

## JOURNAL OF THE SENATE

## Fiftieth Legislative Assembly

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## EIGHTEENTH DAY

Bismarck, January 29, 1987

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

The prayer was offered by Reverend Richard Sinner, Supply Pastor of the Diocese of Fargo, Fargo.

Oh God, You who governs our universe with such order, with such respect for the dignity of each individual person, grant that this august body may have a similar regard for the importance and dignity of all persons, their own members, the citizens of our state and nation, and all human beings of the world.

Inspire these Senators, Oh Lord, and all of us to be concerned with those from Central America now flocking to our shores because of the military oppression that persecutes, tortures, bombs, and murders the humble campesinos and peasants of El Salvador and Guatemala. Grant, Oh Merciful God, that all governmental agencies may be imbued with a spirit of concern, compassion, and clemency in their treatment of these refugees, that we as a nation may fulfill our calling imprinted on our Statue of Liberty that we welcome, not harass, the people coming from oppressive dictatorial regimes. For we must remember that the day before yesterday it was your grandfathers who came here. Yesterday it was my father, and today it is our brothers and sisters. Those who stand for nothing will fall for anything. All that is needed for evil to triumph is for good people to do nothing. We pray, God, for the one thousand refugees sent back every month to Central America with less than one percent of Guatemalans and less than three percent of Salvadorans given refugee status here in the U.S., despite the fact that the Book of Leviticus says so clearly in the Old Testament, "When a stranger sojourns with you in your land, you shall do him no wrong. The alien who sojourns with you shall be to you as the native among you, and you shall love him as yourself, for you too were strangers in the land of Egypt."

We pray that this highest legislative body of the State of North Dakota will resolve as a body to support the DeConcine-Moakley bill still pending before Congress which would allow a temporary one-year delay in returning these people back to their country until our U.S. government will determine how these people are persecuted, since our own

U.S. Congress Refugee Act of 1980 says that never again will our nation be responsible for sending oppressed people back to persecution and torture.

God, guide our state and nation to mend our ways that we may no longer be complicit in the terrible tragedy in Central America. May the Holy Spirit recreate us. Come, Holy Spirit, fill the hearts of Your faithful and enkindle in us the fire of Your love and renew the face of the earth. Oh God, who by the light of the Holy Spirit do instruct the hearts of Your faithful, grant us by that same Holy Spirit to be always truly wise and always to rejoice in Your holy consolation. For we pray through Christ Our Lord, Amen.

#### ROLL CALL

The roll was called and all Senators were present.

A quorum was declared by the President Pro Tem.

#### CORRECTION AND REVISION OF THE JOURNAL

MADAM PRESIDENT: Your Committee on Correction and Revision of the Journal has carefully examined the Journal of the Seventeenth Day and finds the same to be correct.

SEN. J. MEYER, Chairman

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

#### MESSAGES FROM THE HOUSE HOUSE CHAMBER

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

HB 1069, HB 1087, HB 1097, HB 1150, HB 1187, HB 1219,  
HB 1226, HB 1307, HB 1322

ROY GILBREATH, Chief Clerk

#### HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to return herewith the following which the House has passed unchanged:

SB 2111, SB 2217

ROY GILBREATH, Chief Clerk

#### MESSAGE TO THE HOUSE SENATE CHAMBER

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

SB 2061, SB 2065, SB 2067, SB 2088, SB 2145, SB 2157,  
SB 2161, SB 2164, SB 2169, SB 2187, SB 2203, SB 2213,

SB 2216, SB 2260, SB 2261, SB 2284, SB 2374, SB 2443,  
SCR 4004

PERRY GROTBORG, Secretary

#### RECOGNITION

THE PRESIDENT PRO TEM ANNOUNCED that former Senator Donald J. Kilander was in the chamber and requested that the Senate recognize former Senator Kilander, and former Senator Kilander was thereupon introduced to the Senate.

#### REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on Appropriations to which was referred SB 2003 has had the same under consideration and recommends by a vote of 9 YEAS, 4 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, line 16, delete the numerals "1,193,994" and insert in lieu thereof the numerals "1,228,992"

On page 1, line 19, delete the numerals "1,669,369" and insert in lieu thereof the numerals "1,704,367"

On page 1, line 20, delete the numerals "1,109,271" and insert in lieu thereof the numerals "1,174,271"

On page 1, line 21, delete the numerals "560,098" and insert in lieu thereof the numerals "530,096"

And renumber the lines and pages accordingly

#### STATEMENT OF PURPOSE OF AMENDMENT:

##### Division of Independent Study

The general fund compensation increases of \$30,002 included in the executive budget of two percent plus \$50 per month for the last year of the biennium are deleted from the appropriation. To the extent that salary increases are provided by the 50th Legislative Assembly, they will be provided in separate legislation.

Estimated income and salaries and wages are increased by \$65,000 to reflect reinstatement of the principal's position eliminated in the executive recommendation.

SEN. TALLACKSON, Chairman

SB 2003 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Appropriations to which was referred SB 2010 has had the same under consideration and recommends by a vote of 10 YEAS, 3 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, line 14, delete the numerals "1,491,935" and insert in lieu thereof the numerals "1,458,797"

On page 1, line 18, delete the numerals "3,657,541" and insert in lieu thereof the numerals "3,624,403"

On page 1, line 27, delete the numerals "3,337,541" and insert in lieu thereof the numerals "3,304,403"

And renumber the lines and pages accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

Radio Communications

The compensation increases of \$33,138 from the state highway fund included in the executive budget of two percent plus \$50 per month for the last year of the biennium are deleted from the appropriation. To the extent that salary increases are provided by the 50th Legislative Assembly, they will be provided in separate legislation.

SEN. TALLACKSON, Chairman

SB 2010 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Agriculture to which was referred SB 2032 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 1 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 words "; and to provide an appropriation"

On page 1, delete lines 11 through 13

On page 1, line 14, delete the numeral "4" and insert in lieu thereof the numeral "3"

On page 1, after line 17, insert the following subsection:

"4. "Lender" includes the Bank of North Dakota."

On page 1, line 18, after the word "entity" insert the words "or an urban or rural water users association"

On page 1, after line 27, insert the following new section:

"SECTION 2. Industrial commission to issue bonds - Program administered by commissioner of agriculture. Bonds may be issued

by the industrial commission pursuant to chapter 4-36 for the purpose of making loans to lenders and requiring the proceeds of the loans to be used by the lenders to make loans to landowners for water projects. The industrial commission, for the administration of the program established pursuant to this Act, may delegate to the commissioner of agriculture, and the commissioner of agriculture is authorized to exercise, all administrative powers granted to the industrial commission pursuant to chapter 4-36."

On page 2, line 1, delete the words "Water project assistance -", after the word "application" insert the words "- Approval by water commission" and delete the word "Any" and insert in lieu thereof the words "A water project and the cost of works must be approved by the commission before a loan to finance the cost of works is eligible to be made by a lender with the proceeds of a loan from the industrial commission. An application for approval"

On page 2, delete line 2

On page 2, line 3, delete the words "finance the cost of works. The application"

On page 2, line 35, after the word "project" insert the words ", or be beneficial for water conservation, fish and wildlife, and recreation use"

On page 3, delete lines 7 through 15 and 29 through 35

And renumber the lines, subsections, sections, and pages accordingly

SEN. W. MEYER, Chairman

SB 2032 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Agriculture to which was referred SB 2159 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 2, line 1, after the word "expenses" insert the word "- Fees"

On page 2, line 8, after the word "The" insert the words "department of agriculture shall administer the farm credit counseling program. The commissioner" and delete the word "department" and after the word "agriculture" insert the words "shall establish a farm credit counseling program to disseminate information to farmers concerning farm credit problems, and provide advice and counseling regarding farm"

credit problems. The commissioner shall appoint an administrator of the farm credit counseling program to administer the program. The commissioner"

On page 2, line 9, delete the word "may" and insert in lieu thereof the word "shall" and delete the word "to" and insert in lieu thereof the words "and may"

On page 2, line 10, after the period insert the words "The board may charge a reasonable fee for any assistance provided to a farmer, such funds to be used to continue the program until June 30, 1989."

And renumber the lines, sections, and pages accordingly  
SEN. W. MEYER, Chairman

SB 2159 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Agriculture to which was referred SB 2205 has had the same under consideration and recommends by a vote of 6 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 1, after the word "subsections" insert the numeral "8,"

On page 1, line 6, after the word "Subsections" insert the numeral "8,"

On page 1, line 7, after the word "the" insert the words "1985 Supplement to the"

On page 1, after line 8, insert the following subsection:

"8. The fee for filing a form with the secretary of state pursuant to subsection 9 of section 41-09-28 is not to exceed five dollars. This fee may not directly be charged to the person to whom the loan is made."

On page 1, line 15, delete the word "fifty" and overstrike the word "dollars" and insert immediately thereafter the words "actual cost"

And renumber the lines, sections, and pages accordingly  
SEN. W. MEYER, Chairman

SB 2205 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Appropriations to which was referred SB 2283 has had the same under consideration and

recommends by a vote of 10 YEAS, 4 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 19, delete the numerals "30,000" and insert in lieu thereof the numerals "50,000"

On page 1, line 20, delete the numerals "70,000" and insert in lieu thereof the numerals "50,000"

And renumber the lines and pages accordingly

**STATEMENT OF PURPOSE OF AMENDMENT:**

The funding from the general fund for the expenses of the Constitutional Celebration Committee is reduced by \$20,000 and the funding from estimated income is increased by \$20,000. The source of funding for the committee is \$50,000 from both the general fund and estimated income.

SEN. TALLACKSON, Chairman

SB 2283 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Industry, Business and Labor to which was referred SB 2287 has had the same under consideration and recommends by a vote of 6 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

On page 1, line 18, after the period insert the words "Refusal to insure includes denial by an insurer of disability insurance coverage on the grounds that the policy defines "disability" as being presumed in the event that the insured loses his or her eyesight; however, an insurer may exclude from coverage disabilities consisting solely of blindness or partial blindness when such condition existed at the time the policy was issued. With respect to all other conditions, including the underlying cause of the blindness or partial blindness, persons who are blind or partially blind shall be subject to the same standards of sound actuarial principles or actual or reasonably anticipated experience as are sighted persons."

And renumber the lines and pages accordingly

SEN. LANGLEY, Chairman

SB 2287 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Finance and Taxation to which was referred SB 2309 has had the same under consideration and recommends by a vote of 7 YEAS, 0 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 3, delete the words "resident employees and nonresident"

On page 1, line 9, delete the words "employee who is a resident"

On page 1, line 10, delete the words "of this state, or any nonresident" and delete the second comma and after the word "employee" insert the words "who is"

On page 1, line 11, after the word "chapter" insert the words "and who has federal income taxes withheld from wages"

And renumber the lines, sections, and pages accordingly  
SEN. SATROM, Chairman

SB 2309 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Education to which was referred SB 2338 has had the same under consideration and recommends by a vote of 6 YEAS, 1 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 5, delete the words "fifty percent of" and insert in lieu thereof the words "a petition containing the signatures of qualified electors of the school district equal in number to twenty percent of the number of persons enumerated in the school census for that district for the most recent year such census was taken, unless such census is greater than four thousand in which case only fifteen percent of the number of persons enumerated in the school census shall be required. However, not fewer than twenty-five signatures shall be required unless the district has fewer than twenty-five qualified electors, in which case the petition shall be signed by not less than twenty-five percent of the qualified electors of the district. In those districts with fewer than twenty-five qualified electors, the number of qualified electors in the district shall be determined by the county superintendent for such county in which such school is located"

On page 3, delete lines 6 and 7

On page 3, line 8, delete the words "charged is a member"

And renumber the lines, sections, and pages accordingly  
SEN. HEINRICH, Chairman

SB 2338 was placed on the Sixth order of business on the calendar for the succeeding legislative day.



MADAM PRESIDENT: Your Committee on State and Federal Government to which was referred SB 2375 has had the same under consideration and recommends by a vote of 7 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO NOT PASS:

On page 1, line 1, after the words "A BILL" delete the remainder of the bill and insert in lieu thereof the following: "for an Act to create and enact a new section to title 49 of the North Dakota Century Code, relating to restrictions on employment of public service commissioners.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF THE  
STATE OF NORTH DAKOTA:

SECTION 1. A new section to title 49 of the North Dakota Century Code is hereby created and enacted to read as follows:

Public service commissioners - Employment restrictions. No public service commissioner or former commissioner may accept any employment with any utility or industry that was within the scope of that commissioner's official responsibilities with the public service commission until two years after leaving office as a public service commissioner."

And renumber the lines, sections, and pages accordingly  
SEN. D. MEYER, Chairman

SB 2375 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SB 2402 has had the same under consideration and recommends by a vote of 7 YEAS, 0 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, line 23, after the word "inspection" insert the words "or upon a declaration by the commissioner that the material is nonconfidential. If a declaration of nonconfidentiality is requested by any person and denied, the commissioner, in the denial, shall state the reason for the confidentiality and the date, as can best be reasonably determined at the time, when it will be made public"

And renumber the lines, sections, and pages accordingly  
SEN. LANGLEY, Chairman

SB 2402 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred SB 2404 has had the same under consideration and recommends by a vote of 7 YEAS, 0 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, after the numerals "27-20-02" insert the words "and section 27-20-31"

On page 1, line 4, after the word "child" insert the words "and the disposition of a delinquent child"

On page 1, after line 27, insert the following section:

"SECTION 2. AMENDMENT. Section 27-20-31 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

27-20-31. Disposition of delinquent child. If the child is found to be a delinquent child the court may make any of the following orders of disposition best suited to his the child's treatment, rehabilitation, and welfare:

1. Any order authorized by section 27-20-30 for the disposition of a deprived child;
2. Placing the child on probation under the supervision of the juvenile supervisor, probation officer, or other appropriate officer of the court or of the court of another state as provided in section 27-20-41 or the director of the county welfare social service board under conditions and limitations the court prescribes;
3. Ordering the child to pay a fine if the delinquent act committed by the child constitutes manslaughter resulting from the operation of a motor vehicle in violation of section 12.1-16-02; negligent homicide in violation of section 12.1-16-03; driving while license or driving privilege is suspended or revoked in violation of section 39-06-42, or an equivalent ordinance; driving or being in actual physical control of a vehicle in violation of section 39-08-01, or an equivalent ordinance; reckless driving or aggravated reckless driving in violation of section 39-08-03, or an equivalent ordinance; leaving the scene of the accident in violation of section 39-08-04, 39-08-05, 39-08-07, or 39-08-08, or equivalent ordinances. The court may suspend the imposition of a fine imposed pursuant to this subsection upon such terms and conditions as the court may determine. Fines collected pursuant to this subsection must be

paid into the county treasury for disposition pursuant to section 29-27-02.1;

4. Placing the child in an institution, camp, or other facility for delinquent children operated under the direction of the court or other local public authority; or
- 4- 5. Committing the child to the state industrial school or to a state department to which commitment of delinquent or unruly children may be made."

And renumber the lines, sections, and pages accordingly

SEN. LASHKOWITZ, Chairman

SB 2404 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Natural Resources to which was referred SB 2186 has had the same under consideration and recommends by a vote of 5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. KRAUTER, Chairman

SB 2186 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Natural Resources to which was referred SB 2188 has had the same under consideration and recommends by a vote of 5 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. KRAUTER, Chairman

SB 2188 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred SB 2288 has had the same under consideration and recommends by a vote of 6 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LANGLEY, Chairman

SB 2288 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Political Subdivisions to which was referred SB 2300 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. DOTZENROD, Chairman

SB 2300 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Natural Resources to which was referred SB 2412 has had the same under consideration and recommends by a vote of 7 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. KRAUTER, Chairman

SB 2412 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MADAM PRESIDENT:** Your Committee on Agriculture to which was referred HB 1111 has had the same under consideration and recommends by a vote of 6 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING that the same DO PASS.

SEN. W. MEYER, Chairman

HB 1111 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

#### CONSIDERATION OF AMENDMENTS

**SEN. J. MEYER MOVED** that the amendments to SB 2115 as recommended by the Committee on Human Services and Veterans Affairs as printed on page 440 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SB 2115 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**SEN. D. MEYER MOVED** that the amendments to SB 2256 as recommended by the Committee on State and Federal Government as printed on pages 440-442 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SB 2256 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**SEN. J. MEYER MOVED** that the amendments to SB 2277 as recommended by the Committee on Human Services and Veterans Affairs as printed on pages 442-444 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SB 2277 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**SEN. LANGLEY MOVED** that the amendments to SB 2403 as recommended by the Committee on Industry, Business and Labor as printed on page 444 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

SB 2403 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

**MOTIONS**

SEN. KRAUTER MOVED that SB 2507 be returned to the Senate floor from the Committee on Natural Resources, which motion prevailed.

SEN. KRAUTER MOVED that SB 2507 be rereferred to the Committee on Agriculture, which motion prevailed.

SEN. KRAUTER MOVED that SB 2129 be placed immediately following SB 2044 on the calendar, which motion prevailed.

**FIRST READING OF A SENATE CONCURRENT RESOLUTION**

Sen. Lips introduced:

SCR 4030: A concurrent resolution expressing the support of the Fiftieth Legislative Assembly and urging cooperation for the Young Men's Christian Association model legislature program.

Was read the first time.

**MOTION**

SEN. LIPS MOVED that the rules be suspended, that SCR 4030 not be printed, not be referred to committee, be read in its entirety, be printed in the Journal, and placed on the calendar for second reading and final passage, which motion prevailed.

Sen. Lips introduced:

**SENATE CONCURRENT RESOLUTION NO. 4030**

A concurrent resolution expressing the support of the Fiftieth Legislative Assembly and urging cooperation for the Young Men's Christian Association model legislature program.

WHEREAS, the first YMCA State Youth and Government Program was initiated in New York in 1936, and since that time over 40 states have developed similar programs; and

WHEREAS, the purpose of the YMCA's model legislature program is to enhance development of the American democratic system by enabling young people to prepare for moral and political leadership through training in the theory and practice of determining public policy; and

WHEREAS, the YMCA model legislatures held following previous legislative sessions have been successful events allowing numerous young North Dakotans to gain a better understanding of the legislative process; and

WHEREAS, having such a program continue in this state can provide a major vehicle to help young people to really know about and become interested in government and the citizen's role in it; and

WHEREAS, among the goals for youth involvement in such a program are the development of confidence in and dedication to the democratic process, the gaining of communications skills, the

learning of accountability and respect for other's rights, and the application of moral and ethical valuation processes to public policymaking;

**NOW, THEREFORE, BE IT RESOLVED BY THE SENATE OF THE STATE OF NORTH DAKOTA, THE HOUSE OF REPRESENTATIVES CONCURRING THEREIN:**

That the Fiftieth Legislative Assembly express its support for the YMCA model state legislature to be held on Friday and Saturday, April 24-25, 1987, and on dates yet to be selected in 1988, in the House and Senate chambers of the State Capitol in Bismarck; and

**BE IT FURTHER RESOLVED,** that those members of the Senate and House who are requested to participate in the program make every effort to arrange their schedules to be able to do so, and that the staff of the Legislative Council and the Director of Institutions' office render such reasonable assistance as may be necessary to make the program a success.

**SECOND READING OF A SENATE CONCURRENT RESOLUTION**

**SCR 4030:** A concurrent resolution expressing the support of the Fiftieth Legislative Assembly and urging cooperation for the Young Men's Christian Association model legislature program.

Was read the second time.

The question being on the final adoption of the resolution.

SCR 4030 was declared adopted on a voice vote.

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**MOTIONS**

**SEN. D. MEYER MOVED** that SB 2195 be returned to the Senate floor from the Committee on State and Federal Government, which motion prevailed.

**SEN. D. MEYER MOVED** that SB 2195 be placed on tomorrow's calendar for second reading and final passage, which motion prevailed.

**SEN. NELSON MOVED** that SB 2474 be returned to the Senate floor from the Committee on Natural Resources, which motion prevailed.

**REQUEST**

**SEN. NELSON REQUESTED** the unanimous consent of the Senate to withdraw SB 2474. There being no objection, it was so ordered by the President Pro Tem.

## MOTION

SEN. HEIGAARD MOVED that SB 2014 be moved to the foot of the calendar, which motion prevailed.

## SECOND READING OF SENATE BILLS

SB 2170: A BILL for an Act to amend and reenact section 65-12-11 of the North Dakota Century Code, relating to boiler inspection fees.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 49 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Keller; Kelly; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: Ingstad; Kelsh; Richard

ABSENT AND NOT VOTING: Tennefos

SB 2170 passed and the title was agreed to.

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SB 2273: A BILL for an Act to amend and reenact section 26.1-05-04, subsection 4 of section 26.1-12-08, and section 26.1-12-10 of the North Dakota Century Code, relating to the required amount of paid in capital stock and surplus of domestic stock and mutual insurance companies.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel;

Stromme; Tallackson; Thane; Todd; Tweten; Vosper;  
Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Tennefos

SB 2273 passed and the title was agreed to.

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SB 2275: A BILL for an Act to amend and reenact subsection 4 of section 54-52.1-01 of the North Dakota Century Code, relating to eligibility to participate in the uniform group insurance program.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Sstrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Tennefos

SB 2275 passed and the title was agreed to.

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SB 2295: A BILL for an Act to amend and reenact section 11-18-05 and, if House Bill No. 1044 of the fiftieth legislative assembly does not become effective, section 35-08-04 of the North Dakota Century Code, relating to fees of the register of deeds and filing fees for motor fuel liens.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.



YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjerm; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Tennefos

SB 2295 passed and the title was agreed to.

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SB 2019: A BILL for an Act making an appropriation for insurance premium tax payments distribution to fire departments.

Which has been read and has committee recommendation of DO PASS.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjerm; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Tennefos

SB 2019 passed and the title was agreed to.

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RECOGNITION

THE PRESIDENT PRO TEM ANNOUNCED that Mrs. George Sinner was in the chamber and requested that the Senate recognize Jane Sinner, and Mrs. Sinner was thereupon introduced to the Senate.

SECOND READING OF SENATE BILLS

SB 2044: A BILL for an Act to create and enact a new section to chapter 15-27.1 of the North Dakota Century Code, relating

to the reorganization, annexation, or dissolution of nonoperating school districts; and to amend and reenact section 15-27.4-01 of the North Dakota Century Code, relating to the dissolution of school districts not operating schools and attachment of their territory to school districts operating schools.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 47 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Mathern; Maxson; Meyer, J.; Meyer, W.; Mushik; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: David; Maixner; Meyer, D.; Moore; Mutch

ABSENT AND NOT VOTING: Tennefos

SB 2044 passed and the title was agreed to.

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SB 2129: A BILL for an Act to create and enact a new section to chapter 6-09 of the North Dakota Century Code, relating to the Bank of North Dakota investment in a public venture capital corporation.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Tennefos

SB 2129 passed and the title was agreed to.

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SB 2050: A BILL for an Act to provide for the establishment of a North Dakota venture capital corporation; to amend and reenact section 6-09.2-01, subsection 1 of section 6-09.2-03, sections 6-09.2-04, 6-09.2-05, 6-09.2-07, 6-09.2-08, 6-09.2-09, 6-09.2-10, 6-09.2-11, and 54-34-04 of the North Dakota Century Code, relating to the industrial development revenue bond guarantee program and the duties of the economic development commission; and to repeal section 6-09.2-06 of the North Dakota Century Code, relating to the industrial development revenue bond fund.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Ereborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Tennefos

SB 2050 passed and the title was agreed to.

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SB 2106: A BILL for an Act to amend and reenact section 6-08.1-07 of the North Dakota Century Code, relating to the fee charged by financial institutions for preparing customer information for the state auditor.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjøm; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Tennefos

SB 2106 passed and the title was agreed to.

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SB 2130: A BILL for an Act to amend and reenact section 52-06-32 of the North Dakota Century Code, relating to unemployment compensation claimant attorney fees.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 42 YEAS, 10 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lips; Lodoen; Maixner; Maxson; Meyer, D.; Meyer, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Stenehjøm; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wright

NAYS: Heigaard; Heinrich; Lashkowitz; Mathern; Meyer, J.; Mushik; Schoenwald; Shea; Wogsland; Yockim

ABSENT AND NOT VOTING: Tennefos

SB 2130 passed and the title was agreed to.

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SB 2163: A BILL for an Act to amend and reenact subsections 2 and 3 of section 15-59-01 of the North Dakota Century Code, relating to the definition of the terms "gifted child" and "handicapped child".

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Tennefos

SB 2163 passed and the title was agreed to.

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SB 2194: A BILL for an Act authorizing North Dakota state penitentiary industry to trade, barter, and exchange merchandise, equipment, and services.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 49 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: Maxson; Satrom; Schoenwald

ABSENT AND NOT VOTING: Tennefos

SB 2194 passed and the title was agreed to.

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## MOTION

SEN. HEIGAARD MOVED that the Senate stand in recess until 2:50 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with President Pro Tem Redlin presiding.

## SECOND READING OF SENATE BILLS

SB 2208: A BILL for an Act to amend and reenact sections 15-39.1-04, 15-39.1-06, 15-39.1-08, subsection 1 of section 15-39.1-09, sections 15-39.1-22, and 15-39.1-27 of the North Dakota Century Code, relating to the teachers' fund for retirement.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nothing; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Kelsh; Tennesfos

SB 2208 passed and the title was agreed to.

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SB 2258: A BILL for an Act to amend and reenact sections 39-22-02, 39-22-06, 39-22-08, 39-22-11, and 39-22-12 of the North Dakota Century Code, relating to the licensing of motor vehicle dealers.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 46 YEAS, 6 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen;

Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Naaden; Nalewaja; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Stromme; Tallackson; Thane; Tweten; Waldera; Wogsland; Wright; Yockim

NAYS: Bakewell; Mutch; Nelson; Streibel; Todd; Vosper

ABSENT AND NOT VOTING: Tennefos

SB 2258 passed and the title was agreed to.

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SB 2339: A BILL for an Act to amend and reenact sections 12-48-03.1 and 12-48-06.1 of the North Dakota Century Code, relating to the operation of prison industries, the sale of prison-made products, and the prison industry advisory committee.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 33 YEAS, 18 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Freborg; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Reiten; Satrom; Stenehjem; Todd; Vosper; Wright

NAYS: Dotzenrod; Heigaard; Keller; Kelsh; Maixner; Mathern; Mushik; Redlin; Richard; Schoenwald; Shea; Streibel; Stromme; Tallackson; Thane; Tweten; Wogsland; Yockim

ABSENT AND NOT VOTING: Tennefos; Waldera

SB 2339 passed and the title was agreed to.

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SB 2158: A BILL for an Act to create and enact a new section to chapter 24-17 of the North Dakota Century Code, relating to the unlawful erection and maintenance of outdoor advertising structures; and to provide a penalty.

Which has been read and has committee recommendation of DO NOT PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 2 YEAS, 50 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Shea; Stenehjem

NAYS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

ABSENT AND NOT VOTING: Tennefos

SB 2158 lost.

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SB 2255: A BILL for an Act to amend and reenact subsection 7 of section 49-02-02 and section 49-06-23 of the North Dakota Century Code, relating to authority of the commission to appear before state and federal agencies and to place all payments from public utilities for commission expenses related to commission hearing investigations and appearances before federal agencies and courts in the public utility valuation revolving fund of the state treasury.

Which has been read and has committee recommendation of DO NOT PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 16 YEAS, 36 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Heigaard; Heinrich; Kelly; Kelsh; Langley; Maixner; Mathern; Maxson; Meyer, J.; Mushik; Redlin; Satrom; Schoenwald; Waldera; Wogsland; Yockim

NAYS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Hilken; Holmberg; Ingstad; Keller; Krauter; Lashkowitz; Lips; Lodoen; Meyer, D.; Meyer, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Reiten; Richard; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Wright

ABSENT AND NOT VOTING: Tennefos

SB 2255 lost.



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## MOTION

SEN. HEIGAARD MOVED that SB 2278 be placed at the foot of the calendar, which motion prevailed.

## SECOND READING OF SENATE BILLS

SB 2313: A BILL for an Act to amend and reenact sections 54-34.2-01, 54-34.2-02, and 54-34.2-04 of the North Dakota Century Code, relating to a change in the name of the Indian development fund.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nothing; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Maxson; Tennefos

SB 2313 passed and the title was agreed to.

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SB 2326: A BILL for an Act to create and enact a new section to chapter 32-09.1 of the North Dakota Century Code, relating to notice requirements, recovery of damages, and eligibility for debt scheduling; and to amend and reenact sections 32-09.1-01 and 32-09.1-03 of the North Dakota Century Code, relating to garnishment of earnings.

Which has been read and has committee recommendation of DO NOT PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 0 YEAS, 51 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: None

NAYS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller;

Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

ABSENT AND NOT VOTING: Lips; Tennefos

SB 2326 lost.

\*\*\*\*\*

SB 2329: A BILL for an Act to create and enact a new paragraph to subdivision a of subsection 3 of section 39-06.1-10 of the North Dakota Century Code, relating to entries against a driving record for violation of the open bottle law; and to amend and reenact sections 39-06.1-09 and 39-21-01 of the North Dakota Century Code, relating to the definition of a moving violation and to when lighted lamps are required.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Meyer, W.; Tennefos

SB 2329 passed and the title was agreed to.

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SB 2335: A BILL for an Act to amend and reenact section 39-07-09 of the North Dakota Century Code, relating to traffic offenses for which a person may be released upon promise to appear.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Meyer, W.; Tennefos

SB 2335 passed and the title was agreed to.

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## MOTION

SEN. HEIGAARD MOVED that the Senate stand in recess until 4:15 p.m., which motion prevailed.

THE SENATE RECONVENED pursuant to recess taken, with the President Pro Tem presiding.

## SECOND READING OF SENATE BILLS

SB 2342: A BILL for an Act to amend and reenact sections 43-18-13 and 43-18-17 of the North Dakota Century Code, relating to the license fees of plumbers.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 38 YEAS, 11 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Dotzenrod; Freborg; Heigaard; Hilken; Ingstad; Keller; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Mushik; Naaden; Nething; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Yockim

NAYS: Bakewell; David; Kelly; Moore; Mutch; Nelson; Olson; Streibel; Tweten; Wogsland; Wright

ABSENT AND NOT VOTING: Heinrich; Holmberg; Nalewaja; Stromme

SB 2342 passed and the title was agreed to.

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SB 2343: A BILL for an Act to amend and reenact subdivision i of subsection 1 of section 57-38-01.2 and subdivision g of subsection 1 of section 57-38-01.3 of the North Dakota Century Code, relating to the domestic dividend exclusion for income tax purposes.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 49 YEAS, 0 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Hilken; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Heinrich; Holmberg; Nalewaja; Stromme

SB 2343 passed and the title was agreed to.

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#### MOTION

SEN. LANGLEY MOVED that SB 2377 be moved to the foot of the calendar.

Sen. Langley withdrew his motion.

#### SECOND READING OF SENATE BILLS

SB 2377: A BILL for an Act to create and enact a new section to title 6, a new section to title 7, and a new section to title 47 of the North Dakota Century Code, relating to requiring banking institutions, savings and loan associations, and other persons to pay interest on certain escrow and unaccrued contingent accounts.

Which has been read and has committee recommendation of DO NOT PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 16 YEAS, 37 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Axtman; Heinrich; Holmberg; Ingstad; Krauter; Lashkowitz; Mathern; Meyer, J.; Mushik; Richard; Satrom; Schoenwald; Shea; Stenehjem; Thane; Yockim

NAYS: Adams; Bakewell; David; Dotzenrod; Freborg; Heigaard; Hilken; Keller; Kelly; Kelsh; Langley; Lips; Lodoen; Maixner; Maxson; Meyer, D.; Meyer, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Streibel; Stromme; Tallackson; Tennefos; Todd; Tweten; Vosper; Waldera; Wogsland; Wright

ABSENT AND NOT VOTING: None

SB 2377 lost.

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SB 2399: A BILL for an Act to create and enact a new section to chapter 44-04 of the North Dakota Century Code, relating to the confidentiality of public employee medical and employee assistance records.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: None

SB 2399 passed and the title was agreed to.

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SB 2427: A BILL for an Act to create and enact a new subsection to section 6-03-02 of the North Dakota Century Code, relating to the power of banks.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nothing; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: Maxson; Tennefos

ABSENT AND NOT VOTING: None

SB 2427 passed and the title was agreed to.

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SB 2108: A BILL for an Act to amend and reenact section 54-52.1-04.2 of the North Dakota Century Code, relating to the requirement of obtaining aggregate stop-loss coverage under the state self-insurance plan for hospital and medical benefits.

Which has been read and has committee recommendation of DO PASS.

#### ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nothing; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: None

SB 2108 passed and the title was agreed to.

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SB 2317: A BILL for an Act to create and enact two new subsections to section 26.1-01-07 and a new chapter to title 26.1 of the North Dakota Century Code, relating to insurance premium finance companies; and to provide a penalty.

Which has been read and has committee recommendation of DO PASS.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 53 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: None

SB 2317 passed and the title was agreed to.

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SB 2324: A BILL for an Act to create and enact a new section to chapter 44-04 of the North Dakota Century Code, relating to the confidentiality of the names of applicants for public employment.

Which has been read and has committee recommendation of DO NOT PASS.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 3 YEAS, 50 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Nelson; Peterson; Stromme

NAYS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nething; Olson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

ABSENT AND NOT VOTING: None

SB 2324 lost.

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SB 2334: A BILL for an Act to amend and reenact subsection 4 of section 43-17-18 of the North Dakota Century Code, relating to qualifications of a foreign-trained applicant for a license to practice medicine.

Which has been read and has committee recommendation of DO PASS.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 31 YEAS, 21 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Axtman; Bakewell; Dotzenrod; Heigaard; Heinrich; Hilken; Holmberg; Kelsh; Krauter; Langley; Lashkowitz; Maixner; Mathern; Meyer, D.; Meyer, J.; Meyer, W.; Mushik; Nalewaja; Redlin; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Waldera; Wogsland; Wright; Yockim

NAYS: Adams; David; Freborg; Ingstad; Kelly; Lips; Lodoen; Maxson; Moore; Mutch; Naaden; Nelson; Nething; Olson; Peterson; Reiten; Tennefos; Thane; Todd; Tweten; Vosper

ABSENT AND NOT VOTING: Keller

SB 2334 passed and the title was agreed to.

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SB 2345: A BILL for an Act to provide for the suspension of all property tax levy limitations that apply to political subdivisions; and to provide an effective date.

Which has been read and has committee recommendation of DO NOT PASS.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 5 YEAS, 46 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Heigaard; Heinrich; Maxson; Nalewaja; Olson

NAYS: Adams; Axtman; Bakewell; Dotzenrod; Freborg; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nelson; Nething; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel;



Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

ABSENT AND NOT VOTING: David; Keller

SB 2345 lost.

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MOTION

SEN. SATROM MOVED that SB 2388, which is on the Eleventh order, be rereferred to the Committee on Finance and Taxation, which motion prevailed.

SECOND READING OF SENATE BILLS

SB 2437: A BILL for an Act to create and enact a new section to chapter 26.1-05 of the North Dakota Century Code, relating to the authority of domestic insurance companies to participate in clearing corporations and book entry systems.

Which has been read and has committee recommendation of DO PASS.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 52 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: None

ABSENT AND NOT VOTING: Keller

SB 2437 passed and the title was agreed to.

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SB 2441: A BILL for an Act to create and enact a new section to chapter 57-39.2 of the North Dakota Century Code, relating to inclusion of the sales taxes on sales of alcoholic beverages in the purchase price of the alcoholic beverages.

Which has been read and has committee recommendation of DO PASS.

## ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 51 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING.

YEAS: Adams; Axtman; Bakewell; David; Dotzenrod; Freborg; Heigaard; Heinrich; Hilken; Holmberg; Ingstad; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Lips; Lodoen; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mushik; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Tallackson; Tennefos; Thane; Todd; Vosper; Waldera; Wogsland; Wright; Yockim

NAYS: Tweten

ABSENT AND NOT VOTING: Keller

SB 2441 passed and the title was agreed to.

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## SECOND READING OF SENATE CONCURRENT RESOLUTION

SCR 4007: A concurrent resolution recognizing the need for public awareness of the importance of physical fitness, designating the ninth day of March, 1987, as "Legislative Fitness Day", and urging all appropriate state agencies to promote public awareness of the importance of physical fitness.

Which has been read and has committee recommendation of DO PASS.

The question being on the final adoption of the resolution.

SCR 4007 was declared adopted on a voice vote.

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## MOTIONS

SEN. HEIGAARD MOVED that the Journal reflect that Senators Stromme, Heinrich, Maxson, Nalewaja, and Holmberg, who were absent for the second reading and final passage of SB 2378, SB 2313, SB 2326, SB 2329, SB 2335, SB 2342, and SB 2343, be excused as they were in the Committee on Joint Constitutional Revision, which motion prevailed.

SEN. HEIGAARD MOVED that the Senate be on the Fifth order of business, and at the conclusion of the Fifth order of business, be on the Ninth order of business, and at the conclusion of the Ninth order of business, and after the reading of SB 2115, SB 2186, SB 2188, SB 2195, SB 2256, SB 2277, SB 2288, SB 2300, SB 2403, SB 2412, and HB 1111 that the Senate stand adjourned until 12:30 p.m., Friday, January 30, 1987, which motion prevailed.

## FIRST READING OF SENATE CONCURRENT RESOLUTIONS

Sens. Mushik, Stenehjem, J. Meyer and Reps. Kelly, J. DeMers, Kretschmar introduced:

SCR 4031: A concurrent resolution directing the Legislative Council to study the Uniform Juvenile Court Act, child abuse and neglect laws, other state and federal laws, and current administrative rules and practices regarding the confidentiality, management, exchange, and use of records and information relating to services provided to minors.

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

Sens. Heigaard, Olson and Reps. Strinden, Mertens introduced:

SCR 4032: A concurrent resolution designating May 14, 1989, as "Founders Day" to remember those citizens involved in creating the Constitution of North Dakota.

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

Sens. Heigaard, Olson and Reps. Strinden, Mertens introduced:

SCR 4033: A concurrent resolution designating July 4, 1989, as "Constitution Day" to observe the creation of the Constitution of North Dakota.

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

Sens. Heigaard, Olson and Reps. Strinden, Mertens introduced:

SCR 4034: A concurrent resolution designating February 22, 1989, as "Government Day" to observe and remember the day when the organizing of North Dakota state government was authorized to begin.

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

Sen. Richard introduced:

SCR 4035: A concurrent resolution urging the Agriculture Stabilization and Conservation Service to approve Brassica napus as a cover crop on set aside acreage.

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

Sens. Tallackson, Lips and Reps. Gerntholz, Nicholas introduced:

SCR 4036: A concurrent resolution expressing the full support of the Fiftieth Legislative Assembly of North Dakota for the North Dakota Hall of Fame.

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

Sens. Satrom, Waldera introduced:

SCR 4037: A concurrent resolution for the amendment of section 21 of article X of the Constitution of the State of North Dakota, relating to an appropriation of up to ten percent of coal severance tax trust fund moneys for lignite research and development purposes.

Was read the first time and referred to the Committee on Joint Constitutional Revision.

Sens. Waldera, Satrom, Stenehjem and Rep. Kelly introduced:

**SCR 4038:** A concurrent resolution directing the Legislative Council to study the judicial standard of a "person requiring treatment" as used in mental health commitment proceedings resulting in treatment programs other than hospitalization.

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

#### FIRST READING OF HOUSE BILLS

**HB 1059:** A BILL for an Act to create and enact a new section to chapter 47-16 of the North Dakota Century Code, relating to the definition and operation of oil and gas division orders.

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

**HB 1066:** A BILL for an Act to amend and reenact section 11-33-18 of the North Dakota Century Code, relating to county zoning and required notice to the state highway commissioner of construction resulting in heavy transportation system usage.

Was read the first time and referred to the **Committee on Transportation**.

**HB 1082:** A BILL for an Act to create and enact a new section to chapter 28-01.1 of the North Dakota Century Code, relating to the liability of a nonmanufacturer; and to amend and reenact section 28-01.1-06 of the North Dakota Century Code, relating to the definition of a manufacturer.

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

**HB 1162:** A BILL for an Act to amend and reenact section 39-06-13 of the North Dakota Century Code, relating to the agency in charge of the examination of applicants for operator's licenses; and to declare an emergency.

Was read the first time and referred to the **Committee on Transportation**.

**HB 1198:** A BILL for an Act to create and enact a new section to chapter 39-12 and a new subdivision to subsection 3 of section 39-12-04 of the North Dakota Century Code, relating to the weight limitations for vehicles on non-interstate highways and trailer length limitations; and to amend and reenact sections 39-12-02 and 39-12-05 of the North Dakota Century Code, relating to fees for special permits for vehicles of excessive size and weight and vehicle weights on the interstate system.

Was read the first time and referred to the **Committee on Transportation**.

**HB 1199:** A BILL for an Act to amend and reenact section 15-59-02.1 of the North Dakota Century Code, relating to boarding care and the use of family insurance proceeds or

similar third party payments for the provision of related services.

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

**HB 1235:** A BILL for an Act to amend and reenact section 65-12-05 of the North Dakota Century Code, relating to special boiler inspector commissions.

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

**HB 1258:** A BILL for an Act to amend and reenact subsection 3 of section 57-38-01 and subsection 1 of section 57-38-01.4 of the North Dakota Century Code, relating to the federalization date for income tax purposes and income tax treatment of subchapter S corporation income; and to provide an effective date.

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

**HB 1279:** A BILL for an Act to amend and reenact sections 26.1-40-13, 26.1-40-14, and 26.1-40-15 of the North Dakota Century Code, relating to uninsured motor vehicle insurance and underinsured motor vehicle insurance.

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

**HB 1282:** A BILL for an Act to amend and reenact subsection 6 of section 53-06.1-01 of the North Dakota Century Code, relating to allowable uses of proceeds from games of chance.

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

**HB 1284:** A BILL for an Act to amend and reenact sections 20.1-03-01.1 and 20.1-03-01.3 of the North Dakota Century Code, relating to bowhunter safety requirements.

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

**HB 1286:** A BILL for an Act to create and enact a new section to chapter 63-01.1 of the North Dakota Century Code, relating to certification of gravel and sand pits and hay as being not contaminated with noxious weeds.

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

**HB 1325:** A BILL for an Act to amend and reenact section 57-37.1-07 and subsection 3 of section 57-37.1-08 of the North Dakota Century Code, relating to interest on estate tax payments or refunds.

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

## FIRST READING OF HOUSE CONCURRENT RESOLUTION

HCR 3009: A concurrent resolution for the ratification of a proposed amendment to the Constitution of the United States, providing for a delay in an increase in compensation to members of Congress until an intervening election of representatives has occurred.

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

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

PERRY GROTBORG, Secretary