

JOURNAL OF THE SENATE

Fifty-second Legislative Assembly

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Bismarck, March 4, 1991

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

The prayer was offered by Chaplain Burnie Kunz, Medcenter One, Bismarck.

The roll was called and all members were present except Senators DeKrey, Maxson, Naaden, and Schoenwald.

A quorum was declared by the President Pro Tem.

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

MR. SPEAKER: The Senate has passed unchanged: HB 1025, HB 1099, HB 1128, HB 1133, HB 1136, HB 1202, HB 1222, HB 1235, HB 1312, HCR 3013, HCR 3016.

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

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1114, HB 1216.

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

MR. SPEAKER: The Senate has amended and subsequently failed to pass: HB 1286.

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

MR. PRESIDENT: The House has passed unchanged: SB 2114, SB 2156, SB 2157, SB 2216, SB 2222, SB 2268, SB 2286, SB 2292, SB 2392, SB 2535, SCR 4024.

REPORTS OF STANDING COMMITTEES

HB 1174: Committee on Transportation (Sen. Schoenwald, Chairman) recommends DO PASS (4 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1174 was placed on the Fourteenth order on the calendar.

HB 1366: Committee on State and Federal Government (Sen. Keller, Chairman) recommends DO PASS (4 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1366 was placed on the Fourteenth order on the calendar.

HB 1580, as engrossed: Committee on Industry, Business and Labor (Sen. Langley, Chairman) recommends DO PASS (5 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1580 was placed on the Fourteenth order on the calendar.

CONSIDERATION OF AMENDMENTS

HB 1035: SEN. MEYER (Committee on Natural Resources) MOVED that the amendments on SJ page 837 be adopted and then be placed on the Fourteenth order with DO PASS, which motion prevailed.

HB 1203: SEN. SCHOENWALD (Committee on Transportation) MOVED that the amendments on SJ page 838 be adopted and then be placed on the Fourteenth order with DO PASS, which motion prevailed.

HB 1497: SEN. KELSH (Committee on Agriculture) MOVED that the amendments on SJ page 838 be adopted and then be placed on the Fourteenth order with DO PASS, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

MR. PRESIDENT: Your procedural Committee on Delayed Bills (Sen. Wogslund, Chairman) has examined a resolution congratulating Mr. Joe Nelson upon his election as chairman of the American Farm Bureau Federation Young Farmer and Rancher Committee.

Your Committee on Delayed Bills cast a unanimous ballot in favor of this resolution.

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

FIRST READING OF SENATE RESOLUTION

Sen. Moore introduced:

(Approved by the Committee on Delayed Bills)

SR 2: A resolution congratulating Mr. Joe Nelson upon his election as chairman of the American Farm Bureau Federation Young Farmer and Rancher Committee.

Was read the first time.

MOTION

SEN. WOGSLAND MOVED that the rules be suspended, that SR 2 not be printed, not be referred to committee, but be read in its entirety, and be printed in the Journal, and placed on the calendar for second reading and final passage, which motion prevailed.

SENATE RESOLUTION NO. 2

A resolution congratulating Mr. Joe Nelson upon his election as chairman of the American Farm Bureau Federation Young Farmer and Rancher Committee.

WHEREAS, Mr. Joe Nelson is a 29-year-old farmer from Casselton, North Dakota; and

WHEREAS, Mr. Joe Nelson was appointed by the American Farm Bureau Federation President, Mr. Dean Kleckner, to serve on the American Farm Bureau Federation Young Farmer and Rancher Committee; and

WHEREAS, Mr. Joe Nelson was, on January 7, 1991, at the annual meeting of the American Farm Bureau Federation in Phoenix, Arizona, elected chairman of the American Farm Bureau Federation Young Farmer and Rancher Committee; and

WHEREAS, Mr. Joe Nelson in his capacity as chairman of the American Farm Bureau Federation Young Farmer and Rancher Committee will serve as a voting member of the board of directors of the American Farm Bureau Federation;

NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF NORTH DAKOTA:

That the Senate extends to Mr. Joe Nelson its heartiest congratulations upon his election as chairman of the American Farm Bureau Federation Young Farmer and Rancher Committee; and

BE IT FURTHER RESOLVED, that the Secretary of State forward a copy of this resolution to Mr. Joe Nelson.

SECOND READING OF SENATE RESOLUTION

SR 2: A resolution congratulating Mr. Joe Nelson upon his election as chairman of the American Farm Bureau Federation Young Farmer and Rancher Committee.

The question being on the final adoption of the resolution, which has been read.

SR 2 was declared adopted on a voice vote.

SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4055: A concurrent resolution directing the Legislative Council to study state institution and agency pay practices.

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

SCR 4055 was declared adopted.

MOTIONS

SEN. WOGSLAND MOVED that the vote by which SCR 4055 passed be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SEN. WOGSLAND MOVED that the rules be suspended and that SCR 4055 be messaged to the House immediately, which motion prevailed.

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

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SCR 4055.

SECOND READING OF HOUSE BILLS

HB 1080: A BILL for an Act to authorize the board of university and school lands to exchange certain property in Emmons County.

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 50 YEAS, 0 NAYS, 0 EXCUSED, 3 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; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Solberg; Stenehjsem; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: DeKrey; Maxson; Schoenwald

HB 1080 passed and the title was agreed to.

HB 1071: A BILL for an Act to amend and reenact section 26.1-41-03, subsections 2 and 7 of section 39-04-06, sections 39-04-08, 39-04-09, 39-04-10, 39-04-10.2, 39-04-10.3, subsection 1 of section 39-04-10.4, sections 39-04-10.6, 39-04-10.7, 39-04-11, 39-04-14, 39-04-18, the introductory paragraph of subsection 2 and subsection 4 of section 39-04-19, sections 39-04-36, 39-04-37, 39-04-39.4, 39-04-44, subsection 3 of section 39-06-42, paragraph 2 of subdivision a of subsection 3 of section 39-06.1-10, subsection 3 of section 39-08-01, section 39-18-01, subsection 3 of section 39-21-04, sections 39-22-02, 39-22.1-01, 39-26-12, subsection 5 of section 57-40.3-01, subsection 2 of section 57-40.3-08, and section 57-55-05 of the North Dakota Century Code, relating to motor vehicle number plates; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read and has committee recommendation of DO NOT PASS, the roll was called and there were 15 YEAS, 35 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Bowman; Dotzenrod; Heigaard; Lindgren; Meyer; Naaden; Nalewaja; Nelson; Peterson; Solberg; Stenehjsem; Streibel; Tennefos; Traynor; Vosper

NAYS: David; Evanson; Freborg; Goetz; Graba; Hanson, E.; Hanson, O.; Heinrich; Holmberg; Ingstad; Jerome; Keller; Kelly; Kelsh; Kinnoin; Krauter; Krebsbach; Langley; Lindaas; Lips; Marks; Mathern; Moore; Mushik; Mutch; Nething; O'Connell; Redlin; Robinson; Satrom; Tallackson; Thane; Tomac; Wogsland; Yockim

ABSENT AND NOT VOTING: DeKrey; Maxson; Schoenwald

HB 1071 lost.

HB 1074: A BILL for an Act to amend and reenact section 54-03-20 of the North Dakota Century Code, to delete the option of members of the legislative assembly to receive meals reimbursement in lieu of a portion of compensation and to receive monthly amounts as reimbursement for uncompensated expenses rather than as compensation; to provide an effective date; 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 50 YEAS, 0 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

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

ABSENT AND NOT VOTING: DeKrey; Maxson; Schoenwald

HB 1074 passed, the title was agreed to, and the emergency clause carried.

HB 1109: A BILL for an Act to amend and reenact section 54-14-07 of the North Dakota Century Code, relating to standard vouchers for claims against public funds and disapproval of claims.

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 50 YEAS, 0 NAYS, 0 EXCUSED, 3 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; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Solberg; Stenehjerm; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: DeKrey; Maxson; Schoenwald

HB 1109 passed and the title was agreed to.

MOTION

SEN. WOGSLAND MOVED that HB 1161, which is on the Fourteenth order, be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1239: A BILL for an Act to amend and reenact section 39-04-10.3 of the North Dakota Century Code, relating to personalized plates for a collector's motor vehicle.

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 50 YEAS, 0 NAYS, 0 EXCUSED, 3 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; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Solberg; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: DeKrey; Maxson; Schoenwald

HB 1239 passed and the title was agreed to.

HB 1390: A BILL for an Act to create and enact a new section to chapter 39-04 of the North Dakota Century Code, relating to issuance of distinctive motor vehicle number plates to national guard 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 50 YEAS, 0 NAYS, 0 EXCUSED, 3 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; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Solberg; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: DeKrey; Maxson; Schoenwald

HB 1390 passed and the title was agreed to.

HB 1411: A BILL for an Act relating to prohibiting conditioning acceptance of a check on being supplied a credit card number; 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 49 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Bowman; David; 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; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Solberg; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: DeKrey; Freborg; Maxson; Schoenwald

HB 1411 passed and the title was agreed to.

HB 1412: A BILL for an Act to amend and reenact section 38-08-22 of the North Dakota Century Code, relating to regulation of welders; 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 47 YEAS, 3 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: 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; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Peterson; Redlin; Robinson; Satrom; Solberg; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Vosper; Wogsland; Yockim

NAYS: Bowman; Meyer; O'Connell

ABSENT AND NOT VOTING: DeKrey; Maxson; Schoenwald

HB 1412 passed and the title was agreed to.

HB 1447: A BILL for an Act to amend and reenact section 36-09-23 of the North Dakota Century Code, relating to the penalty for removal of livestock from the state.

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 50 YEAS, 0 NAYS, 0 EXCUSED, 3 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; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Solberg; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: DeKrey; Maxson; Schoenwald

HB 1447 passed and the title was agreed to.

HB 1459: A BILL for an Act to create and enact a new section to chapter 39-05 of the North Dakota Century Code, relating to the adoption of rules governing the issuance of certificates of title for salvage and junk motor vehicles; and to provide a penalty.

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 50 YEAS, 0 NAYS, 0 EXCUSED, 3 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; Meyer; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; O'Connell; Peterson; Redlin; Robinson; Satrom; Solberg; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Tomac; Traynor; Vosper; Wogsland; Yockim

ABSENT AND NOT VOTING: DeKrey; Maxson; Schoenwald

HB 1459 passed and the title was agreed to.

MOTIONS

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

SEN. WOGSLANO MOVED that the Senate be on the Fifth order of business, and at the conclusion of the Fifth order, the Senate be on the Ninth order of business, and at the conclusion of the Ninth order, the Senate be on the Twelfth order of business, and at the conclusion of the Twelfth order, the Senate stand adjourned until 1:00 p.m., Tuesday, March 5, 1991, which motion prevailed.

REPORTS OF STANDING COMMITTEES

SCR 4020: Joint Constitutional Revision Committee (Sen. O'Connell, 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 1, line 7, after "interests" insert "with the approval of the legislative assembly"

Page 3, line 10, overstrike the first "or" and insert immediately thereafter an underscored comma

Page 3, line 11, after "entity" insert "as the legislative assembly may provide"

Renumber accordingly

SCR 4048: Committee on Finance and Taxation (Sen. Dotzenrod, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4048 was placed on the Tenth order.

SCR 4050: Committee on Human Services and Veterans Affairs (Sen. Mathern, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). SCR 4050 was placed on the Tenth order.

SCR 4051: Committee on Industry, Business and Labor (Sen. Langley, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (6 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). SCR 4051 was placed on the Tenth order.

SCR 4054: Committee on Agriculture (Sen. Kelsh, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). SCR 4054 was placed on the Tenth order.

HB 1108: Committee on State and Federal Government (Sen. Keller, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, replace lines 18 through 20 with:

"Notwithstanding any other provision of law, if any statutory provision provides for maintenance of a special fund in the state treasury the office of management and budget may require that it not be maintained as a separate fund in the state treasury but that it be maintained as a separate account for accounting purposes."

Renumber accordingly

HB 1152, as engrossed: Committee on Transportation (Sen. Schoenwald, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 12, overstrike "twenty-five" and insert immediately thereafter "fifty" and remove "; however, any person who operates an unregistered"

Page 1, remove line 13

Page 1, line 14, remove "department must be assessed a fee of one hundred dollars" and after the period insert "A fee against a person violating section 39-24-02 may be reduced by one-half if the person provides proof that the snowmobile has been registered since the violation."

Renumber accordingly

HB 1154, as engrossed: Committee on Agriculture (Sen. Kelsh, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1154 was placed on the Fourteenth order on the calendar.

HB 1157, as engrossed: Committee on Transportation (Sen. Schoenwald, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 12, overstrike "twenty-five" and insert immediately thereafter "fifty" and remove "; however,"

Page 1, remove line 13

Page 1, line 14, remove "recreation department a fee of one hundred dollars must be assessed" and after the period insert "A fee against a person violating section 39-29-02 may be reduced by one-half if the person provides proof that the all-terrain vehicle has been registered since the violation."

Renumber accordingly

HB 1159, as engrossed: Committee on Transportation (Sen. Schoenwald, 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 5, replace "scholarships" with "educational financial aid"

Page 2, line 9, overstrike "scholarships" and insert immediately thereafter "grants of financial aid"

Page 2, line 14, overstrike "scholarship payments" and insert immediately thereafter "financial aid"

Page 2, line 17, overstrike "he" and insert immediately thereafter "the student"

Page 2, line 20, overstrike "he" and insert immediately thereafter "the student" and overstrike "scholarship" and insert immediately thereafter "financial aid"

Page 2, line 23, overstrike "his" and insert immediately thereafter "that student's"

Page 3, line 6, overstrike "him" and insert immediately thereafter "the student" and overstrike "scholarship" and insert immediately thereafter "financial aid"

Page 3, line 7, overstrike "he" and insert immediately thereafter "the student"

Page 3, line 11, overstrike "scholarships" and insert immediately thereafter "financial aid"

ReNUMBER accordingly

HB 1163: Committee on Finance and Taxation (Sen. Dotzenrod, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1163 was placed on the Tenth order.

HB 1181: Committee on State and Federal Government (Sen. Keller, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1181 was placed on the Fourteenth order on the calendar.

HB 1209, as engrossed: Committee on Education (Sen. Heinrich, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1209 was placed on the Fourteenth order on the calendar.

HB 1258, as engrossed: Committee on Natural Resources (Sen. Meyer, Chairman) recommends DO PASS (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1258 was placed on the Fourteenth order on the calendar.

HB 1307: Committee on State and Federal Government (Sen. Keller, Chairman) recommends DO PASS (5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1307 was placed on the Fourteenth order on the calendar.

HB 1313: Committee on Natural Resources (Sen. Meyer, 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 1, replace "two" with "three"

Page 1, line 3, replace "; and to amend and reenact section 20.1-03-12.2 of" with a period

Page 1, remove line 4

Page 1, line 6, replace "Two" with "Three"

Page 1, after line 10, insert:

"For a resident and nonresident sandhill crane license, five dollars."

Page 1, remove lines 11 through 19

ReNUMBER accordingly

HB 1317: Committee on Industry, Business and Labor (Sen. Langley, 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 13, after "sale" insert "of a product with a purchase price greater than fifty dollars"

Page 1, line 15, after "chapter" insert " , or must be provided a written agreement that meets the requirements of section 51-18-04"

Page 2, line 23, remove "If,"

Page 2, remove lines 24 and 25

Page 2, line 26, remove "business day after the date of this transaction."

Page 3, line 9, remove "If you are sixty-"

Page 3, remove lines 10 through 12

Page 4, after line 7, insert:

"If the buyer is sixty-five years of age or older, and the purchase price of the product is greater than fifty dollars, the agreement required by this chapter must either state that the buyer may cancel the agreement within fifteen business days in accordance with this chapter, or state in a conspicuous manner that if the buyer is not satisfied with the product for any reason, the buyer may contact the seller within a period of not less than thirty days from the date of purchase for a full refund of the purchase price, if the product has not been intentionally damaged or misused."

Renumber accordingly

HB 1371, as engrossed: Committee on Education (Sen. Heinrich, Chairman) recommends DO PASS (5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING). HB 1371 was placed on the Fourteenth order on the calendar.

HB 1398, as engrossed: Committee on Natural Resources (Sen. Meyer, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1398 was placed on the Fourteenth order on the calendar.

HB 1399: Committee on Education (Sen. Heinrich, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1399 was placed on the Fourteenth order on the calendar.

HB 1424, as engrossed: Committee on Human Services and Veterans Affairs (Sen. Mathern, Chairman) recommends DO PASS (7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1424 was placed on the Fourteenth order on the calendar.

HB 1434: Committee on Natural Resources (Sen. Meyer, Chairman) recommends AMENDMENTS AS FOLLOWS and when so amended, recommends DO PASS (6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). The proposed amendment was placed on the Sixth order on the calendar.

Page 1, line 13, replace "Field" with "Hosting field"

Page 1, line 21, after "or" insert "hosting"

Page 2, line 2, after "or" insert "hosting"

Renumber accordingly

HB 1501: Committee on Political Subdivisions (Sen. Graba, Chairman) recommends DO PASS (7 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1501 was placed on the Fourteenth order on the calendar.

HCR 3007: Committee on Industry, Business and Labor (Sen. Langley, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HCR 3007 was placed on the Tenth order.

HCR 3057: Joint Constitutional Revision Committee (Sen. O'Connell, Chairman) recommends DO PASS and BE PLACED ON THE CONSENT CALENDAR (10 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HCR 3057 was placed on the Tenth order.

FIRST READING OF SENATE CONCURRENT RESOLUTION

Sens. Mushik, Kelly and Reps. Dalrymple, Larson introduced:

SCR 4066: A concurrent resolution directing the Legislative Council to study the human services system.

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

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

MARION HOUN, Secretary