

JOURNAL OF THE HOUSE

Fifty-second Legislative Assembly

* * * * *

Bismarck, January 17, 1991

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

The prayer was offered by the Rev. Robert Nordvall, Charity Lutheran Church, Bismarck.

The roll was called and all members were present except Representative DeMers, who was excused, and Representatives Gates and Nicholas.

A quorum was declared by the Speaker.

MOTION

REP. KLOUBEC MOVED that the rules be suspended and that the amendments on the Sixth order of business to HB 1077 and HB 1126 be adopted, which motion prevailed.

HB 1077 and HB 1126, as amended, were placed on the Eleventh order of business on the calendar for the succeeding legislative day.

SIGNING of BILLS and RESOLUTIONS

The Speaker signed the following enrolled resolution: SCR 4013.

THE HOUSE RECOGNIZED THE PRESENCE OF:

Former Representative Bill Gackle

SECOND READING OF HOUSE BILLS

HB 1130: A BILL for an Act to establish procedures upon enrollment of children in schools, licensed day care facilities, or home-based instruction to aid in the identification and location of missing children.

ROLL CALL

The question being on the final passage of the amended bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 89 YEAS, 15 NAYS, 1 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Miller; Muhs; Mutzenberger; Nelson; Nicholas; Nichols; Nowatzki; Oban; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schindler; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams

NAYS: Bateman; Brown; Dalrymple; Delzer; Grosz; Kerzman; Meyer; Myrdal; Olsen, D.; Olson, A.; Payne; Schimke; Schmidt; Timm; Speaker R. Anderson

EXCUSED: DeMers

ABSENT AND NOT VOTING: Gates

HB 1130 passed and the title was agreed to.

HB 1084: A BILL for an Act to amend and reenact subsection 3 of section 26.1-42-02 of the North Dakota Century Code, relating to the definition of covered claim under the Property and Casualty Insurance Guaranty Association Act.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 104 YEAS, 0 NAYS, 1 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloube; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

EXCUSED: DeMers

ABSENT AND NOT VOTING: Gates

HB 1084 passed and the title was agreed to.

THE HOUSE RECOGNIZED THE PRESENCE OF:

Former Representative Richard Kouba

MESSAGE to the HOUSE from the SENATE (Marion Houn, Secretary)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2098.

SECOND READING OF HOUSE BILL

HB 1116: A BILL for an Act to amend and reenact subsection 3 of section 57-40.3-04 of the North Dakota Century Code, relating to exemption of motor carrier vehicles from motor vehicle excise tax.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 103 YEAS, 1 NAY, 1 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloube; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan;

Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

NAYS: Delzer

EXCUSED: DeMers

ABSENT AND NOT VOTING: Gates

HB 1116 passed and the title was agreed to.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)
MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1025, HB 1057, HB 1073, HB 1088, HB 1089, HB 1090, HB 1092, HB 1127, HB 1147, HB 1155, HB 1197, HB 1222, HB 1241.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)
MR. PRESIDENT: The Speaker has signed: SCR 4013.

SECOND READING OF HOUSE BILL

HB 1136: A BILL for an Act to amend and reenact subsections 1 and 2 of section 50-24.4-01.1 of the North Dakota Century Code, relating to replacing the department of health and consolidated laboratories with the department of human services with regard to nursing home resident payment classifications and procedures for reconsideration.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 103 YEAS, 0 NAYS, 1 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloube; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjervén; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

EXCUSED: DeMers

ABSENT AND NOT VOTING: Gates; Nicholas

HB 1136 passed and the title was agreed to.

REQUEST

REP. NICHOLAS REQUESTED that the record show that he intended to vote "Yea" on HB 1130, HB 1084, HB 1116, and HB 1136, which request was granted.

MOTION

REP. KLOUBEC MOVED that HB 1150, which is on the Eleventh order, be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1176: A BILL for an Act to amend and reenact sections 43-23-08.2 and 43-23-13.1 of the North Dakota Century Code, relating to renewal and cancellation of licenses of real estate brokers and salesmen.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 102 YEAS, 0 NAYS, 1 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skjervén; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

EXCUSED: DeMers

ABSENT AND NOT VOTING: Gates; Nicholas; Skar

HB 1176 passed and the title was agreed to.

HB 1205: A BILL for an Act to amend and reenact section 34-14-08 of the North Dakota Century Code, relating to reassignment by the labor commissioner of wage claims having a value of five hundred dollars or less.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 0 YEAS, 104 NAYS, 1 EXCUSED, 1 ABSENT AND NOT VOTING.

NAYS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjervén; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

EXCUSED: DeMers

ABSENT AND NOT VOTING: Gates

HB 1205 was declared lost.

MOTION

REP. KLOUBEC MOVED that the House waive the reading of the titles to HB 1206, HB 1220, and HB 1235, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1206: A BILL for an Act to amend and reenact sections 43-23-05, subsection 6 of section 43-23-06.1, sections 43-23-07, 43-23-08, 43-23-08.1, 43-23-08.2, and 43-23-09, subsection 1 of section 43-23-11.1, sections 43-23-12, 43-23-13, 43-23-13.1, subsection 2 of section 43-23-15, section 43-23.1-17, subsection 1 of section 43-23.1-18, subsections 1 and 2 of section 43-23.2-02, and section 43-23.2-09 of the North Dakota Century Code, relating to real estate licensing, license standards, continuing education, investigations, designation of a real estate broker's place of business, real estate continuing education courses, civil remedies, and the real estate education, research, and recovery fund.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 95 YEAS, 9 NAYS, 1 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gerntholz; Gilmore; Goffe; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Nelson; Nicholas; Nichols; Nowatzki; Oban; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schindler; Schmidt; Schneider; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Svedjan; Thompson; Thorpe; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

NAYS: Gorder; Hokana; Myrdal; Olsen, D.; Olson, A.; Schimke; Shide; Stofferahn; Timm

EXCUSED: DeMers

ABSENT AND NOT VOTING: Gates

HB 1206 passed and the title was agreed to.

HB 1216: A BILL for an Act to create and enact sections 23-16.1-02.1 and 23-16.1-02.2 of the North Dakota Century Code, relating to appointment of a receiver of a health care facility in cases of imminent threats to life or health.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 104 YEAS, 0 NAYS, 1 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle;

Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

EXCUSED: DeMers

ABSENT AND NOT VOTING: Gates

HB 1216 passed and the title was agreed to.

HB 1220: A BILL for an Act to amend and reenact subsections 14 and 16 of section 26.1-18-03, sections 26.1-18-06, 26.1-18-17, 26.1-18-18, 26.1-18-27, 26.1-18-28, and 26.1-18-30 of the North Dakota Century Code, relating to the role of the department of health and consolidated laboratories in the review and issuance of certificates of authority for health maintenance organizations' complaint systems, annual reports, examinations, suspensions or revocations, and administrative procedures; and to repeal sections 26.1-18-05 and 26.1-18-33 of the North Dakota Century Code, relating to applications for certificate of authority for health maintenance organizations and the department of health and consolidated laboratories' authority to contract.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 104 YEAS, 0 NAYS, 1 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

EXCUSED: DeMers

ABSENT AND NOT VOTING: Gates

HB 1220 passed and the title was agreed to.

HB 1235: A BILL for an Act to amend and reenact sections 43-33-01, 43-33-02, 43-33-02.1, 43-33-03, 43-33-04, 43-33-06, 43-33-07, 43-33-08, 43-33-09, 43-33-10, 43-33-11, 43-33-12, 43-33-13, 43-33-14, 43-33-15, and 43-33-17 of the North Dakota Century Code, relating to the board of hearing instrument dispensers; to repeal sections 43-33-05 and 43-33-16 of the North Dakota Century Code, relating to the board of hearing instrument dispensers and licensing of hearing instrument dispensers; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO PASS, the roll was called and there were 103 YEAS, 1 NAY, 1 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gerntholz; Gilmore; Goffe; Gorder; Gorman; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Huether; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjervén; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wald; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

NAYS: Berg, G.

EXCUSED: DeMers

ABSENT AND NOT VOTING: Gates

HB 1235 passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3002: A concurrent resolution directing the Legislative Council to study the implementation of federal Family Support and Medicare Catastrophic Coverage Acts of 1988, as amended, to determine the financial impact of the Acts during the 1993-95 biennium and to review the effectiveness of changes to the system of delivering public assistance to North Dakota families and individuals.

The question being on the adoption of the resolution, which has been read and has committee recommendation of DO PASS.

HCR 3002 was declared adopted on a voice vote.

REMARKS OF SPEAKER RONALD A. ANDERSON

I think you have had many questions today, not only from the press, but maybe from the people around North Dakota asking you if it is business as usual at the Legislature, and certainly it is not -- a definite mood change is reflected last night and today, and will be for some time. However, we will continue to do the business of the State of North Dakota that the people have elected us to do. I am sure in that body that there are 106 ideas of what should have happened or what we should have done to begin with. Those decisions have now been made and I guess that it is time that we express our support for the President and the other leaders that were involved in this decision. I hope and pray that the early assessments of what is happening in the Persian Gulf are true. I worry about that. I feel that prior to the adjournment of the House today, that we should offer a silent prayer for our men and women in the service, for our leaders and especially for our service members and their families who are from North Dakota. Our hearts go out to you and our prayers are with you. We are proud of you!

MOTIONS

REP. KLOUBEC MOVED that the remarks of Speaker R. Anderson be printed in the Journal, which motion prevailed.

REP. KLOUBEC MOVED that the absent members be excused, which motion prevailed.

REP. KLOUBEC MOVED that the House be on the Fifth order of business, and at the conclusion of the Fifth order, the House be on the Ninth order of business, and at the conclusion of the Ninth order, the House be on the Thirteenth order of business, and at the conclusion of the Thirteenth order, the House stand adjourned until 12:30 p.m., Friday, January 18, 1991, which motion prevailed.

REPORTS OF STANDING COMMITTEES

HB 1064: Committee on Education (Rep. Gates, Chairman) recommends DO NOT PASS (16 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1064 was placed on the Eleventh order on the calendar.

HB 1096: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1096 was placed on the Eleventh order on the calendar.

HB 1100: Committee on Judiciary (Rep. Kretschmar, Chairman) recommends DO PASS (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1100 was placed on the Eleventh order on the calendar.

HB 1101: Committee on Judiciary (Rep. Kretschmar, Chairman) recommends DO PASS (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1101 was placed on the Eleventh order on the calendar.

HB 1107: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1107 was placed on the Eleventh order on the calendar.

HB 1109: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1109 was placed on the Eleventh order on the calendar.

HB 1118: Committee on Agriculture (Rep. Nicholas, Chairman) recommends DO PASS (16 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1118 was placed on the Eleventh order on the calendar.

HB 1124: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO NOT PASS (12 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1124 was placed on the Eleventh order on the calendar.

HB 1156: Committee on Judiciary (Rep. Kretschmar, Chairman) recommends DO PASS (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1156 was placed on the Eleventh order on the calendar.

HB 1158: Committee on Human Services and Veterans Affairs (Rep. Larson, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (13 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 10, after "others" insert "- Deposit of proceeds into surplus lands account"

Page 1, line 14, after the underscored period insert "All funds and proceeds realized from any of these transactions must be placed in the surplus lands account established under section 2 of this Act."

Page 1, line 18, after "governor" insert "and the budget section of the legislative council"

Page 2, line 18, after "governor" insert "and the budget section of the legislative council"

Page 2, line 27, remove "standing"

Page 2, line 28, remove "and"

Renumber accordingly

HB 1161: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1161 was placed on the Eleventh order on the calendar.

HB 1162: Committee on Education (Rep. Gates, Chairman) recommends DO NOT PASS (16 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1162 was placed on the Eleventh order on the calendar.

HB 1178: Committee on Judiciary (Rep. Kretschmar, Chairman) recommends DO PASS (16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1178 was placed on the Eleventh order on the calendar.

HB 1208: Committee on Finance and Taxation (Rep. Timm, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 5, line 16, overstrike "tenth" and insert immediately thereafter "fifteenth"

Page 6, line 3, replace "tenth" with "fifteenth"

Page 9, line 6, overstrike "tenth" and insert immediately thereafter "fifteenth"

Renumber accordingly

HB 1213: Committee on Industry, Business and Labor (Rep. Dorso, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 4, line 1, remove the overstrike over "profits" and remove "income"

Renumber accordingly

HB 1217: Committee on Industry, Business and Labor (Rep. Dorso, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 3, line 26, remove the overstrike over "Any state department may invest its funds"

Page 3, line 27, remove the overstrike over "in the purchase of the premium anticipation certificates."

Renumber accordingly

HB 1229: Committee on Industry, Business and Labor (Rep. Dorso, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (15 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 5, line 26, replace "must" with "may"

Renumber accordingly

HB 1231: Committee on Industry, Business and Labor (Rep. Dorso, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (14 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 2, line 5, replace "placed in newspapers" with "that the commissioner shall prescribe by rule"

Page 2, line 6, remove "or periodicals"

Renumber accordingly

HB 1233: Committee on Education (Rep. Gates, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS and BE REREFERRED to the Committee on Appropriations (15 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 9, remove ", whether that person is over or"

Page 1, line 10, remove "under eighteen years of age"

Renumber accordingly

HCR 3001: Committee on Human Services and Veterans Affairs (Rep. Larson, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, after line 20 insert:

"WHEREAS, appropriate, quality support services are necessary for the successful treatment and integration of the mentally ill and chemically dependent into the community; and"

Page 2, line 11, after "services" insert ", the need for adequate, quality support services especially in the area of direct patient care,"

Renumber accordingly

HCR 3010: Committee on Human Services and Veterans Affairs (Rep. Larson, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 19, replace "routinely" with "find it necessary to"

Page 1, line 20, remove "reducing" after "provided" insert "are reduced" and replace "confirming" with "creating an impression"

Page 2, line 3, after the semicolon insert "and"

Page 2, after line 3, insert:

"WHEREAS, a North Dakota Health Task Force has been formed for the purpose of creating a proposed health policy for North Dakota;"

Page 2, after line 11, insert:

"BE IT FURTHER RESOLVED, that the Legislative Council receive and consider, on an ongoing basis, the reports and recommendations of the North Dakota Health Task Force; and"

Renumber accordingly

FIRST READING OF HOUSE BILLS

Reps. Mutzenberger, Snyder and Sen. Redlin introduced:

HB 1415: A BILL for an Act to amend and reenact subsection 2 of section 16.1-05-01 of the North Dakota Century Code, relating to appointment of election officers.

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

Reps. R. Anderson, Thompson and Sen. Meyer introduced:

HB 1416: A BILL for an Act providing an appropriation to North Dakota state university to provide funds for a study to determine the economic benefits to North Dakota from public lands.

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

Rep. Whalen introduced:

HB 1417: A BILL for an Act to amend and reenact subdivision a of subsection 1 of section 54-35.2-01 and sections 54-36-01 and 57-59-06 of the North Dakota Century Code, relating to the North Dakota league of cities; and to repeal section 40-01-23 and subsections 74 and 76 of section 40-05-01 of the North Dakota Century Code, relating to city authority regarding community development block grant programs and expenditures for and participation in an organization of city governments.

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

Rep. Whalen introduced:

HB 1418: A BILL for an Act to repeal subsection 18 of section 11-11-14 of the North Dakota Century Code, relating to county authority to participate in the community development block grant program.

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

Rep. Whalen introduced:

HB 1419: A BILL for an Act to amend and reenact subsection 3 of section 20.1-02-17.1 and sections 20.1-02-18.1 and 54-01.1-08 of the North Dakota Century Code, relating to functions and duties of the office of intergovernmental assistance; and to repeal chapter 54-44.5 of the North Dakota Century Code, relating to the office of intergovernmental assistance.

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

Reps. Whalen, Mahoney and Sens. Keller, Maxson introduced:

HB 1420: A BILL for an Act to create and enact a new section to chapter 5-01, a new subsection to section 5-02-02, and two new subsections to section 5-03-01 of the North Dakota Century Code, relating to penalties for violations of alcoholic beverage laws and alcoholic beverage license applicants; to amend and reenact sections 5-01-11, 5-03-02, 5-03-05, 5-03-06, subsection 3 of section 5-04-01, and section 5-04-14 of the North Dakota Century Code, relating to alcoholic beverage laws; and to provide a penalty.

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

Reps. Starke, Enget introduced:

HB 1421: A BILL for an Act to create and enact a new section to chapter 20.1-01 of the North Dakota Century Code, relating to the use of motor-driven vehicles for taking coyotes; and to amend and reenact subsection 11 of section 20.1-01-02, section 20.1-01-11, and subsection 2 of section 20.1-03-07 of the North Dakota Century Code, relating to the definition of fur-bearers for game and fish purposes, the use of motor vehicles to hunt game, and to nonresidents taking fur-bearers.

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

Reps. Starke, Jacobson, Wentz introduced:

HB 1422: A BILL for an Act to amend and reenact subsection 1 of section 23-30-02 of the North Dakota Century Code, relating to the area to be included in a hospital district.

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

Rep. Peterson and Sen. Thane introduced:

HB 1423: A BILL for an Act to create and enact a new section to chapter 10-15 of the North Dakota Century Code, relating to redemption of stock in cooperative associations.

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

FIRST READING OF SENATE BILLS

SB 2037: A BILL for an Act to amend and reenact section 20.1-13-08 of the North Dakota Century Code, relating to boating collisions, accidents, casualties, and liability.

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

SB 2040: A BILL for an Act to amend and reenact section 20.1-12-05 of the North Dakota Century Code, relating to the operation of shooting preserves; and to repeal section 20.1-01-10 of the North Dakota Century Code, relating to the hours for hunting game birds and protected animals.

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

SB 2041: A BILL for an Act to amend and reenact section 20.1-03-01.2 of the North Dakota Century Code, relating to hunter safety instruction requirements for obtaining hunting licenses.

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

SB 2042: A BILL for an Act to amend and reenact section 20.1-05-06 of the North Dakota Century Code, relating to daylight fluorescent orange garments worn by big game hunters.

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

SB 2048: A BILL for an Act to amend and reenact section 20.1-03-30 of the North Dakota Century Code, relating to the forfeiture of game and fish license fees.

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

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

ROY GILBREATH, Chief Clerk