

JOURNAL OF THE HOUSE

Fifty-third Legislative Assembly

Bismarck, April 22, 1993

The House convened at 8:00 a.m., with Speaker R. Berg presiding.

The prayer was offered by Rep. Audrey Cleary.

The roll was called and all members were present except Representatives Belter, C. Carlson, Coats, Gorder, Kerzman, Nicholas, Price, and Rydell.

A quorum was declared by the Speaker.

HOUSE ENGROSSING AND ENROLLING REPORT

The following resolution was enrolled: HCMR 7501.

HOUSE ENGROSSING AND ENROLLING REPORT

The following resolution was engrossed and enrolled: HCR 3072.

ANNOUNCEMENT BY THE SPEAKER

SPEAKER R. BERG ANNOUNCED that the House would stand in recess until 1:00 p.m.

REPORT OF CONFERENCE COMMITTEE

HB 1006, as engrossed: Your conference committee (Sens. Lips, Kelly, Redlin and Reps. Howard, Clayburgh, Laughlin) recommends that the SENATE RECEDE from the Senate amendments on HJ page 1489, adopt amendments as follows, and place HB 1006 on the Seventh order:

That the Senate recede from its amendments as printed on page 1489 of the House Journal and page 1272 of the Senate Journal and that Engrossed House Bill No. 1006 be amended as follows:

Page 1, line 11, replace "1,406,747" with "1,417,191"

Page 1, line 12, replace "27,139" with "26,337"

Page 1, line 13, replace "539,215" with "541,153"

Page 1, line 17, replace "4,360,006" with "4,371,586"

Page 1, line 18, replace "4,059,498" with "4,069,022"

Page 1, line 19, replace "300,508" with "302,564"

Page 1, line 21, replace "\$325,608" with "\$326,652"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 512 - EMERGENCY MANAGEMENT

CONFERENCE COMMITTEE - The salaries and wages line item is increased by \$10,444, \$2,089 of which is from the general fund to reflect the state employee salary increase provisions of House Bill No. 1018.

The information services line item is reduced by \$802, \$33 of which is from the general fund in accordance with provisions of House Bill No. 1018.

The operating expenses line item is increased by \$1,938 of special funds for Merit System payments to Central Personnel.

In total, this amendment increases funding for Emergency Management by \$11,580, \$2,056 of which is from the general fund and \$9,524 of special funds.

Engrossed HB 1006 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1010, as engrossed: Your conference committee (Sens. Yockim, Mushik, Nething and Reps. Dalrymple, DeWitz, Laughlin) recommends that the SENATE RECEDE from the Senate amendments on HJ pages 1603-1604, adopt amendments as follows, and place HB 1010 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1603-1604 of the House Journal and pages 1419-1420 of the Senate Journal and that Engrossed House Bill No. 1010 be amended as follows:

Page 1, line 1, replace "to amend and reenact section 57-39.2-26.1 of the North" with "making"

Page 1, remove line 2

Page 1, line 3, remove "and motor vehicle excise tax revenues; to provide"

Page 1, line 5, remove "and senior citizens mill levy match; to provide for a transfer"

Page 1, line 6, remove "and" and replace "an effective date" with "a statement of legislative intent; and to provide for allotments, reductions, and a transfer"

Page 1, remove lines 8 through 21

Page 2, remove lines 1 through 8

Page 2, replace lines 10 through 28 with "moneys in the state aid distribution fund in the state treasury, not otherwise appropriated, to the state treasurer for the purpose of distributing state aid distribution fund revenue to local political subdivisions, for the biennium beginning July 1, 1993, and ending June 30, 1995, as follows:

Grants, benefits, and claims	<u>\$51,500,000</u>
Total state aid distribution fund appropriation	\$51,500,000"

Page 3, replace lines 1 through 9 with:

"SECTION 2. INTENT. It is the intent of the legislative assembly that if the total of amounts appropriated and the amounts transferred from the state aid distribution fund, before budget allotments, is less than the amount deposited in the state aid distribution fund during the 1993-95 biennium, the legislative assembly shall provide a deficiency appropriation to local political subdivisions of the excess amount deposited and that the deficiency appropriation be for the 1993-95 biennium. This section recognizes that transfers may be made by the state treasurer, upon the request of the director of the office of management and budget, from the state aid distribution fund to the general fund, as authorized by 1993 House Bill No. 1005.

SECTION 3. BUDGET REDUCTIONS - TRANSFER. The appropriation provided in section 1 of this Act is to be reduced by the director of the budget by the same percentage as any general fund reductions or

allotments made pursuant to North Dakota Century Code sections 54-44.1-12 and 54-44.1-13.1 which may occur during the biennium beginning July 1, 1993, and ending June 30, 1995, and an amount equal to the reduction must be transferred by the state treasurer from the state aid distribution fund to the general fund."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 085 - PAYMENTS TO POLITICAL SUBDIVISIONS

CONFERENCE COMMITTEE - This amendment removes the provisions of the bill which would have eliminated the state aid distribution fund and changes the funding source from the general fund to the state aid distribution fund.

This amendment eliminates the \$500,000 appropriation from the state aid distribution fund for the senior citizens mill levy match, leaving a \$51,500,000 appropriation from the state aid distribution fund for payments to political subdivisions.

This amendment adds a section of legislative intent stating that if the amount deposited in the fund is more than the amount appropriated and transferred from the fund it is the intent that a deficiency appropriation be made by the 1995 Legislative Assembly for the 1993-95 biennium. The intent section recognizes that transfers may be made by the State Treasurer, as authorized by 1993 House Bill No. 1005.

This amendment adds a section which requires the appropriation to be reduced by the same percentage as any general fund appropriation under North Dakota Century Code Sections 54-44.1-12 and 54-44.1-13.1 and transfers an amount equal to the reduction to the general fund.

Engrossed HB 1010 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1391, as engrossed: Your conference committee (Sens. Graba, Dotzenrod, Lindgren and Reps. Dalrymple, Bateman, Wilkie) recommends that the SENATE RECEDE from the Senate amendments on HJ page 1493, adopt amendments as follows, and place HB 1391 on the Seventh order:

That the Senate recede from its amendments as printed on page 1493 of the House Journal and pages 933-934 of the Senate Journal and that Engrossed House Bill No. 1391 be amended as follows:

Page 1, line 2, after "counties" insert "and cities"

Page 1, line 10, after "counties" insert "and cities"

Page 1, line 11, after "county" insert "or city"

Page 1, line 15, after "county" insert "or city"

Page 1, line 16, after "county" insert "or city"

Page 1, line 19, after "counties" insert "and the North Dakota league of cities"

Page 1, line 20, after "counties" insert "and the North Dakota league of cities"

Page 2, line 4, after "counties" insert "or cities"

Page 2, line 7, after "counties" insert "or cities"

Page 2, line 11, replace "\$150,000" with "\$250,000"

Page 2, line 12, after the first "the" insert "state treasurer, who shall distribute the moneys to counties and cities as directed by the director of the"

Renumber accordingly

Engrossed HB 1391 was placed on the Seventh order of business on the calendar.

MESSAGE TO THE HOUSE FROM THE SENATE (CAROL SIEGERT, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: HB 1011, HB 1012, HB 1013, HB 1015, HB 1018, HB 1065, HB 1219, HB 1504, HB 1511.

MESSAGE TO THE HOUSE FROM THE SENATE (CAROL SIEGERT, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2001, SB 2022.

REPORT OF CONFERENCE COMMITTEE

SB 2001, as engrossed: Your conference committee (Sens. Mushik, Robinson, Nething and Reps. Gerntholz, Clayburgh, Laughlin) recommends that the **HOUSE RECEDE** from the House amendments on HJ pages 1361-1362, adopt amendments as follows, and place SB 2001 on the Seventh order:

That the House recede from its amendments as printed on pages 1219-1220 of the Senate Journal and pages 1361-1362 of the House Journal and that Engrossed Senate Bill No. 2001 be amended as follows:

Page 1, line 17, replace "1,892,558" with "1,862,734"

Page 1, line 20, replace "5,996,231" with "5,966,407"

Page 2, line 2, replace "3,158,349" with "3,101,222"

Page 2, line 3, replace "1,327,542" with "1,307,648"

Page 2, line 5, replace "4,497,716" with "4,420,695"

Page 2, line 6, replace "10,493,947" with "10,387,102"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 150 - LEGISLATIVE ASSEMBLY

CONFERENCE COMMITTEE - The amendments reduce operating expenses by \$29,824 from the general fund in accordance with the provisions of House Bill No. 1018.

DEPARTMENT 160 - LEGISLATIVE COUNCIL

CONFERENCE COMMITTEE - The salaries and wages line item is decreased by \$57,127 from the general fund to reflect the \$60 per month salary increase plan in accordance with the provisions of House Bill No. 1018.

The operating expenses line item is decreased by \$9,894 from the general fund in accordance with the provisions of House Bill No. 1018. The operating expenses line item is reduced by \$10,000 from the general fund to reduce funding for committee travel.

In total, the amendments reduce the bill's general fund appropriation by \$106,845.

Engrossed SB 2001 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2022, as engrossed: Your conference committee (Sens. Redlin, Lindaas, Holmberg and Reps. Hausauer, Kunkel, Huether) recommends that the HOUSE RECEDE from the House amendments on HJ pages 1008-1009, adopt amendments as follows, and place SB 2022 on the Seventh order:

That the House recede from its amendments as printed on pages 910-911 of the Senate Journal and pages 1008-1009 of the House Journal and that Engrossed Senate Bill No. 2022 be amended as follows:

Page 1, line 11, replace "2,280,946" with "2,234,283"

Page 1, line 12, replace "63,120" with "61,692"

Page 1, line 15, replace "14,800,114" with "15,055,114"

Page 1, line 21, replace "500,000" with "250,000"

Page 2, line 3, replace "25,257,509" with "25,214,418"

Page 2, line 4, replace "11,027,505" with "11,003,952"

Page 2, line 5, replace "14,230,004" with "14,210,466"

Page 2, remove lines 6 through 12

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 270 - VOCATIONAL EDUCATION

CONFERENCE COMMITTEE - The salaries and wages line item is decreased by \$46,663, of which \$23,331 is from the general fund and \$23,332 from other funds, to reflect the \$60 per month salary increase plan in accordance with the provisions of House Bill No. 1018.

The information services line item is reduced by \$1,428, \$1,207 of which is from the general fund and \$221 from other funds, in accordance with the provisions of House Bill No. 1018.

The grants line item is increased by \$255,000 from the general fund for secondary education grants to ensure meeting the maintenance of effort requirement.

The adult farm management line item is decreased by \$250,000, from \$500,000 to \$250,000, from the general fund, and Section 2 regarding the intent of the use of the \$250,000 is deleted. Section 2 stated it is the intent of the Legislative Assembly that \$250,000 of the \$500,000 be used in a cooperative program between vocational education, Farm Credit Review Board, and other appropriate agencies. The Senate had added \$250,000 and the intent section. The remaining \$250,000 provides the amount recommended by both governors.

In total, the amendments reduce the general fund appropriation by \$19,538, other funds by \$23,553, and all funds by \$43,091.

Engrossed SB 2022 was placed on the Seventh order of business on the calendar.

MESSAGE TO THE HOUSE FROM THE SENATE (CAROL SIEGERT, SECRETARY)

MR. SPEAKER: The Senate has dissolved its conference committee on SB 2108 and SB 2200 and has appointed a new committee to act with a like committee from the House on:

SB 2108: Sens. Maxson; Mathern; Lindgren

SB 2200: Sens. Maxson; Mathern; Lindgren

MESSAGE TO THE HOUSE FROM THE SENATE (CAROL SIEGERT, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report on SB 2174, subsequently passed the same, and the emergency clause carried.

MESSAGE TO THE HOUSE FROM THE SENATE (CAROL SIEGERT, SECRETARY)

MR. SPEAKER: The President has appointed as a conference committee to act with a like committee from the House on:

HB 1518: Sens. Langley; Krauter; Streibel

THE HOUSE RECONVENED pursuant to recess taken, with Speaker R. Berg presiding.

REPORT OF CONFERENCE COMMITTEE

SB 2174: Your conference committee (Sens. O'Connell, Schoenwald, Tennefos and Reps. Dorso, Skarphol, Hokana) recommends that the HOUSE RECEDE from the House amendments on HJ pages 988-989, adopt amendments as follows, and place SB 2174 on the Seventh order:

That the House recede from its amendments as printed on page 911 of the Senate Journal and pages 988-989 of the House Journal and that Senate Bill No. 2174 be amended as follows:

Page 1, line 7, replace the first "and" with "to create and enact section 4 to House Bill No. 1488, as approved by the fifty-third legislative assembly, which relates to driving without liability insurance and reissuance of a motor vehicle operator's license following certain cancellations of financial responsibility, and declaring retroactive application of that Act;"

Page 1, line 15, after "licensing" insert "; and to declare an emergency"

Page 3, remove lines 19 through 27

Page 3, line 28, remove "3."

Page 5, line 20, remove "any measurable or detectable amount of alcohol in the person's system"

Page 5, line 21, remove "or"

Page 5, remove lines 25 through 29

Page 6, line 1, replace "2." with "1."

Page 6, line 11, replace "3." with "2."

Page 6, line 17, replace "2" with "1"

Page 6, line 27, replace "4." with "3."

Page 7, line 1, replace "2" with "1"

Page 7, line 2, replace "3" with "2"

Page 7, line 21, remove "a measurable or detectable amount of"

Page 7, line 22, remove "alcohol in the driver's system, or"

Page 7, remove lines 24 through 27

Page 7, line 28, replace "2." with "1."

Page 8, line 6, replace "3." with "2."

Page 8, line 12, replace "4." with "3."

Page 11, line 16, replace "4" with "3"

Page 14, line 25, replace "Driving of commercial motor vehicles prohibited" with "Rules"

Page 14, replace lines 26 through 29 with:

"The director shall adopt rules for the issuance and enforcement of out-of-service orders. The rules must be in accordance with the standards and requirements of the federal Commercial Motor Vehicle Safety Act of 1986 [Pub. L. 99-570; 100 Stat. 3207-179; 49 App. U.S.C. 2708] and 49 CFR parts 383 and 392."

Page 15, remove lines 1 through 10

Page 16, after line 2, insert:

"SECTION 15. Section 4 to House Bill No. 1488, as approved by the fifty-third legislative assembly, is created and enacted as follows:

SECTION 4. RETROACTIVE APPLICATION OF ACT. Section 2 of this Act applies retroactively to cases arising after April 9, 1990.

SECTION 16. EMERGENCY. This Act is declared to be an emergency measure."

ReNUMBER accordingly

SB 2174 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

HB 1389, as reengrossed: Your conference committee (Sens. Lindaas, Tallackson, Lips and Reps. D. Olsen, Klein, Thorpe) recommends that the SENATE RECEDE from the Senate amendments on HJ pages 1701-1702, adopt amendments as follows, and place HB 1389 on the Seventh order:

That the Senate recede from its amendments as printed on pages 1701-1702 of the House Journal and pages 1438-1439 of the Senate Journal and that Reengrossed House Bill No. 1389 be amended as follows:

Page 1, line 4, remove the third "and"

Page 1, line 5, after "penalty" insert "; and to declare an emergency"

Page 2, line 17, after "who" insert "has filed a resident North Dakota income tax return for the year prior to the effective date of this Act and who"

Page 2, line 24, replace "six" with "twelve"

Page 3, line 2, replace the period with "; or"

Page 3, line 3, replace "'Resident" also means a veteran who was" with "Was"

Page 3, line 9, replace "ten" with "seven"

Page 4, line 2, replace the second "1993" with "1994"

Page 6, line 12, after "and" insert "up to \$190,000 from"

Page 6, line 14, replace "are" with "is"

Page 6, line 17, replace "June 30, 1995" with "December 31, 1994"

Page 6, after line 17, insert:

"SECTION 10. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

Reengrossed HB 1389 was placed on the Seventh order of business on the calendar.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3074: A concurrent resolution authorizing the retention of certain employees of the House and Senate to allow for the completion of legislative work after the close of the session.

ROLL CALL

The question being on the final adoption of the resolution, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorman; Grosz; Grumbo; Gulleon; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

ABSENT AND NOT VOTING: Belter; Carlson, C.; Coats; Dalrymple; DeWitz; Gorder; Nicholas

HCR 3074 was declared adopted on a roll call vote.

REPORT OF CONFERENCE COMMITTEE

REP. KUNKEL MOVED that the conference committee report on Engrossed HB 1014 as printed on HJ pages 2086-2087 be adopted, which motion prevailed.

Engrossed HB 1014, as amended, was placed on the Eleventh order of business on the calendar.

SECOND READING OF HOUSE BILL

HB 1014: A BILL for an Act to provide an appropriation for defraying the expenses of the parks and recreation department and the tourism department; to provide for an appropriation from the snowmobile fund and the trail tax transfer fund; and to provide statements of legislative intent.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 87 YEAS, 2 NAYS, 0 EXCUSED, 9 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorman; Grosz; Grumbo; Guleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenson; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg

NAYS: Ring; Thorpe

ABSENT AND NOT VOTING: Belter; Carlson, C.; Coats; Dalrymple; Dewitz; Gorder; Nicholas; Stenehjelm; Wilkie

Engrossed HB 1014 passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. WALD MOVED that the conference committee report on Engrossed HB 1017 as printed on HJ pages 2091-2092 be adopted, which motion prevailed.

Engrossed HB 1017, as amended, was placed on the Eleventh order of business on the calendar.

SECOND READING OF HOUSE BILL

HB 1017: A BILL for an Act to provide an appropriation for defraying the expenses of the workers compensation bureau and its divisions; and to provide for authorization to expend funds from the workers' compensation contingency line item.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 0 NAYS, 0 EXCUSED, 8 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorman; Grosz; Grumbo; Guleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg

ABSENT AND NOT VOTING: Belter; Carlson, C.; Coats; Dalrymple; Dewitz; Gorder; Nicholas; Wilkie

Engrossed HB 1017 passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. KELSCH MOVED that the conference committee report on Engrossed HB 1416 as printed on HJ pages 2093-2117 be adopted, which motion prevailed.

Engrossed HB 1416, as amended, was placed on the Eleventh order of business on the calendar.

SECOND READING OF HOUSE BILL

HB 1416: A BILL for an Act to amend and reenact section 53-06.1-01, subsection 1 of section 53-06.1-01.1, sections 53-06.1-01.2, 53-06.1-02, 53-06.1-02.1, 53-06.1-03, 53-06.1-03.3, 53-06.1-05, 53-06.1-05.1, 53-06.1-06, 53-06.1-07, 53-06.1-07.1, 53-06.1-07.2, 53-06.1-07.3, 53-06.1-07.4, 53-06.1-08, 53-06.1-08.1, 53-06.1-09, 53-06.1-10, 53-06.1-10.1, 53-06.1-11, 53-06.1-12, 53-06.1-12.2, 53-06.1-13, 53-06.1-13.1, 53-06.1-14, 53-06.1-15, 53-06.1-15.1, 53-06.1-15.4, 53-06.1-16, 53-06.1-16.1, 53-06.1-16.2, 53-06.1-17, and subsection 5 of section 53-06.2-11 of the North Dakota Century Code, relating to games of chance and the gaming commission.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 30 YEAS, 61 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Allmaras; Berg, J.; Clayburgh; Froseth; Gates; Gerntholz; Goffe; Grumbo; Guleson; Hausauer; Hokana; Huether; Kelsch; Kilichowski; Mahoney; Maragos; Martinson; Mutzenberger; Nelson; Oban; Price; Ring; Skarphol; St. Aubyn; Stenehjem; Sveen; Timm; Wald; Wentz; Speaker R. Berg

NAYS: Aarsvold; Austin; Bateman; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Cleary; Dobrinski; Dorso; Drovda; Freier; Glasheim; Gorman; Grosz; Hagle; Hanson; Henegar; Holm; Howard; Jacobs; Johnson; Kaldor; Keiser; Kempenich; Kerzman; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Martin; Monson; Ness; Nicholas; Nichols; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Pyle; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Soukup; Stenson; Svedjan; Thorpe; Tollefson; Torgerson; Wanzek; Wardner

ABSENT AND NOT VOTING: Belter; Carlson, C.; Coats; Dalrymple; DeWitz; Gorder; Wilkie

Engrossed HB 1416 was declared lost.

REPORT OF CONFERENCE COMMITTEE

REP. BYERLY MOVED that the conference committee report on Engrossed SB 2009 as printed on HJ pages 2078-2081 be adopted, which motion prevailed.

Engrossed SB 2009, as amended, was placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE BILL

SB 2009: A BILL for an Act to amend and reenact section 37-18-04 of the North Dakota Century Code, relating to duties of the commissioner of the department of veterans' affairs; and to provide an appropriation for defraying the expenses of the veterans' home and the department of veterans' affairs.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 90 YEAS, 1 NAY, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Berg, J.; Bernstein; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg

NAYS: Bodine

ABSENT AND NOT VOTING: Belter; Carlson, C.; Coats; Dalrymple; DeWitz; Gorder; Wilkie

Engrossed SB 2009 passed and the title was agreed to.

MOTION

REP. GORMAN MOVED that SB 2017 be placed at the bottom of the calendar, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

REP. CLAYBURGH MOVED that the conference committee report on Engrossed SB 2020 as printed on HJ page 2084 be adopted, which motion prevailed.

Engrossed SB 2020, as amended, was placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE BILL

SB 2020: A BILL for an Act making an appropriation for defraying the expenses of the office of administrative hearings.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 91 YEAS, 0 NAYS, 0 EXCUSED, 7 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Henegar; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Speaker R. Berg

ABSENT AND NOT VOTING: Belter; Carlson, C.; Coats; Dalrymple; DeWitz; Gorder; Wilkie

Engrossed SB 2020 passed and the title was agreed to.

ANNOUNCEMENT BY THE SPEAKER

SPEAKER R. BERG ANNOUNCED that the House would stand in recess until 5:00 p.m.

MESSAGE TO THE HOUSE FROM THE SENATE (CAROL SIEGERT, SECRETARY)

MR. SPEAKER: The President announced that Sens. Kelsh and O'Connell will replace Sens. Heinrich and Kelsh on the conference committee on HB 1003.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker R. Berg presiding.

REPORT OF CONFERENCE COMMITTEE

REP. HOWARD MOVED that the conference committee report on Engrossed HB 1006 be adopted, which motion prevailed.

Engrossed HB 1006, as amended, was placed on the Eleventh order of business on the calendar.

SECOND READING OF HOUSE BILL

HB 1006: A BILL for an Act to provide an appropriation for defraying the expenses of the division of emergency management.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 93 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

ABSENT AND NOT VOTING: Bodine; Carlson, C.; Coats; Gorder; Henegar

Engrossed HB 1006 passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. DALRYMPLE MOVED that the conference committee report on Engrossed HB 1010 be adopted, which motion prevailed.

Engrossed HB 1010, as amended, was placed on the Eleventh order of business on the calendar.

SECOND READING OF HOUSE BILL

HB 1010: A BILL for an Act making an appropriation for state revenue sharing and personal property tax replacement payments to political subdivisions; to provide a statement of legislative intent; and to provide for allotments, reductions, and a transfer.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 84 YEAS, 9 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Bernstein; Boehm; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Maragos; Martin; Martinson; Monson; Mutzenberger; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

NAYS: Berg, J.; Boucher; Cleary; Glassheim; Goffe; Mahoney; Nelson; Ring; Thorpe

ABSENT AND NOT VOTING: Bodine; Carlson, C.; Coats; Gordor; Henegar

Engrossed HB 1010 passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. DALRYMPLE MOVED that the conference committee report on Engrossed HB 1391 be adopted, which motion prevailed.

Engrossed HB 1391, as amended, was placed on the Eleventh order of business on the calendar.

SECOND READING OF HOUSE BILL

HB 1391: A BILL for an Act to amend and reenact section 54-44.2-02.5 of the North Dakota Century Code, relating to a grant program to assist counties and cities in developing a communications, uniform accounting, and records maintenance system; and to provide an appropriation.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 93 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

ABSENT AND NOT VOTING: Bodine; Carlson, C.; Coats; Gordor; Henegar

Engrossed HB 1391 passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. GORMAN MOVED that the conference committee report on Engrossed SB 2017 as printed on HJ pages 2081-2084 be adopted, which motion prevailed.

Engrossed SB 2017, as amended, was placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE BILL

SB 2017: A BILL for an Act to provide an appropriation for defraying the expenses of the state industrial commission and the agencies under the management of the industrial commission; to provide for a limit on state building authority lease payments; to repeal sections 54-17.2-21 and 54-17.2-22 of the North Dakota Century Code, relating to the capital construction fund; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 88 YEAS, 5 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Dalrymple; DeWitz; Dobrinski; Dorso; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Hokana; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wald; Wanzenk; Wardner; Wentz; Wilkie; Speaker R. Berg

NAYS: Drovdal; Holm; Kempenich; Poolman; Thorpe

ABSENT AND NOT VOTING: Bodine; Carlson, C.; Coats; Gorder; Henegar

Engrossed SB 2017 passed and the title was agreed to.

MOTION

REP. KRETSCHMAR MOVED that the House reconsider its action whereby Engrossed HB 1416 failed to pass, which motion prevailed on a verification vote.

MOTION

REP. MARTINSON MOVED that the House reconsider its action whereby the conference committee report was accepted and Engrossed HB 1416 was placed on the Seventh order of business on the calendar, which motion prevailed.

Engrossed HB 1416 was rereferred to the Conference Committee, which motion prevailed.

REPORT OF CONFERENCE COMMITTEE

REP. GERNTHOLZ MOVED that the conference committee report on Engrossed SB 2001 be adopted, which motion prevailed on a verification vote.

Engrossed SB 2001, as amended, was placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE BILL

SB 2001: A BILL for an Act providing an appropriation for defraying the expenses of the legislative branch of government; to amend and reenact subsection 2 of section 28-32-03, section 28-32-03.1, and subsections 3 and 4 of section 28-32-03.2 of the North Dakota Century Code, relating to publication of the administrative code; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been

read, the roll was called and there were 90 YEAS, 3 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Monson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

NAYS: Cleary; Ring; Thorpe

ABSENT AND NOT VOTING: Bodine; Carlson, C.; Coats; Gorder; Henegar

Engrossed SB 2001 passed, the title was agreed to, and the emergency clause was declared carried.

MOTION

REP. MARTINSON MOVED that the conference committee report on Engrossed HB 1416 not be adopted and that the Speaker appoint Rep. Drovdal to replace Rep. Kretschmar on the conference committee on Engrossed HB 1416, which motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

SPEAKER R. BERG ANNOUNCED that the House would stand in recess until 8:00 p.m.

MESSAGE TO THE SENATE FROM THE HOUSE (ROY GILBREATH, CHIEF CLERK)

MADAM PRESIDENT: The Speaker has appointed Rep. Drovdal to replace Rep. Kretschmar on the conference committee on HB 1416.

MESSAGE TO THE SENATE FROM THE HOUSE (ROY GILBREATH, CHIEF CLERK)

MADAM PRESIDENT: The House has passed and your favorable consideration is requested on: HCR 3074.

THE HOUSE RECONVENED pursuant to recess taken, with Speaker R. Berg presiding.

REPORT OF CONFERENCE COMMITTEE

HB 1155, as engrossed: Your conference committee (Sens. Graba, Jerome, Traynor and Reps. Soukup, Sveen, Kilichowski) recommends that the SENATE RECEDE from the Senate amendments on HJ page 1119, adopt amendments as follows, and place HB 1155 on the Seventh order:

That the Senate recede from its amendments as printed on page 1119 of the House Journal and page 855 of the Senate Journal and that Engrossed House Bill No. 1155 be amended as follows:

Page 2, line 20, remove the overstrike over "~~three hundred~~" and remove "one"

Page 2, line 21, remove "thousand"

Page 2, line 26, after the period insert "When a report is not filed, the state auditor may charge the political subdivision an amount equal to the fair value of the additional examination or audit and any other services rendered."

Page 3, line 2, after "~~audit~~" insert ", at the option of its governing body,"

Page 3, line 10, replace "When federal funds are" with "The"

Page 3, line 11, remove "involved, the".

Page 3, line 20, replace "not to exceed" with "of up to" and after "hour" insert ", but not to exceed five hundred dollars per review,"

Renumber accordingly

Engrossed HB 1155 was placed on the Seventh order of business on the calendar.

MESSAGE TO THE HOUSE FROM THE SENATE (CAROL SIEGERT, SECRETARY)

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1519.

SENATE FLOOR AMENDMENTS TO HOUSE BILL NO. 1519

Page 1, line 3, replace "and" with a comma

Page 1, line 4, after "54-44.1-11" insert ", and to authorize the state board of higher education to convey certain state-owned land to Ramsey County, North Dakota"

Page 9, after line 4, insert:

"SECTION 9. TRANSFER OF LAND BY STATE BOARD OF HIGHER EDUCATION.

1. The state board of higher education may convey to Ramsey County, North Dakota, land owned by the state under the jurisdiction of the state board of higher education which is located in Ramsey County and described as follows:

All that part of section eighteen, township one hundred fifty-three north of range sixty-four west in Ramsey County, North Dakota, described as follows:

Beginning at the southwest corner of lot one, block one, Lake Front Park Addition of Devils Lake Chautauqua Association of North Dakota, now known as Lakewood Park of the City of Devils Lake, thence west to the west side of Ramsey County Highway No. 1 right of way, which is the point of beginning, thence in a southerly direction following the right of way a distance of one hundred feet, thence west to the ordinary high water mark of Devils Lake, thence in a northerly direction along the ordinary high water mark a distance of three hundred feet, thence east to the west right-of-way line of Ramsey County Highway No. 1, thence in a southerly direction along the right of way to the point of beginning.

2. The conveyance authorized by this Act is not subject to North Dakota Century Code sections 54-01-05.2 and 54-01-05.5.
3. The attorney general shall review and approve as to form and legality all legal documents, papers, and instruments required by the conveyance authorized by this Act.
4. Before the board of higher education may convey the property as authorized by subsection 1, the board shall submit the terms of the transfer to the budget section of the legislative council. The board may convey the property only after the budget section has approved the terms of the transfer."

Renumber accordingly

SENATE FLOOR AMENDMENTS TO ENGROSSED HOUSE BILL NO. 1519

Page 1, line 16, replace "1,690,948" with "1,781,948"

Page 2, line 11, replace "14,080,676" with "14,171,676"

Page 2, line 13, replace "9,131,256" with "9,222,256"

Page 6, line 22, replace "250,959,343" with "251,050,343"

Page 6, line 24, replace "453,500,236" with "453,591,236"

Page 7, line 12, replace "166,663" with "249,994"

Page 7, line 13, replace "40,793" with "61,190"

Page 7, line 14, replace "59,795" with "89,692"

Page 7, line 15, replace "982,281" with "1,473,422"

Page 7, line 16, replace "784,841" with "1,177,261"

Page 7, line 17, replace "140,313" with "210,469"

Page 7, line 18, replace "111,982" with "167,973"

Page 7, line 19, replace "52,449" with "78,674"

Page 7, line 20, replace "275,531" with "413,297"

Page 7, line 21, replace "69,331" with "103,996"

Page 7, line 22, replace "27,606" with "41,409"

Page 7, line 23, replace "13,261" with "19,891"

Page 7, line 24, replace "713,702" with "1,070,624"

Page 7, line 25, replace "511,011" with "769,851"

Page 7, line 26, replace "3,949,559" with "5,927,743"

Page 8, line 10, after "The" insert "operating expenses line items,"

Page 9, after line 4, insert:

"SECTION 9. LEGISLATIVE INTENT - ADMINISTRATIVE STREAMLINING.

The legislative assembly supports the board of higher education's goal to reduce and streamline administrative functions within the entities under the board's control. In making personnel reductions which will be required at the levels appropriated, it is the intent of the legislative assembly that the board first make reductions in administrative areas before eliminating positions directly related to instruction and student services.

SECTION 10. LEGISLATIVE INTENT - COMPARABLE PROGRAMS.

The legislative assembly expresses its concern to the board of higher education regarding institutional expenditures to seek national accreditation of programs where comparable programs have already received national accreditation at other institutions."

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 215 - UNIVERSITY SYSTEM OFFICE

SENATE - The salaries and wages line item is increased by \$91,000 from the general fund to provide an additional FTE position.

Section 3 is amended to provide that an additional three percent rather than two percent of the estimated income line item is appropriated upon Emergency Commission approved.

Section 5 is amended to provide that 1991-93 operating expenses line items are not subject to turnback provisions and may be spent during the 1993-95 biennium.

A section is added stating that the Legislative Assembly supports the Board of Higher Education's goal to reduce and streamline administrative functions.

A section is added expressing the Legislative Assembly's concern about higher education duplicating comparable accredited programs.

MESSAGE TO THE HOUSE FROM THE SENATE (CAROL SIEGERT, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report and subsequently passed: SB 2012, SB 2018.

MESSAGE TO THE HOUSE FROM THE SENATE (CAROL SIEGERT, SECRETARY)

MR. SPEAKER: The Senate has adopted the conference committee report on SB 2040, subsequently passed the same, and the emergency clause carried.

REPORT OF CONFERENCE COMMITTEE

SB 2012, as reengrossed: Your conference committee (Sens. DeMers, Mushik, Thane and Reps. Howard, Carlisle, Laughlin) recommends that the HOUSE RECEDE from the House amendments on HJ pages 1060-1061, adopt amendments as follows, and place SB 2012 on the Seventh order:

That the House recede from its amendments as printed on page 988 of the Senate Journal and pages 1060-1061 of the House Journal and that Reengrossed Senate Bill No. 2012 be amended as follows:

Page 1, line 11, replace "359,511" with "354,775"

Page 1, line 12, replace "9,220" with "9,128"

Page 1, line 15, replace "1,643,014" with "1,608,479"

Page 1, line 16, replace "2,205,687" with "2,166,324"

Page 1, line 18, replace "634,580" with "595,217"

ReNUMBER accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 709 - COUNCIL ON THE ARTS

CONFERENCE COMMITTEE - The salaries and wages line item is reduced by \$4,736 from the general fund to reflect the state employee salary increase provisions of House Bill No. 1018.

The information services line item is reduced by \$92 from the general fund in accordance with provisions of House Bill No. 1018.

The grants line item is reduced by \$34,535 from the general fund from a total of \$1,643,014 included in the Senate version to \$1,608,479. A comparison of general fund grant programs is as follows:

	SENATE VERSION	HOUSE REDUCTION	HOUSE VERSION	CONFERENCE COMMITTEE INCREASES TO HOUSE VERSION	CONFERENCE COMMITTEE VERSION
ACCESS grants	\$ 72,748	\$(19,535)	\$ 53,213	\$19,535	\$ 72,748
Arts in education grants	78,000	(43,000)	35,000	8,465	43,465
Touring arts grants	<u>41,350</u>	<u>0</u>	<u>41,350</u>	<u>0</u>	<u>41,350</u>
Total general fund	\$192,098	\$(62,535)	\$129,563	\$28,000	\$157,563

In total, this amendment reduces the Senate version by \$39,363 from the general fund. Compared to the House version, general fund support is increased by \$43,936 and other funds are reduced by \$12,000.

Reengrossed SB 2012 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2018, as engrossed: Your conference committee (Sens. Robinson, Lindaas, Lips and Reps. Dewitz, Payne, Pyle) recommends that the **HOUSE RECEDE** from the House amendments on HJ pages 1239-1240, adopt amendments as follows, and place SB 2018 on the Seventh order:

That the House recede from its amendments as printed on pages 1082-1084 of the Senate Journal and pages 1239-1240 of the House Journal and that Engrossed Senate Bill No. 2018 be amended as follows:

Page 1, line 13, replace "505,238" with "494,320"

Page 1, line 14, replace "7,160" with "6,993"

Page 1, line 17, replace "972,598" with "961,513"

Page 1, line 18, replace "401,946" with "400,308"

Page 1, line 19, replace "570,652" with "561,205"

Page 2, line 1, replace "1,892,863" with "1,869,745"

Page 2, line 2, replace "50,425" with "49,250"

Page 2, line 6, replace "4,065,822" with "4,041,529"

Page 2, line 7, replace "1,456,678" with "1,454,248"

Page 2, line 8, replace "2,609,144" with "2,587,281"

Page 2, line 11, replace "5,724,563" with "5,655,829"

Page 2, line 12, replace "69,648" with "68,025"

Page 2, line 17, replace "7,655,212" with "7,584,855"

Page 2, line 18, replace "2,051,058" with "2,040,748"

Page 2, line 19, replace "5,604,154" with "5,544,107"

Page 2, line 22, replace "13,058,831" with "12,917,071"

Page 2, line 23, replace "99,813" with "97,468"

Page 2, line 28, replace "20,212,725" with "20,068,620"

Page 2, line 29, replace "3,633,052" with "3,611,788"

Page 3, line 1, replace "16,579,673" with "16,456,832"

Page 3, line 4, replace "1,949,044" with "1,916,235"

Page 3, line 5, replace "30,000" with "29,301"

Page 3, line 8, replace "6,730,953" with "6,697,445"

Page 3, line 11, replace "3,374,424" with "3,330,694"

Page 3, line 12, replace "55,348" with "54,058"

Page 3, line 16, replace "5,493,540" with "5,448,520"

Page 3, line 17, replace "1,850,759" with "1,850,386"

Page 3, line 18, replace "3,642,781" with "3,598,134"

Page 3, line 19, replace "29,006,404" with "28,747,559"

Page 3, line 20, replace "16,124,446" with "16,054,923"

Page 3, line 21, replace "45,130,850" with "44,802,482"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 531 - CORRECTIONS CENTRAL OFFICE

CONFERENCE COMMITTEE - The salaries and wages line item is decreased by \$10,918, of which \$9,280 is from the general fund and \$1,638 from other funds to reflect the \$60 per month salary increase plan in accordance with the provisions of House Bill No. 1018.

The information services line item is reduced by \$167 from the general fund in accordance with the provisions of House Bill No. 1018.

DEPARTMENT 532 - COMMUNITY SERVICES

CONFERENCE COMMITTEE - The salaries and wages line item is decreased by \$23,118, of which \$20,806 is from the general fund and \$2,312 from other funds to reflect the \$60 per month salary increase plan in accordance with the provisions of House Bill No. 1018.

The information services line item is reduced by \$1,175, of which \$1,057 is from the general fund and \$118 from other funds in accordance with the provisions of House Bill No. 1018.

DEPARTMENT 533 - INDUSTRIAL SCHOOL

CONFERENCE COMMITTEE - The salaries and wages line item is decreased by \$68,734, of which \$58,424 is from the general fund and \$10,310 from other funds to reflect the \$60 per month salary increase plan in accordance with the provisions of House Bill No. 1018.

The information services line item is reduced by \$1,623 from the general fund in accordance with the provisions of House Bill No. 1018.

DEPARTMENT 534 - STATE PENITENTIARY

CONFERENCE COMMITTEE - The salaries and wages line item is decreased by \$141,760, of which \$120,496 is from the general fund and \$21,264 is from other funds to reflect the \$60 per month salary increase plan in accordance with the provisions of House Bill No. 1018.

The information services line item is reduced by \$2,345 from the general fund in accordance with the provisions of House Bill No. 1018.

DEPARTMENT 535 - ROUGHRIDER INDUSTRIES

CONFERENCE COMMITTEE - The salaries and wages line item is decreased by \$32,809 from other funds to reflect the \$60 per month salary increase plan in accordance with the provisions of House Bill No. 1018.

The information services line item is decreased by \$699 from other funds in accordance with the provisions of House Bill No. 1018.

DEPARTMENT 536 - PAROLE AND PROBATION

CONFERENCE COMMITTEE - The salaries and wages line item is decreased by \$43,730 from the general fund to reflect the \$60 per month salary increase plan in accordance with the provisions of House Bill No. 1018.

The information services line item is decreased by \$1,290 of which \$917 is from the general fund and \$373 from other funds in accordance with the provisions of House Bill No. 1018.

The total amendments to the engrossed bill reduce the general fund appropriation by \$258,845, other funds by \$69,523, and the total appropriations by \$328,368.

Engrossed SB 2018 was placed on the Seventh order of business on the calendar.

REPORT OF CONFERENCE COMMITTEE

SB 2040: Your conference committee (Sens. Schoenwald, Keller, Streibel and Reps. Bernstein, Froseth, Stenson) recommends that the HOUSE RECEDE from the House amendments on HJ pages 1170-1171, adopt amendments as follows, and place SB 2040 on the Seventh order:

That the House recede from its amendments as printed on pages 1060-1061 of the Senate Journal and pages 1170-1171 of the House Journal and that Senate Bill No. 2040 be amended as follows:

Page 1, line 1, replace "section" with "sections 65-02-19, 65-02-21," and after "65-05-01" insert ", and 65-05-32"

Page 1, line 2, after "to" insert "contracts for administrative and managed care services, to"

Page 1, line 3, after "compensation" insert ", and to privacy of records and hearings concerning workers' compensation matters; to provide for application of this Act; and to declare an emergency"

Page 1, after line 4, insert:

"SECTION 1. AMENDMENT. Section 65-02-19 of the 1991 Supplement to the North Dakota Century Code is amended and reenacted as follows:

65-02-19. Bureau to contract for administrative services. The bureau shall contract for the services of a third-party administrator to monitor medical treatments of injured employees and to monitor the

payment of medical expenses of all workers' compensation claims. The bureau shall solicit bids for administrative services ~~within four months after July 1, 1991, and by December 1, 1991,~~ shall award an administrative services contract to the bidder who will best serve the interests of the bureau and the employees under this title. The ~~initial contract must begin January 1, 1992, and continue through June 30, 1993.~~ Subsequent contracts must be for the period of a biennium. Subsequent solicitations must be made at least forty five days before the expiration of an existing administrative services contract. The bureau may renew, renegotiate, or rebid a contract based upon contract performance, cost, and the best interests of an employee who suffers a compensable injury. The bureau shall rebid the contract for the biennium beginning July 1, 1995, and shall rebid subsequent contracts at least every four years.

SECTION 2. AMENDMENT. Section 65-02-21 of the 1991 Supplement to the North Dakota Century Code is amended and reenacted as follows:

65-02-21. Contract for administration of managed care program. The bureau shall contract for the services of a third-party administrator to implement the managed care program. The bureau shall solicit bids for these administrative services ~~within four months after July 1, 1991.~~ The solicitation must include a description of the program and the services expected of the managed care administrator. ~~By December 1, 1991, the~~ The bureau shall award an administrative services contract to the bidder who will best serve the interests of the bureau and the employees under this title. ~~The initial contract must begin January 1, 1992, and continue through June 30, 1993. Subsequent contracts must be for the period of a biennium. Subsequent solicitations must be made at least forty five days before the expiration of an existing administrative services contract. The bureau may renew, renegotiate, or rebid a contract based upon contract performance, cost, and the best interests of an employee who suffers a compensable injury. The bureau shall rebid the contract for the biennium beginning July 1, 1995, and shall rebid subsequent contracts at least every four years."~~

Page 2, after line 7, insert:

"SECTION 4. AMENDMENT. Section 65-05-32 of the 1991 Supplement to the North Dakota Century Code is amended and reenacted as follows:

65-05-32. Privacy of records and hearings. Information contained in the claim files and records of injured employees is confidential and is not open to public inspection, other than to bureau employees or agents in the performance of their official duties. Providing further that:

1. Representatives of a claimant, whether an individual or an organization, may review a claim file or receive specific information from the file upon the presentation of the signed authorization of the claimant. However, reserve information may not be made available to the claimant or the claimant's representatives. Availability of this information to employers is subject to the sole discretion of the bureau.
2. Employers or their duly authorized representatives may review and have access to any files of their own injured workers.
3. Physicians or health care providers treating or examining workers claiming benefits under this title, or physicians giving medical advice to the bureau regarding any claim may, at the discretion of the bureau, inspect the claim files and records of injured workers.

4. Other persons may have access to and make inspections of the files, if such persons are rendering assistance to the bureau at any stage of the proceedings on any matter pertaining to the administration of this title.
5. The claimant's name; social security number; date of birth; injury date; employer name; type of injury; whether the claim is accepted, denied, or pending; and whether the claim is in active or inactive pay status will be available to the public. This information may not be released in aggregate form, except to those persons contracting with the bureau for exchange of information pertaining to the administration of this title or except upon written authorization by the claimant for a specified purpose.
6. At the request of a claimant, the bureau may close the medical portion of a hearing to the public.

SECTION 5. APPLICATION OF ACT. Section 4 of this Act applies to all claims irrespective of the date information is requested.

SECTION 6. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

SB 2040 was placed on the Seventh order of business on the calendar.

MESSAGE TO THE HOUSE FROM THE SENATE (CAROL SIEGERT, SECRETARY)

MR. SPEAKER: The President has signed and your signature is respectfully requested on: SB 2004, SB 2006, SB 2007, SB 2008, SB 2010, SB 2013, SB 2015, SB 2016, SB 2019, SB 2384, SB 2448, SB 2542, SCR 4038.

REPORT OF CONFERENCE COMMITTEE

REP. HAUSAUER MOVED that the conference committee report on Engrossed SB 2022 be adopted, which motion prevailed.

Engrossed SB 2022, as amended, was placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE BILL

SB 2022: A BILL for an Act making an appropriation for defraying the expenses of the state board of vocational education.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 92 YEAS, 0 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorman; Grosz; Grumbo; Gulleeson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

ABSENT AND NOT VOTING: Bodine; Carlson, C.; Gorder; Henegar; Monson; Sveen

Engrossed SB 2022 passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. DORSO MOVED that the conference committee report on SB 2174 be adopted, which motion prevailed.

SB 2174, as amended, was placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE BILL

SB 2174: A BILL for an Act to create and enact nine new sections to chapter 39-06.2, and a new subdivision to subsection 1 of section 39-06.2-10 of the North Dakota Century Code, relating to alcohol-related offenses in a commercial motor vehicle, implied consent requirements, hearings, sanctions, judicial appeals, temporary driver permits, out-of-service orders, and operating a commercial motor vehicle while having an alcohol concentration of four one-hundredths of one percent by weight or greater; to create and enact section 4 to House Bill No. 1488, as approved by the fifty-third legislative assembly, which relates to driving without liability insurance and reissuance of a motor vehicle operator's license following certain cancellations of financial responsibility, and declaring retroactive application of that Act; to amend and reenact subsections 4 and 7 of section 39-06-32, subsection 2 of section 39-06.2-04, section 39-06.2-11, and subsection 1 of section 39-20-07 of the North Dakota Century Code, relating to sanctions for violating the implied consent laws of another state stemming from the operation of a commercial motor vehicle in another state, employer's notification of certain traffic offenses, providing a class D driver's license when a commercial driver's license is suspended, revoked, or disqualified, and alcohol concentration and its application to commercial drivers' licensing; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 93 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorman; Grosz; Grumbo; Gulleson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

ABSENT AND NOT VOTING: Bodine; Carlson, C.; Gorder; Henegar; Monson

SB 2174 passed, the title was agreed to, and the emergency clause was declared carried.

REPORT OF CONFERENCE COMMITTEE

REP. SOUKUP MOVED that the conference committee report on Engrossed HB 1155 be adopted, which motion prevailed.

Engrossed HB 1155, as amended, was placed on the Eleventh order of business on the calendar.

SECOND READING OF HOUSE BILL

HB 1155: A BILL for an Act to amend and reenact section 54-10-14 of the North Dakota Century Code, relating to the requirements for audits of political subdivisions; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 93 YEAS, 0 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; Dewitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorman; Grosz; Grumbo; Gulleeson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzen; Wardner; Wentz; Wilkie; Speaker R. Berg

ABSENT AND NOT VOTING: Bodine; Carlson, C.; Gorder; Henegar; Monson

Engrossed HB 1155 passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. HOWARD MOVED that the conference committee report on Reengrossed SB 2012 be adopted, which motion prevailed.

Reengrossed SB 2012, as amended, was placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE BILL

SB 2012: A BILL for an Act to provide an appropriation for defraying the expenses of the council on the arts; and providing for an appropriation of funds from the cultural endowment fund.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 86 YEAS, 7 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Berg, J.; Bernstein; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glassheim; Goffe; Gorman; Grumbo; Gulleeson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Porter; Price; Pyle; Rennerfeldt; Ring; Rydell; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjelm; Stenson; Svedjan; Sveen; Thorpe; Timm; Tollefson; Torgerson; Wald; Wanzen; Wardner; Wentz; Wilkie; Speaker R. Berg

NAYS: Bateman; Belter; Dewitz; Grosz; Jacobs; Poolman; Schindler

ABSENT AND NOT VOTING: Bodine; Carlson, C.; Gorder; Henegar; Monson

Reengrossed SB 2012 passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. DEWITZ MOVED that the conference committee report on Engrossed SB 2018 be adopted, which motion prevailed.

Engrossed SB 2018, as amended, was placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE BILL

SB 2018: A BILL for an Act making an appropriation for defraying the expenses of the department of corrections and rehabilitation.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 92 YEAS, 2 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Allmaras; Austin; Bateman; Belter; Berg, J.; Bernstein; Bodine; Boehm; Boucher; Brodshaug; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Cleary; Coats; Dalrymple; DeWitz; Dobrinski; Dorso; Drovdal; Freier; Froseth; Gates; Gerntholz; Glasheim; Goffe; Gorman; Grosz; Grumbo; Gulletson; Hagle; Hanson; Hausauer; Hokana; Holm; Howard; Huether; Jacobs; Johnson; Kaldor; Keiser; Kelsch; Kempenich; Kerzman; Kilichowski; Klein; Kretschmar; Kroeber; Kunkel; Laughlin; Mahoney; Maragos; Martin; Martinson; Mutzenberger; Nelson; Ness; Nicholas; Nichols; Oban; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Pyle; Rennerfeldt; Rydell; Schindler; Shide; Sitz; Skarphol; Soukup; St. Aubyn; Stenehjem; Stenson; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wentz; Wilkie; Speaker R. Berg

NAYS: Ring; Thorpe

ABSENT AND NOT VOTING: Carlson, C.; Gorder; Henegar; Monson

Engrossed SB 2018 passed and the title was agreed to.

REPORT OF CONFERENCE COMMITTEE

REP. BERNSTEIN MOVED that the conference committee report on SB 2040 be adopted, which motion prevailed.

SB 2040, as amended, was placed on the Fourteenth order of business on the calendar.

SECOND READING OF SENATE BILL

SB 2040: A BILL for an Act to amend and reenact sections 65-02-19, 65-02-21, 65-05-01, and 65-05-32 of the North Dakota Century Code, relating to contracts for administrative and managed care services, to the time limit for filing a claim for workers' compensation, and to privacy of records and hearings concerning workers' compensation matters; to provide for application of this Act; and to declare an emergency.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 62 YEAS, 32 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Austin; Bateman; Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson, A.; Christopherson; Clayburgh; Dalrymple; DeWitz; Dorso; Drovda; Freier; Froseth; Gates; Gertholz; Goffe; Gorman; Grosz; Grumbo; Hagle; Hausauer; Holm; Howard; Huether; Jacobs; Johnson; Keiser; Kempenich; Klein; Kunkel; Maragos; Martin; Martinson; Nicholas; Olsen, D.; Olson, A.; Payne; Poolman; Porter; Price; Rennerfeldt; Rydell; Schindler; Shide; Skarphol; Soukup; St. Aubyn; Stenehjem; Svedjan; Sveen; Timm; Tollefson; Torgerson; Wald; Wanzek; Wardner; Wilkie; Speaker R. Berg

MAYS: Aarsvold; Allmaras; Berg, J.; Bodine; Boucher; Brodshaug; Cleary; Coats; Dobrinski; Glassheim; Gulleson; Hanson; Hokana; Kaldor; Kelsch; Kerzman; Kilichowski; Kretschmar; Kroeber; Laughlin; Mahoney; Mutzenberger; Nelson; Ness; Nichols; Oban; Pyle; Ring; Sitz; Stenson; Thorpe; Wentz

ABSENT AND NOT VOTING: Carlson, C.; Gorder; Henegar; Monson

SB 2040 passed, the title was agreed to, but the emergency clause was declared lost.

MOTION

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

MOTION

REP. FREIER MOVED that the House be on the Fourth order of business and at the conclusion of that order, the House stand adjourned until 8:00 a.m., Friday, April 23, 1993, which motion prevailed.

COMMUNICATION FROM GOVERNOR EDWARD T. SCHAFER

April 22, 1993

This is to inform you that on April 21, 1993, I signed the following:
HB 1028, HB 1158, HB 1179, HB 1222, HB 1256, and HB 1467.

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

ROY GILBREATH, Chief Clerk