

JOURNAL OF THE SENATE

Fifty-second Legislative Assembly

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Bismarck, February 13, 1991

The Senate convened at 1:00 p.m., with President Omdahl presiding.

The prayer was offered by Deacon Ed J. Johnson, Sr., United Tribes Catholic Chapel, Bismarck.

The roll was called and all members were present except Senator Traynor.

A quorum was declared by the President.

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

MR. SPEAKER: The Senate has passed unchanged: HCR 3030.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2039, SB 2169, SB 2249, SB 2311, SB 2332, SB 2343, SB 2392, SB 2406, SB 2437, SB 2452, SB 2462, SB 2494, SB 2501, SB 2512, SB 2535, SB 2554, SCR 4022.

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 1123, HB 1146, HB 1175, HB 1291, HB 1347, HB 1382, HB 1409, HB 1596.

REPORTS OF STANDING COMMITTEES

SB 2087, as engrossed: Committee on Judiciary (Sen. Maxson, Chairman) recommends DO NOT PASS (5 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). SB 2087 was placed on the Eleventh order on the calendar.

SB 2429: Committee on Judiciary (Sen. Maxson, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SB 2429 was placed on the Eleventh order on the calendar.

SB 2529: Committee on Judiciary (Sen. Maxson, Chairman) recommends DO NOT PASS (5 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). SB 2529 was placed on the Eleventh order on the calendar.

CONSIDERATION OF AMENDMENTS

SB 2024: SEN. KELSH (Committee on Agriculture) MOVED that the amendments on SJ pages 444-445 be adopted and then be REREFERRED to the Committee on Appropriations with DO PASS, which motion prevailed.

SB 2100: SEN. MAXSON (Committee on Judiciary) MOVED that the amendments on SJ page 445 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

SB 2145: SEN. KELSH (Committee on Agriculture) MOVED that the amendments on SJ page 446 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

SB 2158: SEN. MATHERN (Committee on Human Services and Veterans Affairs) MOVED that the amendments on SJ pages 446-447 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

SB 2178: SEN. KELSH (Committee on Agriculture) MOVED that the amendments on SJ pages 445-446 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.

- SB 2234: SEN. MAXSON (Committee on Judiciary) MOVED that the amendments on SJ page 447 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.
- SB 2257: SEN. MAXSON (Committee on Judiciary) MOVED that the amendments on SJ page 447 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.
- SB 2266: SEN. LANGLEY (Committee on Industry, Business and Labor) MOVED that the amendments on SJ pages 447-448 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.
- SB 2324: SEN. KELLER (Committee on State and Federal Government) MOVED that the amendments on SJ page 449 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.
- SB 2339: SEN. LANGLEY (Committee on Industry, Business and Labor) MOVED that the amendments on SJ pages 449-450 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.
- SB 2361: SEN. KELLER (Committee on State and Federal Government) MOVED that the amendments on SJ page 450 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.
- SB 2370: SEN. GRABA (Committee on Political Subdivisions) MOVED that the amendments on SJ page 450 be adopted and then be placed on the Eleventh order with DO NOT PASS, which motion prevailed.
- SB 2411: SEN. KELLER (Committee on State and Federal Government) MOVED that the amendments on SJ pages 450-451 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.
- SB 2482: SEN. MAXSON (Committee on Judiciary) MOVED that the amendments on SJ pages 451-452 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.
- SB 2513: SEN. KELSH (Committee on Agriculture) MOVED that the amendments on SJ page 452 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.
- SB 2533: SEN. LANGLEY (Committee on Industry, Business and Labor) MOVED that the amendments on SJ page 452 be adopted and then be placed on the Eleventh order with DO NOT PASS, which motion prevailed.
- SB 2534: SEN. HEINRICH (Committee on Education) MOVED that the amendments on SJ pages 452-453 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed.
- SB 2553: SEN. KELSH (Committee on Agriculture) MOVED that the amendments on SJ page 453 be adopted and then be placed on the Eleventh order with DO PASS, which motion prevailed
- HB 1073: SEN. MATHERN (Committee on Human Services and Veterans Affairs) MOVED that the amendments on SJ page 453 be adopted and then be placed on the Fourteenth order with DO PASS, which motion prevailed.

MOTIONS

SEN. WOGSLAND MOVED that pursuant to Senate Rule 506, the time that bills can be in Committee be extended from the "28th legislative day" to the "30th legislative day", which motion prevailed.

SEN. WOGSLAND MOVED that pursuant to Senate Rule 330, subsection 2, the final date for rereerrals to the Committee on Appropriations be amended to read "30th legislative day" instead of "28th legislative day", which motion prevailed.

SEN. EVANSON MOVED that the Senate reconsider its action whereby SB 2490 failed to pass, which motion prevailed on a verification vote.

SEN. WOGSLAND MOVED that SB 2490 be placed at the bottom of the Eleventh order, which motion prevailed.

SEN. TENNEFOS MOVED that SB 2443 be returned to the Senate floor from the Committee on Finance and Taxation for the purpose of withdrawal, which motion prevailed.

REQUEST

SEN. TENNEFOS REQUESTED the unanimous consent of the Senate to withdraw SB 2443. There being no objection, it was so ordered by the President.

SECOND READING OF SENATE BILLS

SB 2038: A BILL for an Act to provide for implied consent to chemical testing for purposes of determining intoxication while being afield with a gun or other firearm or bow and arrow; to create and enact a new subsection to section 20.1-02-15.1 of the North Dakota Century Code, relating to the powers of the game and fish commissioner, deputy commissioner, and game wardens; to amend and reenact sections 20.1-01-02 and 20.1-01-06 of the North Dakota Century Code, relating to being afield with a gun or other firearm or bow and arrow while intoxicated; and to provide a penalty.

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 51 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bowman; David; DeKrey; Ootzenrod; Evanson; Freborg; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Goetz; Traynor

SB 2038 passed and the title was agreed to.

SB 2046: A BILL for an Act to amend and reenact section 20.1-06-02 of the North Dakota Century Code, relating to the protection of fish species of special concern; and to provide a penalty.

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 48 YEAS, 3 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Evanson; Freborg; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

NAYS: David; Meyer; Moore

ABSENT AND NOT VOTING: Goetz; Traynor

SB 2046 passed and the title was agreed to.

SB 2134: A BILL for an Act to create and enact a new section to chapter 54-44.4 of the North Dakota Century Code, relating to a continuing appropriation to the office of intergovernmental assistance; to provide an effective date; and to declare an emergency.

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 51 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bowman; David; DeKrey; Dotzenrod; Evanson; Freborg; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Goetz; Traynor

SB 2134 passed, the title was agreed to, and the emergency clause carried.

SB 2256: A BILL for an Act to amend and reenact section 20.1-01-21 of the North Dakota Century Code, relating to hunting near farmsteads; and to provide a penalty.

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 22 YEAS, 29 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bowman; DeKrey; Dotzenrod; Freborg; Hanson, O.; Jerome; Keller; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Maxson; Meyer; Moore; Naaden; Peterson; Solberg; Tallackson; Tomac; Vosper

NAYS: David; Evanson; Graba; Hanson, E.; Heigaard; Heinrich; Holmberg; Ingstad; Kelly; Lindgren; Lips; Marks; Mathern; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Redlin; Robinson; Satrom; Schoenwald; Stenehjem; Streibel; Tennefos; Thane; Wogsland; Yockim

ABSENT AND NOT VOTING: Goetz; Traynor

SB 2256 lost.

SB 2391: A BILL for an Act relating to certificates of candidacy by write-in candidates for presidential electors.

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 49 YEAS, 2 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bowman; David; DeKrey; Dotzenrod; Evanson; Freborg; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

NAYS: Ingstad; Maxson

ABSENT AND NOT VOTING: Goetz; Traynor

SB 2391 passed and the title was agreed to.

SB 2495: A BILL for an Act to create and enact a new section to chapter 29-06 of the North Dakota Century Code, relating to foreign peace officers providing transportation for law enforcement purposes; and to amend and reenact sections 29-06-05, 29-06-06, and 29-06-07 of the North Dakota Century Code, relating to foreign officers in fresh pursuit; and to declare an emergency.

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 51 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bowman; David; DeKrey; Dotzenrod; Evanson; Freborg; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Goetz; Traynor

SB 2495 passed, the title was agreed to, and the emergency clause carried.

SB 2560: A BILL for an Act to create and enact a new section to chapter 53-06.1 of the North Dakota Century Code, relating to a requirement of a certified financial statement from certain 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 51 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bowman; David; DeKrey; Dotzenrod; Evanson; Freborg; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Goetz; Traynor

SB 2560 passed and the title was agreed to.

SB 2204: A BILL for an Act to provide for a centennial trees commission, to establish duties of the centennial trees commission, to create a trust fund, and to authorize local governments to participate with the centennial trees commission; to amend and reenact section 3 of chapter 27 of the 1989 Session Laws of North Dakota, relating to the effective date of section 2 of chapter 27 of the 1989 Session Laws of North Dakota; to repeal section 1 of chapter 27 of the 1989 Session Laws of North Dakota; to provide a continuing appropriation; and to provide an expiration 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 33 YEAS, 18 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Dotzenrod; Evanson; Graba; Hanson, E.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lips; Marks; Mathern; Meyer; Mushik; O'Connell; Redlin; Robinson; Satrom; Schoenwald; Stenehjerm; Tallackson; Tennefos; Thane; Tomac; Wogsland

NAYS: Bowman; David; DeKrey; Freborg; Hanson, O.; Lindgren; Maxson; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Peterson; Solberg; Streibel; Vosper; Yockim

ABSENT AND NOT VOTING: Goetz; Traynor

SB 2204 passed and the title was agreed to.

MOTIONS

SEN. WOGSLAND MOVED that SB 2490 be moved to the top of the calendar, which motion prevailed.

SEN. WOGSLAND MOVED that SB 2490 be amended as follows:

Page 1, line 19, after "system" insert "for purchases only"

Renumber accordingly

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

SECOND READING OF SENATE BILL

SB 2490: A BILL for an Act to amend and reenact section 24-02-03.3 of the North Dakota Century Code, relating to use of state motor pool vehicles by counties.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 32 YEAS, 19 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Dotzenrod; Evanson; Graba; Hanson, E.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Mushik; O'Connell; Redlin; Robinson; Satrom; Schoenwald; Tallackson; Thane; Tomac; Wogsland; Yockim

NAYS: Bowman; David; DeKrey; Freborg; Goetz; Hanson, O.; Krebsbach; Langley; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Peterson; Solberg; Stenehjerm; Streibel; Tennefos

ABSENT AND NOT VOTING: Traynor; Vosper

SB 2490 passed and the title was agreed to.

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

MR. PRESIDENT: The Speaker has signed and your signature is respectfully requested on: HCR 3030.

SECOND READING OF SENATE BILL

SB 2301: A BILL for an Act to authorize the centennial commission to transfer funds to the state treasurer for the purpose of establishing a

fund to be used to commemorate and celebrate North Dakota's bicentennial.

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 44 YEAS, 8 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Stenehjerm; Tallackson; Tennefos; Thane; Tomac; Wogsland; Yockim

NAYS: Bowman; David; DeKrey; Meyer; Naaden; Solberg; Streibel; Vosper

ABSENT AND NOT VOTING: Traynor

SB 2301 passed and the title was agreed to.

MOTIONS

SEN. WOGSLAND MOVED that SB 2418, which is on the Eleventh order, be laid over one legislative day, which motion prevailed.

SEN. DAVID MOVED that SB 2468 be amended as follows:

Page 1, line 7, replace "five dollars" with "one dollar"

Renumber accordingly

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

SECOND READING OF SENATE BILLS

SB 2468: A BILL for an Act to amend and reenact subsection 6 of section 53-04.1-04 of the North Dakota Century Code, relating to cash prizes awarded at amusement game concessions.

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 13 YEAS, 39 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: David; Dotzenrod; Kinnoin; Langley; Maxson; Meyer; Naaden; Schoenwald; Solberg; Streibel; Tallackson; Thane; Vosper

NAYS: Bowman; DeKrey; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Krauter; Krebsbach; Lindaas; Lindgren; Lips; Marks; Mathern; Moore; Mushik; Mutch; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Stenehjerm; Tennefos; Tomac; Wogsland; Yockim

ABSENT AND NOT VOTING: Traynor

SB 2468 lost.

SB 2474: A BILL for an Act to create the nonsubsidized student loan interest reduction trust fund; and to provide an appropriation.

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 18 YEAS, 34 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Evanson; Ingstad; Keller; Kelsh; Krauter; Lindaas; Mathern; Mushik; Nalewaja; O'Connell; Robinson; Satrom; Stenehjelm; Tallackson; Tomac; Vosper; Wogsland; Yockim

NAYS: Bowman; David; DeKrey; Dotzenrod; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Jerome; Kelly; Kinnoin; Krebsbach; Langley; Lindgren; Lips; Marks; Maxson; Meyer; Moore; Mutch; Naaden; Nelson; Nething; Peterson; Redlin; Schoenwald; Solberg; Streibel; Tennefos; Thane

ABSENT AND NOT VOTING: Traynor

SB 2474 lost.

SB 2182: A BILL for an Act to create and enact three new sections to chapter 51-10 of the North Dakota Century Code, relating to replacing the functions of the North Dakota trade commission with authority of the attorney general regarding below cost selling; to amend and reenact section 51-10-06 and subsection 1 of section 54-07-01.2 of the North Dakota Century Code, relating to elimination of the North Dakota trade commission; and to repeal sections 51-10-09, 51-10-10, 51-10-11, 51-10-12, 51-10-13, 51-10-14, and 51-10-15 of the North Dakota Century Code, relating to the North Dakota trade commission and regulation of below cost selling.

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 34 YEAS, 18 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Dotzenrod; Evanson; Goetz; Graba; Hanson, E.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Mushik; O'Connell; Redlin; Robinson; Satrom; Schoenwald; Stenehjelm; Tallackson; Thane; Tomac; Wogsland; Yockim

NAYS: Bowman; David; DeKrey; Freborg; Hanson, O.; Krebsbach; Meyer; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Peterson; Solberg; Streibel; Tennefos; Vosper

ABSENT AND NOT VOTING: Traynor

SB 2182 passed and the title was agreed to.

SB 2304: A BILL for an Act to create and enact a new section to chapter 43-32 of the North Dakota Century Code, relating to continuing education requirements for psychologists.

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 51 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bowman; David; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson;

Satrom; Schoenwald; Solberg; Stenehjelm; Streibel; Tallackson; Tennefos;
Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: DeKrey; Traynor

SB 2304 passed and the title was agreed to.

SB 2323: A BILL for an Act to amend and reenact section 21-03-43 of the North Dakota Century Code, relating to the investment of bond proceeds and bond sinking funds.

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 4 YEAS, 48 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Lindgren; Lips; Nalewaja; Thane

NAYS: Bowman; David; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjelm; Streibel; Tallackson; Tennefos; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Traynor

SB 2323 lost.

SB 2447: A BILL for an Act to amend and reenact subsection 2 of section 14-07.1-01, section 14-07.1-02, subsection 2 of section 14-07.1-03, and subsection 2 of section 14-07.1-10 of the North Dakota Century Code, relating to definitions, issuance of domestic violence protection orders, and arrest procedures in situations involving domestic violence.

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 51 YEAS, 0 NAYS, 0 EXCUSED, 2 ABSENT AND NOT VOTING.

YEAS: Bowman; David; DeKrey; Dotzenrod; Evanson; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjelm; Streibel; Tallackson; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Freborg; Traynor

SB 2447 passed and the title was agreed to.

MOTION

SEN. WOGSLAND MOVED that SB 2485, which is on the Eleventh order, be laid over two legislative days, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2548: A BILL for an Act to create and enact a new section to chapter 12.1-32 of the North Dakota Century Code, relating to repayment of

rewards by convicted offenders; and to amend and reenact subsection 2 of section 54-12-14 and section 62.1-05-01 of the North Dakota Century Code, relating to repayment of rewards from the forfeiture of assets.

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 52 YEAS, 0 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Bowman; David; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Maxson; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Solberg; Stenehjerm; Streibel; Tallackson; Tennefos; Thane; Tomac; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: Traynor

SB 2548 passed and the title was agreed to.

SB 2571: A BILL for an Act to amend and reenact section 39-21-39 of the North Dakota Century Code, relating to restrictions on objects or material placed on automobile windows.

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 10 YEAS, 42 NAYS, 0 EXCUSED, 1 ABSENT AND NOT VOTING.

YEAS: Bowman; Graba; Kinnoin; Maxson; Meyer; Mutch; Solberg; Stenehjerm; Thane; Vosper

NAYS: David; DeKrey; Dotzenrod; Evanson; Freborg; Goetz; Hanson, E.; Hanson, O.; Heigaard; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Krauter; Krebsbach; Langley; Lindaas; Lindgren; Lips; Marks; Mathern; Moore; Mushik; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Schoenwald; Streibel; Tallackson; Tennefos; Tomac; Wogsland; Yockim

ABSENT AND NOT VOTING: Traynor

SB 2571 lost.

MOTIONS

SEN. WOGSLAND MOVED that the absent members be excused, which motion prevailed.

SEN. WOGSLAND MOVED that SB 2565 be returned to the Senate floor from the Committee on Appropriations, which motion prevailed.

SEN. SATROM MOVED that SB 2502 be returned to the Senate floor from the Committee on Finance and Taxation for the purpose of withdrawal, which motion prevailed.

REQUEST

SEN. SATROM REQUESTED the unanimous consent of the Senate to withdraw SB 2502. There being no objection, it was so ordered by the President.

SIGNING of BILLS and RESOLUTIONS

The President signed the following enrolled resolution: HCR 3030.

MESSAGE to the HOUSE from the SENATE (Marion Houn, Secretary)
MR. SPEAKER: The President has signed: HCR 3030.

MOTION

SEN. WOGSLAND MOVED that the Senate be on the Fifth order of business, and at the conclusion of the Fifth order, the Senate be on the Thirteenth order of business, and at the conclusion of the Thirteenth order, the Senate stand adjourned until 1:00 p.m., Thursday, February 14, 1991, which motion prevailed.

REPORTS OF STANDING COMMITTEES

SB 2058: Committee on Industry, Business and Labor (Sen. Langley, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS and BE REREFERRED to the Committee on Appropriations (5 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 2, after "10-30.3-11" insert ", 10-30.3-12"

Page 1, line 8, after the second comma insert "subsection 1 of section 6-09-15, sections"

Page 1, line 15, after "Code" insert "and section 8 of House Bill No. 1046, as approved by the fifty-second legislative assembly"

Page 1, line 18, remove "and"

Page 1, line 19, after "councils" insert ", and the appropriation to the regional rural development revolving loan fund"

Page 1, line 21, replace "and" with a comma and after "Laws" insert "and sections 1, 2, and 3 of House Bill No. 1046, as approved by the fifty-second legislative assembly"

Page 1, line 22, replace "and" with a comma

Page 1, line 23, after "fund" insert ", and the rural development revolving loan fund"

Page 5, after line 27, insert:

"SECTION 6. AMENDMENT. Subsection 1 of section 6-09-15 of the 1989 Supplement to the North Dakota Century Code is amended and reenacted as follows:

1. Make, purchase, or hold loans:
 - a. To state or federally chartered lending agencies or institutions, or any other financial institutions.
 - b. To holders of Bank of North Dakota certificates of deposit and savings accounts up to ninety percent of the value of the certificates and savings accounts offered as security.
 - c. To actual farmers who are residents of this state, if the loans are secured by recorded mortgages giving the Bank of North Dakota a first lien on real estate in North Dakota in amounts not to exceed ~~sixty-five~~ seventy percent of the value of the security.
 - d. That are insured or guaranteed in whole or in part by the United States, its agencies, or instrumentalities.
 - e. That are eligible to be guaranteed under chapter 15-62.1.

- f. To individuals or bank holding companies for the purpose of purchasing or refinancing the purchase of bank stock of a bank located in the state.
- g. To nonprofit organizations that are exempt from federal taxation under section 501(c)(3) of the Internal Revenue Code [26 U.S.C. 501 (c)(3)], the proceeds of the loans to be used for construction, reconstruction, repair, renovation, maintenance, and associated costs on property under the control of the state parks and recreation department.
- h. Under Public Law No. 99-198 [99 Stat. 1534, 7 U.S.C. 1932 et seq.] to nonprofit corporations for the purpose of relending loan funds to rural businesses.
- i. Under title 7, Code of Federal Regulations, part 1948, subpart C; part 1951, subparts F and R; and part 1955, subparts A, B, and C, to finance businesses and community development projects in rural areas.
- j. Obtained as security pledged for or originated in the restructuring of any other loan properly originated or participated in by the Bank.
- k. To instrumentalities of this state.
- l. As otherwise provided by this chapter or other statutes."

Page 6, line 5, remove "For the"

Page 6, remove lines 6 through 22

Page 6, line 26, after "loans" insert "and to supplement the interest rate on loans to beginning farmers made by the Bank of North Dakota under subdivision c of subsection 1 of section 6-09-15 and"

Page 7, line 5, overstrike "sixty-five" and insert immediately thereafter "seventy"

Page 7, line 14, remove the overstrike over "~~maximum~~"

Page 7, line 19, replace "twenty" with "twenty-five"

Page 10, line 1, after "is" insert "hereby established and is"

Page 10, line 24, after "is" insert "hereby"

Page 14, line 3, replace "Minority business" means a business within the boundaries of an with "North Dakota American Indian" means an enrolled member of a federally recognized North Dakota tribe with at least one-fourth degree blood quantum."

Page 14, remove lines 4 through 6

Page 14, line 7, after "4." insert "North Dakota American Indian business" means a business owned and controlled by a North Dakota American Indian or an Indian tribe doing business within the boundaries of a North Dakota Indian reservation, doing business within a community in North Dakota situated on or adjacent to a North Dakota Indian reservation, doing business in a community with a majority of North Dakota American Indian citizens, or doing business within the state.

5."

Page 14, line 12, replace "5" with "6"

Page 14, line 18, replace "6" with "7"

Page 14, line 19, replace "7" with "8"

Page 15, line 19, remove "with at least"

Page 15, line 20, replace "one-fourth degree of native American blood" with "who is enrolled in a federally recognized North Dakota tribe with at least one-fourth degree American Indian blood quantum"

Page 17, line 7, after the underscored period insert "The rules must include a requirement that every full-time employee of a business receiving moneys or other assistance from the primary sector development fund must be paid an income at least equal to one hundred percent of the federal poverty level for a family of four for the life of the loan, equity position, or other financial relationship and must establish procedures for determining compliance with this requirement and sanctions for failure to comply with it."

Page 17, line 11, replace "minority" with "North Dakota American Indian"

Page 17, line 13, after "the" insert "first year of the"

Page 17, after line 18, insert:

"SECTION 22. Section 10-30.3-12 of the North Dakota Century Code is created and enacted as follows:

Regional rural development revolving loan fund - Continuing appropriation. A regional rural development revolving loan fund is established. All moneys transferred to the fund, interest on moneys in the fund, and payments to the fund of principal and interest on loans made by the fund are hereby appropriated for the purpose of providing financial assistance, research and development assistance, and loans or equity or debt financing on a matching basis to new or expanding primary sector businesses in areas in the state which are not within five miles of any city with a population of more than eight thousand. These funds must be allocated equally for the benefit of each of the areas delineated as regions by executive order of the governor pursuant to section 54-40.1-02. The director of the department of economic development and finance shall adopt rules, subject to the approval of the board of directors, necessary to implement the administration of this fund."

Page 35, line 26, after the underscored period insert "The appointment of the director must be confirmed by the senate. If the senate is not in session, the governor may make an interim appointment, and the interim appointee shall hold office until the senate confirms or rejects the appointment."

Page 36, line 5, after "compensation" insert "within the limits of legislative appropriations"

Page 39, line 1, replace "minority" with "North Dakota American Indian" and after "assist" insert "North Dakota"

Page 39, line 2, after "tribal" insert "and individual" and replace "minority" with "North Dakota American Indian"

Page 39, after line 22, insert:

"54-34.3-09. Patents. The department of economic development and finance, the science and technology corporation, the North Dakota economic development finance corporation, and the North Dakota products utilization commission may hold or assign all or a portion of their interest in patents or royalty rights acquired in the course of their operation and performance of duties as provided by law."

Page 46, after line 7, insert:

"SECTION 48. AMENDMENT. Section 8 of House Bill No. 1046, as approved by the fifty-second legislative assembly, is amended and reenacted as follows:

SECTION 8. APPROPRIATION. There is hereby appropriated, subject to the availability of state general fund revenues as provided in section 9 of this Act, out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$9,500,000 which shall be transferred by the state treasurer to the regional rural development revolving loan fund to carry out the purposes of sections 4 through 3 of this Act section 10-30.3-12 created in section 22 of Senate Bill No. 2058, as approved by the fifty-second legislative assembly, for the biennium beginning July 1, 1991, and ending June 30, 1993."

Page 46, line 10, replace "and" with a comma and after "Laws" insert ", and sections 1, 2, and 3 of House Bill No. 1046, as approved by the fifty-second legislative assembly,"

Page 47, line 2, replace "program" with "revolving loan fund"

Page 47, replace lines 28 and 29 with:

"On and after the effective date of this Act, the department of economic development and finance is substituted for the economic development commission for the purpose of making expenditures from the unobligated funds of the appropriation made to the economic development commission in chapter 24 of the 1989 Session Laws."

Page 48, remove lines 1 through 3

Renumber accordingly

SB 2077: Committee on Political Subdivisions (Sen. Graba, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (5 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 14, after "county" insert "or other taxing districts for levies under sections 57-15-06, 57-15-06.3, 57-15-20, 57-15-21, 57-15-22, and 57-15-26.3"

Page 2, line 3, after "county" insert "and notify the board of university and school lands of the applicable mill levies for that property"

Page 2, line 16, after "the" insert "applicable"

Page 2, line 17, remove "that apply to taxable property"

Page 2, line 28, after "payable" insert "for the applicable levies"

Page 3, line 3, after "payable" insert "for the applicable levies"

Page 3, line 6, after "payable" insert "for the applicable levies"

Page 3, line 9, after "payable" insert "for the applicable levies"

Page 3, line 13, remove "according to the proportion that the taxing district's mill levy on other"

Page 3, remove lines 14 and 15

Page 3, line 16, replace "valuation is located. The" with "and the"

Page 3, line 17, replace "among" with "to" and replace "various" with "townships and fire protection"

Page 3, line 18, remove "taxing"

Page 3, line 19, remove "The treasurer of each taxing district shall distribute the amount"

Page 3, remove lines 20 through 23

ReNUMBER accordingly

SB 2189: Committee on Industry, Business and Labor (Sen. Langley, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 20, replace "A" with "Except as otherwise provided by chapter 10-06, a"

Page 1, line 21, after "estate" insert "acquired after the effective date of this Act"

Page 2, line 1, after "indebtedness" insert an underscored comma and after the underscored period insert "Except as otherwise provided by chapter 10-06, real estate acquired before the effective date of this Act may be held for a period not exceeding five years from the effective date of this Act."

Page 2, line 5, after "period" insert an underscored comma

ReNUMBER accordingly

SB 2331: Committee on Finance and Taxation (Sen. Dotzenrod, Chairman) recommends DO NOT PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). SB 2331 was placed on the Eleventh order on the calendar.

SB 2356: Committee on Industry, Business and Labor (Sen. Langley, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 3, replace "or" with "and"

Page 1, line 7, remove "or auction clerk"

Page 1, line 10, remove "or auction clerk"

Page 1, line 12, remove "or auction clerk"

Page 1, line 13, remove "and"

Page 1, line 14, remove "auction clerk"

Page 1, line 15, after the first period insert "A similar contract governing the activities of the auction clerk is required between the auction clerk and the seller."

ReNUMBER accordingly

SB 2423: Committee on Transportation (Sen. Schoenwald, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 9, replace "twenty-five" with "one hundred"

Page 2, replace lines 4 through 9 with "If no satisfactory bids are received and if the amount of the lowest bid is less than one hundred thousand dollars, the board may reject all bids, request new bids, or construct the improvement under its own supervision in the most expedient manner and enter into contracts for labor or material to be used in the construction of the improvements."

Renumber accordingly

SB 2430: Committee on Judiciary (Sen. Maxson, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 14, overstrike "licensed"

Page 3, line 11, after "determines" insert "based upon a preponderance of the evidence"

Page 3, line 25, remove "The court may detain the defendant until such time as"

Page 3, remove line 26

Page 3, line 27, remove "the manner of detention is inappropriate."

Page 4, line 12, after "determines" insert "based upon a preponderance of the evidence"

Page 5, line 16, overstrike "If in the opinion of the superintendent the"

Page 5, overstrike lines 17 through 20

Page 5, line 21, overstrike "defective delinquent" and overstrike ", or"

Page 5, overstrike lines 22 through 24

Renumber accordingly

SB 2478: Committee on Education (Sen. Heinrich, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (4 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 2, line 3, replace "twenty" with "twenty-two"

Page 2, line 20, replace "twenty" with "twenty-two"

Renumber accordingly

SB 2486: Committee on Transportation (Sen. Schoenwald, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO NOT PASS (6 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 12, replace "twenty-five" with "fifteen"

Page 1, line 14, replace "fifty" with "thirty"

Page 1, line 20, remove the overstrike over "5" and remove "45"

Page 1, line 21, remove the overstrike over "5" and remove "45"

Page 1, line 22, replace "50" with "30"

Page 2, line 1, replace "55" with "35"

Page 2, line 2, replace "65" with "45"

Page 2, line 3, replace "80" with "60"

Page 2, line 4, replace "110" with "90"

Page 2, line 5, replace "140" with "120"

Page 2, line 7, replace "one hundred" with "fifty"

Page 3, line 3, replace "one hundred" with "fifty"

Page 3, line 5, replace "one hundred" with "fifty"

ReNUMBER accordingly

SB 2510: Committee on Finance and Taxation (Sen. Dotzenrod, Chairman) recommends DO NOT PASS (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). SB 2510 was placed on the Eleventh order on the calendar.

SB 2547: Committee on Industry, Business and Labor (Sen. Langley, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (5 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 1, remove "a new" and replace "to chapter 26.1-39" with "26.1-39-16.1"

Page 1, line 5, replace "A new section to chapter 26.1-39" with "Section 26.1-39-16.1"

Page 1, line 7, before "Property" insert "26.1-39-16.1."

Page 1, line 8, after "offering" insert "personal lines of"

Page 1, line 10, after "property" insert "when the company insures more than one property for an insured"

ReNUMBER accordingly

SCR 4019: Committee on Education (Sen. Heinrich, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). The proposed amendment was placed on the Tenth order.

SCR 4024: Committee on Finance and Taxation (Sen. Dotzenrod, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4024 was placed on the Eleventh order on the calendar.

HB 1142, as engrossed: Committee on Human Services and Veterans Affairs (Sen. Mathern, Chairman) recommends DO PASS (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1142 was placed on the Fourteenth order on the calendar.

HB 1147: Committee on Industry, Business and Labor (Sen. Langley, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1147 was placed on the Fourteenth order on the calendar.

HB 1195: Committee on Finance and Taxation (Sen. Dotzenrod, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 15, overstrike "record of the" and after "death" insert "certificate"

Page 2, line 3, replace "without the necessity of a legal description being" with ". The legal description of any property to which the recording"

of the death certificate relates must be attached to the death certificate"

Page 2, line 4, remove "attached"

Renumber accordingly

FIRST READING OF HOUSE BILLS

HB 1123: A BILL for an Act to amend and reenact sections 49-02-01.2 and 49-07-05.1 of the North Dakota Century Code, relating to the jurisdiction of the public service commission regarding hazardous facility orders and pipeline safety and an increase in fines for violations of pipeline safety standards; and to provide a penalty.
Was read the first time and referred to the Committee on Natural Resources.

HB 1146: A BILL for an Act to create and enact a new subdivision to subsection 2 of section 38-12.1-05, relating to requirements for a coal exploration permit; and to amend and reenact subdivision b of subsection 2 of section 38-12.1-03 of the North Dakota Century Code, relating to the definition of "coal exploration".
Was read the first time and referred to the Committee on Natural Resources.

HB 1175: A BILL for an Act to amend and reenact subsection 33 of section 38-14.1-02 and subsection 13 of section 38-14.1-24 of the North Dakota Century Code, relating to the definition of surface coal mining operations and notice of the use of explosives.
Was read the first time and referred to the Committee on Natural Resources.

HB 1291: A BILL for an Act to create and enact a new subsection to section 43-12.1-02, a new subsection to section 43-12.1-08, a new subsection to section 43-12.1-15, and a new section to chapter 43-12.1 of the North Dakota Century Code, relating to regulation of nurses and assistants to nurses; to amend and reenact sections 43-12.1-01 and 43-12.1-04 of the North Dakota Century Code, relating to policy with respect to the regulation of nursing practice; to provide a penalty; and to declare an emergency.
Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

HB 1347: A BILL for an Act to amend and reenact section 15-40.1-07 of the North Dakota Century Code and section 15-40.1-07 of the North Dakota Century Code as amended by section 2 of chapter 231 of the 1989 Session Laws of North Dakota, relating to per-pupil payments for high school districts.
Was read the first time and referred to the Committee on Education.

HB 1382: A BILL for an Act to authorize the state historical society to transfer the Fort Totten state historic site; to amend and reenact sections 54-01-09.1, 55-10-03, and 55-10-05 of the North Dakota Century Code, relating to the Fort Totten state historic site; and to provide an effective date.
Was read the first time and referred to the Committee on State and Federal Government.

HB 1409: A BILL for an Act to create and enact five new sections to chapter 15-21.1 of the North Dakota Century Code, relating to chemical abuse prevention programs.
Was read the first time and referred to the Committee on Human Services and Veterans Affairs.

HB 1596: A BILL for an Act to create and enact a new section to title 6, a new section to title 7, and a new section to title 47 of the North Dakota Century Code, allowing banking institutions, savings and loan associations, and other persons to pay interest on escrow accounts related to mortgages on residences.
Was read the first time and referred to the Committee on Finance and Taxation.

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

MARION HOUN, Secretary