

JOURNAL OF THE HOUSE

Fifty-second Legislative Assembly

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Bismarck, March 1, 1991

The House convened at 12:30 p.m., with Speaker R. Anderson presiding.

The prayer was offered by Deacon Steve M. Harmon, St. Joseph Catholic Church, Mandan.

The roll was called and all members were present except Representatives DeMers, Gorman, Huether, and Wald.

A quorum was declared by the Speaker.

LEGISLATIVE CHAPLAINCY SCHEDULE
OF DATES FOR THE HOUSE OF REPRESENTATIVES

DATE	MARCH	CHURCH
1	Deacon Steve M. Harmon	St. Joseph Catholic Church, Mandan
4	Rev. Bob Nordvall	Charity Lutheran Church, Bismarck
5	Rev. Harold O. Vold	St. John Lutheran Church, Jamestown
6	Rev. Richard Fitch	United Church of Christ, Bismarck
7	Rev. Ronald Gough	First United Methodist Church, Mandan
8	Rev. Bruce Vold	Trinity Lutheran Church, Edinburg
11	Fr. Hugo L. Blotsky	St. Alexius Medical Center, Bismarck
12	Deacon Wilfred P. Wolf	Cathedral of the Holy Spirit, Bismarck
13	Rev. Bruce Vadnais	Wesleyan Church, Bismarck
14	Fr. Robert E. Feeney	St. Joseph Catholic Church, Mandan
15	Rev. Kerry Stastny	First United Methodist Church, Bismarck
18	Deacon John H. LaMontagne	Ascension Catholic Church, Bismarck
19	Rev. Kerwin Sletto	Calvary Free Lutheran Church, Bismarck
20	Rev. James Kraemer	First Church of the Nazarene, Mandan
21	Deacon Bob Schuller	Corpus Christi Catholic Church, Bismarck
22	Rev. Doug Roberts	United Church of Christ, Bismarck
25	Sister Grace Danmus	St. Alexius Medical Center, Bismarck
26	Deacon Lynn Clancy	Corpus Christi Catholic Church, Bismarck
27	Rev. Randy Mitrovich	Century Baptist Church, Bismarck
28	Pastor Larry Jahнке	New Song Community Church, Bismarck
29	Deacon Al Schwindt	Ascension Catholic Church, Bismarck

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has passed unchanged: SB 2068, SB 2081, SB 2098, SB 2110, SB 2124, SB 2128, SB 2137, SB 2140, SB 2150, SB 2185, SB 2186, SB 2190, SB 2220, SB 2269, SB 2291, SB 2322, SB 2367, SB 2368, SB 2369, SB 2380, SB 2412.

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

MR. SPEAKER: The Senate has passed unchanged: HB 1057, HB 1066, HB 1076, HB 1088, HB 1089, HB 1090, HB 1097, HB 1121, HB 1129, HB 1134, HB 1142, HB 1144, HB 1147, HB 1149, HB 1171, HB 1183, HB 1184, HB 1197, HB 1220, HB 1238, HB 1241, HB 1254, HB 1315, HB 1335, HB 1359, HB 1397, HB 1429, HB 1442, HB 1557.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1073.

Page 1, line 10, remove the overstrike over "of the"

Page 1, line 11, remove the overstrike over "county in which either of the contracting parties or the parents of either of"

Page 1, line 12, remove the overstrike over "the parties resides; or if such county is unorganized; or disorganized; of"

- Page 1, line 13, remove the overstrike over "~~the county to which it is attached for judicial purposes, or~~"
- Page 1, line 14, remove the overstrike over "by", after the first "the" insert "a", and remove the overstrike over "~~county judge of the~~"
- Page 1, line 15, remove the overstrike over "~~county wherein the marriage is to be solemnized according to the terms of~~"
- Page 1, line 16, remove the overstrike over "~~section 14-03-19. For the purpose of obtaining a marriage license, a member~~"
- Page 1, line 17, remove the overstrike over "~~of the armed forces of the United States stationed within the state of North~~"
- Page 1, line 18, remove the overstrike over "~~Dakota shall be deemed to reside in the county wherein~~", after "he" insert "that person", and remove the overstrike over "~~is stationed~~"

Renumber accordingly

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SCR 4009, SCR 4035.

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

MR. SPEAKER: The Senate respectfully requests the return of: SB 2515, SB 2457.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS ON CONSENT CALENDAR

- HCR 3047: A concurrent resolution directing the Legislative Council to study levy limitations for political subdivisions.
- HCR 3052: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of implementing a one-call excavation notice system.
- HCR 3057: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of requiring a unified budget.
- HCR 3059: A concurrent resolution directing the Legislative Council to study the introduction of nonnative fish species into this state and the interbasin transfer of water, fish species, and aquatic plant species between or among drainage basins located in this state.
- HCR 3061: A concurrent resolution directing a Legislative Council study of the entire range of issues arising from the current methods and philosophy governing state employees' compensation.
- HCR 3062: A concurrent resolution directing the Legislative Council to study the feasibility of establishing a collection and disposal program for agricultural pesticides, hazardous household chemicals, and their containers.

The question being on the final adoption of the resolutions, which have been read.

The resolutions were adopted on a voice vote.

MOTIONS

REP. KLOUBEC MOVED that the rules be suspended and that the House consider the amendments to HCR 3049 and SB 2063 in one motion, which motion prevailed.

REP. KLOUBEC MOVED that the rules be suspended and that the amendments to HCR 3049 and SB 2063 be adopted, which motion prevailed.

HCR 3049, as amended, was placed on the Eleventh order of business for the succeeding legislative day.

SB 2063, as amended, was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

REP. KLOUBEC MOVED that the rules be suspended and that HCR 3049 be deemed properly engrossed and placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3049: A concurrent resolution directing the Legislative Council to study the statutes and rules concerning the propagation of captive wildlife and exotic wildlife in North Dakota and the authority of the Game and Fish Commissioner and the Board of Animal Health to regulate this industry.

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

HCR 3049 was declared adopted on a voice vote.

MOTION

REP. KLOUBEC MOVED that the rules be suspended and that SB 2063 be placed on the calendar, as amended, for second reading and final passage, which motion prevailed.

SECOND READING OF SENATE BILL

SB 2063: A BILL for an Act to amend and reenact subsection 1 of section 53-06.1-01 and subsection 3 of section 53-06.1-11 of the North Dakota Century Code, relating to the definition of adjusted gross proceeds with regard to charitable gaming activities and expenses allowed to charitable gaming organizations.

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 95 YEAS, 6 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: 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; Gates; Gerndtholz; Goffe; Gorder; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Jacobson; Jensen; Kaldor; Kelsch; 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; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wardner; Wentz; Whalen; Williams; Speaker R. Anderson

NAYS: Aarsvold; Gilmore; Kerzman; Ring; Skar; Wilkie

ABSENT AND NOT VOTING: DeMers; Gorman; Huether; Nicholas; Wald

SB 2063 passed and the title was agreed to.

THE HOUSE RECOGNIZED THE PRESENCE OF:

Former Representative Dean Vig

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3008: A concurrent resolution to request appropriate action by the Congress of the United States, either acting by consent of two-thirds of both houses or, upon the application of the legislatures of two-thirds of the several states, calling a constitutional convention to propose an amendment to the Constitution of the United States for the sole purpose of limiting the number of terms or years that may be served by members of Congress.

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO NOT PASS.

HCR 3008 was declared lost on a voice vote.

HCR 3056: A concurrent resolution directing the Legislative Council to study the equity and advisability of the present method of issuance of gratis hunting permits.

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

HCR 3056 was declared adopted on a voice vote.

MOTION

REP. KLOUBEC MOVED that the rules be suspended and that all resolutions that were passed today be messaged to the Senate immediately, which motion prevailed.

HOUSE ENGROSSING REPORT

The following resolution was engrossed: HCR 3049.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HCR 3046, HCR 3050, HCR 3051, HCR 3053, HCR 3054, HCR 3055, HCR 3058, HCR 3060.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HCR 3047, HCR 3052, HCR 3057, HCR 3059, HCR 3061, HCR 3062.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has passed and your favorable consideration is requested on: HCR 3049, HCR 3056.

SECOND 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.

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 100 YEAS, 3 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gernholz; Gilmore; Goffe; Gorder; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; 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; Wardner; Wentz; Wilkie; Williams; Speaker R. Anderson

NAYS: Bateman; Brown; Whalen

ABSENT AND NOT VOTING: Gorman; Huether; Wald

SB 2037 passed and the title was agreed to.

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.

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 97 YEAS, 6 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Aarsvold; Hokana; Kerzman; Meyer; Payne; Schimke

ABSENT AND NOT VOTING: Gorman; Huether; Wald

SB 2042 passed and the title was agreed to.

SB 2043: A BILL for an Act to amend and reenact subsection 11 of section 20.1-01-02 and section 20.1-07-04 of the North Dakota Century Code, relating to the definition of fur-bearers for game and fish purposes and depredating fur-bearing animals; and to declare an emergency.

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 96 YEAS, 7 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Jacobson; Jensen; Kaldor; Kelsch; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney; Martin; Martinson; Miller; Muhs; Mutzenberger; Myrdal; Nelson; Nicholas; 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; Wardner; Whalen; Wilkie; Williams; Speaker R. Anderson

NAYS: Bateman; Brokaw; Enget; Kerzman; Meyer; Nichols; Wentz

ABSENT AND NOT VOTING: Gorman; Huether; Wald

Engrossed SB 2043 passed, the title was agreed to, and the emergency clause carried.

SB 2086: A BILL for an Act making an appropriation for defraying the expenses of noxious weed control on the Little Missouri River and state-owned Burlington project.

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 98 YEAS, 5 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

NAYS: Carlson; DeMers; Jensen; Muhs; Ring

ABSENT AND NOT VOTING: Gorman; Huether; Wald

SB 2086 passed and the title was agreed to.

SB 2122: A BILL for an Act to amend and reenact section 39-12-02 of the North Dakota Century Code, relating to obtaining special permits for vehicles of excessive size and weight.

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, 1 NAY, 0 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; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; 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; Ritter; Rydell; Scherber; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

NAYS: Ring

ABSENT AND NOT VOTING: Gorman; Huether; Wald

SB 2122 passed and the title was agreed to.

SB 2127: A BILL for an Act to create and enact a new section to chapter 57-27 of the North Dakota Century Code, relating to the creation of a state refund account; and to declare an emergency.

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, 0 EXCUSED, 4 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; DeMers; DeWitz; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; 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; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Dorso; Gorman; Huether; Wald

SB 2127 passed, the title was agreed to, and the emergency clause carried.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SCR 4029, SCR 4037, SCR 4046, SCR 4047, SCR 4056.

SECOND READING OF SENATE BILLS

SB 2131: A BILL for an Act to amend and reenact section 54-44-11 of the North Dakota Century Code, relating to the office of management and budget operating funds creation.

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, 0 EXCUSED, 4 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; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; 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; Trautman; Urlacher; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Gorman; Huether; Tollefson; Wald

SB 2131 passed and the title was agreed to.

SB 2141: A BILL for an Act to repeal section 54-44-04.8 of the North Dakota Century Code, relating to the purchase of state motor vehicles.

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, 0 EXCUSED, 4 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; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; 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.; 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; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Gorman; Huether; Olson, A.; Wald

SB 2141 passed and the title was agreed to.

MOTION

REP. KLOUBEC MOVED that SB 2515 and SB 2457 be returned to the House floor from their respective committees and that the House accede to the Senate's request for the return of SB 2515 and SB 2457, which motion prevailed.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House accedes to the Senate request for the return of: SB 2515.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House accedes to the Senate request for the return of: SB 2457.

REQUEST

REP. A. OLSON REQUESTED that the record show that she intended to vote "Yea" on SB 2141, which request was granted.

SECOND READING OF SENATE BILLS

SB 2195: A BILL for an Act to create and enact a new section to chapter 15-29 of the North Dakota Century Code, relating to in-service training for newly elected school board members.

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 73 YEAS, 30 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boucher; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; Dorso; Enget; Erickson; Flaagan; Freier; Gerntholz; Gilmore; Grosz; Grumbo; Hanson; Henegar; Howard; Jacobson; Jensen; Kelsch; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Linderman; Mahoney;

Martin; Martinson; Miller; Muhs; Mutzenberger; Myrdal; Nicholas; Nichols; Nowatzki; Olsen, D.; Olson, A.; Porter; Price; Pyle; Ring; Ritter; Rydell; Scherber; Shide; Skar; Skjerven; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Tollefson; Trautman; Urlacher; Wardner; Wentz; Whalen; Wilkie

NAYS: Aarsvold; Bateman; Boehm; Brokaw; Brown; Byerly; DeWitz; Gabrielson; Gates; Goffe; Gorder; Hausauer; Hokana; Kaldor; Kerzman; Kloubec; Meyer; Nelson; Oban; Payne; Peterson; Rennerfeldt; Schimke; Schindler; Schmidt; Schneider; Snyder; Timm; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Gorman; Huether; Wald

Engrossed SB 2195 passed and the title was agreed to.

SB 2251: A BILL for an Act to amend and reenact subsection 1 of section 39-21-41.2 of the North Dakota Century Code, relating to the required use of child restraint devices in motor vehicles.

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 67 YEAS, 36 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Belter; Berg, R.; Bernstein; Bodine; Boucher; Brokaw; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Dalrymple; DeMers; DeWitz; Enget; Erickson; Gabrielson; Gates; Gerntholz; Goffe; Grumbo; Hanson; Henegar; Hokana; Jensen; Kaldor; Kelsch; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Mahoney; Martinson; Miller; Muhs; Mutzenberger; Nicholas; Nichols; Nowatzki; Oban; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Scherber; Schindler; Skar; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thorpe; Tollefson; Trautman; Wentz; Wilkie

NAYS: Bateman; Berg, G.; Boehm; Brown; Coats; Delzer; Dorso; Flaagan; Freier; Gilmore; Gorder; Grosz; Hausauer; Howard; Jacobson; Kerzman; Laughlin; Linderman; Martin; Meyer; Myrdal; Nelson; Olsen, D.; Olson, A.; Schimke; Schmidt; Schneider; Shide; Skjerven; Thompson; Timm; Urlacher; Wardner; Whalen; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Gorman; Huether; Wald

SB 2251 passed and the title was agreed to.

SB 2261: A BILL for an Act to amend and reenact section 39-21-01 of the North Dakota Century Code, relating to the display of vehicle lights during inclement weather.

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 8 YEAS, 95 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Kunkel; Laughlin; Muhs; Pyle; Ring; Scherber; Soukup; Stofferahn

NAYS: Aarsvold; Anderson, B.; Bateman; Belter; Berg, G.; Berg, R.; Bernstein; Bodine; Boehm; Boucher; Brokaw; Brown; Byerly; Carlisle; Carlson; Clayburgh; Cleary; Coats; Dalrymple; Delzer; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Grosz; Grumbo; Hanson; Hausauer; Henegar; Hokana; Howard; Jacobson; Jensen; Kaldor; Kelsch; Kerzman; Kloubec; Kolbo; Kretschmar; Kroeber; Larson; Linderman; Mahoney; Martin; Martinson; Meyer; Miller; Mutzenberger; Myrdal; Nelson; Nicholas;

Nichols; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Rennerfeldt; Ritter; Rydell; Schimke; Schindler; Schmidt; Schneider; Shide; Skar; Skjervén; Snyder; St. Aubyn; Starke; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Gorman; Huether; Wald

Engrossed SB 2261 was declared lost.

MOTION

REP. TOLLEFSON MOVED that the House waive the reading of the title to SB 2295, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2295: A BILL for an Act to amend and reenact sections 23-04-01, 40-02-11, 40-08-01, 40-08-03, 40-08-03.1, 40-08-03.2, 40-08-04, 40-08-04.1, 40-08-05, 40-08-06, 40-08-06.1, 40-08-07, 40-08-08, 40-09-05, 40-14-01, 40-14-02, 40-14-06, 40-21-03, 40-21-09, and 40-52-08 of the North Dakota Century Code, relating to city council members and removing references to alderman and aldermen.

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, 0 EXCUSED, 4 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; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Grosz; Grumbo; Hanson; Henegar; Hokana; Howard; 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; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Gorman; Hausauer; Huether; Wald

SB 2295 passed and the title was agreed to.

SB 2299: A BILL for an Act to amend and reenact sections 15-28-10 and 15-47-06 of the North Dakota Century Code, relating to school district elections.

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 101 YEAS, 0 NAYS, 0 EXCUSED, 5 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; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Grosz; Grumbo; Hanson; Henegar; Hokana; Howard; 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; Skjerven; Snyder; Soukup; St. Aubyn; Starke; Stofferahn; Svedjan; Thompson; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Gorman; Hausauer; Huether; Skar; Wald

SB 2299 passed and the title was agreed to.

SB 2302: A BILL for an Act to create and enact a new subdivision to subsection 4 of section 26.1-41-01 of the North Dakota Century Code, relating to the definition of bus with respect to automobile accident reparations.

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, 0 EXCUSED, 4 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; DeMers; DeWitz; Dorso; Enget; Erickson; Flaagan; Freier; Gabrielson; Gates; Gerntholz; Gilmore; Goffe; Gorder; Grosz; Grumbo; Hanson; Henegar; Hokana; Howard; 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; Wardner; Wentz; Whalen; Wilkie; Williams; Speaker R. Anderson

ABSENT AND NOT VOTING: Gorman; Hausauer; Huether; Wald

SB 2302 passed and the title was agreed to.

SB 2482: A BILL for an Act to amend and reenact sections 5-02-01.1, 5-02-05.1, and 5-02-05.2 of the North Dakota Century Code, relating to permits for special events and the definition of restaurant.

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 70 YEAS, 32 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Berg, G.; Berg, R.; Bernstein; Boucher; Brown; Byerly; Carlisle; Carlson; Clayburgh; Coats; Dalrymple; DeMers; Dorso; Flaagan; Gabrielson; Gates; Gerntholz; Goffe; Grumbo; Hanson; Henegar; Hokana; Howard; Jacobson; Jensen; Kelsch; Kloubec; Kolbo; Kretschmar; Kroeber; Kunkel; Larson; Laughlin; Mahoney; Martin; Martinson; Meyer; Miller; Muhs; Mutzenberger; Myrdal; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Peterson; Porter; Price; Pyle; Rennerfeldt; Ring; Ritter; Rydell; Schneider; Shide; Snyder; St. Aubyn; Starke; Svedjan; Thorpe; Timm; Tollefson; Trautman; Urlacher; Wardner; Wentz; Williams; Speaker R. Anderson

NAYS: Aarsvold; Bateman; Belter; Bodine; Boehm; Brokaw; Cleary; Delzer; DeWitz; Enget; Erickson; Freier; Gilmore; Gorder; Grosz; Kaldor; Kerzman; Linderman; Nelson; Nicholas; Nowatzki; Scherber; Schimke;

Schindler; Schmidt; Skar; Skjervén; Soukup; Stofferahn; Thompson;
Whalen; Wilkie

ABSENT AND NOT VOTING: Gorman; Hausauer; Huether; Wald

Engrossed SB 2482 passed and the title was agreed to.

ANNOUNCEMENT OF SELECT COMMITTEE ON MEMORIAL SERVICE

SPEAKER R. ANDERSON ANNOUNCED the following appointments to the Select Committee on Memorial Service:

Rep. Gerntholz
Rep. Mahoney
Rep. Carlisle

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has amended and subsequently passed: SB 2035, SB 2193, SB 2219.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has amended and failed to pass: SB 2111, SB 2288.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)

MR. PRESIDENT: The House has failed to pass: SB 2064.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2457, SB 2515.

MOTIONS

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 Thirteenth order of business, and at the conclusion of the Thirteenth order, the House stand adjourned until 1:00 p.m., Monday, March 4, 1991, which motion prevailed.

REPORTS OF STANDING COMMITTEES

HCR 3003: Joint Constitutional Revision Committee (Rep. Kretschmar, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (9 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 2, line 15, after the underscored period insert "As used in this section, recreational vehicle means a motor-driven vehicle, boat, or vessel, the primary purpose of which is off-road recreational use, and which is not licensed for use on roads and highways."

Renumber accordingly

HCR 3004: Joint Constitutional Revision Committee (Rep. Kretschmar, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (6 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 1, after "A concurrent resolution" replace the remainder of the resolution with: "for the amendment of subsection 1 of section 6 of article VIII and section 12 of article IX of the Constitution of North Dakota, relating to the names and locations of state institutions; and to repeal section 13 of article IX of the Constitution of North Dakota, relating to location of state institutions."

STATEMENT OF INTENT

This amendment removes references to the locations of state institutions and removes names, locations, and missions of state institutions of higher education.

BE IT RESOLVED BY THE HOUSE OF REPRESENTATIVES OF NORTH DAKOTA, THE SENATE CONCURRING THEREIN:

That the following proposed amendments to subsection 1 of section 6 of article VIII and section 12 of article IX of the Constitution of North Dakota and repeal of section 13 of article IX of the Constitution of North Dakota are agreed to and must be submitted to the qualified electors of the state at the general election to be held in 1992, in accordance with section 16 of article IV of the Constitution of North Dakota.

SECTION 1. AMENDMENT. Subsection 1 of section 6 of article VIII of the Constitution of North Dakota is amended and reenacted as follows:

1. A board of higher education, to be officially known as the state board of higher education, ~~is hereby created for the~~ shall control and ~~administration of administer the following~~ state educational institutions, to wit:
 - a- ~~The state university and school of mines, at Grand Forks, with their substations;~~
 - b- ~~The state agricultural college and experiment station, at Fargo, with their substations;~~
 - c- ~~The school of science, at Wahpeton;~~
 - d- ~~The state normal schools and teachers colleges, at Valley City, Mayville, Minot, and Dickinson;~~
 - e- ~~The school of forestry, at Bottineau;~~
 - f- ~~And such other state institutions of higher education as may hereafter be established.~~

SECTION 2. AMENDMENT. Section 12 of article IX of the Constitution of North Dakota is amended and reenacted as follows:

Section 12. The ~~following~~ public institutions of the state are permanently to be located at the places ~~hereinafter~~ named, each to have the lands specifically granted to it by the United States in the Act of Congress approved February 22, 1889, to be disposed of and used in such ~~manner as deemed appropriate by the legislative assembly may prescribe~~ subject to the limitations provided in the article on school and public lands contained in this constitution. Each public institution of the state is to have the lands specifically granted to it by the United States or received by it as provided by law. The following must be among the public institutions of the state:

1. The seat of government ~~at the city of Bismarck in the county of Burleigh.~~
2. The state university and the school of mines ~~at the city of Grand Forks, in the county of Grand Forks.~~
- 3- ~~The North Dakota state university of agriculture and applied science at the city of Fargo, in the county of Cass.~~
- 4- ~~A state normal school at the city of Valley City, in the county of Barnes, and the legislative assembly, in apportioning the grant of eighty thousand acres of land for~~

normal schools made in the Act of Congress referred to shall grant to the said normal school at Valley City, as aforementioned, fifty thousand (50,000) acres; and said lands are hereby appropriated to said institution for that purpose.

- 5- The school for the deaf and dumb of North Dakota at the city of Devils Lake, in the county of Ramsey.
- 6- 3. A state training industrial school at the city of Mandan, in the county of Morton.
- 7- A state normal school at the city of Mayville, in the county of Traill, and the legislative assembly in apportioning the grant of lands made by Congress in the Act aforesaid for state normal schools shall assign thirty thousand (30,000) acres to the institution hereby located at Mayville, and said lands are hereby appropriated for said purpose.
- 8- 4. A state hospital for the insane at the city of Jamestown, in the county of Stutsman. And the legislative assembly shall appropriate twenty thousand acres of the grant of lands made by the Act of Congress aforesaid for other educational and charitable institutions to the benefit and for the endowment of said institution, and there shall be located at or near the city of Grafton, in the county of Walsh, an institution for the feeble-minded, on the grounds purchased by the secretary of the interior for a penitentiary building mentally ill.
- 5. An institution for the mentally deficient.
- 6. A veterans' home.
- 7. A school for the blind.

SECTION 3. REPEAL. Section 13 of article IX of the Constitution of North Dakota is repealed."

Renumber accordingly

HCR 3005: Joint Constitutional Revision Committee (Rep. Kretschmar, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (6 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 4, remove "and the handling of funds"

Page 1, line 8, replace "provides" with "and provide"

Page 1, line 9, remove ", and removes the"

Page 1, remove line 10

Page 1, line 11, remove "for another institution"

Page 2, line 26, remove the overstrike over "~~provided, however, that funds~~"

Page 2, line 27, remove the overstrike over "~~appropriated by the~~", after "legislature" insert "legislative assembly", and remove the overstrike over "~~and specifically designated for~~"

Page 2, line 28, remove the overstrike over "~~any one or more of~~", after "~~such~~" insert "the", remove the overstrike over "~~institutions~~", after "~~shall~~" insert "may", and remove the overstrike over "~~not be used for any~~"

Page 2, line 29, remove the overstrike over "~~other institution~~"

Renumber accordingly

HCR 3035: Joint Constitutional Revision Committee (Rep. Kretschmar, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (10 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 2, line 5, remove "1991" and after "2301" insert "enacted by the fifty-second legislative assembly"

Renumber accordingly

HCR 3066: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3066 was placed on the Eleventh order on the calendar.

SB 2023, as engrossed: Committee on Political Subdivisions (Rep. Martin, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (15 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 3, remove "15-20.2-06, 15-20.2-13,"

Page 1, remove lines 4 through 6

Page 1, line 7, remove "15-51-22,"

Page 1, line 10, remove "school district, Fargo board of education, and" and remove "to repeal"

Page 1, remove lines 11 and 12

Page 1, remove lines 15 through 22

Remove pages 2 through 16

Page 17, remove lines 1 through 21

Page 26, remove lines 23 through 26

Page 26, line 27, replace "Sections 1 through 39 of this Act become" with "This Act becomes"

Page 26, line 28, remove ", and section 40 of this Act becomes effective on"

Page 26, line 29, remove "July 1, 1995"

Renumber accordingly

SB 2046, as engrossed: Committee on Natural Resources (Rep. A. Olson, Chairman) recommends DO PASS (13 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2046 was placed on the Fourteenth order on the calendar.

SB 2047: Committee on Natural Resources (Rep. A. Olson, Chairman) recommends DO PASS (11 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). SB 2047 was placed on the Fourteenth order on the calendar.

SB 2048: Committee on Natural Resources (Rep. A. Olson, Chairman) recommends DO PASS (12 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING). SB 2048 was placed on the Fourteenth order on the calendar.

SB 2050: Committee on Natural Resources (Rep. A. Olson, Chairman) recommends DO PASS (11 YEAS, 2 NAYS, 3 ABSENT AND NOT VOTING). SB 2050 was placed on the Fourteenth order on the calendar.

SB 2051: Committee on Natural Resources (Rep. A. Olson, Chairman) recommends DO PASS (12 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). SB 2051 was placed on the Fourteenth order on the calendar.

SB 2071, as engrossed: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2071 was placed on the Fourteenth order on the calendar.

SB 2072, as engrossed: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2072 was placed on the Fourteenth order on the calendar.

SB 2074: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2074 was placed on the Fourteenth order on the calendar.

SB 2101: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2101 was placed on the Fourteenth order on the calendar.

SB 2105: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (12 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2105 was placed on the Fourteenth order on the calendar.

SB 2107, as engrossed: Committee on Transportation (Rep. Belter, Chairman) recommends DO PASS (10 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). SB 2107 was placed on the Fourteenth order on the calendar.

SB 2116: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2116 was placed on the Fourteenth order on the calendar.

SB 2123, as engrossed: Committee on Political Subdivisions (Rep. Martin, Chairman) recommends DO PASS (17 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2123 was placed on the Fourteenth order on the calendar.

SB 2129, as engrossed: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2129 was placed on the Fourteenth order on the calendar.

SB 2130: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2130 was placed on the Fourteenth order on the calendar.

SB 2180: Committee on Appropriations (Rep. Thompson, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (21 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 7, replace "within" with "a special fund in the state treasury called" and remove "a"

Renumber accordingly

SB 2192: Committee on Appropriations (Rep. Thompson, Chairman) recommends DO PASS (20 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2192 was placed on the Fourteenth order on the calendar.

SB 2194, as engrossed: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2194 was placed on the Fourteenth order on the calendar.

- SB 2197: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2197 was placed on the Fourteenth order on the calendar.
- SB 2208: Committee on Agriculture (Rep. Nicholas, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2208 was placed on the Fourteenth order on the calendar.
- SB 2241, as engrossed: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (14 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2241 was placed on the Fourteenth order on the calendar.
- SB 2242, as engrossed: Committee on Political Subdivisions (Rep. Martin, Chairman) recommends DO PASS (17 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2242 was placed on the Fourteenth order on the calendar.
- SB 2287: Committee on Transportation (Rep. Belter, Chairman) recommends DO PASS (12 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). SB 2287 was placed on the Fourteenth order on the calendar.
- SB 2290, as engrossed: Committee on Transportation (Rep. Belter, Chairman) recommends DO PASS (12 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). SB 2290 was placed on the Fourteenth order on the calendar.
- SB 2301: Committee on Appropriations (Rep. Thompson, Chairman) recommends DO PASS (17 YEAS, 2 NAYS, 4 ABSENT AND NOT VOTING). SB 2301 was placed on the Fourteenth order on the calendar.
- SB 2303: Committee on Transportation (Rep. Belter, Chairman) recommends DO PASS (11 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING). SB 2303 was placed on the Fourteenth order on the calendar.
- SB 2314: Committee on Natural Resources (Rep. A. Olson, Chairman) recommends DO NOT PASS (8 YEAS, 4 NAYS, 4 ABSENT AND NOT VOTING). SB 2314 was placed on the Fourteenth order on the calendar.
- SB 2317, as engrossed: Committee on Transportation (Rep. Belter, Chairman) recommends DO PASS (13 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2317 was placed on the Fourteenth order on the calendar.
- SB 2318: Committee on Agriculture (Rep. Nicholas, Chairman) recommends DO PASS (11 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). SB 2318 was placed on the Fourteenth order on the calendar.
- SB 2325: Committee on Political Subdivisions (Rep. Martin, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SB 2325 was placed on the Fourteenth order on the calendar.
- SB 2334: Committee on Political Subdivisions (Rep. Martin, Chairman) recommends DO PASS (16 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2334 was placed on the Fourteenth order on the calendar.
- SB 2342: Committee on Agriculture (Rep. Nicholas, Chairman) recommends DO PASS (16 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2342 was placed on the Fourteenth order on the calendar.
- SB 2396: Committee on Natural Resources (Rep. A. Olson, Chairman) recommends DO PASS (11 YEAS, 1 NAY, 4 ABSENT AND NOT VOTING). SB 2396 was placed on the Fourteenth order on the calendar.
- SB 2459, as engrossed: Committee on State and Federal Government (Rep. Martinson, Chairman) recommends DO PASS (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2459 was placed on the Fourteenth order on the calendar.

SB 2496: Committee on Agriculture (Rep. Nicholas, Chairman) recommends DO PASS (17 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2496 was placed on the Fourteenth order on the calendar.

SB 2513, as engrossed: Committee on Agriculture (Rep. Nicholas, Chairman) recommends DO PASS (14 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2513 was placed on the Fourteenth order on the calendar.

SB 2553, as engrossed: Committee on Agriculture (Rep. Nicholas, Chairman) recommends DO PASS (17 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SB 2553 was placed on the Fourteenth order on the calendar.

SCR 4014, as engrossed: Committee on Agriculture (Rep. Nicholas, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (17 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4014 was placed on the Tenth order.

FIRST READING OF SENATE BILLS WHICH WERE RETURNED
TO THE SENATE FOR CORRECT ENGROSSING

SB 2457: A BILL for an Act to create and enact a new section to chapter 50-11.1 and a new section to chapter 50-25.1 of the North Dakota Century Code, relating to criminal history record investigations of prospective child care providers and the establishment of a carecheck registry and a child abuse information index; to amend and reenact sections 14-09-22, 50-11.1-07, subsection 1 of section 50-25.1-03, and section 50-25.1-05.2 of the North Dakota Century Code, relating to penalties for child abuse, background investigations, release of information maintained by child care providers, persons required to report suspected child abuse, and entry of child abuse reports in a child abuse information index; to provide a penalty; and to provide an effective date.

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

SB 2515: A BILL for an Act to provide for work force development programs.
Was read the first time and referred to the Committee on Industry, Business and Labor.

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

SCR 4009: A concurrent resolution regarding the approval of state agency use of block grant funds, and authorizing the Budget Section of the Legislative Council to hold the required legislative hearings on state plans for the receipt and expenditure of new or revised block grants as passed by Congress.

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

SCR 4029: A concurrent resolution directing the Legislative Council to study the Americans with Disabilities Act and its expected impact on state and local governments.

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

SCR 4035: A concurrent resolution directing the Legislative Council to study the provision and funding of adult literacy programs.

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

SCR 4037: A concurrent resolution directing the Legislative Council to study all aspects of state aid to local fire departments and districts.

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

SCR 4046: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of adopting an integrated pest management law.

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

SCR 4047: A concurrent resolution directing the Legislative Council to study the availability of capital to North Dakota hospitals and the role of the Bank of North Dakota in assuring that capital is available at the lowest possible cost.

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

SCR 4056: A concurrent resolution directing the Legislative Council to study problems relating to the sale of agricultural commodities.

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

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

ROY GILBREATH, Chief Clerk