

JOURNAL OF THE HOUSE

Forty-eighth Legislative Assembly

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THIRTY-SECOND DAY

Bismarck, February 16, 1983

The House convened at 9:00 a.m., with Speaker Kelly presiding.

The prayer was offered by Joanne Spears, Society of Friends, Bismarck.

ROLL CALL

The roll was called and all members were present, except Representatives O. Hanson and O'Shea.

A quorum was declared by the Speaker.

REVISION AND CORRECTION OF THE JOURNAL

MADAM SPEAKER: Your Committee on Revision and Correction of the Journal has carefully examined the Journal of the Thirty-first day and finds the same to be correct.

REP. LAUGHLIN, Chairman

REP. GULLICKSON MOVED that the report be adopted, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

THE CHIEF CLERK ANNOUNCED that the Speaker signed the following:

SCR 4013

CHARLES FLEMING, Chief Clerk

MESSAGES TO THE SENATE
HOUSE CHAMBER

MR. PRESIDENT: I have the honor to transmit herewith the following which the House has passed and your favorable consideration is requested on:

HB 1008, HB 1011, HB 1013, HB 1014, HB 1015, HB 1020,
HB 1032, HB 1035, HB 1063, HB 1067, HB 1379, HB 1383,
HB 1387, HB 1413, HB 1426, HB 1431, HB 1443, HB 1469,
HB 1533, HB 1551, HB 1563, HB 1571, HB 1573, HB 1584,
HB 1598, HB 1606, HB 1608, HB 1624, HB 1645, HB 1661,
HB 1666, HB 1705, HCR 3013, HCR 3017, HCR 3019, HCR 3020,
HCR 3027, HCR 3041

Very respectfully,
CHARLES FLEMING, Chief Clerk

HOUSE CHAMBER

MR. PRESIDENT: I have the honor to return herewith the following which the Speaker has signed:

SCR 4013

Very respectfully,
CHARLES FLEMING, Chief Clerk

MOTION

REP. BACKES MOVED that HB 1605 be returned to the Committee on Finance and Taxation, which motion prevailed.

SPEAKER KELLY ANNOUNCED that HB 1605 was rereferred to the Committee on Finance and Taxation.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to HB 1001 as recommended by the Committee on Appropriations as printed on pages 1115 and 1116 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1004 as recommended by the Committee on Appropriations as printed on pages 1117-1119 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1005 as recommended by the Committee on Appropriations as printed on pages 1119-1126 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1006 as recommended by the Committee on Appropriations as printed on pages 1126 and 1127 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1007 as recommended by the Committee on Appropriations as printed on pages 1127 and 1128 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1009 as recommended by the Committee on Appropriations as printed on pages 1128-1138 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1010 as recommended by the Committee on Appropriations as printed on pages 1138 and 1139 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1016 as recommended by the Committee on Appropriations as printed on pages 1139 and 1140 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1017 as recommended by the Committee on Appropriations as printed on pages 1140 and 1141 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1023 as recommended by the Committee on Appropriations as printed on pages 1141 and 1142 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1024 as recommended by the Committee on Appropriations as printed on page 1142 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1025 as recommended by the Committee on Appropriations as printed on page 1143 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1028 as recommended by the Committee on Appropriations as printed on page 1144 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1029 as recommended by the Committee on Appropriations as printed on pages 1145 and 1146 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1030 as recommended by the Committee on Appropriations as printed on pages 1146 and 1147 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1031 as recommended by the Committee on Appropriations as printed on pages 1147 and 1148 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1033 as recommended by the Committee on Appropriations as printed on pages 1148 and 1149 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1037 as recommended by the Committee on Appropriations as printed on page 1149 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1038 as recommended by the Committee on Appropriations as printed on page 1150 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1079 as recommended by the Committee on Appropriations as printed on pages 1150-1152 of the House Journal be adopted, which motion prevailed.

REP. BROKAW MOVED that the amendments to HB 1084 as recommended by the Committee on Natural Resources as printed on pages 1152-1155 of the House Journal be adopted, which motion prevailed.

REP. R. MEIERS MOVED that the amendments to HB 1133 as recommended by the Committee on Social Services and Veterans Affairs as printed on pages 1155 and 1156 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1146 as recommended by the Committee on Appropriations as printed on pages 1157 and 1158 of the House Journal be adopted.

MOTION

REP. L. HANSON MOVED to lay the amendments to HB 1146 on the table.

ROLL CALL

The question being on the motion to lay the amendments to HB 1146 on the table, the roll was called and there were 86 YEAS, 15 NAYS, and 5 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gullickson; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Hausauer; Hill; Hjelle; Hoffner, Serenus; Horgan; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kretschmar; Lang; Lardy; Larson, R.; Laughlin; Lautenschlager; Lipsiea; Lloyd; Martin, C.; Martinson; Meier, A.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Schindler; Schneider; Shide; Shockman; Stofferahn; Strinden; Swiontek; Thompson; Timm; Vander Vorst; Vig; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Dotzenrod; Hamerlik; Haugland; Hoffner, S. F.; Kuchera; Larson, B.; Linderman; Opedahl; Sanstead; Schoenwald; Sinner; Solberg; Unhjem; Watne; Wentz

ABSENT AND NOT VOTING: Gorder; Kingsbury; Martin, G.; Meiers, R.; Murphy

So the motion prevailed.

SIXTH ORDER OF BUSINESS

REP. HJELLE MOVED that the amendments to HB 1201 as recommended by the Committee on Transportation as printed on page 1159 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1249 as recommended by the Committee on Appropriations as printed on page 1159 of the House Journal be adopted, which motion prevailed.

REP. JACOBSON MOVED that the amendments to HB 1286 as recommended by the Committee on Education as printed on page 1160 of the House Journal be adopted, which motion prevailed.

REP. DOTZENROD MOVED that the amendments to HB 1370 as recommended by the Committee on Political Subdivisions as printed on

pages 1160-1163 of the House Journal be adopted, which motion prevailed.

REP. S. F. HOFFNER MOVED that the amendments to HB 1400 as recommended by the Committee on Industry, Business, and Labor as printed on pages 1164 and 1165 of the House Journal be adopted, which motion prevailed.

REP. S. F. HOFFNER MOVED that the amendments to HB 1402 as recommended by the Committee on Industry, Business, and Labor as printed on page 1165 of the House Journal be adopted, which motion prevailed.

REP. R. MEIERS MOVED that the amendments to HB 1404 as recommended by the Committee on Social Services and Veterans Affairs as printed on page 1166 of the House Journal be adopted, which motion prevailed.

REP. R. MEIERS MOVED that the amendments to HB 1408 as recommended by the Committee on Social Services and Veterans Affairs as printed on page 1167 of the House Journal be adopted, which motion prevailed.

REP. E. POMEROY MOVED that the amendments to HB 1440 as recommended by the Committee on Judiciary as printed on pages 1167-1169 of the House Journal be adopted, which motion prevailed.

REP. SINNER MOVED that the amendments to HB 1460 as recommended by the majority of your Committee on Finance and Taxation as printed on pages 1169 and 1170 of the House Journal be adopted.

MOTION

REP. SERENUS HOFFNER MOVED the previous question, which motion prevailed.

REQUEST

REP. STRINDEN REQUESTED a recorded roll call vote on the motion to adopt the proposed majority amendments to HB 1460, which request was granted.

ROLL CALL

The question being on the final adoption of the proposed majority amendments to HB 1460, the roll was called and there were 54 YEAS, 51 NAYS, and 1 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Erdman; Gerl; Gullickson; Halmrast; Hanson, L.; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Koski; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lloyd; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nowatzki; O'Connell; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Riehl; Sanstead; Schneider;

Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Vig; Watne; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Black; Conmy; Eagles; Gates; Goetz; Gorder; Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer; Hughes; Kent; Kingsbury; Kloubec; Knudson; Koehn; Kretschmar; Kuchera; Lang; Larson, R.; Lipsiea; Martin, C.; Martinson; Melby; Moore; Murphy; Nalewaja; Nicholas; Olafson; Olsen, D.; Olson, A.; Peltier; Peterson; Retzer; Rice; Riley; Rued; Schindler; Shide; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Wentz; Whalen; Wold

ABSENT AND NOT VOTING: Martin, G.

The amendments to HB 1460, as recommended by the majority of the Committee on Finance and Taxation were declared adopted.

SIXTH ORDER OF BUSINESS

REP. JACOBSON MOVED that the amendments to HB 1462 as recommended by the Committee on Education as printed on page 1171 of the House Journal be adopted, which motion prevailed.

REP. SINNER MOVED that the amendments to HB 1476 as recommended by the Committee on Finance and Taxation as printed on page 1172 of the House Journal be adopted, which motion prevailed.

REP. JACOBSON MOVED that the amendments to HB 1482 as recommended by the Committee on Education as printed on page 1172 of the House Journal be adopted, which motion prevailed.

REP. R. MEIERS MOVED that the amendments to HB 1494 as recommended by the Committee on Social Services and Veterans Affairs as printed on pages 1172 and 1173 of the House Journal be adopted, which motion prevailed.

REP. SINNER MOVED that the amendments to HB 1499 as recommended by the Committee on Finance and Taxation as printed on pages 1173 and 1174 of the House Journal be adopted, which motion prevailed.

REP. JACOBSON MOVED that the amendments to HB 1516 as recommended by the Committee on Education as printed on pages 1175 and 1176 of the House Journal be adopted, which motion prevailed.

REP. SINNER MOVED that the amendments to HB 1519 as recommended by the Committee on Finance and Taxation as printed on pages 1176 and 1177 of the House Journal be adopted, which motion prevailed.

REP. SINNER MOVED that the amendments to HB 1520 as recommended by the Committee on Finance and Taxation as printed on page 1177 of the House Journal be adopted, which motion prevailed.

REP. BROKAW MOVED that the amendments to HB 1534 as recommended by the Committee on Natural Resources as printed on page 1177 of the House Journal be adopted, which motion prevailed.

REP. SINER MOVED that the amendments to HB 1569 as recommended by the Committee on Finance and Taxation as printed on page 1178 of the House Journal be adopted, which motion prevailed.

REP. JACOBSON MOVED that the amendments to HB 1570 as recommended by the Committee on Education as printed on page 1179 of the House Journal be adopted, which motion prevailed.

REP. SINER MOVED that the amendments to HB 1582 as recommended by the Committee on Finance and Taxation as printed on page 1179 of the House Journal be adopted, which motion prevailed.

REP. JACOBSON MOVED that the amendments to HB 1619 as recommended by the Committee on Education as printed on pages 1179 and 1180 of the House Journal be adopted, which motion prevailed.

REP. S. F. HOFFNER MOVED that the amendments to HB 1627 as recommended by the Committee on Industry, Business, and Labor as printed on pages 1180-1182 of the House Journal be adopted, which motion prevailed.

REP. SINER MOVED that the amendments to HB 1639 as recommended by the majority of your Committee on Finance and Taxation as printed on pages 1182 and 1183 of the House Journal be adopted.

MOTION

REP. SERENUS HOFFNER MOVED the previous question, which motion prevailed.

REQUEST

REP. BACKES REQUESTED a call of the House, which request was granted.

MOTION

REP. BACKES MOVED that the House dispense with the call of the House, which motion prevailed.

REQUEST

REP. KINGSBURY REQUESTED a recorded roll call vote on the motion to adopt the proposed majority amendments to HB 1639 which request was granted.

ROLL CALL

The question being on the final adoption of the proposed majority amendments to HB 1639, the roll was called and there were 55 YEAS, 50 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Erdman; Gerl; Gullickson; Halmrast; Hanson, L.; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan;

Jacobson; Keller; Koski; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, G.; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nowatzki; O'Connell; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Riehl; Sanstead; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Vig; Watne; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Black; Conmy; Eagles; Gates; Goetz; Gordier; Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer; Hughes; Kent; Kingsbury; Kloubec; Knudson; Koehn; Kretschmar; Kuchera; Lang; Larson, R.; Lipsiea; Martin, C.; Martinson; Melby; Moore; Nalewaja; Nicholas; Olafson; Olsen, D.; Olson, A.; Peltier; Peterson; Retzer; Rice; Riley; Rued; Schindler; Shide; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Wentz; Whalen; Wold

ABSENT AND NOT VOTING: Murphy

The amendments to HB 1639, as recommended by the majority of the Committee on Finance and Taxation, were declared adopted.

SIXTH ORDER OF BUSINESS

REP. MERTENS MOVED that the amendments to HB 1644 as recommended by the Committee on Appropriations as printed on page 1184 of the House Journal be adopted, which motion prevailed.

REP. SINNER MOVED that the amendments to HB 1652 as recommended by the Committee on Finance and Taxation as printed on pages 1185-1187 of the House Journal be adopted, which motion prevailed.

REP. S. F. HOFFNER MOVED that the amendments to HB 1656 as recommended by the Committee on Industry, Business, and Labor as printed on pages 1187 and 1188 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1667 as recommended by the Committee on Appropriations as printed on pages 1188 and 1189 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1668 as recommended by the Committee on Appropriations as printed on pages 1189 and 1190 of the House Journal be adopted, which motion prevailed.

REP. JACOBSON MOVED that the amendments to HB 1670 as recommended by the Committee on Education as printed on pages 1191 and 1192 of the House Journal be adopted, which motion prevailed.

REP. S. F. HOFFNER MOVED that the amendments to HB 1693 as recommended by the Committee on Industry, Business, and Labor as

printed on page 1193 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1695 as recommended by the Committee on Appropriations as printed on page 1193 of the House Journal be adopted, which motion prevailed.

REP. HJELLE MOVED that the amendments to HB 1701 as recommended by the Committee on Transportation as printed on page 1194 of the House Journal be adopted, which motion prevailed.

REP. BROKAW MOVED that the amendments to HB 1706 as recommended by the Committee on Natural Resources as printed on pages 1194 and 1195 of the House Journal be adopted, which motion prevailed.

REP. SINNER MOVED that the amendments to HB 1708 as recommended by the Committee on Finance and Taxation as printed on page 1196 of the House Journal be adopted.

MOTION

REP. O'CONNELL MOVED the previous question, which motion prevailed.

REQUEST

REP. BACKES REQUESTED a division, which request was granted.

So the amendments to HB 1708, as recommended by the Committee on Finance and Taxation, were declared lost on a division vote.

MOTION

REP. BACKES MOVED that the House stand in recess until 11:00 a.m., which motion prevailed.

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

MOTIONS

REP. BACKES MOVED that HB 1715 be placed at the head of the Sixth order of business, which motion prevailed.

REP. SINNER MOVED that the amendments to HB 1715 as recommended by the majority of your Committee on Finance and Taxation, as printed on page 1198 of the House Journal be adopted.

REQUEST

REP. STRINDEN REQUESTED a recorded roll call vote on the motion to adopt the proposed majority amendments to HB 1715, which request was granted.

ROLL CALL

The question being on the final adoption of the proposed majority amendments to HB 1715, the roll was called and there were 54 YEAS, 50 NAYS, and 2 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Boyle; Brokaw; DeMers; DuBord; Erdman; Gerl; Gullickson; Halmrast; Hanson, L.; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Koski; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, G.; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nowatzki; O'Connell; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Riehl; Sanstead; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Vig; Watne; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Black; Conmy; Dotzenrod; Eagles; Gates; Goetz; Gorder; Gunsch; Hamerlik; Hanson, O.; Haugland; Hausauer; Hughes; Kent; Kingsbury; Kloubec; Knudson; Koehn; Kretschmar; Kuchera; Lang; Larson, R.; Lipsiea; Martin, C.; Martinson; Melby; Moore; Nalewaja; Nicholas; Olafson; Olsen, D.; Olson, A.; Peltier; Retzer; Rice; Riley; Rued; Schindler; Shide; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Wentz; Whalen; Wold

ABSENT AND NOT VOTING: Murphy; Peterson

The amendments to HB 1715, as recommended by the majority of the Committee on Finance and Taxation, were declared adopted.

SIXTH ORDER OF BUSINESS

REP. SINNER MOVED that the amendments to HB 1709 as recommended by the Committee on Finance and Taxation as printed on page 1196 of the House Journal be adopted, which motion prevailed.

REP. SINNER MOVED that the amendments to HB 1710 as recommended by the Committee on Finance and Taxation as printed on page 1197 of the House Journal be adopted, which motion prevailed.

REP. SINNER MOVED that the amendments to HB 1711 as recommended by the Committee on Finance and Taxation as printed on page 1197 of the House Journal be adopted, which motion prevailed.

REP. SINNER MOVED that the amendments to HB 1712 as recommended by the Committee on Finance and Taxation as printed on page 1198 of the House Journal be adopted, which motion prevailed.

REP. MERTENS MOVED that the amendments to HB 1723 as recommended by the Committee on Appropriations as printed on page 1200 of the House Journal be adopted, which motion prevailed.

REP. HJELLE MOVED that the amendments to SB 2141 as recommended by the Committee on Transportation as printed on page 1200 of the House Journal be adopted, which motion prevailed.

REPORT OF PROCEDURAL COMMITTEE

MADAM SPEAKER: Your Committee on Enrollment and Engrossment respectfully reports that it has examined the following bills and finds the same correctly engrossed:

HB 1036, HB 1266, HB 1333, HB 1348, HB 1374, HB 1384,
 HB 1397, HB 1495, HB 1500, HB 1523, HB 1526, HB 1528,
 HB 1535, HB 1538, HB 1544, HB 1568, HB 1589, HB 1591,
 HB 1594, HB 1602, HB 1615, HB 1640, HB 1647, HB 1657,
 HB 1681, HB 1683, HB 1696, HB 1716

REP. G. MARTIN, Chairman

REP. R. LARSON MOVED that the report be adopted, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1479: A BILL for an Act to amend and reenact section 65-04-23 of the North Dakota Century Code, relating to penalties for default in the payment of workmen's compensation premiums.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on pages 1006 and 1007 of the House Journal, the roll was called and there were 90 YEAS, 9 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Backes; Black; Boyle;
 Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles;
 Erdman; Gates; Gerl; Goetz; Gorder; Gullickson;
 Halmrast; Hanson, L.; Haugland; Hill; Hjelle;
 Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes;
 Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski;
 Kretschmar; Kuchera; Lang; Lardy; Larson, B.;
 Larson, R.; Laughlin; Lautenschlager; Linderman;
 Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson;
 Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.;
 Meyer, W.; Mushik; Nalewaja; Nowatzki; O'Connell;
 Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier;
 Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley;
 Rued; Sanstead; Schneider; Schoenwald; Shide; Shockman;
 Sinner; Solberg; Stofferahn; Swiontek; Thompson;
 Unhjem; Vander Vorst; Vig; Wentz; Whalen; Williams, A.;
 Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Aubol; Gunsch; Hanson, O.; Hausauer; Kingsbury;
 Olafson; Schindler; Timm; Watne

ABSENT AND NOT VOTING: Hamerlik; Moore; Murphy;
 Nicholas; Peterson; Pomeroy, E.; Strinden

HB 1479 passed and the title was agreed to.

MOTIONS

REP. BACKES MOVED that HB 1481 be moved to the foot of the calendar, which motion prevailed.

REP. MERTENS MOVED that an additional statement of purpose of amendment to HB 1028 be placed in the House Journal today, which motion prevailed.

ADDITIONAL STATEMENT OF PURPOSE OF AMENDMENT FOR HB1028

This transfer includes 60 Truck Regulatory positions from the Highway Department, and a \$9,683 increase for payroll adjustments.

The operating expenses line item is increased by \$476,262, equipment is increased by \$242,700, and \$40,000 is added for capital improvements. These additions relate to the transfer of the 60 positions from the Highway Department and are funded from the state highway fund.

The general fund appropriation is also increased by \$88,673, with a corresponding decrease in estimated income, to provide general funds for the Capitol security program.

SECOND READING OF HOUSE BILLS

HB 1531: A BILL for an Act to provide for creation of a citizens utility corporation to represent residential and small business consumers in public utilities matters; and to provide a penalty.

Which has been read.

MOTION

REP. RUED MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill as amended on pages 1009-1011 of the House Journal, the roll was called and there were 57 YEAS, 46 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aubol; Black; Boyle; Brokaw; DeMers; DuBord; Eagles; Erdman; Gerl; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Hill; Hoffner; Serenus; Hoffner, S. F.; Jacobson; Keller; Koski; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, G.; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; O'Connell; Olafson; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Riehl; Sanstead; Schneider; Schoenwald; Shockman; Solberg; Stofferahn; Swiontek; Vig; Watne; Wentz; Williams, A.; Williams, W.; Wold; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Backes; Conmy; Dotzenrod; Gates; Goetz; Gunsch; Hanson, O.; Haugland;

Hausauer; Hjelle; Horgan; Hughes; Kent; Kingsbury; Kloubec; Knudson; Koehn; Kretschmar; Kuchera; Lang; Larson, R.; Lipsiea; Martin, C.; Martinson; Melby; Nicholas; Nowatzki; Olsen, D.; Olson, A.; Peltier; Retzer; Rice; Riley; Rued; Schindler; Shide; Sinner; Strinden; Thompson; Timm; Unhjem; Vander Vorst; Whalen; Williams, C.

ABSENT AND NOT VOTING: Moore; Murphy; Peterson

HB 1531 passed and the title was agreed to.

HB 1543: A BILL for an Act relating to the ownership and transfer of storm shelters by mobile home owners in mobile home parks.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on page 1011 of the House Journal, the roll was called and there were 66 YEAS, 35 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gerl; Gullickson; Halmrast; Hamerlik; Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Horgan; Keller; Knudson; Koski; Kretschmar; Lang; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nowatzki; O'Connell; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Riehl; Sanstead; Schindler; Schneider; Schoenwald; Shockman; Solberg; Stofferahn; Strinden; Swiontek; Unhjem; Vander Vorst; Vig; Watne; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Conmy; Gates; Goetz; Gunsch; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hughes; Kent; Kingsbury; Kloubec; Koehn; Kuchera; Larson, R.; Lipsiea; Melby; Nicholas; Olafson; Olsen, D.; Olson, A.; Peltier; Retzer; Rice; Riley; Rued; Shide; Sinner; Thompson; Timm; Wentz; Whalen; Wold

ABSENT AND NOT VOTING: Gorder; Jacobson; Moore; Murphy; Peterson

HB 1543 passed and the title was agreed to.

MOTION

REP. BACKES MOVED that the House stand in recess until 1:00 p.m., which motion prevailed.

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

MESSAGE FROM THE SENATE
SENATE CHAMBER

MADAM SPEAKER: I have the honor to transmit herewith the following which the Senate has passed and your favorable consideration is requested on:

SB 2182, SB 2205, SB 2371, SB 2384, SB 2402, SB 2437,
SB 2448, SB 2471, SB 2492, SCR 4011, SCR 4020, SCR 4021,
SCR 4023, SCR 4032, SCR 4036

Very respectfully,
LEO LEIDHOLM, Secretary

SECOND READING OF HOUSE BILLS

HB 1556: A BILL for an Act to create and enact a new section to chapter 38-08 of the North Dakota Century Code, relating to commingling of production from two or more wells into a storage facility, requiring production to be metered in certain instances and the testing of meters by the industrial commission.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 49 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Brokaw; DeMers; Dotzenrod; Erdman; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Hill; Hoffner, Serenus; Hoffner, S. F.; Jacobson; Kingsbury; Knudson; Koski; Lang; Lardy; Laughlin; Lloyd; Martin, C.; Meiers, R.; Melby; Meyer, R.; Meyer, W.; Murphy; O'Connell; Olafson; Olson, A.; Opedahl; O'Shea; Pomeroy, E.; Retzer; Rice; Richard; Riehl; Schindler; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Thompson; Vig; Watne; Whalen; Williams, W.

NAYS: Black; Boyle; Conmy; DuBord; Eagles; Gates; Gerl; Goetz; Hanson, L.; Haugland; Hjelle; Horgan; Hughes; Keller; Kloubec; Koehn; Kretschmar; Kuchera; Larson, B.; Larson, R.; Lautenschlager; Linderman; Lipsiea; Martin, G.; Meier, A.; Mertens; Mushik; Nalewaja; Nicholas; Nowatzki; Olsen, D.; Peltier; Peterson; Pomeroy, C.; Rayl; Riley; Rued; Sanstead; Shide; Strinden; Swiontek; Timm; Unhjem; Vander Vorst; Wentz; Williams, A.; Williams, C.; Wold; Madam Speaker

ABSENT AND NOT VOTING: Hausauer; Kent; Martinson; Moore

HB 1556 was declared lost for a want of a Constitutional majority.

HB 1566: A BILL for an Act to create and enact chapter 35-12.1 of the North Dakota Century Code, relating to the creation and enforcement of construction liens for improvements to real property; to amend and reenact section 6-03-05.1, sections 11-18-14, 28-01-17, 28-05-09, 35-13-04, 35-15-06, 35-20-13, 40-33.2-09, subsection 7 of section 40-33.3-06, subsection 5 of section 43-01-18, and section 47-18-04 of the North Dakota Century Code, relating to references to construction liens; and to repeal subsection 23 of section 11-17-04 and chapter 35-27 of the North Dakota Century Code, relating to mechanic's liens.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on page 1012 of the House Journal, the roll was called and there were 102 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrodt; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Hausauer; Martinson; Moore; Retzer

HB 1566 passed and the title was agreed to.

HB 1579: A BILL for an Act to amend and reenact sections 43-19.1-03 and 43-19.1-04 of the North Dakota Century Code, relating to the membership of the state board of registration for professional engineers and land surveyors, appointments to the board, and terms of appointments.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on page 1013 of the House Journal, the roll was called and there were 99 YEAS, 2 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Boyle; Brokaw; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Black; Gerl

ABSENT AND NOT VOTING: Dotzenrod; Hausauer; Martinson; Moore; Retzer

HB 1579 passed and the title was agreed to.

HB 1617: A BILL for an Act to create and enact a new section to chapter 15-44 and a new subsection to section 39-06.1-06 of the North Dakota Century Code, relating to a driver education fund and to an additional penalty for driving violations.

Which has been read.

MOTION

REP. BOYLE MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 55 YEAS, 49 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Black; Boyle; DeMers; Dotzenrod; DuBord; Gates; Gerl; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Knudson; Koehn; Koski; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Nicholas; Nowatzki; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Riehl; Sanstead; Schneider; Schoenwald; Sinner; Solberg; Vig; Wentz; Williams, A.; Williams, C.; Williams, W.

NAYS: Anderson, C.; Anderson, R.; Aubol; Backes; Brokaw; Conmy; Eagles; Erdman; Goetz; Gorder; Gunsch; Hanson, O.; Hughes; Kent; Kingsbury; Kloubec; Kretschmar; Kuchera; Lang; Larson, R.; Lipsiea; Martinson; Melby; Murphy; Mushik; Nalewaja; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; Peltier; Retzer; Riley; Rued; Schindler; Shide; Shockman; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Watne; Whalen; Wold; Madam Speaker

ABSENT AND NOT VOTING: Moore; Richard

HB 1617 passed and the title was agreed to.

HB 1622: A BILL for an Act to establish a self-sustaining bus insurance fund.

Which has been read.

MOTION

REP. STRINDEN MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill as amended on pages 1014 of the House Journal, the roll was called and there were 53 YEAS, 51 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Erdman; Gerl; Gullickson; Halmrast; Hanson, L.; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Koski; Lardy; Larson, B.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Mertens; Meyer, W.; Mushik; Nowatzki; O'Connell; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Riehl;

Sanstead; Schneider; Schoenwald; Shockman; Solberg;
Stofferahn; Vig; Watne; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Conmy; Eagles; Gates;
Goetz; Gorder; Gunsch; Hamerlik; Hanson, O.; Haugland;
Hausauer; Hughes; Kent; Kingsbury; Kloubec; Knudson;
Koehn; Kretschmar; Kuchera; Lang; Larson, R.; Lipsiea;
Martinson; Melby; Meyer, R.; Murphy; Nalewaja; Olafson;
Olsen, D.; Olson, A.; Peltier; Peterson; Retzer; Rice;
Riley; Rued; Schindler; Shide; Sinner; Strinden;
Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Wentz;
Whalen; Williams, A.; Williams, C.; Wold

ABSENT AND NOT VOTING: Moore; Nicholas

HB 1622 was declared lost for want of a Constitutional majority.

HB 1648: A BILL for an Act to amend and reenact subsection 1 of section 15-59-01 and section 15-59-04 of the North Dakota Century Code, relating to the education of handicapped children three to six years of age.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 80 YEAS, 22 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aubol; Black; Boyle; Brokaw; DeMers; Dotzenrod;
DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder;
Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland;
Hausauer; Hill; Hjelle; Hoffner, Serenus;
Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller;
Kloubec; Knudson; Koehn; Koski; Kretschmar; Lang;
Lardy; Larson, B.; Larson, R.; Laughlin;
Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.;
Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens;
Mushik; Nalewaja; Nicholas; O'Connell; Olsen, D.;
Olson, A.; Opedahl; O'Shea; Peterson; Pomeroy, E.;
Pomeroy, G.; Rayl; Retzer; Richard; Riehl; Sanstead;
Schindler; Schneider; Schoenwald; Shockman; Sinner;
Stofferahn; Strinden; Swiontek; Timm; Unhjem; Vig;
Watne; Wentz; Williams, A.; Williams, C.; Williams, W.;
Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Backes; Conmy;
Hanson, O.; Kent; Kingsbury; Kuchera; Melby; Meyer, R.;
Meyer, W.; Murphy; Olafson; Peltier; Rice; Riley; Rued;
Shide; Solberg; Thompson; Vander Vorst; Whalen

ABSENT AND NOT VOTING: Gunsch; Moore; Nowatzki; Wold

HB 1648 passed and the title was agreed to.

MOTIONS

REP. DOTZENROD MOVED that HB 1649 be moved to the foot of the calendar, which motion prevailed.

REP. SINNER MOVED that the House reconsider its action whereby HCR 3030 was lost.

REQUEST

REP. STRINDEN REQUESTED a division, which request was granted.

So the motion to reconsider HCR 3030 prevailed on a division vote.

MOTION

REP. BACKES MOVED that HCR 3030 be placed at the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE CONCURRENT RESOLUTION

HCR 3030: A concurrent resolution expressing the support of the North Dakota Legislative Assembly for the construction of the Pembilier Dam Project.

Which has been read.

ROLL CALL

The question being on the final adoption of the resolution, the roll was called and there were 49 YEAS, 52 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Black; Conmy; Eagles; Goetz; Gorder; Hamerlik; Hanson, O.; Haugland; Hausauer; Hjelle; Hughes; Kent; Kingsbury; Kloubec; Koehn; Kretschmar; Kuchera; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Martin, G.; Mertens; Murphy; Nalewaja; Olafson; Olsen, D.; Olson, A.; Peterson; Rayl; Retzer; Rice; Rued; Schindler; Shide; Sinner; Strinden; Swiontek; Timm; Unhjem; Vander Vorst; Vig; Wentz; Whalen; Williams, C.; Wold; Madam Speaker

NAYS: Anderson, C.; Aubol; Backes; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Gullickson; Halmrast; Hanson, L.; Hill; Hoffner; Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Knudson; Koski; Lardy; Linderman; Lipsiea; Lloyd; Martin, C.; Martinson; Meier, A.; Meiers, R.; Melby; Meyer, R.; Meyer, W.; Mushik; O'Connell; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.; Richard; Riehl; Riley; Sanstead; Schneider; Schoenwald; Shockman; Solberg; Stofferahn; Thompson; Watne; Williams, A.; Williams, W.

ABSENT AND NOT VOTING: Gunsch; Moore; Nicholas;
Nowatzki; Peltier

HCR 3030 was declared lost.

MOTION

REP. G. MARTIN MOVED that the House reconsider its action whereby HB 1253 failed to pass, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1253: A BILL for an Act to amend and reenact sections 15-20.1-08, 57-15-14, 57-15-52.1, and 57-16-05 of the North Dakota Century Code, relating to passage of mill levies with a fifty-five percent majority of approval by the voters.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on pages 968 and 969 of the House Journal, the roll was called and there were 57 YEAS, 48 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Aubol; Black; Boyle; Conmy; DeMers; DuBord; Eagles; Erdman; Gates; Gerl; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Koehn; Koski; Kretschmar; Lardy; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, G.; Martinson; Meiers, R.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olson, A.; Opedahl; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Riley; Rued; Sanstead; Schneider; Schoenwald; Strinden; Swiontek; Unhjem; Vander Vorst; Vig; Wentz; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Backes; Brokaw; Dotzenrod; Goetz; Gorder; Gunsch; Hanson, O.; Hill; Hjelle; Hughes; Keller; Kent; Kingsbury; Kloubec; Knudson; Kuchera; Lang; Larson, B.; Larson, R.; Lipsiea; Martin, C.; Meier, A.; Melby; Mertens; Meyer, R.; Meyer, W.; Murphy; Olafson; Olsen, D.; O'Shea; Peltier; Retzer; Rice; Richard; Riehl; Schindler; Slide; Shockman; Sinner; Solberg; Stofferahn; Thompson; Timm; Watne; Whalen; Wold

ABSENT AND NOT VOTING: Moore

HB 1253 passed and the title was agreed to.

HB 1653: A BILL for an Act to amend and reenact sections 53-04-01, 53-04-02, and 53-04-05 of the North Dakota Century Code, relating to definitions of amusement games or devices, licenses and fees for amusement games and devices; and to repeal sections 53-04-03, 53-04-04, and 53-04-06 of the North Dakota Century Code, relating to licenses and fees for amusement games and devices.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on pages 1014 and 1015 of the House Journal, the roll was called and there were 99 YEAS, 3 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrodt; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Aubol; Murphy; Rued

ABSENT AND NOT VOTING: Anderson, R.; Martin, C.; Moore; Peterson

HB 1653 passed and the title was agreed to.

HB 1662: A BILL for an Act to provide legislative intent; to amend and reenact sections 54-03-20 and 54-35-10 of the North Dakota Century Code, relating to compensation and expenses of members of the legislative assembly and the legislative council; to repeal section 54-03-20.1 of the North Dakota Century Code, relating to compensation for attending legislators.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on pages 1015 of the House Journal, the roll was called and there were 64 YEAS, 39 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Aubol; Black; Conmy; DeMers;
Dotzenrod; DuBord; Eagles; Gates; Gorder; Halmrast;
Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hill;
Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes;
Keller; Kloubec; Knudson; Koehn; Koski; Kretschmar;
Kuchera; Lang; Lardy; Larson, R.; Lautenschlager;
Lipsiea; Martin, C.; Meiers, R.; Mertens; Murphy;
Mushik; Malewaja; Olson, A.; O'Shea; Pomeroy, E.;
Pomeroy, G.; Rayl; Rice; Richard; Riehl; Riley; Rued;
Sanstead; Schindler; Schneider; Sinner; Solberg;
Stofferahn; Swiontek; Thompson; Timm; Unhjem; Vig;
Wentz; Whalen; Williams, A.; Williams, C.;
Madam Speaker

NAYS: Anderson, C.; Backes; Boyle; Brokaw; Erdman; Gerl;
Goetz; Gullickson; Gunsch; Hausauer; Hjelle; Jacobson;
Kent; Kingsbury; Larson, B.; Laughlin; Linderman;
Lloyd; Martinson; Meier, A.; Melby; Meyer, R.;
Meyer, W.; Nicholas; Nowatzki; O'Connell; Olafson;
Olsen, D.; Opedahl; Peltier; Retzer; Schoenwald; Shide;
Shockman; Strinden; Vander Vorst; Watne; Williams, W.;
Wold

ABSENT AND NOT VOTING: Martin, C.; Moore; Peterson

HB 1662 passed and the title was agreed to.

HB 1677: A BILL for an Act to provide for conditions of participation for eligibility of nursing homes and intermediate care facilities to receive medical assistance payments, reports to the department of human services, rejection of reports, and the authority of the public service commission to regulate the rates charged by long-term care facilities.

Which has been read.

MOTION

REP. C. ANDERSON MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 38 YEAS, 65 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aubol; Black; Boyle; Dotzenrod; Gerl; Gullickson;
Hamerlik; Hjelle; Hoffner, S. F.; Horgan; Lardy;

Larson, B.; Lautenschlager; Linderman; Lloyd;
 Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Melby;
 Meyer, R.; Meyer, W.; Mushik; O'Connell; Pomeroy, E.;
 Pomeroy, G.; Rayl; Richard; Riehl; Schneider;
 Schoenwald; Sinner; Solberg; Wentz; Williams, A.;
 Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Backes; Brokaw; Conmy;
 DeMers; DuBord; Eagles; Erdman; Gates; Goetz; Gorder;
 Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugland;
 Hausauer; Hill; Hoffner; Serenus; Hughes; Jacobson;
 Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn;
 Koski; Kretschmar; Kuchera; Lang; Larson, R.; Laughlin;
 Lipsiea; Martinson; Mertens; Murphy; Nalewaja;
 Nicholas; Nowatzki; Olafson; Olsen, D.; Olson, A.;
 Opedahl; O'Shea; Peltier; Retzer; Rice; Riley; Rued;
 Sanstead; Schindler; Shide; Shockman; Stofferahn;
 Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig;
 Watne; Whalen; Wold

ABSENT AND NOT VOTING: Moore; Peterson; Strinden

HB 1677 was declared lost.

REQUEST

REP. BROKAW REQUESTED the unanimous consent of the House to amend Engrossed HB 1686. There being no objection, the request was granted.

MOTIONS

REP. BROKAW MOVED that on page 1, line 19, of the Engrossed HB 1686, the word "removed" be substituted for the word "reserved", which motion prevailed.

REP. BROKAW MOVED that the rules be suspended and that HB 1686 be deemed properly reengrossed and be placed on the calendar for second reading and final passage, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1686: A BILL for an Act to create and enact a new section to chapter 57-61 of the North Dakota Century Code, relating to when coal is considered severed for the purposes of the coal severance tax.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on page 1015 of the House Journal, the roll was called and there were 101 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmarst; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Schindler; Thompson; Whalen

ABSENT AND NOT VOTING: Moore; Peterson

HB 1686 passed and the title was agreed to.

HB 1687: A BILL for an Act making an appropriation for the distribution of funds for the replacement of personal property taxes.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 59 YEAS, 45 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Brokaw; Conmy; Eagles; Gates; Gerl; Gorder; Gullickson; Hanson, O.; Haugland; Hill; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Knudson; Koehn; Koski; Kretschmar; Lang; Larson, B.; Laughlin; Lautenschlager; Lipsiea; Martin, C.; Martin, G.; Meier, A.; Melby; Mertens; Meyer, R.; Meyer, W.; Murphy; Mushik; Nicholas; Nowatzki; O'Connell; O'Shea; Peterson; Pomeroy, E.; Retzer; Rice; Rued; Sanstead; Schindler; Shockman; Stofferahn; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, W.; Madam Speaker

NAYS: Boyle; DeMers; Dotzenrod; DuBord; Erdman; Goetz; Gunsch; Halmarst; Hamerlik; Hanson, L.; Hausauer; Hjelle; Hughes; Keller; Kent; Kingsbury; Kloubec;

Kuchera; Lardy; Larson, R.; Linderman; Lloyd;
 Martinson; Meiers, R.; Nalewaja; Olafson; Olsen, D.;
 Olson, A.; Opedahl; Peltier; Pomeroy, G.; Rayl;
 Richard; Riley; Schneider; Schoenwald; Shide; Sinner;
 Solberg; Strinden; Swiontek; Unhjem; Williams, A.;
 Williams, C.; Wold

ABSENT AND NOT VOTING: Moore; Riehl

HB 1687 passed and the title was agreed to.

MOTION

REP. BACKES MOVED that the House stand in recess until 3:20 p.m., which motion prevailed.

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

REPORT OF PROCEDURAL COMMITTEE

MADAM SPEAKER: Your procedural Committee on Delayed Bills, by a vote of 5 to 0, concludes that the introduction of HB 1729 should be allowed.

REP. BACKES, Chairman

FIRST READING OF A HOUSE BILL

Committee on Appropriations introduced:

HB 1729: A BILL for an Act to provide an appropriation for additional compensation to North Dakota state employees, subject to maintaining an adequate general fund balance, for the period beginning July 1, 1984, and ending June 30, 1985.

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

SECOND READING OF HOUSE BILL

HB 1691: A BILL for an Act to amend and reenact section 16.1-07-08 of the North Dakota Century Code, relating to absent voters' ballots.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on pages 1016-1018 of the House Journal, the roll was called and there were 88 YEAS, 10 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Boyle;
 Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman;
 Gates; Gerl; Goetz; Gullickson; Gunsch; Halmrast;
 Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer;
 Hill; Hjelle; Hoffner; Serenus; Horgan; Jacobson;
 Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn;

Koski; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Timm; Vander Vorst; Vig; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Black; Eagles; Hoffner, S. F.; Kretschmar; Olafson; Olsen, D.; Olson, A.; Rice; Shide; Strinden

ABSENT AND NOT VOTING: Gordier; Hughes; Moore; Peterson; Retzer; Richard; Unhjem; Watne

HB 1691 passed and the title was agreed to.

MOTION

REP. BACKES MOVED that HB 1528 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1528: A BILL for an Act to provide for the licensing and regulation of persons engaged in the practice of social work and the creation of a state board of social work examiners; to provide a penalty; and to provide an effective date.

Which has been read.

MOTION

REP. SANSTEAD MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill as amended on pages 1074 and 1075 of the House Journal, the roll was called and there were 81 YEAS, 22 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gordier; Gullickson; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Knudson; Koehn; Koski; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olsen, D.;

Olson, A.; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.;
Rayl; Retzer; Riehl; Rued; Sanstead; Schneider;
Schoenwald; Shockman; Sinner; Stofferahn; Swiontek;
Thompson; Unhjem; Vig; Watne; Wentz; Williams, A.;
Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Gunsch; Hanson, O.;
Kingsbury; Kloubec; Kretschmar; Lang; Melby; Murphy;
Olafson; Peltier; Rice; Richard; Riley; Schindler;
Shide; Solberg; Strinden; Timm; Vander Vorst; Whalen

ABSENT AND NOT VOTING: Kuchera; Moore; Peterson

HB 1528 passed and the title was agreed to.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3031: A concurrent resolution urging the President and Congress of the United States to make every effort toward restoring United States agriculture to a strong position in the world grain trade and to aid in the development of a strong agricultural economy.

Which has been read.

The question being on the final adoption of the resolution as amended.

HCR 3031 was declared adopted on a voice vote.

HCR 3032: A concurrent resolution urging the Congress of the United States to enact legislation to provide sufficient funding to states and their political subdivisions for facilities and services for handicapped persons, to enact legislation to modify 42 U.S.C. 1983 et seq., and to enact legislation providing rights for handicapped and disabled persons which would provide for individualized consideration of the specific needs of such persons.

Which has been read.

The question being on the final adoption of the resolution as amended.

HCR 3032 was declared adopted on a verification vote.

HCR 3040: A current resolution directing the Legislative Council to study the feasibility and desirability of the

recodification of the statutes affecting teacher retirement programs.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3040 was declared adopted on a voice vote.

HCR 3050: A concurrent resolution directing a Legislative Council study of the workmen's compensation wage base and its effect on all employers in the state.

Which has been read.

The question being on the final adoption of the resolution.

HCR 3050 was declared adopted on a voice vote.

SECOND READING OF HOUSE BILL

HB 1279: A BILL for an Act to create and enact a new subsection to section 57-39.2-04 of the North Dakota Century Code, relating to the exemption of gas, steam, and wood used for heating purposes from the sales and use taxes; to amend and reenact subsections 2, 3, and 5 of section 57-39.2-01, subdivision b of subsection 1 of section 57-39.2-02.1, subsection 2 of section 57-39.2-18, and subdivision a of subsection 6 of section 57-40.2-01 of the North Dakota Century Code, relating to the exemption of gas, steam, and wood used for heating purposes from sales and use taxes.

Which has been read.

MOTION

REP. HAMERLIK MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 24 YEAS, 79 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Black; Conmy; Dotzenrod; Eagles; Gates; Goetz; Hamerlik; Hanson, L.; Hughes; Kingsbury; Kloubec; Knudson; Lardy; Larson, R.; Martin, C.; Martinson; Mertens; Mushik; Pomeroy, G.; Riley; Stofferahn; Timm; Unhjem; Wold

NAYS: Anderson, C.; Anderson, R.; Aubol; Backes; Boyle; Brokaw; DeMers; DuBord; Erdman; Gerl; Gordier; Gullickson; Gunsch; Halmrast; Hanson, O.; Haugland;

Hausauer; Hill; Hjelle; Hoffner, Serenus;
 Hoffner, S. F.; Horgan; Keller; Kent; Koehn; Koski;
 Kretschmar; Kuchera; Lang; Larson, B.; Laughlin;
 Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.;
 Meier, A.; Meiers, R.; Melby; Meyer, R.; Meyer, W.;
 Murphy; Nalewaja; Nicholas; Nowatzki; O'Connell;
 Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea;
 Peltier; Peterson; Pomeroy, E.; Rayl; Rice; Richard;
 Riehl; Rued; Sanstead; Schindler; Schneider;
 Schoenwald; Shide; Shockman; Sinner; Solberg; Strinden;
 Swiontek; Thompson; Vander Vorst; Vig; Watne; Wentz;
 Whalen; Williams, A.; Williams, C.; Williams, W.;
 Madam Speaker

ABSENT AND NOT VOTING: Jacobson; Moore; Retzer

HB 1279 was declared lost for want of a Constitutional majority.

MOTIONS

REP. BACKES MOVED that HB 1266 be moved to the head of the calendar, which motion prevailed.

REP. BACKES MOVED that HB 1266 be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1306: A BILL for an Act to amend and reenact sections 57-15-06, 57-15-08, and 57-15-14 of the North Dakota Century Code, relating to county, city, and school district tax levies and limitations, and to provide for petitions and special elections for certain mill levy increases; and to repeal section 57-15-10 of the North Dakota Century Code, and if Senate Bill No. 2065 is approved by the forty-eighth legislative assembly, to repeal section 55 of Senate Bill No. 2065, relating to exceptions to the levy limitations in cities.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 4 YEAS, 98 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Hill; Lardy; Laughlin; Unhjem

NAYS: Anderson, C.; Anderson, R.; Aubol; Black; Boyle;
 Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles;
 Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch;
 Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland;
 Hausauer; Hjelle; Hoffner, Serenus; Hoffner, S. F.;
 Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury;
 Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera;

Lang; Larson, B.; Larson, R.; Lautenschlager;
 Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.;
 Martinson; Meier, A.; Meiers, R.; Melby; Meyer, R.;
 Meyer, W.; Murphy; Mushik; Nalewaja; Nicholas;
 Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.;
 Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.;
 Pomeroy, G.; Rayl; Rice; Richard; Riehl; Riley; Rued;
 Sanstead; Schindler; Schneider; Schoenwald; Shide;
 Shockman; Sinner; Solberg; Stofferahn; Strinden;
 Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne;
 Wentz; Whalen; Williams, A.; Williams, C.;
 Williams, W.; Wold; Madam Speaker

ABSENT AND NOT VOTING: Backes; Mertens; Moore; Retzer

HB 1306 was declared lost.

HB 1369: A BILL for an Act relating to real property used for farming purposes and providing for relief in certain cases from inescapable foreclosure of mortgages, termination of contracts for the conveyance of real estate, and execution sales of real property; postponing certain sales and extending the period of redemption of real property during an emergency; and providing for possession during the extended period of redemption; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 61 YEAS, 44 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Backes; Black; Boyle; Brokaw;
 DeMers; Dotzenrod; DuBord; Erdman; Gerl; Gullickson;
 Halmrast; Hanson, L.; Haugland; Hill; Hjelle;
 Hoffner; Serenus; Hoffner, S. F.; Horgan; Keller; Kent;
 Knudson; Koski; Lardy; Larson, B.; Laughlin; Lloyd;
 Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Melby;
 Mertens; Meyer, R.; Meyer, W.; Mushik; Nowatzki;
 O'Connell; Olafson; Olson, A.; O'Shea; Pomeroy, G.;
 Rayl; Richard; Riehl; Sanstead; Schindler; Schneider;
 Schoenwald; Shockman; Sinner; Solberg; Stofferahn;
 Timm; Vander Vorst; Vig; Watne; Williams, A.;
 Williams, C.; Williams, W.

NAYS: Anderson, R.; Conmy; Eagles; Gates; Goetz; Gorder;
 Gunsch; Hamerlik; Hanson, O.; Hausauer; Hughes;
 Jacobson; Kingsbury; Kloubec; Koehn; Kretschmar;
 Kuchera; Lang; Larson, R.; Lautenschlager; Linderman;
 Lipsiea; Martinson; Murphy; Nalewaja; Nicholas;
 Olsen, D.; Opedahl; Peltier; Peterson; Pomeroy, E.;

Retzer; Rice; Riley; Rued; Shide; Strinden; Swiontek;
Thompson; Unhjem; Wentz; Whalen; Wold; Madam Speaker

ABSENT AND NOT VOTING: Moore

HB 1369 passed, the title was agreed to, but the emergency clause lost.

MOTION

REP. BACKES MOVED that HB 1718 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1718: A BILL for an Act to provide for the establishment of minimum prices for the marketing of raw agricultural commodities; and to provide a penalty.

Which has been read.

MOTION

REP. STRINDEN MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 70 YEAS, 33 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; DeMers; Dotzenrod; DuBord; Erdman; Gerl; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Knudson; Koehn; Koski; Kretschmar; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Mushik; Nicholas; Nowatzki; O'Connell; Olafson; Opedahl; O'Shea; Pomeroy, E.; Pomeroy, G.; Retzer; Richard; Riehl; Sanstead; Schindler; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Unhjem; Vander Vorst; Vig; Watne; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Conmy; Eagles; Gates; Goetz; Gunsch; Hanson, O.; Haugland; Hausauer; Hughes; Kent; Kingsbury; Kloubec; Kuchera; Lang; Lipsiea; Martinson; Nalewaja; Olsen, D.; Olson, A.; Peltier; Peterson; Rayl; Rice; Riley; Rued; Shide; Strinden; Swiontek; Thompson; Timm; Whalen; Wold

ABSENT AND NOT VOTING: Moore; Murphy; Wentz

HB 1718 passed and the title was agreed to.

HB 1415: A BILL for an Act to amend and reenact section 11-18-02.2 of the North Dakota Century Code, relating to statements of full consideration to be filed with the state board of equalization.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on page 910 of the House Journal, the roll was called and there were 62 YEAS, 38 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Aubol; Black; Boyle; DuBord; Eagles; Erdman; Gerl; Goetz; Gullickson; Halmrast; Hamerlik; Hanson, L.; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kloubec; Koski; Kuchera; Lardy; Larson, B.; Larson, R.; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; Peltier; Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Sanstead; Schindler; Schneider; Schoenwald; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Timm; Unhjem; Williams, A.; Williams, C.; Wold; Madam Speaker

NAYS: Anderson, C.; Backes; Brokaw; Conmy; Dotzenrod; Gates; Gorder; Gunsch; Hanson, O.; Haugland; Hausauer; Hill; Kent; Kingsbury; Knudson; Koehn; Kretschmar; Lang; Laughlin; Martinson; Melby; Meyer, W.; Olsen, D.; Olson, A.; O'Shea; Peterson; Retzer; Rice; Riehl; Riley; Rued; Shide; Thompson; Vander Vorst; Vig; Watne; Wentz; Williams, W.

ABSENT AND NOT VOTING: DeMers; Martin, C.; Moore; Murphy; Olafson; Whalen

HB 1415 passed and the title was agreed to.

HB 1493: A BILL for an Act to provide owners of surface estates with a royalty interest in the oil and gas produced.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 75 YEAS, 25 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Dotzenrod; DuBord; Eagles; Erdman; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.;

Haugland; Hill; Hjelle; Hoffner, Serenus;
 Hoffner, S. F.; Horgan; Jacobson; Keller; Knudson;
 Koski; Lang; Lardy; Larson, B.; Laughlin;
 Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.;
 Martin, G.; Meier, A.; Meiers, R.; Melby; Mertens;
 Meyer, R.; Meyer, W.; Mushik; Nowatzki; O'Connell;
 Olafson; Olson, A.; Opedahl; O'Shea; Peterson;
 Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Richard; Riehl;
 Sanstead; Schindler; Schneider; Schoenwald; Shockman;
 Solberg; Stofferahn; Swiontek; Thompson; Unhjem;
 Vander Vorst; Vig; Watne; Wentz; Williams, A.;
 Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Conmy; Gates; Goetz; Hausauer;
 Hughes; Kent; Kingsbury; Kloubec; Koehn; Kretschmar;
 Kuchera; Larson, R.; Martinson; Nalewaja; Nicholas;
 Olsen, D.; Peltier; Rice; Riley; Rued; Shide; Strinden;
 Timm; Wold

ABSENT AND NOT VOTING: DeMers; Gerl; Moore; Murphy;
 Sinner; Whalen

HB 1493 passed and the title was agreed to.

HB 1564: A BILL for an Act to amend and reenact subsections 2,
 5, and 6 of section 11-10-10 of the North Dakota Century
 Code, relating to the salaries of county officials.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was
 called and there were 53 YEAS, 42 NAYS, 11 ABSENT AND NOT VOTING.

YEAS: Aubol; Black; Conmy; DuBord; Eagles; Goetz;
 Gullickson; Hamerlik; Hanson, L.; Hanson, O.; Haugland;
 Hausauer; Hjelle; Hoffner, Serenus; Hoffner, S. F.;
 Horgan; Hughes; Knudson; Koski; Kretschmar; Kuchera;
 Lang; Larson, B.; Larson, R.; Lautenschlager;
 Linderman; Lloyd; Martin, C.; Martin, G.; Meiers, R.;
 Mertens; Meyer, W.; Mushik; Nicholas; Nowatzki;
 Olafson; Olson, A.; O'Shea; Peterson; Pomeroy, E.;
 Pomeroy, G.; Retzer; Rice; Sanstead; Schneider;
 Schoenwald; Sinner; Stofferahn; Unhjem; Wentz;
 Williams, A.; Williams, C.; Madam Speaker

NAYS: Anderson, R.; Boyle; Brokaw; Dotzenrod; Erdman;
 Gates; Gorder; Gunsch; Halmrast; Hill; Jacobson;
 Keller; Kent; Kingsbury; Kloubec; Koehn; Lardy;
 Laughlin; Lipsiea; Meier, A.; Melby; Nalewaja;
 O'Connell; Olsen, D.; Opedahl; Peltier; Rayl; Richard;
 Riley; Schindler; Shide; Shockman; Solberg; Strinden;

Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne;
Williams, W.; Wold

ABSENT AND NOT VOTING: Anderson, C.; Backes; DeMers;
Gerl; Martinson; Meyer, R.; Moore; Murphy; Riehl; Rued;
Whalen

HB 1564 was declared lost for want of a Constitutional majority.

HB 1586: A BILL for an Act to amend and reenact subsection 2 of section 57-38-01, subsection 1 of section 57-38-30.3, subsections 1 and 4 of section 57-38-31, and section 57-38-32 of the North Dakota Century Code, relating to income tax.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on page 970 of the House Journal, the roll was called and there were 88 YEAS, 10 NAYS, 8 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Black; Boyle; Brokaw; Conmy; Dotzenrod; DuBord; Eagles; Erdman; Gates; Goetz; Gorder; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kloubec; Knudson; Koski; Kuchera; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, W.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Gunsch; Hanson, O.; Hughes; Kingsbury; Koehn; Kretschmar; Lang; Lipsiea; Olsen, D.; Retzer

ABSENT AND NOT VOTING: Backes; DeMers; Gerl; Gullickson; Meyer, R.; Moore; Murphy; Whalen

HB 1586 passed and the title was agreed to.

HB 1596: A BILL for an Act to amend and reenact subsection 7 of section 57-06-02 and section 57-06-17 of the North Dakota

Century Code, relating to the definition of pipeline company for ad valorem taxation purposes and providing for an exemption for pipeline property that is deemed to be a gathering line.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on page 971 of the House Journal, the roll was called and there were 89 YEAS, 11 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Knudson; Koehn; Koski; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Richard; Riehl; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Conmy; Goetz; Hughes; Kingsbury; Kloubec; Kretschmar; Meyer, W.; Olsen, D.; Retzer; Rued; Wentz

ABSENT AND NOT VOTING: DeMers; Kuchera; Moore; Murphy; Riley; Whalen

HB 1596 passed and the title was agreed to.

HB 1601: A BILL for an Act to amend and reenact section 23-01-02 of the North Dakota Century Code, relating to the composition of the health council membership.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 59 YEAS, 43 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Boyle; Brokaw; Conmy; Dotzenrod; Eagles; Gerl; Gorder; Halmrast; Hamerlik; Hanson, L.; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Kingsbury; Kloubec; Koski; Lardy; Larson, B.;

Laughlin; Lautenschlager; Linderman; Lloyd; Martin, G.;
 Meier, A.; Meiers, R.; Melby; Mertens; Mushik;
 Nalewaja; Nicholas; Olafson; Opedahl; O'Shea;
 Pomeroy, E.; Pomeroy, G.; Rayl; Richard; Sanstead;
 Schneider; Schoenwald; Shockman; Sinner; Solberg;
 Stofferahn; Swiontek; Thompson; Unhjem; Vig; Watne;
 Wentz; Williams, A.; Williams, C.; Williams, W.;
 Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Black; DuBord; Erdman;
 Gates; Goetz; Gullickson; Gunsch; Hanson, O.; Haugland;
 Hausauer; Hughes; Keller; Kent; Knudson; Koehn;
 Kretschmar; Kuchera; Lang; Larson, R.; Lipsiea;
 Martin, C.; Martinson; Meyer, R.; Meyer, W.; Nowatzki;
 O'Connell; Olsen, D.; Olson, A.; Peltier; Peterson;
 Retzer; Rice; Riehl; Riley; Rued; Schindler; Shide;
 Strinden; Timm; Vander Vorst; Wold

ABSENT AND NOT VOTING: DeMers; Moore; Murphy; Whalen

HB 1601 passed and the title was agreed to.

HB 1607: A BILL for an Act to regulate the practice of
 denturistry; and to provide a penalty.

Which has been read.

MOTIONS

REP. KINGSBURY MOVED the previous question, which motion failed
 on a verification vote.

REP. PELTIER MOVED the previous question, which motion
 prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was
 called and there were 42 YEAS, 58 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Aubol; Black; Boyle; Brokaw; DuBord; Erdman; Gerl;
 Gorder; Gullickson; Gunsch; Halmrast; Hill;
 Hoffner, Serenus; Horgan; Jacobson; Keller; Lardy;
 Laughlin; Lautenschlager; Linderman; Lloyd; Martin, G.;
 Meier, A.; Meiers, R.; Melby; Meyer, R.; Meyer, W.;
 O'Connell; Olafson; Olson, A.; O'Shea; Pomeroy, G.;
 Richard; Riehl; Sanstead; Schneider; Schoenwald;
 Shockman; Vig; Williams, A.; Williams, C.;
 Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Conmy; Dotzenrod;
 Eagles; Gates; Goetz; Hamerlik; Hanson, L.; Hanson, O.;
 Haugland; Hausauer; Hjelle; Hoffner, S. F.; Hughes;
 Kent; Kingsbury; Kloubec; Knudson; Koehn; Kretschmar;

Lang; Larson, B.; Larson, R.; Lipsiea; Martin, C.;
Martinson; Mertens; Moore; Mushik; Nalewaja; Nicholas;
Nowatzki; Olsen, D.; Opedahl; Peltier; Peterson;
Pomeroy, E.; Rayl; Retzer; Rice; Riley; Rued;
Schindler; Shide; Sinner; Solberg; Stofferahn;
Strinden; Swiontek; Thompson; Timm; Unhjem;
Vander Vorst; Watne; Wentz; Williams, W.; Wold

ABSENT AND NOT VOTING: Backes; DeMers; Koski; Kuchera;
Murphy; Whalen

HB 1607 was declared lost.

HB 1717: A BILL for an Act to amend and reenact subsection 1 of section 38-18-07 of the North Dakota Century Code, relating to surface damage and disruption payments under the Surface Owner Protection Act.

Which has been read.

POINT OF PERSONAL PRIVILEGE

REP. C. MARTIN: Madam Speaker: I rise to a point of personal privilege and request that my remarks be printed in the Journal.

I rise to support of HB 1717.

Many times when we have legislation like this, but particularly where the utilities or a large corporation is concerned, probably the saying goes like in this particular case, "It's a move to stick it to the coal mines, or coal miners or companies, if you will." This is not a move to stick it to the coal companies.

I would add that this house has had legislation of this type since about 1975 Session, and also prior to the 1975 Session, in the 1973 interim, is where some of this legislation started.

To me this is a clear indication that there is a problem between mining companies and the landowners. The problems between the coal miners you have heard and I will not repeat you have heard some of the problems concerning landowners. I wish I could hand my microphone to some of the people sitting behind us, who are surface owners and have had the problems. They could tell you the problems much better than I can.

This problem will not go away. We've had it for many years. The problems will increase with the coming of, say, the ANG plant or the Dakota plant in Dunn County, when it gets on line. Presently they're planning another mine to open in the Beach area.

I believe as a legislative body that we have a responsibility to protect both sides, and I know we have always tried to do this.

I would like to keep this particular bill alive. Just maybe, maybe there might be a chance between now and the time that the bill should happen to go to the Senate, we could get both sides, both the landowner and the mining company, to get together, probably to compromise, and a solution they could come up with.

I have visited with some of the different departments in state government. I've talked to them about this possibility and have asked if they would help, and they said, "Yes, they would."

I would like to go back to a bill that I was a sponsor of several sessions back. I believe it was about the 1977 Session. This particular bill involved one of the larger or largest corporations in this particular state. They had a major problem. We introduced the bill. We got it passed out of the House, and before it got to the Senate we got word of the position where these two particular parties took it upon themselves to compromise. At that time I requested that the Senate kill my bill.

Hopefully some day we can do this same thing concerning the surface owner and coal companies.

I would ask your support to keep this bill alive.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 43 YEAS, 61 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, R.; Backes; Black; Boyle; Brokaw; DuBord; Erdman; Gerl; Gullickson; Gunsch; Hill; Horgan; Keller; Knudson; Koski; Lardy; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Mertens; Meyer, R.; Mushik; Nowatzki; O'Connell; Olsen, D.; O'Shea; Pomeroy, G.; Retzer; Richard; Shockman; Solberg; Stofferahn; Thompson; Vander Vorst; Vig; Williams, A.; Williams, C.; Williams, W.; Madam Speaker

NAYS: Anderson, C.; Aubol; Conmy; Dotzenrod; Eagles; Gates; Goetz; Gorder; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Hughes; Jacobson; Kent; Kingsbury; Kloubec; Koehn; Kretschmar; Kuchera; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Martinson; Melby; Meyer, W.; Moore; Murphy; Nalewaja; Nicholas; Olafson; Olson, A.; Opedahl; Peltier; Peterson; Pomeroy, E.; Rayl; Rice; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide;

Sinner; Strinden; Swiontek; Timm; Unhjem; Watne; Wentz;
Wold

ABSENT AND NOT VOTING: DeMers; Whalen

HB 1717 was declared lost.

SECOND READING OF HOUSE BILLS

HB 1724: A BILL for an Act to amend and reenact sections 57-51.1-07 and 57-51.1-08 of the North Dakota Century Code, relating to allocation of moneys in the oil extraction tax development fund and to legislative intent; to provide an effective date; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on page 921 of the House Journal, the roll was called and there were 89 YEAS, 14 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Kretschmar; Kuchera; Lang; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Lipsiea; Lloyd; Martin, C.; Martin, G.; Meier, A.; Meiers, R.; Meyer, R.; Meyer, W.; Moore; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Rayl; Retzer; Rice; Richard; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Solberg; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold

NAYS: Conmy; Hanson, L.; Koski; Lardy; Linderman; Martinson; Melby; Mertens; Murphy; Mushik; Pomeroy, G.; Riehl; Stofferahn; Madam Speaker

ABSENT AND NOT VOTING: DeMers; Sinner; Whalen

HB 1724 passed, the title was agreed to, and the emergency clause carried.

HB 1036: A BILL for an Act making an appropriation for defraying the expenses of the job service North Dakota and divisions thereof of the state of North Dakota.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on pages 1066 and 1067 of the House Journal, the roll was called and there were 97 YEAS, 4 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; Dotzenrod; DuBord; Eagles; Erdman; Gates; Goetz; Gorder; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Gerl; Hanson, O.; Murphy; Rued

ABSENT AND NOT VOTING: DeMers; Martin, C.; Retzer; Strinden; Whalen

HB 1036 passed and the title was agreed to.

HB 1041: A BILL for an Act to create a budget stabilization fund and provide for its administration.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 4 YEAS, 100 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Black; Eagles; Hughes; Unhjem

NAYS: Anderson, C.; Anderson, R.; Aubol; Backes; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Gunsch;

Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

ABSENT AND NOT VOTING: Martin, C.; Nicholas

HB 1041 was declared lost.

MOTION

REP. BACKES MOVED that HB 1649 be moved to the head of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILLS

HB 1649: A BILL for an Act to amend and reenact section 11-15-02 of the North Dakota Century Code, relating to appointment of special deputies by sheriffs.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on page 1014 of the House Journal, the roll was called and there were 84 YEAS, 20 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Moore; Nalewaja; Nicholas; Nowatzki; O'Connell; Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Sanstead; Schindler; Schneider; Schoenwald; Shide; Sinner; Solberg; Stofferahn; Strinden; Swiontek;

Unhjem; Vander Vorst; Vig; Watne; Wentz; Williams, A.;
Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Anderson, C.; Anderson, R.; Gunsch; Halmrast;
Hanson, O.; Hughes; Kingsbury; Meier, A.; Melby;
Murphy; Olafson; Olsen, D.; Olson, A.; Peltier; Riley;
Rued; Shockman; Thompson; Timm; Whalen

ABSENT AND NOT VOTING: Knudson; Mushik

HB 1649 passed and the title was agreed to.

HB 1116: A BILL for an Act to authorize the reimbursement to the local political subdivisions for the state's ten percent share as per federal agreement covering flood recovery operations that were conducted in North Dakota following the spring flood of 1982; and to provide an appropriation.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 0 YEAS, 104 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: None

NAYS: Anderson, C.; Anderson, R.; Aubol; Backes; Black;
Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord;
Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson;
Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.;
Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus;
Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent;
Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Kuchera;
Lang; Lardy; Larson, B.; Larson, R.; Laughlin;
Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.;
Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby;
Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Nalewaja;
Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.;
Olson, A.; Opedahl; O'Shea; Peltier; Peterson;
Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard;
Riehl; Riley; Rued; Sanstead; Schindler; Schneider;
Schoenwald; Shide; Shockman; Sinner; Solberg;
Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem;
Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.;
Williams, C.; Williams, W.; Wold; Madam Speaker

ABSENT AND NOT VOTING: Knudson; Mushik

HB 1116 was declared lost.

HB 1236: A BILL for an Act to amend and reenact sections 50-18-06.1 and 50-24.1-03 of the North Dakota Century Code, relating to state financial responsibility for boarding home care costs and costs related to the care of developmentally disabled persons.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 104 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gorder; Gullickson; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Gunsch; Knudson

HB 1236 passed and the title was agreed to.

HB 1333: A BILL for an Act to create and enact a new subsection to section 4-22-26 of the North Dakota Century Code, relating to taxes levied by soil conservation districts; and to provide an effective date.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on pages 1068 and 1069 of the House Journal, the roll was called and there were 87 YEAS, 16 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gerl; Goetz; Gordier; Gullickson; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Jacobson; Keller; Kent; Knudson; Koski; Kretschmar; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; Meiers, R.; Mertens; Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olsen, D.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Rice; Richard; Riehl; Sanstead; Schindler; Schneider; Schoenwald; Shide; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Anderson, R.; Gates; Gunsch; Halmrast; Hughes; Kingsbury; Kloubec; Koehn; Kuchera; Meier, A.; Melby; Murphy; Olafson; Olson, A.; Rued; Shockman

ABSENT AND NOT VOTING: Martin, C.; Retzer; Riley

HB 1333 passed and the title was agreed to.

MOTION

REP. BACKES MOVED that HB 1348 be placed at the foot of the calendar, which motion prevailed.

REQUEST

REP. SINNER REQUESTED that the record show that the intent of the author, the sponsors, and the Committee, is that there will be no substantive changes in HB 1373.

SECOND READING OF HOUSE BILLS

HB 1373: A BILL for an Act to amend and reenact section 15-08-18.1, subsection 20 of section 57-02-08, sections 57-02-11, 57-02-31, 57-09-04, 57-11-04, 57-11-05, 57-12-01.1, 57-12-05, 57-12-06, 57-12-08, 57-13-04, 57-13-08, 57-14-01, 57-14-06, 57-23-03, 57-23-04, 57-23-05, subsection 2 of section 57-23-06, sections 57-23-07, 57-28-19, 57-32-05, subsection 1 of section 57-55-10 and subsection 2 of section 57-61-01 of the North Dakota Century Code, relating to the ad valorem taxation of property, the abatement and refund of ad valorem taxes, omitting references to personal property taxation, coal severance tax wholesale price index reporting dates; and to repeal sections 40-19-02, 57-02-12, 57-02-35, 57-02-36, 57-02-37, and 61-20-05 of the North Dakota Century Code, relating to the ad valorem taxation of personal property.

Which has been read.

MOTION

REP. STRINDEN MOVED that the House waive the reading of the title to HB 1373, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 98 YEAS, 4 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kloubec; Knudson; Koehn; Koski; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.;
Madam Speaker

NAYS: Kingsbury; Kretschmar; Rued; Vander Vorst

ABSENT AND NOT VOTING: Backes; Gorder; Martin, C.; Wold

HB 1373 passed and the title was agreed to.

HB 1374: A BILL for an Act to amend and reenact sections 39-08-09 and 39-08-11 of the North Dakota Century Code, relating to the filing of driver's accident reports.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on pages 1069 and 1070 of the House Journal, the roll was called and there were 104 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner; Serenus;

Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: None

ABSENT AND NOT VOTING: Gorder; Martin, C.

HB 1374 passed and the title was agreed to.

HB 1384: A BILL for an Act to amend and reenact section 39-18-08 of the North Dakota Century Code, relating to notice to mobile home park owners or operators upon listing for sale any used mobile home.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 101 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Richard; Riehl; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Murphy; Peltier; Rice

ABSENT AND NOT VOTING: Gorder; Riley

HB 1384 passed and the title was agreed to.

HB 1397: A BILL for an Act to create and enact a new section to chapter 49-09 of the North Dakota Century Code, relating to railway corporation and railroad holding company records to be open to the public service commission upon abandonment of a railway line; and to declare an emergency.

Which has been read.

ROLL CALL

The question being on the final passage of the bill as amended on page 1071 of the House Journal, the roll was called and there were 97 YEAS, 7 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Brokaw; Conmy; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gullickson; Gunsch; Halmrast; Hamerlik; Hanson, L.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Meier, A.; Meiers, R.; Melby; Mertens; Meyer, R.; Meyer, W.; Moore; Murphy; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Rice; Richard; Riehl; Riley; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Watne; Wentz; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Gerl; Goetz; Hanson, O.; Kent; Olson, A.; Rued; Whalen

ABSENT AND NOT VOTING: DeMers; Gorder

HB 1397 passed, the title was agreed to, and the emergency clause carried.

HB 1421: A BILL for an Act to establish a North Dakota centennial commission, to set forth its powers and duties,

to provide for payment of commissioners' expenses, and to provide for termination of the commission.

Which has been read.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 96 YEAS, 7 NAYS, 3 ABSENT AND NOT VOTING.

YEAS: Anderson, C.; Anderson, R.; Aubol; Backes; Black; Boyle; Conmy; DeMers; Dotzenrod; DuBord; Eagles; Erdman; Gates; Gerl; Goetz; Gunsch; Halmrast; Hamerlik; Hanson, L.; Hanson, O.; Haugland; Hausauer; Hill; Hjelle; Hoffner, Serenus; Hoffner, S. F.; Horgan; Hughes; Jacobson; Keller; Kent; Kingsbury; Kloubec; Knudson; Koehn; Koski; Kretschmar; Kuchera; Lang; Lardy; Larson, B.; Larson, R.; Laughlin; Lautenschlager; Linderman; Lipsiea; Lloyd; Martin, C.; Martin, G.; Martinson; Melby; Mertens; Meyer, R.; Moore; Mushik; Nalewaja; Nicholas; Nowatzki; O'Connell; Olafson; Olsen, D.; Olson, A.; Opedahl; O'Shea; Peltier; Peterson; Pomeroy, E.; Pomeroy, G.; Rayl; Retzer; Richard; Riehl; Rued; Sanstead; Schindler; Schneider; Schoenwald; Shide; Shockman; Sinner; Solberg; Stofferahn; Strinden; Swiontek; Thompson; Timm; Unhjem; Vander Vorst; Vig; Wentz; Whalen; Williams, A.; Williams, C.; Williams, W.; Wold; Madam Speaker

NAYS: Gullickson; Meier, A.; Meyer, W.; Murphy; Rice; Riley; Watne

ABSENT AND NOT VOTING: Brokaw; Gorder; Meiers, R.

HB 1421 passed and the title was agreed to.

MOTIONS

REP. BACKES MOVED that the House be on the Seventeenth order of business, which motion prevailed.

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

REP. BACKES MOVED that the House be on the Fifth order of business, and at the conclusion of the Fifth order, the House be on the Ninth order of business, and at the conclusion of the Ninth order, the House be on the Thirteenth order of business, and at the conclusion of the Thirteenth order, the House stand adjourned until 7:30 a.m., Thursday, February 17, 1983, which motion prevailed.

REPORTS OF STANDING COMMITTEES

MADAM SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1605 has had the same under consideration and recommends by a vote of 14 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, delete lines 15 through 27 and insert in lieu thereof the following:

"a. As to individuals, estates, trusts, and corporations, the crude oil windfall profit tax enacted as Public Law No. 96-223 [94 Stat. 229] shall be allowable as a deduction in computing taxable income for the first taxable year only, beginning on or after January 1, 1980; provided, that the deduction for a corporation shall not exceed one million dollars."

And renumber the lines and pages accordingly

REP. SINNER, Chairman

HB 1605 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1726 has had the same under consideration and recommends by a vote of 14 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 2, delete the word "and"

On page 1, line 3, after the word "date" and before the period insert the words "; and to declare an emergency"

On page 1, after line 12, insert the following new section:

"SECTION 3. EMERGENCY. This Act is hereby declared to be an emergency measure and is in effect from and after its passage and approval."

And renumber the lines accordingly

REP. SINNER, Chairman

HB 1726 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: Your Committee on Finance and Taxation to which was referred HB 1727 has had the same under consideration and recommends by a vote of 10 YEAS, 7 NAYS, 0 ABSENT AND NOT VOTING

that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 3, line 15, delete the word "or" and insert in lieu thereof an underscored comma

On page 3, line 16, after the word "return" insert the words "or failure to pay the tax due"

On page 6, line 33, after the underscored period insert the following sentence: "After the quarterly return is due, penalty and interest for failure to file a return or corrected return or to pay the tax imposed shall be that prescribed in section 57-40.2-15."

On page 7, overstrike lines 34 and 35

On page 8, overstrike lines 1 through 4

On page 8, line 5, overstrike the word "provided." and insert immediately thereafter the following: "The tax on oil shall be due and payable on the twenty-fifth day of the month succeeding the month of production. The tax on gas shall be due and payable on the fifteenth day of the second month succeeding the month of production. If the tax is not paid as required by this section, it shall become delinquent and shall be collected as provided in this chapter."

On page 8, line 31, overstrike the word "or"

On page 8, line 32, overstrike the word "gas," and delete the word "twentieth" and insert in lieu thereof the word "twenty-fifth", and overstrike the words "following the"

On page 8, line 33, overstrike the word "preceding" and after the overstruck word "~~period~~" insert the words "of the next succeeding" and after the word "month" insert the words "after production, and any person engaged in the production of gas within this state shall, on or before the fifteenth of the second succeeding month after production,"

On page 10, line 21, overstrike the word "quarter" and insert immediately thereafter the word "month"

On page 10, line 23, delete the word "twentieth" and overstrike the words "day following the preceding", and delete the word "monthly", and overstrike the word "period" and insert immediately thereafter the following: "twenty-fifth day of the next succeeding month after production for oil and the fifteenth day

of the second succeeding month after production for gas as provided in subsection 1 of section 57-51-05"

On page 11, line 26, delete the word "twenty" and insert in lieu thereof the word "twenty-five"

On page 11, line 27, delete the word "twentieth" and insert in lieu thereof the word "twenty-fifth"

On page 13, line 5, delete the word "twenty" and insert in lieu thereof the word "twenty-five"

On page 13, line 16, delete the word "twenty" and insert in lieu thereof the word "twenty-five"

On page 13, line 18, delete the word "twentieth" and insert in lieu thereof the word "twenty-fifth"

On page 14, line 7, delete the word "twenty" and insert in lieu thereof the word "twenty-five"

And renumber the lines and pages accordingly

REP. SINNER, Chairman

HB 1727 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM SPEAKER: A majority of your Committee on Finance and Taxation to which was referred HB 1728 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 3, line 3, delete the word "sixty" and insert in lieu thereof the word "fifty"

And renumber the lines accordingly

Rep. Sinner
Rep. Riehl
Rep. Aubol
Rep. Koski
Rep. B. Larson
Rep. Laughlin
Rep. G. Pomeroy
Rep. Richard
Rep. Schneider

MADAM SPEAKER: A minority of your Committee on Finance and Taxation to which was referred HB 1728 has had the same under consideration and recommends that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, line 26, delete the word "seventy-five" and insert in lieu thereof the word "twenty-five"

On page 3, line 3, delete the word "sixty" and insert in lieu thereof the word "fifty"

And renumber the lines accordingly

Rep. R. Anderson
Rep. Goetz
Rep. Hughes
Rep. C. Martin
Rep. Moore
Rep. Nicholas
Rep. A. Olson
Rep. Timm

REP. SINNER, Chairman

HB 1728 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

Reps. Gerl, Wentz, Schneider introduced:

HCR 3063: A concurrent resolution directing the Legislative Council to study the impacts and problems associated with business closings in this state.

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

Reps. Stofferahn, Schindler, Retzer, W. Williams introduced:

HCR 3064: A concurrent resolution directing the Legislative Council to study effects on political subdivision tax bases of purchases of privately owned land by the state and methods to alleviate any negative impact of such purchases on tax revenues of political subdivisions.

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

FIRST READING OF SENATE BILLS

SB 2182: A BILL for an Act to amend and reenact subsections 1 and 2 of section 52-04-06 of the North Dakota Century Code, relating to unemployment compensation contribution rates; to provide an effective date; and to declare an emergency.

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

SB 2205: A BILL for an Act to amend and reenact subsection 3 of section 52-04-03, subsection 3 of section 52-06-01, subsections 1, 2, and 8 of section 52-06-02, subsections 1 and 2 of section 52-06-04, sections 52-06-05, and 52-06-06 of the North Dakota Century Code, relating to unemployment compensation tax base, payments to ill or disabled claimants, disqualification from benefits, benefit amounts, benefit duration, and benefit reduction due to receipt of severance pay.

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

SB 2371: A BILL for an Act to create and enact a new subsection to section 57-38-01.7 of the North Dakota Century Code, relating to the time allowed for deduction of charitable contributions to nonprofit private institutions of higher education; and to provide an effective date.

Was read the first time and referred to the Committee on Finance and Taxation.

SB 2384: A BILL for an Act to create and enact a new subsection to section 57-38-01.7 of the North Dakota Century Code, relating to the time allowed for deduction of charitable contributions to nonprofit private institutions of higher education; and to provide an effective date.

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

SB 2402: A BILL for an Act to amend and reenact sections 10-27-01, 10-28-05, and 10-28-06 of the North Dakota Century Code, relating to admission of foreign nonprofit corporations and public inspection of interrogatories propounded by the secretary of state to nonprofit corporations.

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

SB 2437: A BILL for an Act to amend and reenact section 57-19-07 of the North Dakota Century Code, providing for a three-year period within which school districts may redeem vouchers from their special reserve funds.

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

SB 2448: A BILL for an Act to amend and reenact section 6-09-15, 15-62.1-01, 15-62.1-02, 15-62.1-03, 15-62.1-04, 15-62.1-05, 15-62.1-10, 54-17-24, 54-17-25, and 54-17-26 of the North Dakota Century Code, relating to the powers of the Bank of North Dakota to make loans, the guarantee student loan program, the student loan trusts of the industrial commission, and student loan revenue bonds.

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

SB 2471: A BILL for an Act to create and enact two new sections to chapter 52-04 of the North Dakota Century Code, relating to advances from the federal unemployment trust fund; to amend and reenact subsections 1 and 2 of section 52-03-01, section 52-03-02, and subsection 2 of section 52-04-11 of the North Dakota Century Code, relating to the unemployment compensation fund, the state treasurer and the unemployment compensation fund, and interest and penalties; to provide an effective date; and to declare an emergency.

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

SB 2492: A BILL for an Act to create and enact a new chapter to title 21 of the North Dakota Century Code, relating to the registration of public obligations; to amend and reenact subsection 3 of section 41-08-02 of the North Dakota Century Code, relating to the definition of a clearing corporation; and to declare an emergency.

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

FIRST READING OF SENATE CONCURRENT RESOLUTIONS

SCR 4011: A concurrent resolution endorsing Governor Allen I. Olson's position regarding the priorities and uses of the waters of the Missouri River.

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

SCR 4020: A concurrent resolution directing the Legislative Council to study and review the most effective method of providing for water management in North Dakota and the selection of water managers for water management in North Dakota.

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

SCR 4021: A concurrent resolution directing a Legislative Council study of the implementation of water use fees and the use of those fees to develop water projects.

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

SCR 4023: A concurrent resolution directing the Legislative Council to study the various methods for development of a program for the financing of water resource programs throughout the state.

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

SCR 4032: A concurrent resolution urging the President of the United States to negotiate a long-term grain trade agreement with the Soviet Union.

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

SCR 4036: A concurrent resolution directing the Legislative Council to study and review the financing and funding needs for development of North Dakota's water resources, and to study the manner in which the resource trust fund will provide financial assistance for the development of water supply facilities in the state of North Dakota.

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

WEDNESDAY, FEBRUARY 16, 1983

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The House stood adjourned pursuant to Representative Backes' motion.

CHARLES FLEMING, Chief Clerk