

MONDAY, MARCH 16, 1987

1541

JOURNAL OF THE SENATE

Fiftieth Legislative Assembly

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FORTY-EIGHTH DAY

Bismarck, March 16, 1987

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

The prayer was offered by Reverend Harold O. Vold, Milnor Lutheran Church, Milnor.

Father in Heaven, I thank You for our nation, state, and community in which we live.

I thank You for this elected body of Senators, and pray Your blessings upon them in their work. Thank You for their willingness to run for elective office, for the time and energy they expend for the good of all our citizens. Bless the families from which they come, that share them with us, their time and abilities.

Lord Jesus, we offer You this new day because we believe in You, love You, and hope all things in You. We are sorry for having offended You and forgive everyone who has offended us.

Lord, look on us and give us peace and courage and Your humble wisdom that we may serve others with joy and be pleasing to You this day. Amen.

ROLL CALL

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

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 Forty-seventh Day and finds the same to be correct.

SEN. J. MEYER, Chairman

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

MESSAGES FROM THE HOUSE
HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to return herewith SB 2230, SB 2293, SB 2339, SB 2412, SB 2415, and SB 2467 which the House has amended, and subsequently passed:

HOUSE AMENDMENTS TO SB 2230

On page 1, line 12, delete the words "by the governor or" and after the word "any" insert the word "judicial"

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO ENGROSSED SB 2293

On page 1 of the engrossed bill, line 19, delete the word "or" and insert in lieu thereof the words "and may also consist of any residents of this state" and after the word "been" insert the word "previously"

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO ENGROSSED SB 2339

On page 2 of the engrossed bill, line 16, after the word "agencies" insert the words ", nonprofit organizations,"

On page 2 of the engrossed bill, line 26, after the word "agencies" insert the words ", nonprofit organizations,"

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO SB 2412

On page 2, line 28, delete the words "A person who has applied for"

On page 2, delete lines 29 through 33

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO ENGROSSED SB 2415

On page 1 of the engrossed bill, line 3, after the word "furnaces" insert the words "or other appliances"

On page 1 of the engrossed bill, line 4, delete the word "dwellings" and insert in lieu thereof the word "buildings"

On page 1 of the engrossed bill, line 9, after the word "furnace" insert the words "or other appliance"

On page 1 of the engrossed bill, line 10, delete the word "dwelling" and insert in lieu thereof the word "building"

On page 1 of the engrossed bill, line 12, delete the word "dwelling" and insert in lieu thereof the word "building" and after the word "furnace" insert the words "or other appliance"

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO SB 2467

On page 1, line 21, overstrike the word "he" and insert immediately thereafter the words "the challenged person"

On page 1, line 25, after the word "affiant" insert the words
"and the address of the affiant at the time the affiant
 last voted"

On page 2, line 1, overstrike the words "cast his"

And renumber the lines, sections, and pages accordingly
 ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to return herewith the
 following which the House has passed unchanged:

SCR 4031, SCR 4032, SCR 4033, SCR 4034, SCR 4038
 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:

HB 1675, HCR 3082, HCR 3083
 ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to return herewith SB 2337
 which the House has amended and subsequently failed to pass:

HOUSE AMENDMENTS TO ENGROSSED SB 2337

On page 1 of the engrossed bill, line 1, delete the word "a" and
 insert in lieu thereof the word "four" and delete the word
 "section" and insert in lieu thereof the word "sections"

On page 1 of the engrossed bill, line 6, delete the word "A" and
 insert in lieu thereof the word "Four" and delete the word
 "section" and insert in lieu thereof the word "sections"

On page 1 of the engrossed bill, line 7, delete the word "is" and
 insert in lieu thereof the word "are"

On page 1 of the engrossed bill, after line 7, insert the
 following:

"Definitions. As used in this Act:

1. "Client" means a person who consults or is
 examined or interviewed by a licensed social
 worker or a licensed certified social worker.
2. "Confidential communication" means a
 communication which is not intended to be
 disclosed to third parties, except persons
 present to further the interest of the client in
 the consultation, examination, or interview,

persons reasonably necessary for the transmission of the communication, or persons who are participating in the diagnosis, treatment, and amelioration under the direction of the licensed social worker or licensed certified social worker, including members of the client's family.

3. "Disclose" means to reveal a confidential communication, but does not include any act which may be permitted or required by any state or federal law governing the use of records or information made confidential by that or any other state or federal law.
4. "Privilege" means the social worker-client privilege authorized under this Act.

Social worker-client general rule of privilege. A client has a privilege to refuse to disclose and to prevent any other person from disclosing confidential communications made for the purpose of diagnosis, treatment, or amelioration of the client's physical, mental, emotional, or social condition, among the client, the client's counselor, and persons who are participating in the diagnosis, treatment, or amelioration under the direction of the licensed social worker or licensed certified social worker.

Who may claim the privilege. The privilege may be claimed by the client, the client's guardian or conservator, or the personal representative of a deceased client. The licensed social worker or licensed certified social worker who received the confidential communication is presumed to have authority to claim the privilege, but only on behalf of the client.

Exceptions to the privilege.

1. There is no privilege under this Act for communications relevant to an issue in proceedings to hospitalize the client for mental illness, including alcohol or drug addiction, if the licensed social worker or licensed certified social worker in the course of diagnosis, treatment, or amelioration has participated in a determination that the client is in need of hospitalization.
2. If the court orders an examination of the physical, mental, or emotional condition of a client, whether a party or a witness, communications made in the course thereof are not privileged under this Act with respect to the particular purpose for which the examination is ordered unless the court orders otherwise.

3. There is no privilege under this Act as to a communication relevant to an issue of the physical, mental, or emotional condition of the client in any proceeding in which the client relies on a condition as an element of the client's claim or defense or, after the client's death, in any proceeding in which any party relies upon the condition as an element of the party's claim or defense."

On page 1 of the engrossed bill, delete lines 8 through 28

On page 2 of the engrossed bill, delete lines 1 through 11

And renumber the lines, sections, and pages accordingly
ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to return herewith the following which the Speaker has signed:

SCR 4004

ROY GILBREATH, Chief Clerk

DELIVERY OF ENROLLED RESOLUTIONS

THE PRESIDENT PRO TEM ANNOUNCED that the following resolutions were delivered to the Secretary of State for his filing at the hour of 1:00 p.m., March 16, 1987:

SCR 4035, SCR 4052, SCR 4053, SCR 4056, SCR 4058

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President Pro Tem signed the following:

HB 1056, HB 1300, HB 1308, HB 1594

PERRY GROTEBERG, Secretary

MESSAGES TO THE HOUSE

SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith the following which the President Pro Tem has signed:

HB 1056, HB 1300, HB 1308, HB 1594

PERRY GROTEBERG, Secretary

SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith the following which the Senate has failed to pass:

HB 1168, HB 1398, HB 1467

PERRY GROTEBERG, Secretary

SENATE CHAMBER

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

HB 1073, HB 1271, HB 1274, HB 1297, HB 1420, HB 1533,
HB 1568, HCR 3007

PERRY GROTBORG, Secretary

SENATE CHAMBER

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

HB 1031, HB 1078, HB 1082, HB 1084, HB 1087, HB 1109,
HB 1210, HB 1220, HB 1235, HB 1243, HB 1245, HB 1259,
HB 1267, HB 1305, HB 1321, HB 1364, HB 1366, HB 1379,
HB 1387, HB 1402, HB 1417, HB 1428, HB 1486, HB 1488,
HB 1494, HB 1505, HB 1509, HB 1510, HB 1513, HB 1514,
HB 1543, HB 1554, HB 1559, HB 1565, HB 1575, HB 1586,
HB 1607, HB 1622, HB 1626, HB 1637, HB 1653, HB 1672

PERRY GROTBORG, Secretary

SENATE CHAMBER

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

HCR 3001, HCR 3004, HCR 3006, HCR 3018, HCR 3023, HCR 3024,
HCR 3031, HCR 3047, HCR 3048, HCR 3049, HCR 3051, HCR 3053,
HCR 3056, HCR 3058, HCR 3059, HCR 3077

PERRY GROTBORG, Secretary

REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on Human Services and Veterans Affairs to which was referred HB 1034 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 3, delete the numerals "25-10-02,"

On page 1 of the engrossed bill, line 13, delete the word "section" and insert in lieu thereof the words and numerals "sections 25-01-02.1, 25-10-02, and"

On page 1 of the engrossed bill, line 14, after the word "to" insert the words "the authority of the state health council to investigate the mental health of persons admitted to the state hospital, the state children's psychiatric outpatient clinic, and"

On page 3 of the engrossed bill, line 27, overstrike the words "state health"

- On page 3 of the engrossed bill, line 28, overstrike the words "officer of the state department of health,"
- On page 3 of the engrossed bill, line 29, overstrike the word "the"
- On page 4 of the engrossed bill, line 7, overstrike the words "mental retardation,"
- On page 4 of the engrossed bill, line 13, overstrike the word "welfare" and insert immediately thereafter the words "human service"
- On page 4 of the engrossed bill, delete lines 24 through 35
- On page 5 of the engrossed bill, delete lines 1 through 8
- On page 22 of the engrossed bill, line 34, delete the word "Section" and insert in lieu thereof the words and numerals "Sections 25-01-02.1, 25-10-02, and"
- On page 22 of the engrossed bill, line 35, delete the word "is" and insert in lieu thereof the word "are"
- And renumber the lines, sections, and pages accordingly
SEN. J. MEYER, Chairman

HB 1034 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Political Subdivisions to which was referred HB 1233 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 27, delete the words "industrial commission" and insert in lieu thereof the word "governor" and delete the word "rule" and insert in lieu thereof the words "executive order or proclamation"
- On page 2 of the engrossed bill, line 2, delete the word "industrial" and insert in lieu thereof the words "governor's office"
- On page 2 of the engrossed bill, line 3, delete the first word "commission" and delete the words "industrial commission" and insert in lieu thereof the word "governor"
- On page 2 of the engrossed bill, line 4, delete the words "industrial commission" and insert in lieu thereof the word "governor"

On page 3 of the engrossed bill, line 4, delete the words "industrial commission" and insert in lieu thereof the word "governor"

On page 3 of the engrossed bill, line 8, delete the words "industrial commission" and insert in lieu thereof the word "governor"

On page 3 of the engrossed bill, line 9, delete the word "rule" and insert in lieu thereof the words "executive order or proclamation"

On page 3 of the engrossed bill, line 31, delete the words "industrial commission" and insert in lieu thereof the word "governor"

And renumber the lines, sections, and pages accordingly
SEN. DOTZENROD, Chairman

HB 1233 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HB 1424 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS and be rereferred to the Committee on Appropriations:

On page 4 of the engrossed bill, line 31, delete the word "eighty" and insert in lieu thereof the word "sixty"

On page 4 of the engrossed bill, line 32, delete the word "twenty" and insert in lieu thereof the word "forty"

On page 5 of the engrossed bill, line 1, delete the word "sixty" and insert in lieu thereof the word "forty"

On page 5 of the engrossed bill, line 2, delete the word "forty" and insert in lieu thereof the word "sixty"

On page 5 of the engrossed bill, line 5, delete the word "forty" and insert in lieu thereof the word "twenty"

On page 5 of the engrossed bill, line 6, delete the word "sixty" and insert in lieu thereof the word "eighty"

On page 5 of the engrossed bill, delete lines 7 through 10

On page 5 of the engrossed bill, line 11, delete the letter "e" and insert in lieu thereof the letter "d" and delete the numeral "1997" and insert in lieu thereof the numeral "1995"

And renumber the lines, sections, and pages accordingly
SEN. HEINRICH, Chairman

HB 1424 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Transportation to which was referred HB 1526 has had the same under consideration and recommends by a vote of 4 YEAS, 2 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 13, after the word "operator" insert the words "of a tank wagon so equipped"

And renumber the lines, sections, and pages accordingly
SEN. HILKEN, Chairman

HB 1526 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Agriculture to which was referred HCR 3062 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 3, delete the words "young and beginning" and after the word "farmers" insert the words "who are" and delete the words "in becoming"

On page 1, line 27, delete the word "and"

On page 2, delete lines 1 through 6

On page 2, line 21, delete the words "in cases"

On page 2, line 22, delete the words "where beginning farmers are not available"

And renumber the lines, sections, and pages accordingly
SEN. W. MEYER, Chairman

HCR 3062 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HCR 3072 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. LASHKOWITZ, Chairman

HCR 3072 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred SCR 4062 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SEN. HEINRICH, Chairman

SCR 4062 was placed on the Tenth 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 2549 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LANGLEY, Chairman

SB 2549 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1063 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. SATROM, Chairman

HB 1063 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 1154 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LANGLEY, Chairman

HB 1154 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 1181 has had the same under consideration and recommends by a vote of 5 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. LANGLEY, Chairman

HB 1181 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 1247 has had the same under consideration and recommends by a vote of 7 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. LANGLEY, Chairman

HB 1247 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 1407 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. LANGLEY, Chairman

HB 1407 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 1450 has had the same under consideration and recommends by a vote of 4 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

SEN. D. MEYER, Chairman

HB 1450 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 1452 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 1452 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 1549 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

SEN. D. MEYER, Chairman

HB 1549 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 1563 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 1563 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 1579 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LANGLEY, Chairman

HB 1579 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 1595 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. D. MEYER, Chairman

HB 1595 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1640 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. SATROM, Chairman

HB 1640 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 HCR 3005 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LANGLEY, Chairman

HCR 3005 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 HCR 3032 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. D. MEYER, Chairman

HCR 3032 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 HCR 3069 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

SEN. D. MEYER, Chairman

HCR 3069 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

CONSIDERATION OF AMENDMENTS

SEN. KRAUTER MOVED that the amendments to HB 1129 as recommended by the Committee on Natural Resources as printed on pages 1512-1513 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1129 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. HILKEN MOVED that the amendments to HB 1228 as recommended by the Committee on Transportation as printed on page 1513 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1228 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MESSAGE FROM THE HOUSE
HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to return herewith the following which the House has passed unchanged:

SB 2551

ROY GILBREATH, Chief Clerk

CONSIDERATION OF AMENDMENTS

SEN. HILKEN MOVED that the amendments to HB 1241 as recommended by the Committee on Transportation as printed on page 1513 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1241 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MOTION

SEN. MAIXNER MOVED that HB 1295, which is on the Sixth order, be rereferred to the Committee on Appropriations, which motion prevailed.

MESSAGE FROM THE HOUSE
HOUSE CHAMBER

MADAM PRESIDENT: The House of Representatives requests the presence of the members of the North Dakota Senate to join with us at 2:30 p.m., March 18, for a special ceremony in the House Chambers honoring Representative Brynhild Haugland. Representative Haugland is serving in her 25th Legislative Session and stands alone in the nation for length of continuous service in a state legislature. She has served in half of the legislative sessions since statehood. After the short ceremony in the House Chambers, a reception will be held in the Great Hall.

ROY GILBREATH, Chief Clerk

CONSIDERATION OF AMENDMENTS

SEN. SATROM MOVED that the amendments to HB 1337 as recommended by the Committee on Finance and Taxation as printed on page 1515 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1337 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. SATROM MOVED that the amendments to HB 1369 as recommended by the Committee on Finance and Taxation as printed on pages 1515-1516 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1369 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. KRAUTER MOVED that the amendments to HB 1460 as recommended by the Committee on Natural Resources as printed on page 1516 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1460 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. HILKEN MOVED that the amendments to HB 1481 as recommended by the Committee on Transportation as printed on pages 1516-1517 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1481 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. KRAUTER MOVED that the amendments to HB 1491 as recommended by the Committee on Natural Resources as printed on page 1517 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1491 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. HILKEN MOVED that the amendments to HB 1598 as recommended by the Committee on Transportation as printed on pages 1517-1518 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1598 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. KRAUTER MOVED that the amendments to HB 1601 as recommended by the Committee on Natural Resources as printed on pages 1518-1519 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1601 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4063: A concurrent resolution urging the Secretary of the United States Department of Agriculture to adopt

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regulations under the Food Security Act of 1985 which are consistent with the rapidly changing world market conditions.

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

The question being on the final adoption of the resolution.

SCR 4063 was declared adopted and the title was agreed to on a voice vote.

APPOINTMENT OF CONFERENCE COMMITTEES

SEN. KRAUTER MOVED that the President Pro Tem appoint a committee of three to act with a like committee from the House as a Conference Committee on HB 1365, which motion prevailed.

THE PRESIDENT PRO TEM APPOINTED as a Conference Committee on HB 1365:

Sens. Maixner, Krauter, David

SEN. SATROM MOVED that the President Pro Tem appoint a committee of three to act with a like committee from the House as a Conference Committee on HB 1596, which motion prevailed.

THE PRESIDENT PRO TEM APPOINTED as a Conference Committee on HB 1596:

Sens. Richard, Dotzenrod, Moore

MESSAGE TO THE HOUSE SENATE CHAMBER

MR. SPEAKER: I have the honor to inform you that the President Pro Tem has appointed as a conference committee to act with a like committee from the House on:

HB 1365: Sens. Maixner, Krauter, David

HB 1596: Sens. Richard, Dotzenrod, Moore

PERRY GROTEBERG, Secretary

SECOND READING OF HOUSE BILL

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.

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 50 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING.

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

NAYS: Keller; Schoenwald

ABSENT AND NOT VOTING: Heigaard

HB 1079 passed and the title was agreed to.

MESSAGE FROM THE HOUSE
HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to inform you that the House has concurred in the Senate amendments to HB 1223, HB 1234, HB 1273, and HB 1299 and subsequently passed the same but has refused to concur in the Senate amendments to HB 1561 and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1561: Reps. O. Hanson, Tollefson, Watne
ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILL

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.

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 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nothing; Olson; Peterson; Redlin; Reiten;

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

NAYS: None

ABSENT AND NOT VOTING: None

HB 1350 passed and the title was agreed to.

MOTIONS

SEN. MAIXNER MOVED that HB 1359, which is on the Fourteenth order, be laid over two legislative days, which motion prevailed on a verification vote.

SEN. NOTHING MOVED that the Senate reconsider its action whereby HB 1552 failed to pass, which motion prevailed on a verification vote.

SECOND READING OF HOUSE BILL

HB 1552: A BILL for an Act to amend and reenact section 55-08-05 of the North Dakota Century Code, relating to the sale of beer and wine by concessionaires operating within state parks and state recreation areas.

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

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 33 YEAS, 20 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Bakewell; David; Dotzenrod; Heinrich; Holmberg; Ingstad; Keller; Kelsh; Krauter; Langley; Lashkowitz; Lips; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Nalewaja; Nething; Olson; Peterson; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Tallackson; Todd; Waldera

NAYS: Adams; Axtman; Freborg; Heigaard; Hilken; Kelly; Lodoen; Mutch; Naaden; Nelson; Redlin; Streibel; Stromme; Tennefos; Thane; Tweten; Vosper; Wogsland; Wright; Yockim

ABSENT AND NOT VOTING: None

HB 1552 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 Speaker has signed, and your signature is respectfully requested:

HB 1122, HB 1172, HB 1180, HB 1185, HB 1397, HB 1673,
HCR 3025

ROY GILBREATH, Chief Clerk

RECOGNITION

THE PRESIDENT PRO TEM ANNOUNCED that former Governor William Guy was in the chamber and requested that the Senate recognize former Governor Guy and former Governor Guy was thereupon introduced to the Senate.

SECOND READING OF HOUSE BILL

HB 1535: A BILL for an Act to create and enact a new subsection to section 50-01-09 of the North Dakota Century Code, relating to the duties of a county social service board; and to amend and reenact section 14-09-06.3 of the North Dakota Century Code, relating to investigative reports and the assessment of costs in contested child custody proceedings.

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

ROLL CALL

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

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

NAYS: None

ABSENT AND NOT VOTING: Waldera

HB 1535 passed and the title was agreed to.

MOTION

SEN. MAIXNER MOVED that the vote by which HB 1552 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

POINT OF PERSONAL PRIVILEGE

SEN. TODD: Mr. President: I rise on a point of personal privilege and request that my remarks be printed in the Journal.

On Thursday, March 12, the boys' Class A basketball tournament opened in Bismarck with outstanding teams from around the state representing eight North Dakota communities. The sportsmanship and spirit of competition exhibited during the tournament was exemplary and every community represented by teams can be proud of their efforts and accomplishments. There was no lack of desire or effort from every participant that took to the court and we can look to the tournament as an example of the benefits of athletic competition.

The tournament is staged to determine which team is the best of the best in the state and many times the difference between finishing first and well down on the final standings can be traced to only a handful of events throughout the tournament play. The 1987 tournament was such a tournament with eight well-matched teams, all fighting for the top spot and all playing well. When it was all said and done, on Saturday evening, the Jamestown Blue Jays came down to a five-point lead at the final buzzer over Fargo South in an outstanding final game which was as good a final tournament game as I can remember having ever been played.

The good senator from District 48 and I want to take this opportunity to offer our hearty congratulations to Coach Jerry Meyer and the Jamestown Blue Jays for an outstanding Class A tournament and for bringing a long-sought victory to my home community. Their long road back from a seven-point deficit in the fourth quarter kept all North Dakotans on the edges of their seats until the final buzzer. Jamestown is extremely proud of their accomplishment. Further, we would like to congratulate all the teams that participated in the tournament. They all worked hard to come to Bismarck and they all played their hearts out while they were here. Every single coach and player that participated is a winner in our book. Thank you, Mr. President.

SECOND READING OF HOUSE BILL

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 factors of grain by federal licensed inspectors.

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

ROLL CALL

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

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

NAYS: None

ABSENT AND NOT VOTING: Shea

HB 1582 passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

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.

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

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

HCR 3063 was declared adopted and the title was agreed to on a voice vote.

SECOND READING OF HOUSE BILL

HB 1197: A BILL for an Act to amend and reenact section 39-06-33, subsection 1 of section 39-06.1-10, and section 39-16-02 of the North Dakota Century Code, relating to hearings for administrative appeals; and to repeal sections 39-06-33.1 and 39-06-39 of the North Dakota Century Code, relating to the authority to suspend licenses after traffic death or injury and administrative and judicial review of license suspensions and revocations.

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

MONDAY, MARCH 16, 1987

1561

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: None

HB 1197 passed and the title was agreed to.

MOTION

SEN. DOTZENROD MOVED that HB 1608, which is on the Fourteenth order, be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1209: A BILL for an Act to amend and reenact subsections 3 and 11 of section 4-12.2-01, sections 4-12.2-04.1 and 4-12.2-07, subsection 2 of section 4-12.2-09, subsection 4 of section 4-12.2-10, and section 4-12.2-12 of the North Dakota Century Code, relating to beekeeping; and to repeal subsection 17 of section 4-12.2-01 and subsection 2 of section 4-12.2-06 of the North Dakota Century Code, relating to definitions and fees for beekeeping.

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

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 49 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING.

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

NAYS: Hilken; Kelly; Meyer, D.

ABSENT AND NOT VOTING: Satrom

HB 1209 passed and the title was agreed to.

HB 1279: A BILL for an Act to amend and reenact sections 26.1-40-13, 26.1-40-14, and 26.1-40-15 of the North Dakota Century Code, relating to uninsured motor vehicle insurance and underinsured motor vehicle insurance.

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

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 31 YEAS, 22 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Dotzenrod; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Langley; Lashkowitz; Lips; Maxson; Meyer, W.; Mushik; Mutch; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Satrom; Schoenwald; Stenehjem; Stromme; Tallackson; Todd; Tweten; Waldera; Wright; Yockim

NAYS: Axtman; Bakewell; David; Freborg; Heigaard; Keller; Kelsh; Krauter; Lodoen; Maixner; Mathern; Meyer, D.; Meyer, J.; Moore; Naaden; Richard; Shea; Streibel; Tennefos; Thane; Vosper; Wogsland

ABSENT AND NOT VOTING: None

HB 1279 passed and the title was agreed to.

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.

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

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

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

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

NAYS: None

ABSENT AND NOT VOTING: None

HB 1304 passed and the title was agreed to.

HB 1310: A BILL for an Act to amend and reenact subsection 1 of section 26.1-39-05 of the North Dakota Century Code, relating to the payment of the face amount of a fire policy.

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

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: None

HB 1310 passed and the title was agreed to.

HB 1333: A BILL for an Act to amend and reenact section 40-49-14 of the North Dakota Century Code, relating to bids on contracts let by a board of park commissioners.

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

ROLL CALL

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

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg;
Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller;

Kelly; Kelsh; Krauter; Langley; Lips; Lodoen; Maixner;
 Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.;
 Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson;
 Nothing; Olson; Peterson; Redlin; Reiten; Richard;
 Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme;
 Tallackson; Tennefos; Thane; Todd; Tweten; Vosper;
 Waldera; Wogsland; Wright; Yockim

NAYS: Lashkowitz

ABSENT AND NOT VOTING: None

HB 1333 passed and the title was agreed to.

HB 1363: A BILL for an Act to create and enact a new subdivision to subsection 1 of section 39-09-02 of the North Dakota Century Code, relating to motor vehicle speed limits; and to amend and reenact subdivision f of subsection 1 of section 39-09-02 of the North Dakota Century Code, relating to motor vehicle speed limits.

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

ROLL CALL

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

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

NAYS: Heinrich

ABSENT AND NOT VOTING: Mushik

HB 1363 passed and the title was agreed to.

HB 1410: A BILL for an Act to amend and reenact section 1 of chapter 421 of the 1985 Session Laws of North Dakota, relating to the issuance of commemorative centennial license plates; and to declare an emergency.

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

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: None

HB 1410 passed, the title was agreed to, and the emergency clause carried.

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.

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

ROLL CALL

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

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

NAYS: None

ABSENT AND NOT VOTING: Holmberg

HB 1433 passed and the title was agreed to.

HB 1449: A BILL for an Act to provide authority for the creation and operation of city job development authorities; to

create and enact a new subsection to section 57-15-10 of the North Dakota Century Code, relating to a city tax levy for operation of a city job development authority; and to amend and reenact subsection 29 of section 57-15-06.7 of the North Dakota Century Code, relating to county tax levies for support of job development authorities.

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

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 48 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING.

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

NAYS: David; Mutch; Streibel; Tennefos; Tweten

ABSENT AND NOT VOTING: None

HB 1449 passed and the title was agreed to.

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.

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

ROLL CALL

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

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

NAYS: None

ABSENT AND NOT VOTING: Stromme

HB 1468 passed and the title was agreed to.

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.

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

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: None

HB 1538 passed and the title was agreed to.

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.

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

ROLL CALL

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

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

NAYS: Lashkowitz; Nalewaja; Tallackson

ABSENT AND NOT VOTING: None

HB 1545 passed and the title was agreed to.

HB 1613: A BILL for an Act to create and enact a new paragraph to subdivision b of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to driver's license penalty point assessments for driving without liability insurance after involvement in an accident; and to amend and reenact paragraph 10 of subdivision b of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to driver's license penalty point assessments for driving without liability insurance.

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

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: None

HB 1613 passed and the title was agreed to.

FIRST READING OF HOUSE BILLS

HB 1666: A BILL for an Act to create and enact a new subsection to section 10-04-06 of the North Dakota Century Code, relating to securities transactions exempt from registration requirements; and to amend and reenact subsection 5 of section 10-04-02 and subsections 5 and 9 of section 10-04-06 of the North Dakota Century Code, relating to the issuance and sale of securities.

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

HB 1674: A BILL for an Act to authorize the industrial commission acting as the North Dakota building authority to issue evidences of indebtedness for the construction of an

aerospace science training facility at the university of North Dakota; to create and enact a new section to chapter 54-17.2 of the North Dakota Century Code, relating to evidences of indebtedness issued by the industrial commission and continued authority of the commission as the North Dakota building authority; to amend and reenact section 22 of chapter 571 of the 1985 Session Laws of North Dakota, relating to the continuing appropriation of moneys related to the projects; and 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.

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

PRESENTATION OF PETITIONS AND COMMUNICATIONS

State of North Dakota
EXECUTIVE OFFICE
Bismarck

March 13, 1987

The Honorable Ruth Meiers
President of the Senate
Senate Chamber
State Capitol
Bismarck, North Dakota 58505

Dear Madam President:

This is to inform you that on March 12, 1987, I signed the following:

SB 2046, SB 2048, SB 2060, SB 2061, SB 2069, SB 2070,
SB 2071, SB 2073, SB 2075, SB 2077, SB 2081, SB 2106,
SB 2107, SB 2114, SB 2116, SB 2118, SB 2121, SB 2123,
SB 2124, SB 2125, SB 2138, SB 2139, SB 2142, SB 2148,
SB 2152, SB 2153, SB 2155, SB 2161, SB 2162, SB 2193,
SB 2194, SB 2196, SB 2197, SB 2200, SB 2201, SB 2206,
SB 2209, SB 2211, SB 2213, SB 2214, SB 2238, SB 2240,
SB 2243, SB 2245, SB 2249, SB 2251, SB 2254, SB 2256,
SB 2264, SB 2265, SB 2275, SB 2276, SB 2285, SB 2313,
SB 2343, SB 2373, SB 2374, SB 2385, SB 2399, SB 2416,
SB 2417, SB 2426, SB 2436, SB 2441, SB 2492, SB 2518.

On March 13, 1987, I signed the following:

SB 2495.

Sincerely,

GEORGE A. SINNER
Governor

MOTIONS

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

SEN. MAIXNER MOVED that the Senate be on the Fourth order of business, and at the conclusion of the Fourth order of business, be on the Fifth order of business, and at the conclusion of the Fifth order of business, be on the Sixteenth order of business, and at the conclusion of the Sixteenth order of business, and after the reading of SB 2549, SCR 4062, HB 1063, HB 1129, HB 1154, HB 1181, HB 1228, HB 1241, HB 1247, HB 1337, HB 1369, HB 1407, HB 1450, HB 1452, HB 1460, HB 1481, HB 1491, HB 1549, HB 1563, HB 1579, HB 1595, HB 1598, HB 1601, HB 1640, HCR 3005, HCR 3032, HCR 3069, and HCR 3072, the Senate adjourn and convene at 12:30 p.m., Tuesday, March 17, 1987, which motion prevailed.

PERRY GROTEBERG, Secretary