of annexed school districts that have surplus funds prior to the annexation.

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 45 YEAS, 2 NAYS, 6 ABSENT AND NOT VOTING.

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

NAYS: Freborg; Stromme

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Nething; Reiten; Tennefos

SB 2520 passed and the title was agreed to.

MESSAGES 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 1204, HB 1470, HB 1586, HB 1635

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

HCR 3018, HCR 3050

ROY GILBREATH, Chief Clerk

MOTIONS

SEN. MAIXNER MOVED that SB 2418 be further amended as follows:

On page 1 of the engrossed bill, line 9, delete the words "For purposes of section 15-10-18.3:"

- On page 1, of the engrossed bill, line 10, remove the overstrike over the words and numerals "~~for purposes of section 15-10-18.3~~"
- On page 1 of the engrossed bill, line 17, remove the overstrike over the colon
- On page 1 of the engrossed bill, line 18, remove the overstrike over the words "~~a- Was born in and lived in~~" and delete the remainder of the line
- On page 1 of the engrossed bill, delete line 19
- On page 1 of the engrossed bill, line 20, delete the words "resident of", remove the overstrike over the word "~~until~~", and delete the words "at the time of"
- On page 1 of the engrossed bill, line 21, remove the overstrike over the semicolon
- On page 1 of the engrossed bill, remove the overstrike over lines 22 through 24
- On page 1 of the engrossed bill, remove the overstrike over lines 26 and 27
- On page 2 of the engrossed bill, remove the overstrike over lines 1 through 8
- On page 2 of the engrossed bill, line 9, remove the overstrike over the words "~~registered for voting in another state~~" and overstrike the period and insert immediately thereafter the word "; or"
- On page 2 of the engrossed bill, after line 9, insert the following new subdivision:

"d. Has been a resident of this state for the ten years prior to the request for tuition waiver."

And renumber the lines, sections, and pages accordingly

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

SECOND READING OF SENATE BILL

SB 2418: A BILL for an Act to amend and reenact section 15-10-18.2 of the North Dakota Century Code, relating to the definition of resident veteran.

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 31 YEAS, 16 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Keller; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Mushik; Redlin; Richard; Satrom; Schoenwald; Shea; Tallackson; Thane; Tweten; Vosper; Waldera; Wogsland; Yockim

NAYS: Adams; Bakewell; David; Holmberg; Kelly; Moore; Mutch; Naaden; Nelson; Olson; Peterson; Stenehjem; Streibel; Stromme; Todd; Wright

ABSENT AND NOT VOTING: Ingstad; Meyer W.; Nalewaja; Nething; Reiten; Tennefos

SB 2418 passed and the title was agreed to.

MOTIONS

SEN. MAIXNER MOVED that SB 2015 be further amended as follows:

On page 1 of the engrossed bill, line 7, delete the words "to create and"

On page 1 of the engrossed bill, delete lines 8 and 9

On page 1 of the engrossed bill, line 10, delete the words "claims from decedents' estates;"

On page 4 of the engrossed bill, delete lines 15 through 35

On page 5 of the engrossed bill, delete lines 1 and 2

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

The amendment deletes the section of the bill which created a new section to the North Dakota Century Code relating to the recovery of 'Department of Human Services' claims from decedents' estates.

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

SECOND READING OF SENATE BILL

SB 2015: A BILL for an Act making an appropriation for defraying the expenses of the department of human services, state hospital, and the governor's council on human resources; making an appropriation and transfer from the lands and

minerals trust fund to the common schools trust fund; making an appropriation of excess revenues generated by human service centers; providing the emergency commission with appropriation transfer authority; to amend and reenact section 50-01-09.2 of the North Dakota Century Code, relating to poor relief expenditures; to repeal section 50-24.1-02.3 of the North Dakota Century Code, relating to preneed funeral allowances; and to provide legislative intent statements relating to preneed burials and the use of capital improvement appropriations for payment of construction bonds.

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 34 YEAS, 13 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Dotzenrod; Heigaard; Heinrich; Hilken; Holmberg; Keller; Kelsh; Krauter; Langley; Lashkowitz; Lips; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Mushik; Olson; Peterson; Redlin; Richard; Satrom; Schoenwald; Shea; Stenehjem; Stromme; Tallackson; Thane; Tweten; Waldera; Wogsland; Yockim

NAYS: Bakewell; David; Freborg; Kelly; Lodoen; Moore; Mutch; Naaden; Nelson; Streibel; Todd; Vosper; Wright

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Nething; Reiten; Tennefos

SB 2015 passed and the title was agreed to.

MOTION

SEN. HEIGAARD MOVED that the Senate reconsider its action whereby the amendments to SB 2165 lost, which motion prevailed on a verification vote.

The President Pro Tem placed SB 2165 on the Eleventh order of business for second reading and final passage.

MOTIONS

SEN. HEIGAARD MOVED that SB 2165 be amended as follows:

On page 1, line 1, delete the first comma and insert in lieu thereof the word "and" and delete the second comma

On page 1, line 2, delete the word and numerals "and 57-60-14"

On page 1, line 4, delete the comma and insert in lieu thereof the word "and"

On page 1, line 5, delete the words ", and the allocation of tax revenue from coal conversion"

On page 1, line 6, delete the word "facilities"

On page 3, line 8, overstrike the word "twenty-five" and insert immediately thereafter the word "fifteen"

On page 3, line 10, delete the word "twenty-five" and insert in lieu thereof the word "one hundred"

On page 4, delete lines 20 through 33

And renumber the lines, sections, and pages accordingly

SEN. HEIGAARD MOVED that the proposed amendments be adopted.

REQUEST

SEN. LIPS REQUESTED a recorded roll call vote on the motion to adopt the proposed amendments to SB 2165, which request was granted.

ROLL CALL

The question being on the motion to adopt the proposed amendments to SB 2165, the roll was called and there were 26 YEAS, 21 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heigaard; Heinrich; Hilken; Keller; Kelsh; Krauter; Langley; Lashkowitz; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Mushik; Redlin; Richard; Satrom; Schoenwald; Shea; Stromme; Tallackson; Waldera; Wogsland; Yockim

NAYS: Adams; Bakewell; David; Freborg; Holmberg; Kelly; Lips; Lodoen; Moore; Mutch; Naaden; Nelson; Olson; Peterson; Stenehjem; Streibel; Thane; Todd; Tweten; Vosper; Wright

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Nething; Reiten; Tennefos

The proposed amendments to SB 2165 were adopted.

SECOND READING OF SENATE BILL

SB 2165: A BILL for an Act to amend and reenact sections 57-60-01 and 57-60-02 of the North Dakota Century Code, relating to the definition of "installed capacity" for purposes of the privilege tax on coal conversion facilities and the rate of tax on coal conversion facilities.

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 23 YEAS, 24 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Axtman; Dotzenrod; Heigaard; Heinrich; Keller; Kelsh; Krauter; Langley; Lashkowitz; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Mushik; Redlin; Richard; Satrom; Schoenwald; Shea; Waldera; Wogsland; Yockim

NAYS: Adams; Bakewell; David; Freborg; Hilken; Holmberg; Kelly; Lips; Lodoen; Moore; Mutch; Naaden; Nelson; Olson; Peterson; Stenehjelm; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Wright;

ABSENT AND NOT VOTING: Ingstad; Meyer, W.; Nalewaja; Nething; Reiten; Tennefos

SB 2165 lost.

MOTIONS

SEN. HEIGAARD MOVED that the vote by which SB 2015, SB 2016, SB 2023, SB 2031, SB 2037, SB 2038, SB 2063, SB 2286, SB 2351, SB 2393, SB 2406, SB 2418, SB 2453, SB 2477, SB 2494, SB 2496, SB 2520, and SB 2523 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SEN. HEIGAARD MOVED that the rules be suspended and that SB 2015, SB 2016, SB 2023, SB 2031, SB 2037, SB 2038, SB 2063, SB 2286, SB 2351, SB 2393, SB 2406, SB 2418, SB 2453, SB 2477, SB 2494, SB 2496, SB 2520, and SB 2523 be messaged to the House immediately, which motion prevailed.

SEN. HEIGAARD MOVED that the vote by which SB 2165 and SB 2305 lost be reconsidered and the motion to reconsider by laid on the table, which motion prevailed.

SEN. HEIGAARD MOVED that Joint Rule 203 be amended to read that Crossover Day be extended to the Thirty-sixth Legislative Day, which motion prevailed.

SEN. HEIGAARD MOVED that the absent Senators 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 Thirteenth order of business, and at the conclusion of the Thirteenth order of business, and after the reading of SB 2544, SCR 4050, SCR 4051, SCR 4053, HB 1040, HB 1059, HB 1124, HB 1186, HB 1236, HB 1322, HB 1404, HB 1409, HB 1422, and HCR 3015, the Senate adjourn and convene at 1:00 p.m., Thursday, February 26, 1987, which motion prevailed.

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Number	Name	Represents	Authorization
1	John McGauvran P.O. Box 2793 Bismarck, ND 58502	ND Farm Bureau NoDak Mutual	X X
2	David A. Rustebakke 904 East Divide P.O. Box 2793 Bismarck, ND 58502	ND Farm Bureau NoDak Mutual	X X
3	Lynn R. Larson Rural Route 6, Box 113 Fargo, ND 58103	ND Agricultural Aviation Association	X
4	Jack K. Daniels P.O. Box 638 Williston, ND 58802	ND Aviation Council	
5	Steven Hett P.O. Box 426 Mohall, ND 58761	ND Agricultural Aviation Association	
6	Virginia T. Corwin 418 East Broadway Bismarck, ND 58501	ND Optometric Association	X
7	David J. Peske P.O. Box 1198 Bismarck, ND 58502	ND Medical Association	X
8	Vernon E. Wagner P.O. Box 1198 Bismarck, ND 58502	ND Medical Association	X
9	Jack T. McDonald P.O. Box 2056 Bismarck, ND 58502	ND Newspaper Association ND Broadcasters Association Mini Mart, Inc. ND Examining Committee of Physical Therapists ND Physical Therapy Association American Subcontractors Association	X X X

- | | | | |
|----|---------------------------------------------------------------------------------|--------------------------------------------------------------------------------------------------------------------------------------------------|----------------------|
| 10 | David A. Funston
217 South Mandan Street
Bismarck, ND 58501 | ND Building and Construction
Trades Council | |
| 11 | Joel D. Melarvie
P.O. Box 1977
Bismarck, ND 58502 | ANG Coal Gasification Company | X |
| 12 | Murray G. Sagsveen
P.O. Box 1695
Bismarck, ND 58502 | Garrison Diversion Conservancy
District
ND Army National Guard
Adjutant General
ND Medical Association
ND Water Users Association | X

X
X
X |
| 13 | Gregory L. Larson
417 1/2 East Broadway
Suite #9
Bismarck, ND 58501 | Association for Retarded Citizens
of North Dakota | |
| 14 | Robert L. Lamp
P.O. Box 2524
Fargo, ND 58108 | Automobile Dealers Association
of North Dakota
ND Implement Dealers Association | X

X |
| 15 | Keith W. Howard
P.O. Box 2524
Fargo, ND 58108 | Automobile Dealers Association
of North Dakota
ND Implement Dealers Association | X

X |
| 16 | Jill D. Denning
P.O. Box 8137
University Station
Grand Forks, ND 58202 | ND Newspaper Association | |
| 17 | Michael B. Unhjem
4510 13th Avenue SW
Fargo, ND 58103 | Blue Cross/Blue Shield
of North Dakota | |
| 18 | Gerridee Wheeler
1230 East Highland
Acres Road
Bismarck, ND 58501 | Blue Cross/Blue Shield
of North Dakota | X |
| 19 | James D. Schlosser
P.O. Box 2578
Bismarck, ND 58502 | ND League of Savings
Institutions | X |
| 20 | David L. Kemnitz
1323 East Front Avenue
Bismarck, ND 58501 | ND AFL-CIO | |
| 21 | Richard D. Ott
P.O. Box 2276
Bismarck, ND 58502 | ND School Boards Association | X |

22	Barbara H. Norby P.O. Box 2276 Bismarck, ND 58502	ND School Boards Association	X
23	James A. Austin 4510 13th Avenue SW Fargo, ND 58103	Blue Cross/Blue Shield of North Dakota	
24	Wally M. Stigen P.O. Box 2701 Wahpeton, ND 58075	Otter Tail Power Company	
25	Arthur W. Wheeler P.O. Box 1956 Bismarck, ND 58502	ND Retail Association	
26	Rande J. Zander 1323 East Front Avenue Bismarck, ND 58501	ND AFL-CIO	
27	Frank J. Mattern P.O. Box 5014 Bismarck, ND 58502	Cooperative Power	X
28	Sherry L. King P.O. Box 2136 Bismarck, ND 58502	State Bar Association of North Dakota	X
29	Les Torgerson P.O. Box 2136 Bismarck, ND 58502	State Bar Association of North Dakota	X
30	Wayne J. Tanous 400 North Fourth Street Bismarck, ND 58501	MDU Resources Group, Inc.	X
31	Forrest Johnson P.O. Box 2747 Fargo, ND 58108	Northern States Power Company	X
32	Donald R. Eckmann P.O. Box 2747 Fargo, ND 58108	Northern States Power Company	X
33	Dennis W. E. Boyd 400 North Fourth Street Bismarck, ND 58501	MDU Resources Group, Inc.	X
34	Leo M. Frieze 1800 Commerce Street Bismarck, ND 58501	I.B.E.W., Local Union #714	X

35	Richard O. Bergstad 1925 North Broadway P.O. Box 1906 Minot, ND 58702	I.B.E.W., Local Union #714 ND State Building & Construction Trades	X X
36	Arlene Melarvie P.O. Box 6128 Bismarck, ND 58502	Independent Community Banks of North Dakota	X
37	Albert A. Wolf 220 North Fourth Street P.O. Box 2056 Bismarck, ND 58502-2056	Independent Community Banks of North Dakota	X
38	Gerald J. Schlosser P.O. Box 778 Bismarck, ND 58502	ND Association of Realtors	X
39	Claus H. Lembke 1910 North 11th Street Bismarck, ND 58501	ND Association of Realtors	X
40	Robert F. Willer 904 East Divide Bismarck, ND 58501	ND Association of Realtors	X
41	James S. DuBois 220 North Fifth Street P.O. Box 5508 Bismarck, ND 58502	Northwestern Bell US West	X X
42	Melvin A. Kambeltz 220 North Fifth Street Bismarck, ND 58501	Northwestern Bell	X
43	Edwin S. Knuth 400 East Broadway P.O. Box 1977 Bismarck, ND 58502	ANG Coal Gasification Company	X
44	Emeroy A. Swanson 105 East Broadway Suite 2 Bismarck, ND 58501	ND Council of School Administrators	X
45	David W. Meade 105 East Broadway Suite 2 Bismarck, ND 58501	ND Council of School Administrators	X
46	Kent A. Olson 1211 Memorial Highway Bismarck, ND 58501	Professional Insurance Agents of North Dakota	X

47	Jac L. Bye 102 1/2 Avenue South Suite 100 Jamestown, ND 58401	Industrial Development Association X of North Dakota	
48	Lloyd E. Marchand 203 East Bowen Bismarck, ND 58501	ND Association of the Blind Bis-Mayors Committee Employment of Handicap Dakota Radio Information	
49	Loren L. Stadig 1025 North Third Bismarck, ND 58501	United Power Association	X
50	James M. Moench P.O. Box 2136 Jamestown, ND 58402	ND Farmers Union	X
51	Floyd V. Semenko P.O. Box 1108 Williston, ND 58802	The American Legion Department of North Dakota	X
52	Vernon A. Useldinger P.O. Box 2666 Fargo, ND 58108	The American Legion Department of North Dakota	X
53	Harry W. Moore P.O. Box 2666 Fargo, ND 58108	The American Legion Department of North Dakota	X
54	David M. Schmidt P.O. Box 2666 Fargo, ND 58108	The American Legion Department of North Dakota	X
55	LeRoy H. Ernst P.O. Box 874 Bismarck, ND 58502	ND Motor Carriers Association	X
56	Therese Olson 710 Ohmer Street Bottineau, ND 58318	ND Association of Realtors	X
57	Jim Gerl 411 Seventh Avenue NW Mandan, ND 58554	Local-6-10 (O.C.A.W.) ND Council of Clubs	X
58	Kitty Engelstad 227 West Broadway Suite #2 Bismarck, ND 58501	ND Catholic Conference	X

59	David (Dave) A. Johnson P.O. Box 688 Fargo, ND 58107	F-M Home Builders Association Fargo-Moorhead Board of Realtors	X X
60	Harry J. Argue P.O. Box 1438 Bismarck, ND 58502	ND Bankers Association	X
61	Harvey Huber P.O. Box 468 Hazen, ND 58545	ND Bankers Association	X
62	Thomas F. Kelsch P.O. Box 2335 Bismarck, ND 58502	ND Bankers Association	X
63	Keith C. Magnusson P.O. Box 1438 Bismarck, ND 58502	ND Bankers Association	X
64	John W. Allen P.O. Box 297 Flasher, ND 58535	Mor-Gran-Sou Electric Coop, Inc.	X
65	Vernon Glaesemann P.O. Box 297 Flasher, ND 58535	Mor-Gran-Sou Electric Coop, Inc.	X
66	Archie Giese P.O. Box 297 Flasher, ND 58535	Mor-Gran-Sou Electric Coop, Inc.	X
67	Lawrence R. Klemin Suite 414-400 East Broadway Bismarck, ND 58501	National Federation of Independent Business Alliance of American Insurers	X X
68	Wade Moser 407 South Second Street Bismarck, ND 58501	ND Stockmen's Association	X
69	Earl L. Stoltenow 407 South Second Street Bismarck, ND 58501	ND Stockmen's Association	X
70	Lyle Dawson 407 South Second Street Bismarck, ND 58501	ND Stockmen's Association	X
71	Robert L. Rood P.O. Box 5755 Fargo, ND 58105	ND Association of Builders	

72	Marsha M. Lembke 1910 North 11th Street, #10 Bismarck, ND 58501	ND Association of Builders	
73	Richard D. Tohm P.O. Box 2200 Williston, ND 58802	ND Association of Builders	
74	Dan C. Mikkelson P.O. Box 1671 Grand Forks, ND 58206	ND Association of Builders	
75	Jack A. Hilleboe P.O. Box 688 Fargo, ND 58107	Fargo-Moorhead Board of Realtors F-M Home Builders Association	X X
76	Mark A. Johnson P.O. Box 417 Bismarck, ND 58502	ND Association of Counties	X
77	Harold L. Anderson P.O. Box 2574 Bismarck, ND 58502	ND Hospital Association	X
78	Terrance G. Brosseau Medcenter One 300 North Seventh Bismarck, ND 58501	ND Hospital Association	X
79	Keith L. Gendreau St. Vincent's Nursing Home 1021 North 26th Street Bismarck, ND 58501	ND Hospital Association	X
80	Robert R. Thompson Missouri Slope Lutheran Home 2425 Hillview Avenue Bismarck, ND 58501	ND Hospital Association	X
81	Richard A. Tschider St. Alexis Medical Center 900 East Broadway Bismarck, ND 58501	ND Hospital Association	X
82	Robert L. Howe ND Hospital Association 401 DeMers P.O. Box 669 Grand Forks, ND 58206-0669	ND Hospital Association	X

	Provident Life Insurance Company	X
	Center Mutual Insurance Company	X
	American Family Life Assurance Company	X
	Health Insurance Association of America	X
	Allstate	X
	Western States Life Insurance Company	X
	Pioneer Mutual Life Insurance Company	X
	ND Grain Dealers Association	X
	Midwest International, Inc.	X
	American Life & Casualty Company	X
	Manhattan National Life Insurance Company	X
	Soo Line Railroad Company	X
	Nodak Mutual Insurance Company	X
	American West Insurance Company	X
87 Daniel S. Kuntz	Lincoln Mutual Life & Casualty Insurance Company	X
Zuger & Bucklin	Surety Mutual Life & Casualty Insurance Company	X
316 North Fifth	ND Society of Certified Public Accountants	X
P.O. Box 1695	National Association of Independent Insurers	X
Bismarck, ND 58502	Northern Bottling Company	X
	Motion Picture Association of America	X
	Dakota Fire Insurance Company	X
	Provident Life Insurance Company	X
	Center Mutual Insurance Company	X
	American Family Life Assurance Company	X
	Health Insurance Association of America	X
	Allstate	X
	Western States Life Insurance Company	X
	Pioneer Mutual Life Insurance Company	X
	ND Grain Dealers Association	X
	Midwest International, Inc.	X
	American Life & Casualty Company	X
	Manhattan National Life Insurance Company	X
	Soo Line Railroad Company	X
	Nodak Mutual Insurance Company	X
	American West Insurance Company	X

88	Dalles Krause 212 West Main P.O. Box 758 Bismarck, ND 58502	ND Grocers Association	X
89	Tom Woodmansee 212 West Main P.O. Box 758 Bismarck, ND 58502	ND Grocers Association	X
90	Wally Joersz 212 West Main P.O. Box 758 Bismarck, ND 58502	ND Grocers Association	X
91	Arnold C. Paulson P.O. Box 7250 Bismarck, ND 58502	ND Credit Union League	X
92	Harold E. Helferich 204 West Thayer Bismarck, ND 58501	Capital Credit Union ND Credit Union League Mandan Rural Fire District	X X
93	Greg W. Tschider P.O. Box 668 Bismarck, ND 58502	ND Credit Union League	X
94	Donald I. Larson P.O. Box 2046 Minot, ND 58702	ND Credit Union League	X
95	Philip D. Stafne 417 1/2 East Broadway Avenue, #9 Bismarck, ND 58501	Association for Retarded Citizens of North Dakota	X
96	Joy L. Wezelman 417 1/2 East Broadway Avenue, #9 Bismarck, ND 58501	Association for Retarded Citizens of North Dakota	X
97	Sue K. Boyd P.O. Box 2423 Bismarck, ND 58502	AFSCME International Union and Its Affiliate - AFSCME Council 95 of North Dakota	X
98	Orlo Sund Rural Route 2, Box 22 Edgeley, ND 58433	James Valley Electric Cooperative, Inc.	X
99	Scott F. Braeger Rural Route 2, Box 22 Edgeley, ND 58433	James Valley Electric Cooperative, Inc.	X

100	Ken C. Ziegler 1717 East Interstate Avenue Bismarck, ND 58501	Basin Electric Power Cooperative	X
101	Fletcher H. Poling 1717 East Interstate Avenue Bismarck, ND 58501	Basin Electric Power Cooperative	X
102	Gary A. Jacobson 1717 East Interstate Avenue Bismarck, ND 58501	Basin Electric Power Cooperative	X
103	James L. Selby 1717 East Interstate Avenue Bismarck, ND 58501	Basin Electric Power Cooperative	X
104	Vicky L. Steiner Rural Route 3, Box 33 Dickinson, ND 58601	ND Association of Oil and Gas Producing Counties	X
105	Mike Miller 1129 Fifth Avenue S-P.O. Box 1897 Fargo, ND 58107-1897	ND State Wheat Commission Transportation Division Fargo Chamber of Commerce	X X
106	Gordon E. Smith Rural Route 2, Box 125 Maddock, ND 58348	Baker Electric Cooperative, Inc.	X
107	Robert L. Moe 600 17th Avenue SE P.O. Box 1489 Minot, ND 58702-1489	ND Medical Group Management Association	X
108	Terry Traynor P.O. Box 417 Bismarck, ND 58502	ND Association of Counties	X
109	Duane Fossum P.O. Box 1478 Grand Forks, ND 58206-1478	Nodak Rural Electric Cooperative	X
110	Robert A. Spencer P.O. Box 268 Cando, ND 58324	Baker Electric Cooperative, Inc.	X

111	Curtis L. Peterson P.O. Box 1624 422 North Second Street Bismarck, ND 58502	AGC of North Dakota	X
112	Harlan D. Helgeson Rural Route 1, Box 85 Minnewaukan, ND 58351	Baker Electric Cooperative, Inc.	X
113	Kathleen M. Kelly P.O. Box 765 Mandan, ND 58554	Common Cause North Dakota	X
114	Lowell J. Ridgeway P.O. Box 1395 Bismarck, ND 58502	Rocky Mountain Oil and Gas Association American Petroleum Institute	X
115	Robert J. Graveline 418 East Rosser P.O. Box 1395 Bismarck, ND 58502	American Petroleum Institute Rocky Mountain Oil and Gas Association	X
116	Rita L. Ruona 200 West Bowen P.O. Box 1912 Bismarck, ND 58502	ND Committee Preventing Child Abuse	X
117	Wade F. Williamson Rural Route 1, Box 239 Parshall, ND 58770	ND Wildlife Federation	
118	William J. Grosz P.O. Box 1354 Bismarck, ND 58502	ND State Board of Pharmacy	
119	William Lucas P.O. Box 1354 Bismarck, ND 58502	ND State Board of Pharmacy	
120	Anthony M. Walter P.O. Box 1354 Bismarck, ND 58502	ND State Board of Pharmacy	
121	August Keller 2000 Schafer Street P.O. Box 5500 Bismarck, ND 58502	North American Coal Corporation	
122	Richard A. Elkin P.O. Box 938 Bismarck, ND 58502	Burlington Northern, Inc.	X

123	Connie M. Hildebrand 421 East Brandon Drive Bismarck, ND 58501	American Association of University Women - ND Branch	X
124	Charles McCay 4023 North State Bismarck, ND 58501	Farm Credit Services of Bismarck-Mandan Farm Credit Services of Minot Farm Credit Services of Grand Forks Farm Credit Services of Fargo	
125	David R. Bossart 305 Norwest Central Station Fargo, ND 58126	ND Trial Lawyers Association	X
126	Kathleen (Kitty) Maureen Steidler 215 Airport Road P.O. Box 2358 Bismarck, ND 58502	ND Trial Lawyers Association United Sportsmen of North Dakota	X X
127	Orell D. Schmitz P.O. Box 2056 Bismarck, ND 58502	ND Trail Lawyers Association ND County Judges Contractors Joint Legislative Council	X X X
128	Gene M. Gehrke Rural Route 1, Box 63 Aneta, ND 58212	ND Township Officers Association	
129	Royal R. Berstler P.O. Box 2220 Jamestown, ND 58402	Otter Tail Power Company	X
130	Thelma H. Klingensmith P.O. Box 663 206 Collins Avenue Mandan, ND 58554	Representing self	
131	Don J. Klingensmith P.O. Box 663 206 Collins Avenue Mandan, ND 58554	Representing self	
132	Douglas M. Erhart 1203 27th Street NW Mandan, ND 58554	Brotherhood of Maintenance of Way Employees	X
133	David B. Sogard P.O. Box 1318 Grand Forks, ND 58206	Minnkota Power Cooperative, Inc. Square Butte Electric Cooperative	X X

- | | | | |
|-----|---------------------------------------------------------------------------|---------------------------------------------|---|
| 134 | John B. Oxton
Rural Route 1, Box 51
Hope, ND 58046 | ND Township Officers Association | |
| 135 | Doug D. Busselman
1101 First Avenue North
Fargo, ND 58107 | ND Farm Bureau | X |
| 136 | Thomas C. Tupa
810 East Divide Avenue
Bismarck, ND 58501 | ND Public Employees Association | |
| 137 | Tom B. Tudor
700 East Main
P.O. Box 5509
Bismarck, ND 58502-5509 | The Bank of North Dakota | |
| 138 | Deborah Arnold
810 East Divide Avenue
Bismarck, ND 58501 | ND Public Employees Association | |
| 139 | Daniel E. Harman
810 East Divide Avenue
Bismarck, ND 58501 | ND Public Employees Association | |
| 140 | Vickie J. Melchior
810 East Divide Avenue
Bismarck, ND 58501 | ND Public Employees Association | |
| 141 | Joan E. Wigen
810 E. Divide Avenue
Bismarck, ND 58501 | ND Public Employees Association | |
| 142 | Beverly Ostenson
810 East Divide Avenue
Bismarck, ND 58501 | ND Public Employees Association | |
| 143 | Alan Austad
P.O. Box 1144
Mandan, ND 58554 | ND Association of Telephone
Cooperatives | |
| 144 | Donald E. Gilman
176 First Street NE
Beach, ND 58621 | ND Firemen's Association | |
| 145 | Joe A. Boespflug
P.O. Box 806
Dickinson, ND 58601 | ND Firemen's Association | |
| 146 | Jerome P. Tishmack
P.O. Box 230
Steele, ND 58482-0230 | BEK Telephone Mutual Aid
Corporation | X |

147	Joe Materi P.O. Box 230 Steele, ND 58482-0230	BEK Telephone Mutual Aid Corporation	X
148	Ellen M. Glood 200 West Bowen Bismarck, ND 58501	Mental Health Association of North Dakota	X
149	Sharon Gallagher P.O. Box 160 Bismarck, ND 58502	Mental Health Association of North Dakota	X
150	Myrt Armstrong P.O. Box 160 Bismarck, ND 58502	Mental Health Association	X
151	Ernest R. Fleck 600 Norwest Bank Building P.O. Box 2798 Bismarck, ND 58502	ANG Coal Gasification Company	
152	Calvin N. Rolfson P.O. Box 2712 Bismarck, ND 58502	ND Association of Counties ND League of Cities ND Driver and Traffic Safety Education Association EMS Funding Task Force	X X X X
153	Donald K. Litchfield P.O. Box 5000 Mandan, ND 58554	Greater North Dakota Association	X
154	Darold Benz P.O. Box 26 115 East Main Beulah, ND 58523	Coal Conversion Counties	
155	Gregory I. Shepherd Rural Route 1, HCR 56 Baldwin, ND 58521	Knoetler Honey Farms	
156	William P. Pearce 314 East Thayer Avenue P.O. Box 400 Bismarck, ND 58502	MDU Resources Group, Inc.	X
157	Harry R. Vadnie P.O. Box 2235 Bismarck, ND 58502	ND League of Cities ND Association of Counties	
158	Gerald Oberg P.O. Box 727 Mandan, ND 58554	ND Association of Rural Electric Cooperatives	X

159	Vernon Glaesemann P.O. Box 727 Mandan, ND 58554	ND Association of Rural Electric Cooperatives	X
160	Ray Trosen P.O. Box 727 Mandan, ND 58554	ND Association of Rural Electric Cooperatives	X
161	Jim Klesalek P.O. Box 727 Mandan, ND 58554	ND Association of Rural Electric Cooperatives	X
162	Marlan Olson P.O. Box 727 Mandan, ND 58554	ND Association of Rural Electric Cooperatives	X
163	Lloyd Perkins P.O. Box 727 Mandan, ND 58554	ND Association of Rural Electric Cooperatives	X
164	William L. Retterath 801 Highway Drive Hazen, ND 58545	Oliver-Mercer Electric Cooperative, Inc.	X
165	Clayton O. Hoffman 801 Highway Drive Hazen, ND 58545	Oliver-Mercer Electric Cooperative, Inc.	X
166	Wayne Boeshans 801 Highway Drive Hazen, ND 58545	Oliver-Mercer Electric Cooperative, Inc.	X
167	Walter Schwalbe 801 Highway Drive Hazen, ND 58545	Oliver-Mercer Electric Cooperative, Inc.	X
168	Leavard H. Sailer 801 Highway Drive Hazen, ND 58545	Oliver-Mercer Electric Cooperative, Inc.	X
169	Samuel D. Swisher 200 E. Randolph Drive MC 2403 Chicago, IL 60601	AMOCO Corporation	
170	Fred E. Ferguson 122 C Street NW S-200 Washington, D.C. 20001	Council of State Chambers of Commerce Committee on State Taxation	

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|-----|-----------------------------------------------------------------------------------|---------------------------------------------------------------|---|
| 171 | Douglas L. Johnson
5001 West 80th Street
Suite 890
Minneapolis, MN 55437 | AMOCO Corporation | |
| 172 | Bonnie Larson Staiger
112 North Second Street
Bismarck, ND 58501 | Commercial Printing | |
| 173 | David E. Meiers
412 Birchwood Drive
Bismarck, ND 58501 | ND Hospitality Association
ND Beverage Dealers Association | |
| 174 | Dave MacIver
P.O. Box 546
Mandan, ND 58554 | Mandan Area Chamber of Commerce | |
| 175 | Kenneth M. Jakes
1735 North Seventh
Street
Bismarck, ND 58501 | Association of Former Public
Employees | X |
| 176 | Gary L. Puppe
P.O. Box 1601
Bismarck, ND 58502 | ND Association of Soil Conservation
Districts | |
| 177 | John W. Dwyer
P.O. Box 2277
Bismarck, ND 58502 | ND Lignite Council | |
| 178 | Alan P. Scanson
Rural Route 1, Box 31
Glenfield, ND 58443 | ND Association of Soil
Conservation Districts | |
| 179 | Charles J. Klosterman
P.O. Box 5, Route 1
Mooreton, ND 58061 | ND Association of Soil
Conservation Districts | |
| 180 | Arlon R. Voge
Rural Route 3, Box 58
Bismarck, ND 58502 | ND Livestock Marketing Association | |
| 181 | Arly Richau
P.O. Box 668
Bismarck, ND 58502 | ABATE of North Dakota | X |
| 182 | Leland G. Ulmer
P.O. Box 727
Mandan, ND 58554 | ND Association of Rural Electric
Cooperatives | X |

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|-----|----------------------------------------------------------------------------------------|-------------------------------------------------------------------|--------|
| 183 | Marlan R. Helgeson
103 North Fifth Street
P.O. Box 1238
Grand Forks, ND 58201 | Northwestern Bell | |
| 184 | Howard J. Snortland
Fourth and Thayer
Bismarck, ND 58501 | ND Educational Association | X |
| 185 | Lee W. Hinds
P.O. Box 1601
Bismarck, ND 58502 | ND Association of Soil Conservation
Districts | |
| 186 | Allan B. Engen
2718 Gateway Avenue
Suite 203
Bismarck, ND 58501 | ND Health Care Association | |
| 187 | Dave F. Giessinger
2718 Gateway Avenue
Suite 301
Bismarck, ND 58501 | ND Health Care Association | |
| 188 | Connie M. Sprynczynatyk
2506 Stevens Street
Bismarck, ND 58501 | ND Recreation and Parks
Association
ND Dietetic Association | X
X |
| 189 | Warren L. Hight
P.O. Box 299
Carrington, ND 58421 | Dakota Central Rural Telephone
Cooperative Association | X |
| 190 | John E. Jacobson
1930 Burnt Boat Drive
P.O. Box 2385
Bismarck, ND 58502-2385 | National Association of
Fundraising Ticket Manufacturers | X |
| 191 | Myron J. Yantzer
1323 East Front Avenue
Bismarck, ND 58501 | ND AFL-CIO | X |
| 192 | Betty Maher
212 North Fourth Street
Bismarck, ND 58501 | ND Nurses Association | |
| 193 | Robert L. Carlson
Rural Route 1, Box 64
Glenburn, ND 58740 | ND Farmers Union | X |

194	Charles C. Anderson Rural Route 1, Box 113 Voltaire, ND 58792	McHenry County Farm Bureau	
195	Arthur A. Link 2001 Grimsrud Drive Bismarck, ND 58501	ND Council on Gambling Problems	
196	Gerald E. Steinkopf 222 North Fourth Fargo, ND 58102	Northwestern Bell	
197	Patrick W. Durick 314 East Thayer P.O. Box 400 Bismarck, ND 58502	ND Cable Television Association	
198	Wallace J. Dockter 432 East Brandon Drive Bismarck, ND 58501	ND AFL-CIO	
199	Anthony L. Goetzfried 201 Missouri Drive Mandan, ND 58554	Teamsters Joint Council 82	
200	Marian Lefor P.O. Box 51 Gladstone, ND 58630	Dakota Resource Council	X
201	Jerry W. Kram P.O. Box 2488 Bismarck, ND 58502	Dakota Resource Council	X
202	Randolph A. Nodland Dunn Center, ND 58626	Dakota Resource Council	X
203	R. Dennis Olson 118 1/2 First Avenue South, #4 Jamestown, ND 58402	Dakota Resource Council	X
204	Becky Claytor 29 Seventh Avenue West Dickinson, ND 58601	Dakota Resource Council	X
205	Julie A. Ruplinger 29 Seventh Avenue West Dickinson, ND 58601	Dakota Resource Council	X
206	Jerry Torstenson Rural Route 1, Box 19A Arnegard, ND 58835	Dakota Resource Council	X

207	Theresa M. Keaveny 29 Seventh Avenue West Dickinson, ND 58601	Dakota Resource Council	X
208	Michael A. Dwyer P.O. Box 2254 Bismarck, ND 58502	ND Water Users ND Water Resource Districts West River Joint Board	
209	Donald L. Rollie P.O. Box 5005 Bismarck, ND 58502	ND Education Association	X
210	Peg L. Portscheller P.O. Box 5005 Bismarck, ND 58502	ND Education Association	X
211	Willis E. Heinrich P.O. Box 5005 Bismarck, ND 58502	ND Education Association	X
212	John C. Warren 14615 Lone Oak Road Eden Prairie, MN 55344-2287	Cooperative Power	
213	John F. Schuld P.O. Box 148 Dickinson, ND 58602	ND Parmaceutical Association	X
214	Constance A. Wetzler 611 Second Street NE Minot, ND 58701	ND Congress of Parents and Teachers	
215	Gale O. Teske 429 Cedon Drive Minot, ND 58701	ND Congress of Parents and Teachers	
216	Ron W. Moll 621 Riverside Park Road Bismarck, ND 58501	ND Congress of Parents and Teachers	
217	Adele M. Moll 621 Riverside Park Road Bismarck, ND 58501	ND Congress of Parents and Teachers	
218	P. J. Curtis 1306 Mohawk Bismarck, ND 58501	ND Beer Wholesalers Association	X
219	Reverend Clinton E. Birst P.O. Box 539 Turtle Lake, ND 58575	ND Home School Association ND Alliance	X

220	Howard C. Anderson Turtle Lake, ND 58575	ND State Board of Pharmacy	
221	Christine M. Nolan 418 East Rosser #210 Bismarck, ND 58501	ND Council on Abused Women's Services	X
222	James C. Beckstrom P.O. Box 2907 Fargo, ND 58108	Western States Life	
223	R. W. Wheeler P.O. Box 2056 Bismarck, ND 58502	Northern States Power Company Otter Tail Power Company The Tobacco Institute	X X
224	Bonnie Palecek 418 East Rosser #210 Bismarck, ND 58501	ND Council on Abused Women's Services Children's Caucus	
225	Lillian H. Wacker 200 West Bowen P.O. Box 160 Bismarck, ND 58502	Mental Health Association of North Dakota	
226	Ernest M. Sands 1943 Catherine Drive Bismarck, ND 58501	Anheiser Busch Traffic Safety Now Dawn Enterprises Alchem Ltd.	X X X
227	Ray Stelmachuk P.O. Box 2186 Fargo, ND 58108	VFW Department of North Dakota	X
228	Jerome Berg 45 East Main Mayville, ND 58257	VFW Department of North Dakota	X
229	Kent Anderson Rural Route 1 Box 133 Sutton, ND 58484	VFW Department of North Dakota	X
230	Neil Fricke P.O. Box 533 Bismarck, ND 58502	VFW Department of North Dakota	X
231	Gary R. Thune 314 East Thayer P.O. Box 400 Bismarck, ND 58502	ND School Boards Association American Insurance Association	X X

232	Joel W. Gilbertson P.O. Box 400 Bismarck, ND 58502	American Insurance Association ND State Bar Association	X X
233	Norman R. Sherbert 1560 Broadway, Suite 295 Denver, CO 80202	General Motors Corporation	
234	Robert L. Carlson Rural Route 1, Box 64 Glenburn, ND 58740	ND Farmers Union	X
235	James M. McDonald 108 Seminole Avenue Bismarck, ND 58501	State Legislative Committee Brotherhood of Railway and Airline Clerks	X
236	David L. Evans P.O. Box 1815 Bismarck, ND 58502	ND Chiropractic Association	
237	Rodney A. Gilmore P.O. Box 272 Bismarck, ND 58502	United Sportsmen of North Dakota	X
238	Rod Crowlie 406 1/2 First Street North Jamestown, ND 58402	Newman Signs, Inc.	
239	John E. Gudvangen 29 Seventh Avenue West Dickinson, ND 58601	Dakota Resource Council	
240	Harry E. Iszler P.O. Box 49 Steele, ND 58482	ND Hearing Aid Society	X
241	Daniel J. Besaw Labor Centre Building 411 Main Street Suite 215 St. Paul, MN 55102	Motor Vehicle Manufacturing Association	
242	Marilyn K. Foss 314 East Thayer Avenue P.O. Box 2216 Bismarck, ND 58502	Independent Community Banks of North Dakota	
243	Robert L. Evans P.O. Box 1246 Williston, ND 58802	ND Veterans Coordinating Council	X

244	Ted Will 520 Avenue A West Bismarck, ND 58501	ND Veterans Coordinating Council	X
245	Gayle Syverson 1815 Thompson Bismarck, ND 58501	ND Veterans Coordinating Council	X
246	Elwyn (Al) A. Rhodes 1209 Prairie Drive Bismarck, ND 58501	ND Veterans Coordinating Council	X
247	Leo A. Swenson P.O. Box 1632 Bismarck, ND 58502	ND Veterans Coordinating Council	X
248	Daryl G. Kuhnhehn Rural Route 2, Box 47 Rugby, ND 58368	ND Veterans Coordinating Council	X
249	Daniel E. Twichell P.O. Box 458 West Fargo, ND 58078	Southeast Cass Water Resource District	
250	Richard K. Graves 916 Fifth Avenue SE Minot, ND 58701	ND Association of Christian Church Schools	X
251	Morris A. Tschider 418 East Rosser Avenue Bismarck, ND 58501	Independent Insurance Agents of North Dakota	
252	Ernest R. Fleck Suite 600 Norwest Bank Building P.O. Box 2798 Bismarck, ND 58502	Lutheran Brotherhood	
253	Bev Raschke Nielson 1421 South Ninth Street Fargo, ND 58103	Fargo Board of Education F/M Association of Junior League	
254	Sandra L. Tabor 1915 North Kavaney Drive Bismarck, ND 58501	Knife River Coal Mining Company ND Lignite Council	X X
255	A. J. Wittmaier 1915 North Kavaney Drive Bismarck, ND 58501	Knife River Coal Mining Company ND Lignite Council	X X

256	Wanda Rose 212 North Fourth Street Bismarck, ND 58501	ND Nurses Association	X
257	Lorraine Bourgois 212 North Fourth Street Bismarck, ND 58501	ND Nurses Association	X
258	Gary Ritter 212 North Fourth Street Bismarck, ND 58501	ND Nurses Association	X
259	Rosa Myers 212 North Fourth Street Bismarck, ND 58501	ND Nurses Association	X
260	Gene D. Wirtz Rural Route 1, Box 53H Underwood, ND 58576	Dakota Resource Council	
261	Joseph K. Doss 1150 Connecticut Avenue NW Washington, D.C. 20036	The Proprietary Association	
262	Loretta M. Knight 1117 North 18th, #3 Bismarck, ND 58501	ND State Legislative Committee American Association of Retired Persons	
263	Donald E. Frye P.O. Box G 10 Main Williston, ND 58802	Williston Area Chamber of Commerce	
264	Severin Larson Rural Route 1, Box 43 McVille, ND 58254	Sheyenne Valley Cooperative, Inc.	X
265	David Hetland Rural Route 1, Box 30A Hannaforde, ND 58448	Sheyenne Valley Cooperative, Inc.	X
266	Richard Thompson Rural Route 1, Box 44 Sharon, ND 58277	Sheyenne Valley Cooperative, Inc.	X
267	Donald J. Alexander P.O. Box 38 Martin, ND 58758	Dakota Resource Center	X
268	David B. Aas P.O. Box 1090 Minot, ND 58702	ND Society of CPAs	

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|-----|------------------------------------------------------------------------------------|--------------------------------------------------------|---|
| 269 | Dean F. Bard
1101 East Interstate
Avenue, #2
Bismarck, ND 58501 | ND Funeral Directors Association | |
| 270 | Patrick H. Sweeney
P.O. Box 2762
Bismarck, ND 58502 | ND Weather Modification
Association | X |
| 271 | Walton S. Russell
Attorney at Law
P.O. Box 664
Mandan, ND 58554 | Greater North Dakota Association | X |
| 272 | Oscar M. Olson
Olson's, Incorporated
Bottineau, ND 58318 | Greater North Dakota Association | X |
| 273 | Richard L. Brown
Hedahl's, Incorporated
P.O. Box 1038
Bismarck, ND 58502 | Greater North Dakota Association | X |
| 274 | Keith D. Bjerke
Spruce Row Farm
Northwood, ND 58267 | Greater North Dakota Association | X |
| 275 | Eddie V. Dunn
808 Third Avenue South
P.O. Box 2467
Fargo, ND 58108 | Greater North Dakota Association | X |
| 276 | Allan Metzger
First East Main Street
Carrington, ND 58421 | ND Health Care Association | |
| 277 | Marlyn E. Tande
219 Ninth Street
Oakes, ND 58474 | ND Health Care Association | |
| 278 | Michael D. Gustafson
P.O. Box 8
Kindred, ND 58051 | Cass County Electric Cooperative
ND REC Association | |
| 279 | Anne C. Russell
425 South Seventh Street
P.O. Box 1675
Bismarck, ND 58502 | Bismarck Area Chamber of Commerce | |
| 280 | Kenneth Karls
P.O. Box 1633
Bismarck, ND 58502 | The Nokota Company | X |

281	William C. Parker 105 Third Street SW Rugby, ND 58368	Bremer Financial Corporation	
282	Joanne H. Pahlmeyer Rural Route 1, Box 29 Regent, ND 58650	Women Involved in Farm Economics	
283	Paul M. Hubbard 305 Norwest Center Fargo, ND 58126	State Bar Association of North Dakota	
284	Bonnie Askew 15 Broadway, #602 Fargo, ND 58102	League of Women Voters of North Dakota	
285	Scott E. Kildahl P.O. Box 2747 Fargo, ND 58108	NSP Company	X
286	Elise M. Donnelley P.O. Box 1893 Bismarck, ND 58502-1893	Legal Assistance of North Dakota Aging Network of North Dakota	
287	Jeffrey S. Hanson Rural Route 1, Box J-16 New Salem, ND 58563	National Association of Social Workers	
288	Steven D. Stregre 212 Black Building Fargo, ND 58102	ND Grain Dealers Association	X
289	James E. Swanson Rural Route 1, Box 29 Maddock, ND 58348	ND Grain Dealers Association	X
290	Joseph D. Amundson P.O. Box 2785 Fargo, ND 58108	General Drivers Union Local 116 International Brotherhood of Teamsters Joint Council #82	X
291	Kermit E. Bye P.O. Box 1389 Fargo, ND 58107	Greater North Dakota Association ND Judges Association ND Financial Services Association	X
292	Al G. Golden P.O. Box 1853 Bismarck, ND 58502	Greater North Dakota Association	X
293	Dennis L. Falk P.O. Box 3240 Fargo, ND 58108	Prairie Public Broadcasting	

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|-----|-------------------------------------------------------------------------------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------|---|
| 294 | Joe C. Peltier
P.O. Box 205
Arthur, ND 58006 | Arthur Farmers Elevator | |
| 295 | Dale O. Anderson
P.O. Box 2639
Bismarck, ND 58502 | Greater North Dakota Association | X |
| 296 | Pamela J. Schultz
214 E. Kavaney Drive
Bismarck, ND 58501 | Nutrition for North Dakota Day
Care Children - SW Central | X |
| 297 | Susan (Stangeland)
Haaland
I-94 & US 81
Oak Manor Motel
Fargo, ND 58103 | Plains Art Museum | |
| 298 | Shirley A. Sinclair
1737 14th Street
Fargo, ND 58103 | Multiple Sclerosis-Northland
Chapter | |
| 299 | Warren W. DeKrey
P.O. Box 1538
Bismarck, ND 58502 | Norwest Bank Bismarck, NA | X |
| 300 | Jerome L. Knudson
Rural Route 2, Box 129
Crosby, ND 58730 | ND Township Officers Association | |
| 301 | Maureen E. Pechacek
3M Tax Division Building
220-6E-02
St. Paul, MN 55110 | 3M Company | |
| 302 | LaVerne (Vern) L. Zink
P.O. Box 1357
Bismarck, ND 58502 | Association of Counties
Association of General Contractors
ND League of Cities
ND Consulting Engineer Council
ND Society of Professional Engineers | |
| 303 | Lyle R. Williamson
707 17th Street
Suite 4200
Denver, CO 80202 | MCI Telecommunications
Corporation | X |
| 304 | Donald C. Eberle
707 17th Street
Suite 4200
Denver, CO 80202 | MCI Telecommunications
Corporation | X |

305	Jay B. Reed 707 17th Street Suite 4200 Denver, CO 80202	MCI Telecommunications Corporation	X
306	Gary D. Rath P.O. Box 852 Bismarck, ND 58502	ND Educators' Insurance Trust	X
307	Alve L. Jemtrud P.O. Box 852 Bismarck, ND 58502	ND Educators' Insurance Fund	X
308	Paul J. Wohnoutka P.O. Box 1914 Bismarck, ND 58502	Eide Helmeke and Company ND Society of CPAs	
309	David G. Danielson 600 17th Avenue SE P.O. Box 1489 Minot, ND 58702	ND Society of CPAs	
310	Lonna J. Shafer P.O. Box 727 Mandan, ND 58554	ND Association of Rural Electric Cooperatives	X
311	Joseph Tyrrell 2634 Aspen Court White Bear, MN 55110	3M Company/Assistant Secretary and Associate Counsel	
312	Daniel P. Loughry 4912 Xanadu Street Denver, CO 80239	Texaco, Inc.	X
313	Frederick B. Palmer P.O. Box 2100 Denver, CO 80201	Texaco, Inc.	X
314	James K. Ferguson Rural Route 3, Box 7 Williston, ND 58801	Self	
315	Bradley C. Fay P.O. Box 993 Williston, ND 58801	Self	
316	Gerald W. McCoy P.O. Box 1833 Bismarck, ND 58502	ND Weather Modification Association	X

317	Henry J. Gayton 2002 South Grandview Lane Bismarck, ND 58501	ND Peace Officers Association	
318	Donald J. Kilander 1338 South Seventh Street Fargo, ND 58103	Bernie Ness	
319	Richard H. Enewold % AT&T 10825 South Old Mill Road Omaha, NE 68154	AT&T	
320	Jerald A. Hjelmstad P.O. Box 2235 Bismarck, ND 58502	ND League of Cities	X
321	Robert E. Johnson P.O. Box 2235 Bismarck, ND 58502	ND League of Cities	X
322	Lois M. Halsey 1119 East Thayer, #2 Bismarck, ND 58501	Self	
323	Merlin H. Rogers 316 North Seventh Street New Salem, ND 58563	ND Grain Dealers Association	X
324	Bruce Q. Gjovig P.O. Box 8103 University Station Grand Forks, ND 58202	Center for Renovation and Business Development	
325	John C. Walter 10701 Melody Drive Suite 609 Denver, CO 80234	Western Gas Processors, Ltd.	X
326	Walter L. Stonehocker 10701 Melody Drive Northglenn, CO 80234	Western Gas Processors, Ltd.	X
327	Tammy M. Meyer 4023 North State Street Bismarck, ND 58501	ND Association of Cooperatives (NDAC)	

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|-----|-------------------------------------------------------------------------------|---------------------------------------------------------|---|
| 328 | Carol A. Long
311 East Thayer
Avenue, #119
Bismarck, ND 58501 | ND Right to Life Association | |
| 329 | Cynthia K. Kelly
1150 Connecticut
Avenue NW
Washington, D.C. 20036 | The Proprietary Association | |
| 330 | Carter E. Pendergast
222 North Seventh
Street
Bismarck, ND 58501 | ND Medical Group Management
Association | X |
| 331 | James D. Marti
#1 Kennel Road
Baldwin, ND 58521 | Special Olympics, Inc. | X |
| 332 | Terry M. Cummings
55 East Fifth Street
Suite 700
St. Paul, MN 55101 | Otto Bremer Foundation | |
| 333 | Robert J. Reardon
55 East Fifth Street
#700
St. Paul, MN 55101 | Otto Bremer Foundation | |
| 334 | Marlowe E. Johnson
P.O. Box 2220
Jamestown, ND 58402 | Otter Tail Power Company | X |
| 335 | Karen K. Krebsbach
1610 South Broadway
P.O. Box 1767
Minot, ND 58702 | GNDA | |
| 336 | Peter F. Haug
The Grainery
West Acres
Fargo, ND 58103 | GNDA | |
| 337 | Joe E. Farrell
2007 North Eighth
Street
Bismarck, ND 58501 | Bismarck-Mandan Apartment
Association | X |
| 338 | Pamela S. Gerdeman
1214 Denver Club
Building
Denver, CO 80202 | Independent Petroleum Association
of Mountain States | |

339	Mike G. Hazel P.O. Box 2511 Houston, TX 77001	Tenneco, Inc.	
340	Ordean "Lars" H. Nygren P.O. Box 727 Mandan, ND 58554	ND Association of Rural Electric Cooperatives Capital Electric Cooperative	X
341	John M. Riley 1st Bank System 505 Second Avenue North Fargo, ND 58102	First Bank System, Inc.	X
342	Monty C. Burke P.O. Box 168 McKenzie, ND 58553	ND Farm Bureau Self	X
343	J. Leon Potter 35 Division Street Grafton, ND 58237	Alchem Ltd	
344	Allyn Fagerholt P.O. Box 125 Hoople, ND 58243	Alchem Ltd	
345	Brad W. Pavsek P.O. Box 5542 Fargo, ND 58105	Fargo Motor Vehicle Department	
346	Herbert A. Hedden 1350 New York Avenue NW Suite 900 Washington, DC 20005	International Franchise Association	
347	Robert R. Thornberg P.O. Box 726 Walhalla, ND 58282	Dawn Enterprises	X
348	Peter L. Keeley P.O. Box 511 Grafton, ND 58237	Alchem Ltd	
349	Vernard W. Frederick HC-3, Box 18 Flasher, ND 58535	Farm Credit Services of Bismarck-Mandan	
350	Marlo D. Hill Rural Route 1, Box 100 Overly, ND 58360	Farm Credit Services	
351	David Lunde Rural Route 2, Box 84 Cooperstown, ND 58425	Farm Credit Services	

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|-----|--------------------------------------------------------------------------|------------------------------------------------|---|
| 352 | Carol A. Bartel
1450 Energy Park Drive
#117C
St. Paul, MN 55108 | Highway Users Federation | X |
| 353 | Edward A. Ericson
1832C South Washington
Grand Forks, ND 58201 | Grand Forks Motor Vehicle
Branch Office | |
| 354 | Jeff H. Herman
P.O. Box 935
Bismarck, ND 58502 | Landman's Association of
North Dakota | |
| 355 | Wayne D. Johnson
P.O. Box 38
Ray, ND 58849-0038 | Northwest Communications
Cooperative | X |
| 356 | Matt W. Froelich
101 12th Avenue NW
Mandan, ND 58554 | American Association of
Retired Persons | X |
| 357 | Rose B. Christensen
Rural Route 2, Box 35
Cooperstown, ND 58425 | Eagle Forum | |
| 358 | David J. Larson
625 Fourth Avenue South
Minneapolis, MN 55415 | Lutheran Brotherhood | |
| 359 | Lee M. Stenehjem, Jr.
P.O. Box 2216
Bismarck, ND 58502-2216 | Independent Community Banks
of North Dakota | X |
| 360 | Allan M. Severson
406 Main Avenue
Fargo, ND 58126 | Norwest Corporation | X |
| 361 | Tim V. Stern
406 Main Avenue
Fargo, ND 58126 | Norwest Bank Fargo, N.A. | X |
| 362 | Henning C. Andersen
Rural Route 1, Box 41
Hope, ND 58046 | Self | |
| 363 | Jeffery A. Voltz
Galesburg, ND 58035 | Self | |
| 364 | Larry H. Lovas
Rural Route 2, Box 20
Blanchard, ND 58009 | Self | |

365	Thomas M. Hansen 1179 North Drive Dickinson, ND 58601	ND Home School Association	X
366	Louis D. Arnold P.O. Box 47 Esmond, ND 58332	National Barley Growers	
367	Leon F. Dubourt P.O. Box 468 Walhalla, ND 58282	Self Dawn Enterprises	X
368	James H. Marsden 1101 First Avenue North P.O. Box 2064 Fargo, ND 58107	ND Farm Bureau NoDak Mutual Insurance Company	X X
369	John J. Kostishack 55 East Fifth Street Suite 700 St. Paul, MN 55101	Otto Bremer Foundation	
370	Jerome B. Woods, Jr. 505 Second Avenue North Fargo, ND 58107	Norwest Bank Bismarck, N.A.	X
371	Robert N. Spolum 112 North University Drive Bismarck, ND 58501	Norwest Bank Bismarck, N.A.	X
372	Thomas R. Stockert 1821 Twelfth Street SW Minot, ND 58701	Norwest Bank Bismarck, N.A.	X
373	Ronald A. Arndt 230 19th Avenue NE Jamestown, ND 58401	Norwest Bank Bismarck, N.A.	X
374	Charles F. Lochow P.O. Box 90 Courtenay, ND 58426	Norwest Bank Bismarck, N.A.	X
375	Neil M. Barkus 124 First Avenue South Jamestown, ND 58401	Norwest Bank Bismarck, N.A.	X
376	Lyle M. Johnson 1236 McHugh Avenue Grafton, ND 58237	Norwest Bank Bismarck, N.A.	X

377	Orville M. Thoreson 311 Southeast Third Street Hillsboro, ND 58045	Norwest Bank Bismarck, N.A.	X
378	Harry Eisenbeis 212 Caledonia Hillsboro, ND 58045	Norwest Bank Bismarck, N.A.	X
379	Curtiss O. Goehner 621 First Avenue South Jamestown, ND 58401	Norwest Bank Bismarck, N.A.	X
380	Thomas Schwertfeger 1560 Broadway, Suite 890 Denver, CO 80202	Ford Motor Company	X
381	Sherry Mills Moore P.O. Box 2216 314 East Thayer Avenue Bismarck, ND 58502	Independent Community Bankers of North Dakota	X
382	Kenneth V. Lund, Jr. P.O. Box 38 Ray, ND 58849-0038	Northwest Communications Cooperative ND Association of Telephone Cooperatives	X
383	Walter K. Yuly 417 25th Street NW Minot, ND 58701	Norwest Bank Bismarck, N.A.	X
384	Kenneth A. Anderson Main Street & Second Avenue Minot, ND 58701	Norwest Bank Bismarck, N.A.	X
385	Thomas E. Hansen 406 Main Avenue Fargo, ND 58126	Norwest Bank Bismarck, N.A.	X
386	Donald R. Holen 119 North Sixth Wahpeton, ND 58075	Norwest Bank Bismarck, N.A.	X
387	Stephen B. Mays P.O. Box 1488 Minot, ND 58701	Norwest Bank Bismarck, N.A.	X
388	Bradley P. Charnholm 105 Third Avenue NW Mandan, ND 58554	Norwest Bank Bismarck, N.A.	X

- 389 Kenneth R. Porsborg Norwest Bank Bismarck, N.A. X
Rural Route #1
Mandan, ND 58554
- 390 Gary A. Flaa Norwest Bank Bismarck, N.A. X
111 Second Avenue NW
Mandan, ND 58554

FIRST READING OF HOUSE BILLS

HB 1001: A BILL for an Act providing an appropriation for defraying the expenses of the legislative branch of government; and declaring an emergency.

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

HB 1002: A BILL for an Act making an appropriation for defraying the expenses of the judicial branch of the government of the state of North Dakota; to amend and reenact section 27-05-01 of the North Dakota Century Code, relating to the number of district court judges; and to provide an effective date.

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

HB 1003: A BILL for an Act making an appropriation for defraying the expenses of the state board of higher education and to the various institutions of higher learning under the supervision of the state board of higher education of the state of North Dakota.

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

HB 1004: A BILL for an Act making an appropriation for defraying the expenses of the state board of vocational education of the state of North Dakota.

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

HB 1005: A BILL for an Act making an appropriation for defraying the expenses of the cooperative extension division, the upper great plains transportation institute, and the experiment stations of North Dakota state university of agriculture and applied science; to provide a statement of legislative intent; and to provide a contingent appropriation.

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

HB 1006: A BILL for an Act making an appropriation for defraying the expenses of the department of health and consolidated laboratory services of the state of North Dakota and providing for a transfer from the abandoned motor vehicle disposal and state fire and tornado funds.

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

HB 1007: A BILL for an Act making an appropriation for defraying the expenses of the Indian affairs commission of the state of North Dakota.

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

HB 1009: A BILL for an Act making an appropriation for defraying the expenses of the veterans' home and the department of veterans' affairs of the state of North Dakota; to provide for a transfer of principal and earnings from the veterans' postwar trust fund; and to amend and reenact section 37-14-14 of the North Dakota Century Code, relating to use of the veterans' postwar trust fund.

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

HB 1010: A BILL for an Act making an appropriation for defraying the expenses of the department of banking and financial institutions of the state of North Dakota; and to amend and reenact section 6-01-17 of the North Dakota Century Code, relating to yearly assessment of banks.

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

HB 1011: A BILL for an Act making an appropriation for defraying the expenses of the securities commissioner of the state of North Dakota.

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

HB 1012: A BILL for an Act making an appropriation for defraying the expenses of the livestock sanitary board of the state of North Dakota.

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

HB 1013: A BILL for an Act making an appropriation for defraying the expenses of the milk stabilization board of the state of North Dakota.

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

HB 1014: A BILL for an Act making an appropriation for defraying the expenses of the state fair association of the state of North Dakota; to provide legislative intent; and to declare an emergency.

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

HB 1015: A BILL for an Act making an appropriation for defraying the expenses of the council on the arts of the state of North Dakota.

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

HB 1016: A BILL for an Act making an appropriation for defraying the expenses of the highway patrol of the state of North Dakota and providing for a transfer of funds from the state highway fund.

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

HB 1017: A BILL for an Act making an appropriation for defraying the expenses of the highway department of the state of North Dakota.

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

HB 1018: A BILL for an Act making an appropriation for defraying the expenses of the motor vehicle department of the state of North Dakota.

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

HB 1019: A BILL for an Act making an appropriation for defraying the expenses of the commissioner of university and school lands of the state of North Dakota; and to declare an emergency.

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

HB 1020: A BILL for an Act making an appropriation for defraying the expenses of the geological survey of the state of North Dakota.

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

HB 1021: A BILL for an Act making an appropriation for defraying the expenses of the state industrial commission and the agencies under the management of the industrial commission of the state of North Dakota.

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

HB 1022: A BILL for an Act making an appropriation for defraying the expenses of the state historical board of the state of North Dakota.

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

HB 1026: A BILL for an Act making an appropriation for defraying the expenses of the workmen's compensation bureau and the divisions thereof of the state of North Dakota.

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

HB 1028: A BILL for an Act making an appropriation for defraying the expenses of various departments and institutions of the state of North Dakota; to provide for authorization to accept and expend income; and declaring an emergency.

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

HB 1030: A BILL for an Act to amend and reenact sections 4-19-01 and 57-57-01 of the North Dakota Century Code, relating to the appointment and duties of the state forester.

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

HB 1037: A BILL for an Act to amend and reenact section 15-40.1-07 of the North Dakota Century Code, relating to proportionate payments to school districts for high school summer programs and the superintendent of public instruction's authority to adopt rules for those payments.

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

HB 1077: A BILL for an Act to amend and reenact section 54-52-02.6, subdivisions a and c of subsection 3, paragraphs 1, 2, and 3 of subdivision a and subdivision d of subsection 4, and subsections 5 and 6 of section 54-52-17 of the North Dakota Century Code, relating to vesting and measuring of benefits under the public employees retirement system; and to declare an emergency.

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

HB 1078: A BILL for an Act to authorize the board of university and school lands to sell and convey certain land owned by the state of North Dakota.

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

HB 1079: A BILL for an Act to provide immunity from civil liability to directors, officers, and trustees of nonprofit organizations; and to amend and reenact subsection 14 of section 10-24-05 of the North Dakota Century Code, relating to indemnification of directors and officers of nonprofit corporations.

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

HB 1085: A BILL for an Act to limit the amount of damages for noneconomic losses in medical malpractice cases.

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

HB 1118: A BILL for an Act to amend and reenact section 54-52-19.1 of the North Dakota Century Code, relating to

computation of prior service benefits for certain public employees employed under the predecessor to the public employees retirement system.

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

HB 1151: A BILL for an Act to create and enact a new section to chapter 14-07.1 of the North Dakota Century Code, relating to the appointment of a guardian ad litem to represent a minor in an action for a protection order involving custody, support or visitation.

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

HB 1192: A BILL for an Act to amend and reenact subsection 1 of section 26.1-03-17 of the North Dakota Century Code, relating to the rate of the premium tax on accident and health insurance and property and casualty insurance.

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

HB 1193: A BILL for an Act to amend and reenact section 57-51-15 of the North Dakota Century Code, relating to apportionment of proceeds from the oil and gas gross production tax.

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

HB 1233: A BILL for an Act to provide a formula for allocating North Dakota's private activity bond ceiling under federal law among the governmental units in North Dakota having authority to issue private activity bonds; and to provide an effective date.

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

HB 1241: A BILL for an Act to amend and reenact sections 49-18-06, 49-18-08, 49-18-13, 49-18-14, 49-18-15, and 49-18-18 of the North Dakota Century Code, relating to public service commission regulation of common motor carriers; and to repeal sections 49-18-21 and 49-18-46 of the North Dakota Century Code, relating to public service commission regulation of common motor carriers.

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

HB 1243: A BILL for an Act to require certain insurance companies to submit information to the commissioner of insurance relating to group life and health insurance trust filing and solicitation requirements; and to amend and reenact section 26.1-36-23 of the North Dakota Century Code, relating to the continuation of group hospital insurance benefits.

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

HB 1272: A BILL for an Act to create and enact two new sections to chapter 23-12 of the North Dakota Century Code, relating to enforcement of public smoking restrictions; and to amend and reenact sections 23-12-09, 23-12-10, and 23-12-11 of the North Dakota Century Code, relating to designated smoking areas in places of public assembly.

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

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

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

HB 1304: A BILL for an Act to provide for notification of firemen and emergency medical technicians after exposure to infectious diseases; and to amend and reenact subdivision d of subsection 12 of section 65-01-02 of the North Dakota Century Code, relating to definition of diseases fairly traceable to employment under the workmen's compensation law.

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

HB 1305: A BILL for an Act to amend and reenact section 65-05.2-02 of the North Dakota Century Code, relating to supplementary workmen's compensation benefits; and to provide for application of this Act.

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

HB 1319: A BILL for an Act to amend and reenact subsections 7 and 8 of section 57-39.2-01, section 57-39.2-03.3, and subsection 5 of section 57-40.2-01 of the North Dakota Century Code, relating to imposition of sales and use taxes for property which is or will be sold through vending machines.

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

HB 1332: A BILL for an Act to amend and reenact subsection 2 of section 32-12.1-03, subsection 3 of section 32-12.1-04, sections 32-12.1-05 and 32-12.1-10 of the North Dakota Century Code, relating to the award of damages against political subdivisions, the liability of political subdivision employees, and the statute of limitations for actions brought against political subdivisions.

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

HB 1338: A BILL for an Act to amend and reenact sections 26.1-36-08 and 26.1-36-09 of the North Dakota Century Code, relating to group health policy and health service contract substance abuse and mental disorder coverage.

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

HB 1342: A BILL for an Act to provide for the platting of townsites; to amend and reenact sections 24-07-03 and 40-51.2-04 of the North Dakota Century Code, relating to references to platting laws; to repeal chapter 40-50 of the North Dakota Century Code, relating to the platting of townsites and the correction and vacation of plats; and to provide a penalty.

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

HB 1349: A BILL for an Act to create and enact a new subsection to section 41-09-42 and a new subsection to section 41-09-46 of the North Dakota Century Code, relating to filing fees and the development and implementation of a central notice system by the secretary of state; to amend and reenact section 41-09-28 of the North Dakota Century Code, relating to protection for buyers of farm products and lenders and security interest protection for federal agencies other than farmers home administration or any agency administered under the farm credit system; and to repeal section 41-09-28.1, subsections 8, 9, 10, and 11 of section 41-09-42, and subsections 3, 4, and 5 of section 41-09-46 of the North Dakota Century Code, relating to the transition period to the central notice system, filing fees, and the central notice system lists.

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

HB 1350: A BILL for an Act to provide for the regulation of the formation and operation of risk retention groups and purchasing groups under the federal Product Liability Risk Retention Act of 1981; and to provide a penalty.

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

HB 1356: A BILL for an Act to create and enact a new section to chapter 16.1-07 of the North Dakota Century Code, relating to special write-in absentee ballots; to amend and reenact sections 4-22-17, 16.1-01-07, 16.1-04-03, 16.1-07-03, 16.1-07-04, 16.1-07-05, 16.1-11-06, 16.1-11-11, 16.1-11-17, 16.1-11-18, 16.1-11-19, 16.1-11-20, 16.1-11-30, 16.1-12-04, 16.1-12-05, 16.1-12-07, 16.1-12-09, 16.1-13-03, 46-06-03, and 61-24-03 of the North Dakota Century Code, relating to preparation of absentee ballots and filing deadlines; and to provide an effective date.

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

HB 1360: A BILL for an Act relating to crediting prior service for certain members of the public employees retirement system.

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

HB 1366: A BILL for an Act to create and enact a new section to chapter 26.1-36 of the North Dakota Century Code, relating to group accident and health insurance conversion and continuation rights for spouses and children.

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

HB 1379: A BILL for an Act to amend and reenact subsection 4 of section 26.1-08-12 of the North Dakota Century Code, relating to enrollment in the plan offered by the comprehensive health association.

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

HB 1389: A BILL for an Act to amend and reenact subsections 1 and 4 of section 39-10-46, subsection 2 of section 39-21-18, and sections 39-21-27 and 39-21-27.1 of the North Dakota Century Code, relating to safety requirements for schoolbuses; and to provide for application.

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

HB 1421: A BILL for an Act to require the office of management and budget and the state highway department to award contracts for the purchase of highway grade stakes to facilities for the physically handicapped, developmentally disabled, and chronically mentally ill; and to amend and reenact sections 24-02-19 and 54-44.4-05 of the North Dakota Century Code, relating to competitive bidding procedures.

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

HB 1424: A BILL for an Act to create and enact section 15-40.2-08.1 of the North Dakota Century Code, relating to the payment of tuition for handicapped children placed

outside their school districts of residence for purposes other than education; and to amend and reenact section 15-40.2-08 of the North Dakota Century Code, relating to tuition payments for foster care students placed outside their school districts of residence.

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

HB 1433: A BILL for an Act to amend and reenact subsections 12 and 13 of section 52-06-02 of the North Dakota Century Code, relating to disqualifications for unemployment compensation benefits.

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

HB 1450: A BILL for an Act to amend and reenact section 43-23-07 of the North Dakota Century Code, relating to exceptions to real estate licensure.

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

HB 1454: A BILL for an Act to provide for freedom of choice for employees in selecting a dentist.

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

HB 1465: A BILL for an Act to create and enact a new section to chapter 50-06.1 of the North Dakota Century Code, relating to the operation of vending facilities on federal property by blind persons; and to provide a continuing appropriation.

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

HB 1468: A BILL for an Act to amend and reenact sections 47-16-03 and 47-16-04 of the North Dakota Century Code, relating to agricultural lease title reservations.

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

HB 1491: A BILL for an Act to create and enact two new sections to chapter 49-21.1 of the North Dakota Century Code, relating to work near high voltage overhead lines; and to amend and reenact sections 49-21.1-01, 49-21.1-04, and 49-21.1-05 of the North Dakota Century Code, relating to work near high voltage overhead lines.

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

HB 1494: A BILL for an Act to amend and reenact subsection 6 of section 15-39.1-04 and sections 15-39.1-18 and 15-39.1-24 of the North Dakota Century Code, relating to a definition of interest, disability retirement, and purchase of service credit under the teachers' fund for retirement.

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

HB 1505: A BILL for an Act to amend and reenact section 45-11-02 of the North Dakota Century Code, relating to fictitious partnership name certificates.

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

HB 1509: A BILL for an Act to create and enact a new section to chapter 12.1-20 of the North Dakota Century Code, relating to sexual exploitation by a therapist; to provide a penalty; and to declare an emergency.

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

HB 1526: A BILL for an Act to create and enact a new section to chapter 64-04 of the North Dakota Century Code, relating to a requirement that certain tank wagons be equipped to provide metered bulk tickets.

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

HB 1530: A BILL for an Act to amend and reenact section 57-60-02 of the North Dakota Century Code, relating to the imposition of taxes upon the operator of a coal conversion facility; and to declare an emergency.

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

HB 1533: A BILL for an Act to amend and reenact section 5-01-08 of the North Dakota Century Code, relating to minors in possession of certain alcoholic beverages.

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

HB 1534: A BILL for an Act providing an appropriation to the superintendent of public instruction for the purpose of establishing programs offering school districts the funds to provide instructional courses by electronic media.

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

HB 1538: A BILL for an Act to amend and reenact section 24-02-25.1 of the North Dakota Century Code, relating to the filing of a claim against a highway construction project.

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

HB 1545: A BILL for an Act to amend and reenact subsection 2 of section 4-09-03 of the North Dakota Century Code, relating to the membership of the state seed commission.

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

HB 1549: A BILL for an Act to amend and reenact section 24-02-26.1 of the North Dakota Century Code, relating to contractors' claims submitted for arbitration.

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

HB 1554: A BILL for an Act to amend and reenact sections 61-16.1-48 and 61-21-43 of the North Dakota Century Code, relating to the maintenance of drains.

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

HB 1559: A BILL for an Act to create and enact a new section to chapter 39-03.1 of the North Dakota Century Code, relating to termination refunds of highway patrolmen and repurchase of prior service credit under the highway patrolmen's retirement system; to amend and reenact sections 39-03.1-01, 39-03.1-05, 39-03.1-07, subsection 1 of section 39-03.1-09, 39-03.1-11, and 39-03.1-18 of the North Dakota Century Code, relating to certain definitions, deposit of moneys, contributions, calculation of benefits, and compulsory retirement under the highway patrolmen's retirement system; to repeal sections 39-03.1-08, 39-03.1-12, 39-03.1-13, 39-03.1-14, 39-03.1-17, and 39-03.1-21 of the North Dakota Century Code, relating to service allowances, retirement allowances, optional retirement allowances, severance allowances, and death benefits under the highway patrolmen's retirement system; and to provide a continuing appropriation.

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

HB 1563: A BILL for an Act to create and enact section 43-17-30.1 of the North Dakota Century Code, relating to disciplinary action against a licensed physician; to amend and reenact subsection 1 of section 43-17-02, subsection 2 of section 43-17-03, sections 43-17-07, 43-17-11, 43-17-14, 43-17-17, 43-17-18, 43-17-24, 43-17-25, 43-17-30, and 43-17-31 of the North Dakota Century Code, relating to duties of the board of medical examiners and physician qualifications and grounds for discipline; and to repeal sections 43-17-08, 43-17-09, 43-17-10, 43-17-13, 43-17-16, 43-17-20, 43-17-22, 43-17-26, 43-17-27, 43-17-28, 43-17-29, 43-17-32, 43-17-33, 43-17-35, 43-17-37, 43-17-39, and 43-17.1-07 of the North Dakota Century Code, relating to the procedures of the board of medical examiners and the regulation of the practice of medicine.

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

HB 1565: A BILL for an Act to create and enact a new section to chapter 65-14 of the North Dakota Century Code, relating to jurisdiction of the employee information program; and to repeal subsection 6 of section 65-14-02 of the North Dakota

Century Code, relating to jurisdiction of the employee information program.

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

HB 1571: A BILL for an Act to provide for comparative fault, several liability, separate finding of damages, reduction for collateral source payments, periodic payments, economic, noneconomic, and exemplary damages; to suspend or to repeal sections 9-10-07 and 32-03-07 of the North Dakota Century Code, relating to comparative negligence and exemplary damages; and to provide an expiration date.

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

HB 1572: A BILL for an Act to amend and reenact sections 57-02-08.4 and 57-02-08.5 of the North Dakota Century Code, relating to suspension of conditional property tax exemptions for owners of wetlands if adequate funds are not available for payments by the state to political subdivisions to offset lost property tax revenue from exempt wetlands; and to provide an effective date.

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

HB 1582: A BILL for an Act to amend and reenact section 60-02-05 of the North Dakota Century Code, relating to the determination of quality, price discount, or price premium factors of grain by federal licensed inspectors.

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

HB 1593: A BILL for an Act to amend and reenact sections 15-52-02, 15-52-03, 15-52-04, 15-52-07, 15-52-16, 15-52-20, 15-52-29, and subsection 1 of section 15-52-30 of the North Dakota Century Code, relating to control and operation of the state medical center, members and terms of the medical center advisory council, duties of the council, use of center facilities by political subdivisions, qualifications of loan applicants, loan conditions, training and scholarships for psychiatric personnel, and authorized contracts or agreements; and to repeal section 15-52-06 of the North Dakota Century Code, relating to fees and charges of the medical center.

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

HB 1597: A BILL for an Act to create and enact a new subsection to section 39-04-02 of the North Dakota Century Code, relating to disclosure of certain information concerning registration of motor vehicle trailers; to amend and reenact subsection 4 of section 39-04-19 of the North Dakota Century Code, relating to motor vehicle trailer

registration fees; to provide a penalty; and to provide for application of this Act.

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

HB 1598: A BILL for an Act to amend and reenact subsection 2 of section 39-12-05 of the North Dakota Century Code, relating to weight limitations on motor vehicles.

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

HB 1600: A BILL for an Act to create and enact a new subsection to section 57-51.1-03 of the North Dakota Century Code, relating to an exemption from oil extraction taxes for incremental oil production from qualifying enhanced recovery operations; and to amend and reenact subsections 4 and 5 of section 38-08-04 and subsections 3 and 5 of section 57-51.1-01 of the North Dakota Century Code, relating to the duties of the industrial commission and the definition of "stripper well property" for oil extraction tax purposes.

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

HB 1615: A BILL for an Act to create and enact chapter 40-22.1 of the North Dakota Century Code, relating to city levy of special assessment taxes for improvements by special assessment for promotion of business activity and new business development.

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

HB 1622: A BILL for an Act to amend and reenact section 26.1-39-05 of the North Dakota Century Code, relating to payment of proceeds of property and casualty insurance policies.

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

HB 1623: A BILL for an Act to amend and reenact section 32-18-01 of the North Dakota Century Code, relating to cancellation of contracts for deed involving agricultural property.

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

HB 1629: A BILL for an Act to provide for regulation of long-term care insurance; and to amend and reenact section 26.1-36-37 of the North Dakota Century Code, relating to nursing home policies.

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

HB 1631: A BILL for an Act to create and enact chapter 32-03.1 of the North Dakota Century Code, relating to exemption for

liability to encourage the public to render assistance to victims of accident and illness.

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

HB 1636: A BILL for an Act to amend and reenact section 57-38-30.1 of the North Dakota Century Code, relating to a corporate income tax credit for new industry; to provide an effective date; and to provide for transition.

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

HB 1637: A BILL for an Act to amend and reenact sections 40-57.1-02 and 40-57.1-04.1 of the North Dakota Century Code, relating to tax exemptions for new industries.

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

HB 1644: A BILL for an Act to create and enact a new subsection to section 57-02-08, a new subsection to section 57-39.2-04, and a new subsection to section 57-40.2-04 of the North Dakota Century Code, relating to a property tax exemption for certain property used for academic or research purposes by students or faculty of a state institution of higher education, sales or use tax exemption of equipment for use in a building used for such purposes, and a sales and use tax exemption for property incorporated in the physical structure or attached as a fixture to such a building.

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

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3020: A concurrent resolution urging an end to disparities in Social Security benefits for persons born in certain years.

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

HCR 3021: A concurrent resolution directing the Legislative Council to study the feasibility and desirability for revision of the Charitable Solicitations Act.

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

HCR 3022: A concurrent resolution requesting the United States Congress and the United States Army Corps of Engineers to assume the responsibility for Missouri River bank erosion in North Dakota and to complete a program of bank stabilization and maintenance along the Missouri River between the Garrison Dam and the Oahe Reservoir.

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

HCR 3023: A concurrent resolution directing the Legislative Council to study the procedures and requirements for review of rate filings by health insurers.

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

HCR 3027: A concurrent resolution urging the State Board of Higher Education to implement changes in higher education in North Dakota.

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

HCR 3028: A concurrent resolution urging the United States District Court for the District of North Dakota to recognize the good faith efforts of the state of North Dakota in attempting to comply with the district court's order concerning the deinstitutionalization of developmentally disabled persons and to modify the order to allow the state to emphasize the individual needs of developmentally disabled persons rather than institution population levels.

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

HCR 3031: A concurrent resolution directing the Legislative Council to study the nonagricultural real estate foreclosure laws of the state of North Dakota in relation to the foreclosure laws adopted by other states.

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

HCR 3032: A concurrent resolution expressing appreciation for the contributions made by community action agencies on behalf of the low income population of this state and urging the Congress of the United States to continue funding the community services block grant program.

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

HCR 3035: A concurrent resolution recommending that the State Board of Higher Education take remedial action concerning problems created by the instructional staff at the state institutions of higher education who have difficulty speaking English.

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

HCR 3045: A concurrent resolution urging the Governor to consider delaying the start of the upland game season on grouse and Hungarian partridge.

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

HCR 3046: A concurrent resolution directing the Legislative Council to study the potential benefits to be derived from offering courses through the use of electronic media,

including satellite dishes, cable television, video cassettes, and video and telephone audiosystems.

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

HCR 3047: A concurrent resolution directing the Legislative Council to study the North Dakota state employees health insurance program.

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

HCR 3048: A concurrent resolution directing the Legislative Council to study the use of near infrared reflectance analyzers to test grain protein content.

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

HCR 3049: A concurrent resolution directing the Legislative Council to study methods of reducing losses incurred by the Comprehensive Health Association.

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

HCR 3051: A concurrent resolution urging state agencies, especially the Economic Development Commission and the State Highway Department, to give recognition and publicity to the International Peace Garden in their publications.

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

HCR 3053: A concurrent resolution directing the Legislative Council to study the problems caused by and associated with waterfowl.

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

HCR 3056: A concurrent resolution directing the Legislative Council to study methods to encourage contributions to nonprofit organizations in North Dakota.

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

HCR 3057: A concurrent resolution directing the North Dakota Departments of Public Instruction and Human Services to jointly study the financing, type, and potential location of group or residential child treatment facilities needed for foster care or educational placements and establish a demonstration facility.

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

HCR 3058: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of developing a program for competency testing of elementary

and secondary students and of providing remedial programs for students who need assistance mastering basic skills.

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

HCR 3059: A concurrent resolution directing the Legislative Council to study methods of stabilizing receipts from taxes imposed on oil production.

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

HCR 3060: A concurrent resolution directing the Legislative Council to study small but necessary schools to determine what needs to be done to capitalize upon the strengths as well as correct the deficiencies of those schools.

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

HCR 3062: A concurrent resolution urging the Farm Credit Administration to adopt debt restructuring initiatives and develop lending programs and policies to aid young and beginning farmers in becoming established in agriculture.

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

HCR 3063: A concurrent resolution directing the Legislative Council to study the makeup of the advisory councils appointed under the North Dakota unemployment insurance law, to monitor the status of the unemployment insurance trust fund reserve during the interim, and to examine other approaches to the problem of unemployment.

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

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

PERRY GROTEBERG, Secretary