

THURSDAY, MARCH 19, 1987

1637

JOURNAL OF THE SENATE

Fiftieth Legislative Assembly

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FIFTY-FIRST DAY

Bismarck, March 19, 1987

The Senate convened at 12:30 p.m., with President Pro Tem Redlin presiding.

The prayer was offered by Reverend Jay Davis, Church of the Nazarene, Bismarck.

Dear Heavenly Father, grant to the members and the officers of this body a time of looking upward before they take up the duties before them. We turn our thoughts to You and open our hearts to Your spirit that wisdom may guide our thinking and that love may be in our attitudes.

May we, Lord, depend on You not only when in this room of decisions but also in every area of our lives.

We also want to remember Ruth Meiers in our prayers today. Give her the ease of pain and also a sense of Your presence.

Help us this day through Jesus Christ, our Lord, Amen.

ROLL CALL

The roll was called and all Senators were present, except Senators Freborg, J. Meyer, Mushik, Richard, and Wright.

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 Fiftieth Day and finds the same to be correct.

SEN. AXTMAN, Acting Chairman

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

MESSAGES FROM THE HOUSE

HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to return herewith the following which the House has failed to pass:

SB 2361, SB 2519, SCR 4041

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 3080, HCR 3081, HCR 3085

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to return herewith SB 2064, SB 2490, and SB 2526 which the House has amended and subsequently passed:

HOUSE AMENDMENTS TO ENGROSSED SB 2064

On page 2 of the engrossed bill, line 21, delete the word "seventy-five" and insert in lieu thereof the words "one hundred fifty"

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO ENGROSSED SB 2490

On page 1 of the engrossed bill, line 2, after the word "custody" insert the word ", support,"

On page 1 of the engrossed bill, line 6, after the word "custody" insert the word ", support,"

On page 1 of the engrossed bill, line 13, after the word "custody" insert the word ", support,"

On page 2 of the engrossed bill, line 3, after the word "custody" insert the word ", support,"

On page 2 of the engrossed bill, line 15, after the word "custody" insert the word ", support,"

On page 2 of the engrossed bill, line 17, after the word "custody" insert the word ", support,"

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO ENGROSSED SB 2526

On page 1 of the engrossed bill, line 10, delete the words ", and mill levies"

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 4017, SCR 4021, SCR 4042, SCR 4046, SCR 4057, SCR 4060,
SCR 4065

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

SB 2088, SB 2101, SB 2160, SB 2248, SB 2268, SB 2269,
SB 2287, SB 2288, SB 2295, SB 2299, SB 2302, SB 2350,
SB 2366, SB 2367, SB 2372, SB 2394, SB 2400, SB 2402,
SB 2437, SB 2463, SB 2472, SB 2476, SB 2483, SB 2514,
SB 2543

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 9:08 a.m., March 19, 1987:

SCR 4004, SCR 4031, SCR 4032, SCR 4033, SCR 4034, SCR 4038

DELIVERY OF ENROLLED BILLS

THE PRESIDENT PRO TEM ANNOUNCED that the following bills were delivered to the Governor for his approval at the hour of 11:06 a.m., March 19, 1987:

SB 2271, SB 2272, SB 2282, SB 2283, SB 2284, SB 2292,
SB 2300, SB 2325, SB 2329, SB 2330, SB 2332, SB 2334,
SB 2335, SB 2342, SB 2359, SB 2362, SB 2370, SB 2384,
SB 2398, SB 2420, SB 2423, SB 2432, SB 2433, SB 2440,
SB 2443, SB 2446, SB 2452, SB 2459, SB 2462, SB 2481,
SB 2482, SB 2487, SB 2493, SB 2497, SB 2505, SB 2511,
SB 2534

DELIVERY OF ENROLLED BILLS

THE PRESIDENT PRO TEM ANNOUNCED that the following bills were delivered to the Governor for his approval at the hour of 11:06 a.m., March 19, 1987:

SB 2047, SB 2049, SB 2065, SB 2067, SB 2094, SB 2096,
SB 2104, SB 2105, SB 2108, SB 2112, SB 2117, SB 2129,
SB 2133, SB 2135, SB 2140, SB 2144, SB 2151, SB 2154,
SB 2157, SB 2163, SB 2169, SB 2171, SB 2177, SB 2180,
SB 2182, SB 2187, SB 2207, SB 2216, SB 2221, SB 2227,
SB 2236, SB 2237, SB 2239, SB 2241, SB 2246, SB 2250,
SB 2253, SB 2258, SB 2260, SB 2261, SB 2267, SB 2270

DELIVERY OF ENROLLED BILLS

THE PRESIDENT PRO TEM ANNOUNCED that the following bills were delivered to the Governor for his approval at the hour of 11:06 a.m., March 19, 1987:

SB 2380, SB 2551

SIGNING OF BILLS AND RESOLUTIONS

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

HB 1410, HCR 3087, HCR 3090

PERRY GROTBERG, 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 1410, HCR 3087, HCR 3090

PERRY GROTBERG, Secretary

SENATE CHAMBER

MR. SPEAKER: I have the honor to inform you that the Senate has concurred in the House amendments to SB 2533 and subsequently failed to pass the same.

PERRY GROTBERG, Secretary

SENATE CHAMBER

MR. SPEAKER: I have the honor to inform you that the Senate has concurred in the House amendments to SB 2085, SB 2164, SB 2208, SB 2215, SB 2262, SB 2263, SB 2278, SB 2306, SB 2338, and SB 2422 and subsequently passed the same.

PERRY GROTBERG, Secretary

SENATE CHAMBER

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

HB 1154, HB 1452, HB 1549, HB 1563, HB 1579, HB 1595,
HB 1671, HCR 3005, HCR 3010, HCR 3020, HCR 3021, HCR 3032,
HCR 3050, HCR 3069, HCR 3072

PERRY GROTBERG, Secretary

SENATE CHAMBER

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

HB 1181, HB 1407

PERRY GROTBERG, Secretary

SENATE CHAMBER

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

SB 2549, SCR 4062

PERRY GROTBERG, Secretary

SENATE CHAMBER

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

HB 1129, HB 1228, HB 1241, HB 1337, HB 1369, HB 1460,
HB 1481, HB 1491, HB 1598, HB 1601, HB 1608

PERRY GROTEBERG, Secretary

REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1038 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 3 of the reengrossed bill, line 11, after the letter "B" insert the letter "C"

On page 3 of the reengrossed bill, line 12, remove the overstrike over the word "~~felony~~" and delete the words "A misdemeanor"

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

HB 1038 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 HB 1051 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 5 of the engrossed bill, after line 12, insert the following new subsection:

"1. Class A and B misdemeanor offenses in sections
6-08-16 and 6-08-16.1."

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

HB 1051 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 HB 1150 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1 of the engrossed bill, line 2, delete the words "or child advocates"

On page 1 of the engrossed bill, line 5, delete the words "or child advocate"

On page 1 of the engrossed bill, line 10, delete the words "or child advocate"

On page 1 of the engrossed bill, line 13, delete the words "or child"

On page 1 of the engrossed bill, line 14, delete the word "advocate"

On page 1 of the engrossed bill, line 18, delete the words "or child advocate"

On page 1 of the engrossed bill, line 22, after the period insert the words "The expenses of the guardian ad litem, when approved by the judge, must be paid by the county wherein the alleged offense took place if the action is prosecuted in county court, and by the state if the action is prosecuted in district court. The state shall also pay the expenses of the guardian ad litem in commitment proceedings held in county court pursuant to subsection 7 of section 27-07.1-17."

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

HB 1150 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 HB 1187 has had the same under consideration and recommends by a vote of 7 YEAS, 1 NAY, 0 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 24, delete the words " For illustration purposes, catastrophic injuries"

On page 1 of the engrossed bill, delete lines 25 and 26

On page 1 of the engrossed bill, line 27, delete the word "burns"

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

HB 1187 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 HB 1227 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE

AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 18, delete the word "or"

On page 1, line 19, after the word "guardian" insert the words ", or custodian"

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

HB 1227 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 HB 1242 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 2, delete the words and numeral "and a new chapter to title 14"

On page 1, line 3, delete the words "relinquishment of children to identified adoptive"

On page 1, line 4, delete the words "parents and"

On page 1, delete lines 19 through 28

On page 2, delete lines 1 through 34

On page 3, delete lines 1 through 34

On page 4, delete lines 1 through 35

On page 5, delete lines 1 through 11

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

HB 1242 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1319 has had the same under consideration and recommends by a vote of 4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION:

On page 1 of the engrossed bill, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to amend and reenact section

57-39.2-03.3 of the North Dakota Century Code, relating to sales tax on sales through vending machines.

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

SECTION 1. AMENDMENT. Section 57-39.2-03.3 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

57-39.2-03.3. Sales tax on sales through vending machines. Beginning July 1, 1969, gross receipts from the sale of tangible personal property costing sixteen cents or more sold through a coin-operated vending machine shall be subject to the sales tax imposed by chapter 57-39.2, and gross receipts from the sale of tangible personal property costing fifteen cents or less sold through a coin-operated vending machine shall be specifically exempted from the provisions of this chapter. The tax imposed by this section applies only to eighty percent of the gross receipts collected from coin-operated vending machines.

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

HB 1319 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred HB 1394 has had the same under consideration and recommends by a vote of 6 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 2, after the comma insert the words "or in the alternative to amend and reenact section 54-03-01.5 of the North Dakota Century Code as amended by section 9 of House Bill No. 1056, as approved by the fiftieth legislative assembly,"

On page 1, line 6, delete the word "Section" and insert in lieu thereof the words "If House Bill No. 1056 does not become effective, section"

On page 2, after line 10, insert the following section:

"SECTION 2. AMENDMENT. If House Bill No. 1056 becomes effective, section 54-03-01.5, as amended by section 9 of House Bill No. 1056, is hereby amended and reenacted to read as follows:

54-03-01.5. Legislative apportionment requirements. A legislative apportionment plan based on any census taken after 1979 1989 shall meet the following requirements:

1. The senate shall consist of ~~forty to fifty-four~~ forty-nine members and the house shall consist of ~~eighty to one hundred eight~~ ninety-eight members.
2. Except as provided in subsection 3, one senator and two representatives shall be apportioned to each senatorial district. Representatives may be elected at large or from subdistricts.
3. Multimember senate districts providing for two senators and four representatives are authorized only when a proposed single member senatorial district includes a federal facility or federal installation, containing over two-thirds of the population of the proposed single member senatorial district.
4. Legislative districts and subdistricts shall be compact and of contiguous territory.
5. Legislative districts shall be as nearly equal in population as is practicable. Population deviation from district to district shall be kept at a minimum. The total population variance of all districts, and subdistricts if created, from the average district population may not exceed recognized constitutional limitations."

And renumber the lines, sections, and pages accordingly

SEN. D. MEYER, Chairman

HB 1394 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 1406 has had the same under consideration and recommends by a vote of 6 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 of the engrossed bill, line 1, delete the words and numeral "create and enact subdivision d of subsection 1"

On page 1 of the engrossed bill, delete line 2

On page 1 of the engrossed bill, line 3, delete the words "cosmetology training; and to"

On page 1 of the engrossed bill, line 4, after the numerals "43-11-19" insert the words and numerals "and subdivision a of subsection 1 of section 43-11-27"

On page 1 of the engrossed bill, line 5, after the word "students" insert the words "and cosmetology training"

On page 1 of the engrossed bill, line 13, after the period insert the word "AMENDMENT." and delete the letter "d" and insert in lieu thereof the letter "a"

On page 1 of the engrossed bill, line 15, delete the word "created" and insert in lieu thereof the word "amended" and delete the word "enacted" and insert in lieu thereof the word "reenacted"

On page 1 of the engrossed bill, delete lines 16 through 23 and insert in lieu thereof the following subdivision:

"a. Shall have at least nine hundred sixty hours instructor's training in cosmetology in a school of cosmetology. In no event shall more than ~~one two thousand one hundred sixty~~ hours instructor's training be required for admission to examination. Under this subdivision the practical portion of the examination may be waived if the written examination is supplemented with video tapes of the applicant's teaching procedures; or"

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

HB 1406 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 1416 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1 of the engrossed bill, line 19, delete the word "five" and insert in lieu thereof the word "three"

On page 1 of the engrossed bill, line 20, delete the word "reduced" and insert in lieu thereof the word "adjusted"

On page 1 of the engrossed bill, line 21, delete the word "five" and insert in lieu thereof the word "two"

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

HB 1416 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 HB 1506 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended,

recommends the same be placed on the calendar without recommendation.

On page 1, line 1, delete the word "a" and insert in lieu thereof the word "two" and delete the word "section" and insert in lieu thereof the word "sections"

On page 1, line 4, after the word "brokers" insert the words "and to suspension or revocation of license or certificate of authority for noncompliance"

On page 2, line 24, after the word "to" insert the word "bonds."

On page 2, line 27, delete the word "bonds" and insert in lieu thereof the words "insurance on rural electric and electrical generating cooperatives and utilities"

On page 2, after line 27, insert the following new section:

"SECTION 3. Suspension or revocation of certificate or license for noncompliance or for acceptance of a reduced service fee. The commissioner shall suspend or revoke the certificate of authority of any insurer who intentionally fails to comply with this Act. The commissioner may suspend or revoke the license of any resident agent or broker who agrees to accept or who accepts a service fee in an amount less than the service fee provided for in section 2 of this Act, and may suspend or revoke the license of any nonresident agent who seeks to induce or who induces any resident agent into accepting a service fee in an amount less than the service fee provided for in section 2 of this Act."

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

HB 1506 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 1529 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 4, after the word "fund" insert the words "; and to declare an emergency"

On page 1, line 18, after the period insert the words "No school district may transfer funds from the school building fund into the general fund for more than two years."

On page 1, after line 18, insert the following new section:

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

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

HB 1529 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 1604 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:

On page 1, line 18, after the first word "be" insert the words "except special education students where a fair rental charge for each student for capital outlay must be determined by the department of public instruction"

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

HB 1604 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 HB 1631 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 3 of the engrossed bill, line 26, delete the numerals "42-12-33" and insert in lieu thereof the numerals "43-12-33" and delete the numerals "42-12-34" and insert in lieu thereof the numerals "43-12-34"

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

HB 1631 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 3003 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1 of the engrossed resolution, line 3, after the word "withdrawn" insert the words ", held in trust," and delete the words "or held in trust for"

On page 1 of the engrossed resolution, line 4, delete the words "Indians and Indian tribes"

On page 1 of the engrossed resolution, delete lines 5 through 19 and insert in lieu thereof the following new paragraphs:

"WHEREAS, local governments in North Dakota depend heavily on their tax base in real property as a means of maintaining adequate fiscal management; and

WHEREAS, lands held in trust or owned by the federal government are generally exempt from real property taxation; and

WHEREAS, in those cases where the federal government makes payments in lieu of real property taxes, the payments are generally far below the moneys that would be received from privately owned land; and"

On page 1 of the engrossed resolution, line 21, delete the words "for Indians and Indian"

On page 1 of the engrossed resolution, line 22, delete the word "tribes"

On page 1 of the engrossed resolution, line 23, delete the words ", as well as on Indian and non-Indian landowners and residents"

On page 1 of the engrossed resolution, delete line 24

On page 1 of the engrossed resolution, line 25, delete the words "levels of local governmental services"

On page 2 of the engrossed resolution, line 3, after the word "withdrawn" insert the words ", held in trust,"

On page 2 of the engrossed resolution, line 4, delete the words "or held in trust for Indian people and Indian tribes"

On page 2 of the engrossed resolution, line 8, delete the comma and insert in lieu thereof the words "and to"

On page 2 of the engrossed resolution, line 9, delete the word ", the"

On page 2 of the engrossed resolution, delete lines 10 and 11

On page 2 of the engrossed resolution, line 12, delete the words "Mexico, Oregon, South Dakota, Washington, Wisconsin, and Wyoming"

And renumber the lines, sections, and pages accordingly

SEN. LASHKOWITZ, Chairman

HCR 3003 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 1123 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. HILKEN, Chairman

HB 1123 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Human Services and Veterans Affairs to which was referred HB 1183 has had the same under consideration and recommends by a vote of 4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. J. MEYER, Chairman

HB 1183 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Political Subdivisions to which was referred HB 1268 has had the same under consideration and recommends by a vote of 5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. DOTZENROD, Chairman

HB 1268 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Political Subdivisions to which was referred HB 1340 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. DOTZENROD, Chairman

HB 1340 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Political Subdivisions to which was referred HB 1484 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. DOTZENROD, Chairman

HB 1484 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Political Subdivisions to which was referred HB 1551 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. DOTZENROD, Chairman

HB 1551 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Political Subdivisions to which was referred HB 1572 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. DOTZENROD, Chairman

HB 1572 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Political Subdivisions to which was referred HB 1648 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. DOTZENROD, Chairman

HB 1648 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Agriculture to which was referred HCR 3067 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. W. MEYER, Chairman

HCR 3067 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

CONSIDERATION OF AMENDMENTS

SEN. LASHKOWITZ MOVED that the amendments to HB 1080 as recommended by the Committee on Judiciary as printed on pages 1619-1620 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1080 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. HEINRICH MOVED that the amendments to HB 1161 as recommended by the Committee on Education as printed on page 1620 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

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

SECOND READING OF SENATE BILL

SB 2546: A BILL for an Act to create and enact a new section to chapter 11-11 and a new section to chapter 40-05 of the North Dakota Century Code, relating to the authority of counties and cities to establish centennial coordinating committees.

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, 0 NAYS, 4 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, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Satrom; Schoenwald; Shea; Stenehjerm; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Meyer, J.; Mushik; Richard; Wright

SB 2546 passed and the title was agreed to.

MOTION

SEN. HEIGAARD MOVED that SB 2033 be moved to the foot of the Twelfth order on the calendar, which motion prevailed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. HILKEN MOVED that the Senate do concur in the House amendments to SB 2093 as printed on page 1510 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2093: A BILL for an Act to amend and reenact subsections 1 and 9 of section 39-06-03.1, subsection 1 of section 39-06-14, and section 39-06-19 of the North Dakota Century Code, relating to nondriver photo identification cards and motor vehicle operator's licenses.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 48 YEAS, 0 NAYS, 5 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, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Schoenwald; Shea; Stenehjerm;

Streibel; Stromme; Tallackson; Tennefos; Thane; Todd;
Tweten; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Meyer, J.; Mushik; Richard;
Satrom; Wright

SB 2093 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. HILKEN MOVED that the Senate do concur in the House amendments to SB 2141 as printed on pages 1510-1511 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2141: A BILL for an Act to limit the authority of the state penitentiary to acquire license plate manufacturing equipment; and to amend and reenact section 39-04-09 of the North Dakota Century Code, relating to acquisition of license plates from the state penitentiary.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 35 YEAS, 14 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Axtman; Bakewell; Dotzenrod; Heigaard; Heinrich;
Hilken; Holmberg; Keller; Kelly; Kelsh; Krauter;
Langley; Lashkowitz; Lips; Maixner; Mathern; Maxson;
Meyer, D.; Meyer, W.; Nalewaja; Olson; Redlin; Reiten;
Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme;
Tallackson; Thane; Tweten; Waldera; Wogsland; Yockim

NAYS: Adams; David; Freborg; Ingstad; Lodoen; Moore;
Mutch; Naaden; Nelson; Nething; Peterson; Tennefos;
Todd; Vosper

ABSENT AND NOT VOTING: Meyer, J.; Mushik; Richard;
Wright

SB 2141 passed and the title was agreed to.

APPOINTMENT OF CONFERENCE COMMITTEES

SEN. HILKEN 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 1121, which motion prevailed.

THE PRESIDENT PRO TEM APPOINTED as a Conference Committee on HB 1121:

Sens. Schoenwald, Hilken, Mutch

SEN. LANGLEY 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 1176, which motion prevailed.

THE PRESIDENT PRO TEM APPOINTED as a Conference Committee on HB 1176:

Sens. Krauter, Keller, Todd

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 1257, which motion prevailed.

THE PRESIDENT PRO TEM APPOINTED as a Conference Committee on HB 1257:

Sens. Maixner, Krauter, Moore

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 1388, which motion prevailed.

THE PRESIDENT PRO TEM APPOINTED as a Conference Committee on HB 1388:

Sens. Richard, D. Meyer, Todd

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 1561, which motion prevailed.

THE PRESIDENT PRO TEM APPOINTED as a Conference Committee on HB 1561:

Sens. Maixner, Ingstad, Wright

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. LASHKOWITZ MOVED that the Senate do not concur in the House amendments to SB 2230 as printed on page 1542 of the Senate Journal and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE PRESIDENT PRO TEM APPOINTED as a Conference Committee on SB 2230:

Sens. J. Meyer, Stenehjem, Adams

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. LANGLEY MOVED that the Senate do concur in the House amendments to SB 2273 as printed on page 1442 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2273: A BILL for an Act to amend and reenact sections 26.1-05-04, 26.1-05-32, subsection 4 of section 26.1-12-08, and section 26.1-12-10 of the North Dakota Century Code, relating to the required amount of paid in capital stock and surplus of domestic stock and mutual insurance companies.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 49 YEAS, 0 NAYS, 4 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, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Meyer, J.; Mushik; Richard; Wright

SB 2273 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. LASHKOWITZ MOVED that the Senate do concur in the House amendments to SB 2293 as printed on page 1542 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2293: A BILL for an Act to amend and reenact sections 54-55-01 and 54-55-05 of the North Dakota Century Code, relating to the commission on uniform state laws.

Which has been read.

ROLL CALL

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

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

NAYS: None

ABSENT AND NOT VOTING: Heigaard; Meyer, J.; Mushik; Richard; Wright

SB 2293 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. D. MEYER MOVED that the Senate do not concur in the House amendments to SB 2339 as printed on page 1542 of the Senate Journal and that a conference committee be appointed to meet with a like committee from the House, which motion prevailed.

APPOINTMENT OF A CONFERENCE COMMITTEE

THE PRESIDENT PRO TEM APPOINTED as a Conference Committee on SB 2339:

Sens. D. Meyer, W. Meyer, David

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. LASHKOWITZ MOVED that the Senate do concur in the House amendments to SB 2404 as printed on page 1463 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2404: A BILL for an Act to amend and reenact subsection 9 of section 27-20-02 and section 27-20-31 of the North Dakota Century Code, relating to the jurisdiction of the juvenile court over traffic offenses committed by a child and the disposition of a delinquent child.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 49 YEAS, 0 NAYS, 4 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, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Meyer, J.; Mushik; Richard; Wright

SB 2404 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. KRAUTER MOVED that the Senate do concur in the House amendments to SB 2412 as printed on page 1542 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2412: A BILL for an Act to create and enact a new subsection to section 20.1-03-11 and a new section to chapter 20.1-08 of the North Dakota Century Code, relating to licenses issued to landowners to hunt elk and the governor's proclamation on the hunting of elk.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 47 YEAS, 0 NAYS, 6 ABSENT AND NOT VOTING.

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

NAYS: None

ABSENT AND NOT VOTING: Heigaard; Meyer, J.; Mushik; Richard; Wogsland; Wright

SB 2412 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. DOTZENROD MOVED that the Senate do concur in the House amendments to SB 2415 as printed on page 1542 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2415: A BILL for an Act to create and enact a new section to chapter 18-09 of the North Dakota Century Code, relating to the installation of liquefied petroleum gas furnaces or other appliances in residential or commercial buildings.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 49 YEAS, 0 NAYS, 4 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, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Meyer, J.; Mushik; Richard; Wright

SB 2415 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. LASHKOWITZ MOVED that the Senate do concur in the House amendments to SB 2450 as printed on page 1390 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2450: A BILL for an Act to create and enact a new section to chapter 47-18 of the North Dakota Century Code, relating to notice of waiver of homestead exemption.

Which has been read.

ROLL CALL

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

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

NAYS: None

ABSENT AND NOT VOTING: Bakewell; Meyer, J.; Mushik; Richard; Wright

SB 2450 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. LASHKOWITZ MOVED that the Senate do concur in the House amendments to SB 2455 as printed on page 1390 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2455: A BILL for an Act to create and enact a new section to chapter 35-01 of the North Dakota Century Code, relating to lien statement requirements.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 49 YEAS, 0 NAYS, 4 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, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nothing; Olson; Peterson; Redlin; Reiten; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Yockim

NAYS: None

ABSENT AND NOT VOTING: Meyer, J.; Mushik; Richard; Wright

SB 2455 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 Speaker has signed and your signature is respectfully requested:

HB 1032, HB 1197, HB 1209, HB 1279, HB 1293, HB 1304,
HB 1310, HB 1333, HB 1363, HB 1433, HB 1449, HB 1468,
HB 1538, HB 1545, HB 1552, HB 1613

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to inform you that the House has concurred in the Senate amendments to HB 1582 and subsequently passed the same but has refused to concur in the Senate amendments to HB 1231, HB 1355, HB 1535, and HB 1643, and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1231: Reps. Dalrymple, Vander Vorst, Scherber
HB 1355: Reps. Larson, Shide, Dotzenrod
HB 1535: Reps. Wentz, Cleveland, A. Williams
HB 1643: Reps. Hamerlik, Myrdal, C. Williams

ROY GILBREATH, Chief Clerk

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. LASHKOWITZ MOVED that the Senate do concur in the House amendments to SB 2467 as printed on pages 1542-1543 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2467: A BILL for an Act to amend and reenact section 16.1-05-06 of the North Dakota Century Code, relating to election poll challengers and poll checkers.

Which has been read.

ROLL CALL

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

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

NAYS: Maixner; Wogsland

ABSENT AND NOT VOTING: Richard; Wright

SB 2467 passed and the title was agreed to.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. LANGLEY MOVED that the Senate do concur in the House amendments to SB 2516 as printed on pages 1442-1443 of the Senate Journal, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2516: A BILL for an Act to amend and reenact section 6-09-15.4 of the North Dakota Century Code, relating to loans to small business concerns and to nonprofit corporations for lending to rural businesses.

Which has been read.

ROLL CALL

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

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

NAYS: David

ABSENT AND NOT VOTING: Richard; Wright

SB 2516 passed and the title was agreed to.

MOTION

SEN. W. MEYER MOVED that the Senate reconsider its action whereby HB 1652 lost for want of a Constitutional majority.

REQUEST

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

The motion that the Senate reconsider its action whereby HB 1652 lost for want of a Constitutional majority prevailed.

SECOND READING OF HOUSE BILL

HB 1652: A BILL for an Act to create and enact a new section to chapter 6-03, a new section to chapter 57-35, and a new section to chapter 57-35.2 of the North Dakota Century Code, relating to maintaining houses, offices, and services of merged banks and to taxation of merged banks.

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

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 28 YEAS, 23 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; David; Dotzenrod; Freborg; Heigaard; Heinrich; Holmberg; Ingstad; Lashkowitz; Lips; Lodoen; Meyer, W.; Moore; Mushik; Mutch; Nalewaja; Nething; Olson; Peterson; Reiten; Satrom; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera

NAYS: Axtman; Bakewell; Hilken; Keller; Kelly; Kelsh; Krauter; Langley; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Naaden; Nelson; Redlin; Schoenwald; Shea; Stenehjeme; Streibel; Stromme; Wogsland; Yockim

ABSENT AND NOT VOTING: Richard; Wright

HB 1652 passed and the title was agreed to.

MESSAGES 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 1388: Sens. Richard, D. Meyer, Todd

HB 1561: Sens. Maixner, Ingstad, Wright

PERRY GROTEBERG, Secretary

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 1121: Sens. Schoenwald, Hilken, Mutch

HB 1176: Sens. Krauter, Keller, Todd

HB 1257: Sens. Maixner, Krauter, Moore

PERRY GROTEBERG, Secretary

SENATE CHAMBER

MR. SPEAKER: I have the honor to inform you that the Senate does not concur in the House amendments to SB 2230 and SB 2339

and the President Pro Tem has appointed as a conference committee to act with a like committee from the House on:

SB 2230: Sens. J. Meyer, Stenehjem, Adams

SB 2339: Sens. D. Meyer, W. Meyer, David

PERRY GROTEBERG, Secretary

MOTIONS

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 Sixteenth order of business, and at the conclusion of the Sixteenth order of business, and after the reading of HB 1080, HB 1123, HB 1161, HB 1183, HB 1268, HB 1340, HB 1484, HB 1551, HB 1572, HB 1648, and HCR 3067, the Senate adjourn and convene at 12:30 p.m., Friday, March 20, 1987, which motion prevailed.

PERRY GROTEBERG, Secretary