

JOURNAL OF THE SENATE

Fiftieth Legislative Assembly

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FIFTIETH DAY

Bismarck, March 18, 1987

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

The prayer was offered by Reverend Ted Heaston, Evangel Temple, Bismarck.

Almighty God, unto Whom all hearts are open, all desires known, and from Whom no secrets are hid, cleanse the thoughts of our hearts by the inspiration and presence of Thy Holy Spirit that we may perfectly love Thee and worthily magnify Thy Holy Name.

Give wisdom to these who serve the State of North Dakota. Grant that they may clearly understand the choices which are right in Thy sight.

Penetrate our delusions, shine through our spiritual deafness. Interpret to us Thyself so that we may know Thee.

In Jesus' name, we pray. 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 Forty-ninth Day and finds the same to be correct.

SEN. J. MEYER, Chairman

SEN. NALEWAJA 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:

HCR 3087, HCR 3090

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to return herewith the following which the House has failed to pass:

SB 2102, SB 2179

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to inform you that the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

SB 2011: Reprs. Payne, Kent, Hill

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

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

SB 2026, SB 2032, SB 2052, SB 2054, SB 2057, SB 2058,
SB 2059, SB 2100, SB 2122, SB 2131, SB 2132, SB 2170,
SB 2174, SB 2175, SB 2176, SB 2229, SB 2231, SB 2232

ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to return herewith SB 2025, SB 2045, SB 2090, SB 2109, SB 2143, SB 2403, SB 2406, SB 2444, SB 2445, SB 2458, SB 2510, and SB 2520 which the House has amended and subsequently passed:

HOUSE AMENDMENTS TO ENGROSSED SB 2025

On page 2 of the engrossed bill, after line 35, insert the following section:

"SECTION 4. CONTINUING APPROPRIATION - HONEY PROMOTION FUND. The moneys received by the honey promotion fund from sales of the honey cookbooks are hereby appropriated for cookbook publication expenses for the biennium beginning July 1, 1987, and ending June 30, 1989."

And renumber the lines, sections, and pages accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

Honey Promotion Fund

A new section appropriates the proceeds received from sales of the honey cookbook to cover the cookbook publication expenses.

HOUSE AMENDMENTS TO ENGROSSED SB 2045

On page 1 of the engrossed bill, line 1, delete the words "and enact a new section to"

On page 1 of the engrossed bill, line 2, delete the words "chapter 54-23.1 of the North Dakota Century Code, relating to"

On page 1 of the engrossed bill, line 10, delete the words "A new section to chapter 54-23.1 of the North"

On page 1 of the engrossed bill, delete lines 11 and 12

On page 2 of the engrossed bill, line 14, after the word "systems" insert the words "that utilize a county rural numbering system to identify the sections, townships, and quarters, and the farms, residences, businesses, or buildings in a counterclockwise rotation around each quarter"

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO SB 2090

On page 1, line 2, delete the word "section" and insert in lieu thereof the word "sections" and after the numeral "54-12-14" insert the word and numeral "and 54-12-16"

On page 1, line 4, after the word "laws" insert the words "and powers of drug enforcement unit personnel"

On page 1, line 24, delete the word "lead" and insert in lieu thereof the word "led"

On page 2, line 33, after the word "state" insert the words "criminal law or"

On page 3, after line 20, insert the following section:

"SECTION 3. AMENDMENT. Section 54-12-16 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

54-12-16. Powers of drug enforcement unit personnel. For purposes of carrying out the provisions of section 54-12-15, and such other duties in the investigation, detection, apprehension, prosecution, or suppression of crime as may be assigned by the attorney general, any officer of the drug enforcement unit designated by the attorney general shall have all the powers conferred by law upon any peace officer of this state."

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO ENGROSSED SB 2109

On page 1 of the engrossed bill, line 1, delete the numerals "43-09-10, 43-09-11,"

On page 1 of the engrossed bill, delete lines 6 through 23

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO SB 2143

On page 2, delete line 1

On page 2, line 2, delete the letter "d" and insert in lieu thereof the letter "c"

On page 2, line 3, delete the letter "e" and insert in lieu thereof the letter "d"

On page 2, line 4, delete the letter "f" and insert in lieu thereof the letter "e"

On page 2, line 5, delete the letter "g" and insert in lieu thereof the letter "f"

On page 2, line 6, delete the letter "h" and insert in lieu thereof the letter "g"

On page 2, line 11, delete the letter "i" and insert in lieu thereof the letter "h"

On page 2, line 12, delete the letter "j" and insert in lieu thereof the letter "i"

On page 2, line 13, delete the letter "k" and insert in lieu thereof the letter "j"

On page 2, line 14, delete the letter "l" and insert in lieu thereof the letter "k"

On page 2, line 15, delete the letter "m" and insert in lieu thereof the letter "l"

On page 2, line 17, delete the letter "n" and insert in lieu thereof the letter "m"

On page 2, line 20, delete the letter "o" and insert in lieu thereof the letter "n"

On page 2, line 21, delete the letter "p" and insert in lieu thereof the letter "o"

On page 2, line 22, delete the letter "q" and insert in lieu thereof the letter "p"

On page 2, line 23, delete the letter "r" and insert in lieu thereof the letter "q"

On page 2, line 24, delete the letter "s" and insert in lieu thereof the letter "r"

- On page 2, line 25, delete the letter "t" and insert in lieu thereof the letter "s"
- On page 2, line 26, delete the letter "u" and insert in lieu thereof the letter "t"
- On page 2, line 27, delete the letter "v" and insert in lieu thereof the letter "u"
- On page 2, line 28, delete the letter "w" and insert in lieu thereof the letter "v"
- On page 2, line 29, delete the letter "x" and insert in lieu thereof the letter "w"
- On page 2, line 30, delete the letter "y" and insert in lieu thereof the letter "x"
- On page 2, line 31, delete the letter "z" and insert in lieu thereof the letter "y"
- On page 2, line 32, delete the letters "aa" and insert in lieu thereof the letter "z"
- On page 2, line 33, delete the letters "bb" and insert in lieu thereof the letters "aa"
- On page 2, line 34, delete the letters "cc" and insert in lieu thereof the letters "bb"
- On page 2, line 35, delete the letters "dd" and insert in lieu thereof the letters "cc"
- On page 3, line 1, delete the letters "ee" and insert in lieu thereof the letters "dd"
- On page 3, line 2, delete the letters "ff" and insert in lieu thereof the letters "ee"
- On page 3, line 3, delete the letters "gg" and insert in lieu thereof the letters "ff"
- On page 3, line 4, delete the letters "hh" and insert in lieu thereof the letters "gg"
- On page 3, line 5, delete the letters "ii" and insert in lieu thereof the letters "hh"
- On page 3, line 6, delete the letters "jj" and insert in lieu thereof the letters "ii"
- On page 3, line 7, delete the letters "kk" and insert in lieu thereof the letters "jj"

- On page 3, line 8, delete the letters "ll" and insert in lieu thereof the letters "kk"
- On page 3, line 9, delete the letters "mm" and insert in lieu thereof the letters "ll"
- On page 3, line 10, delete the letters "nn" and insert in lieu thereof the letters "mm"
- On page 3, line 11, delete the letters "oo" and insert in lieu thereof the letters "nn"
- On page 3, line 12, delete the letters "pp" and insert in lieu thereof the letters "oo"
- On page 3, line 14, delete the letters "qq" and insert in lieu thereof the letters "pp"
- On page 3, line 15, delete the letters "rr" and insert in lieu thereof the letters "qq"
- On page 3, line 16, delete the letters "ss" and insert in lieu thereof the letters "rr"
- On page 3, line 17, delete the letters "tt" and insert in lieu thereof the letters "ss"
- On page 3, line 18, delete the letters "uu" and insert in lieu thereof the letters "tt"
- On page 3, line 19, delete the letters "vv" and insert in lieu thereof the letters "uu"
- On page 3, line 21, delete the letters "ww" and insert in lieu thereof the letters "vv"
- On page 3, line 22, delete the letters "xx" and insert in lieu thereof the letters "ww"
- On page 3, line 23, delete the letters "yy" and insert in lieu thereof the letters "xx"
- On page 3, line 24, delete the letters "zz" and insert in lieu thereof the letters "yy"
- On page 3, line 25, delete the letters "aaa" and insert in lieu thereof the letters "zz"
- On page 3, line 26, delete the letters "bbb" and insert in lieu thereof the letters "aaa"
- On page 3, line 28, delete the letters "ccc" and insert in lieu thereof the letters "bbb"

On page 3, line 29, delete the letters "ddd" and insert in lieu thereof the letters "ccc"

On page 3, line 31, delete the letters "eee" and insert in lieu thereof the letters "ddd"

On page 10, line 12, after the letter "a." insert the following

"Alfentanil.

b."

On page 10, line 13, overstrike the letter "b." and insert immediately thereafter the letter "c."

On page 10, line 14, overstrike the letter "c." and insert immediately thereafter the letter "d."

On page 10, line 15, overstrike the letter "d." and insert immediately thereafter the letter "e."

On page 10, line 16, overstrike the letter "e." and insert immediately thereafter the letter "f."

On page 10, line 17, overstrike the letter "f." and insert immediately thereafter the letter "g."

On page 10, line 18, overstrike the letter "g." and insert immediately thereafter the letter "h."

On page 10, line 19, overstrike the letter "h." and insert immediately thereafter the letter "i."

On page 10, line 20, overstrike the letter "i." and insert immediately thereafter the letter "j."

On page 10, line 21, overstrike the letter "j." and insert immediately thereafter the letter "k."

On page 10, line 22, overstrike the letter "k." and insert immediately thereafter the letter "l."

On page 10, line 23, overstrike the letter "l." and insert immediately thereafter the letter "m."

On page 10, line 24, overstrike the letter "m." and insert immediately thereafter the letter "n."

On page 10, line 26, overstrike the letter "n." and insert immediately thereafter the letter "o."

On page 10, line 29, overstrike the letter "o." and insert immediately thereafter the letter "p."

On page 10, line 30, overstrike the letter "p." and insert immediately thereafter the letter "q."

On page 10, line 32, overstrike the letter "q." and insert immediately thereafter the letter "r."

On page 10, line 34, overstrike the letter "r." and insert immediately thereafter the letter "s."

On page 11, line 1, overstrike the letter "s." and insert immediately thereafter the letter "t."

On page 11, line 2, overstrike the letter "t." and insert immediately thereafter the letter "u."

On page 11, line 3, overstrike the letter "u." and insert immediately thereafter the letter "v."

On page 11, line 4, overstrike the letter "v." and insert immediately thereafter the letter "w."

On page 11, line 5, overstrike the letter "w." and insert immediately thereafter the letter "x."

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO ENGROSSED SB 2403

On page 1 of the engrossed bill, line 23, after the word "merchandise" insert the words "and is not engaged in the business of home solicitation sales"

On page 2 of the engrossed bill, after line 29, insert the following new section:

"Exception. The provisions of this chapter do not apply to chapters 51-07, 51-19, 51-20, and 51-20.1."

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO ENGROSSED SB 2406

On page 2 of the engrossed bill, line 10, delete the word "seventy-five" and insert in lieu thereof the word "eighty"

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO SB 2444

On page 1, line 10, remove the overstrike over the word "~~ex~~"

On page 1, line 11, after the word "~~give~~" insert the word "grant"

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO SB 2445

On page 1, line 10, remove the overstrike over the word "~~er~~" and after the word "give" insert the word "grant"

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO SB 2458

On page 1, line 11, after the first word "of" insert the words "up to"

On page 1, line 19, delete the word "sentence" and insert in lieu thereof the word "fine" and after the word "is" insert the words "imposed and"

On page 1, line 20, delete the word "deferred" and insert in lieu thereof the word "suspended"

On page 1, line 21, delete the word "half" and insert in lieu thereof the words "twenty-five percent"

On page 1, line 26, overstrike the word "must" and insert immediately thereafter the word "may"

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO ENGROSSED SB 2510

On page 1 of the engrossed bill, line 1, delete the words "create and enact a new section to chapter"

On page 1 of the engrossed bill, delete line 2

On page 1 of the engrossed bill, line 3, delete the words "rights of health care facility residents; and to"

On page 5 of the engrossed bill, line 10, overstrike the words "in writing"

On page 5 of the engrossed bill, line 11, after the word "time" insert the words "and, if the restraint is a chemical one it must be administered by a licensed nurse or physician"

On page 8 of the engrossed bill, delete lines 1 through 9

And renumber the lines, sections, and pages accordingly

HOUSE AMENDMENTS TO ENGROSSED SB 2520

On page 1 of the engrossed bill, line 14, after the word "balance" insert the words "in excess of twenty thousand dollars"

On page 1 of the engrossed bill, line 15, delete the word "shall" and insert in lieu thereof the word "may"

And renumber the lines, sections, and pages accordingly
ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to transmit herewith the following which the Speaker has signed and your signature is respectfully requested:

HB 1044, HB 1077, HB 1086, HB 1118, HB 1193, HB 1214,
HB 1271, HB 1280, HB 1281, HB 1282, HB 1283, HB 1284,
HB 1297, HB 1360, HB 1378, HB 1381, HB 1393, HB 1421,
HB 1439, HB 1459, HB 1471, HB 1497, HB 1609, HCR 3016

ROY GILBREATH, Chief Clerk

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President Pro Tem signed the following:

SB 2551, SCR 4031, SCR 4032, SCR 4033, SCR 4034, SCR 4038
PERRY GROTBORG, Secretary

MESSAGES TO THE HOUSE

SENATE CHAMBER

MR. SPEAKER: I have the honor to transmit herewith the following which the President Pro Tem has signed and your signature is respectfully requested:

SB 2551, SCR 4031, SCR 4032, SCR 4033, SCR 4034, SCR 4038
PERRY GROTBORG, Secretary

SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith the following which the Senate has amended and subsequently passed:

HB 1079, HB 1350, HB 1535, HB 1582, HCR 3063
PERRY GROTBORG, Secretary

SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith the following which the Senate has passed unchanged:

HB 1197, HB 1209, HB 1279, HB 1304, HB 1310, HB 1333,
HB 1363, HB 1410, HB 1433, HB 1449, HB 1468, HB 1538,
HB 1545, HB 1552, HB 1613

PERRY GROTBORG, Secretary

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:

SCR 4063

PERRY GROTBORG, Secretary

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President Pro Tem signed the following:

- HB 1031, HB 1078, HB 1082, HB 1084, HB 1087, HB 1109,
- HB 1210, HB 1220, HB 1223, HB 1234, HB 1235, HB 1243,
- HB 1245, HB 1259, HB 1267, HB 1273, HB 1299, HB 1305,
- HB 1321, HB 1364, HB 1366, HB 1379, HB 1387, HB 1402,
- HB 1417, HB 1428, HB 1486, HB 1488, HB 1494, HB 1505,
- HB 1509, HB 1510, HB 1513, HB 1514, HB 1543, HB 1554,
- HB 1559, HB 1565, HB 1575, HB 1586

PERRY GROTBORG, Secretary

MESSAGE TO THE HOUSE
SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith the following which the President Pro Tem has signed:

- HB 1031, HB 1078, HB 1082, HB 1084, HB 1087, HB 1109,
- HB 1210, HB 1220, HB 1223, HB 1234, HB 1235, HB 1243,
- HB 1245, HB 1259, HB 1267, HB 1273, HB 1299, HB 1305,
- HB 1321, HB 1364, HB 1366, HB 1379, HB 1387, HB 1402,
- HB 1417, HB 1428, HB 1486, HB 1488, HB 1494, HB 1505,
- HB 1509, HB 1510, HB 1513, HB 1514, HB 1543, HB 1554,
- HB 1559, HB 1565, HB 1575, HB 1586

PERRY GROTBORG, Secretary

REPORTS OF STANDING COMMITTEES

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1080 has had the same under consideration and recommends by a vote of 5 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 3, after the word "teams" insert the words " ; and to declare an emergency"

On page 2, after line 18, insert the following new section:

"SECTION 3. EMERGENCY. This Act is declared to be an emergency measure and is in effect upon its filing with the secretary of state or on a date specified in this Act."

And renumber the lines, sections, and pages accordingly

SEN. LASHKOWITZ, Chairman

HB 1080 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 HB 1161 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 of the engrossed bill, line 24, delete the words "nominated by the"

On page 1 of the engrossed bill, line 25, delete the words "county superintendent of schools and"

On page 2 of the engrossed bill, line 3, after the word "concerned" insert the words ", hold a hearing,"

On page 2 of the engrossed bill, line 4, after the period insert the words "The hearing must be conducted fairly to ensure that the arguments and responses of all parties are presented. Any materials used by any party must be prepared and presented to all other interested parties not less than forty-eight hours prior to the hearing." and overstrike the word "such" and insert immediately thereafter the word "their"

On page 3 of the engrossed bill, line 19, delete the words "nominated by the county superintendent of schools and"

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

HB 1161 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 2546 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same DO PASS.

SEN. D. MEYER, Chairman

SB 2546 was placed on the Eleventh order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HB 1278 has had the same under consideration and recommends by a vote of 5 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. HEINRICH, Chairman

HB 1278 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1288 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. SATROM, Chairman

HB 1288 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was rereferred HB 1303 has had the same under consideration and recommends by a vote of 6 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. LANGLEY, Chairman

HB 1303 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1408 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. LASHKOWITZ, Chairman

HB 1408 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HB 1525 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. HEINRICH, Chairman

HB 1525 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1530 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 NOT PASS.

SEN. SATROM, Chairman

HB 1530 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1560 has had the same under consideration and recommends by a vote of 8 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE PLACED ON THE CALENDAR WITHOUT RECOMMENDATION.

SEN. LANGLEY, Chairman

HB 1560 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1567 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 NOT PASS.

SEN. LASHKOWITZ, Chairman

HB 1567 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1577 has had the same under consideration and recommends by a vote of 7 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LANGLEY, Chairman

HB 1577 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1606 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LASHKOWITZ, Chairman

HB 1606 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Industry, Business and Labor to which was referred HB 1621 has had the same under consideration and recommends by a vote of 6 YEAS, 2 NAYS, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. LANGLEY, Chairman

HB 1621 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1623 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. LASHKOWITZ, Chairman

HB 1623 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Finance and Taxation to which was referred HB 1636 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 NOT PASS.

SEN. SATROM, Chairman

HB 1636 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HB 1661 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. LASHKOWITZ, Chairman

HB 1661 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HCR 3027 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. HEINRICH, Chairman

HCR 3027 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HCR 3035 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. HEINRICH, Chairman

HCR 3035 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HCR 3046 has had the same under consideration and recommends by a vote of 6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO NOT PASS.

SEN. HEINRICH, Chairman

HCR 3046 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HCR 3068 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. HEINRICH, Chairman

HCR 3068 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Judiciary to which was referred HCR 3078 has had the same under consideration and recommends by a vote of 6 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING that the same DO PASS.

SEN. LASHKOWITZ, Chairman

HCR 3078 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MADAM PRESIDENT: Your Committee on Education to which was referred HCR 3079 has had the same under consideration and recommends by a vote of 6 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same DO PASS.

SEN. HEINRICH, Chairman

HCR 3079 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

FIRST READING OF HOUSE CONCURRENT RESOLUTIONS

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

(Approved by the Committee on Delayed Bills)

HCR 3087: A concurrent resolution commending Representative Brynhild Haugland for her service to the Legislative Assembly and to the people of the state of North Dakota, and designating March 18, 1987, as Brynhild Haugland Day.

Was read the first time.

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

(Approved by the Committee on Delayed Bills)

HCR 3090: A concurrent resolution designating the Dakota Room as the Brynhild Haugland Room.

Was read the first time.

MOTION

SEN. HEIGAARD MOVED that the rules be suspended, that HCR 3087 and HCR 3090 not be printed, not be referred to committee, be read in their entirety, be printed in the Journal, and placed on the calendar for second reading and final passage, which motion prevailed.

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

HOUSE CONCURRENT RESOLUTION NO. 3087

A concurrent resolution commending Representative Brynhild Haugland for her service to the Legislative Assembly and to the people of the state of North Dakota, and designating March 18, 1987, as Brynhild Haugland Day.

WHEREAS, Brynhild Haugland was first elected to the North Dakota House of Representatives in 1938 and has served since that time as a state representative, which is the longest service as a state representative of anyone currently serving in that capacity in the United States; and

WHEREAS, Representative Haugland has served as chairman of the House Committee on Human Services and Veterans Affairs during 20 of her 25 legislative sessions of service; and

WHEREAS, her many legislative accomplishments include enabling legislation for multicounty health units, establishment of the North Central Experiment Station, child abuse reporting requirements, authority to parole eligible Industrial School

students to foster homes, and enabling legislation for opening San Haven to patients from the Grafton State School; and

WHEREAS, her accomplishments outside the legislative arena include service as a member of the board of directors of the International Peace Garden since 1953, membership on the board of the State University of North Dakota-Minot Alumni Association and College Foundation, charter membership in the Eureka Homemakers Club, and membership in the Quota Club, Minot Business and Professional Women's Club, Delta Kappa Gamma, Farm Bureau, and Farmers Union and membership on the Ward County Zoning Commission and on the Minot Planning Commission; and

WHEREAS, recognition for her accomplishments include Minot State College Alumni Golden Award for Outstanding Service, Sertoma's Service to Mankind Award, the North Dakota Public Health Association's Merit Award for Outstanding Service to Public Health, the State Bar Association's Liberty Bell Award, and the North Dakota Mental Health Association's Distinguished Service Award; and

WHEREAS, her achievements are self-described as "any good thing can be accomplished if you aren't particular about who gets the credit";

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

That the Fiftieth Legislative Assembly commends Representative Brynhild Haugland for her service to the Legislative Assembly and to the people of the state over the years; and

BE IT FURTHER RESOLVED, that March 18, 1987, be designated as Brynhild Haugland Day in recognition of her achievements and her dedication to the public welfare; and

BE IT FURTHER RESOLVED, that the Secretary of State present a copy of this resolution to Representative Haugland.

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

HOUSE CONCURRENT RESOLUTION NO. 3090

A concurrent resolution designating the Dakota Room as the Brynhild Haugland Room.

WHEREAS, the Legislative Assembly has a tradition of recognizing former or current members for extraordinary public service; and

WHEREAS, Representative Brynhild Haugland was first elected to the North Dakota House of Representatives in 1938 and

has the longest continuous service as a state representative of anyone currently serving in that capacity in the United States; and

WHEREAS, among her many legislative accomplishments are establishment of the North Central Experiment Station, authority to parole Industrial School students to foster homes, and child abuse reporting requirements, as well as enabling legislation for multicounty health units and opening San Haven to patients from the Grafton State School; and

WHEREAS, her public service includes being a member of the Ward County Zoning Commission, Minot Planning Commission, Board of Directors of the International Peace Garden, Quota Club, Business and Professional Women's Club, Board of Directors of the State University of North Dakota-Minot Alumni Association and College Foundation, Delta Kappa Gamma, Farm Bureau, Farmers Union, and the National Retired Teachers Association, as well as being a charter member of the Eureka Homemakers Club and the vice president of the International Peace Garden, Inc., and being named an honorary member of the Uniformed Fire Fighters of North Dakota in 1976; and

WHEREAS, recognition for her accomplishments include receiving Minot's Woman of the Year for 1956 and 1971, the Minot State College Alumni Gold Award for Outstanding Service 1968, the North Dakota Outstanding "Woman in Law" in 1973 from the North Dakota Women's Coalition and the North Dakota Commission on the Status of Women, the Milky Way Award in 1977 in recognition of outstanding contributions to the dairy industry of the state, the Distinguished Service Award 1977-1978 from the Western North Dakota Health Systems Agency, the North Dakota Water Wheel Award in 1981 from the North Dakota Water Users Association and the North Dakota Water Management Districts Association, Sertoma's Service to Mankind Award in 1983, the Merit Award for Outstanding Service to Public Health in 1983 from the Public Health Association of North Dakota, the Liberty Bell Award in 1983 from the State Bar Association, the Distinguished Service Award in 1983 from the Mental Health Association of North Dakota, the Honorary Recognition Award in 1983 from the State Nurses Association of North Dakota, the Minot Association of Homebuilders Award for Outstanding Contributions to the Building Industry in 1984, and induction into the Scandinavian Hall of Fame in 1984; and

WHEREAS, her accomplishments need to be recognized in an appropriate manner so as to inform the citizens of the state of her dedication to public service; and

WHEREAS, public meeting rooms in the State Capitol have been named in recognition of personages having important roles in this state's history;

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

That the Fiftieth Legislative Assembly designates the Dakota Room as the Brynhild Haugland Room in recognition of Representative Haugland's service to the Legislative Assembly and to the people of the state over the years; and

BE IT FURTHER RESOLVED, that the appropriate public officers and employees take the action necessary to rename the Dakota Room the Brynhild Haugland Room, including informing other public agencies, replacing room designation plaques, and taking any other action necessary to ensure designation of and reference to the room as the Brynhild Haugland Room; and

BE IT FURTHER RESOLVED, that the Secretary of State present a copy of this resolution to Representative Haugland and forward a copy of this resolution to the Director of Institutions.

SECOND READING OF HOUSE CONCURRENT RESOLUTIONS

HCR 3087: A concurrent resolution commending Representative Brynhild Haugland for her service to the Legislative Assembly and to the people of the state of North Dakota, and designating March 18, 1987, as Brynhild Haugland Day.

HCR 3090: A concurrent resolution designating the Dakota Room as the Brynhild Haugland Room.

Were read the second time.

The question being on the final adoption of the resolutions.

HCR 3087 and HCR 3090 were declared adopted on a voice vote.

MOTION

SEN. HEIGAARD MOVED that the rules be suspended and that HCR 3087 and HCR 3090 be messaged to the House immediately, which motion prevailed.

MESSAGE TO THE HOUSE
SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith the following which the Senate has passed unchanged:

HCR 3087, HCR 3090

PERRY GROTEBERG, Secretary

MOTIONS

SEN. MAIXNER MOVED that the Senate reconsider its action whereby HB 1450 failed to pass, which motion prevailed.

SEN. D. MEYER MOVED that HB 1450, which is on the Fourteenth order, be rereferred to the **Committee on State and Federal Government**, which motion prevailed.

MESSAGES FROM THE HOUSE

HOUSE CHAMBER

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

SB 2551, SCR 4031, SCR 4032, SCR 4033, SCR 4034, SCR 4038
ROY GILBREATH, Chief Clerk

HOUSE CHAMBER

MADAM PRESIDENT: I have the honor to inform you that the House has concurred in the Senate amendments to HB 1032 and HB 1293 and subsequently passed the same but has refused to concur in the Senate amendments to HB 1073 and HCR 3007 and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1073: Reprs. Almlie, Shaft, Marks

HCR 3007: Reprs. Murphy, Schindler, G. Berg

ROY GILBREATH, Chief Clerk

CONSIDERATION OF AMENDMENTS

SEN. SATROM MOVED that the amendments to HB 1062 as recommended by the **Committee on Finance and Taxation** as printed on page 1574 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1062 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. SATROM MOVED that the amendments to HB 1192 as recommended by the **Committee on Finance and Taxation** as printed on pages 1574-1575 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1192 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. SATROM MOVED that the amendments to HB 1325 as recommended by the **Committee on Finance and Taxation** as printed on page 1575 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1325 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. LANGLEY MOVED that the amendments to HB 1463 as recommended by the **Committee on Industry, Business and Labor** as printed on page 1575 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1463 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. HEINRICH MOVED that the amendments to HB 1539 as recommended by the Committee on Education as printed on page 1576 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS and be rereferred to the Committee on Appropriations, which motion prevailed.

HB 1539 was rereferred to the Committee on Appropriations.

SEN. SATROM MOVED that the amendments to HB 1548 as recommended by the Committee on Finance and Taxation as printed on pages 1576-1577 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS and be rereferred to the Committee on Appropriations, which motion prevailed.

HB 1548 was rereferred to the Committee on Appropriations.

SEN. HEINRICH MOVED that the amendments to HB 1578 as recommended by the Committee on Education as printed on pages 1577-1578 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS, which motion prevailed.

HB 1578 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

SEN. HEINRICH MOVED that the amendments to HCR 3066 as recommended by the Committee on Education as printed on page 1578 of the Senate Journal be adopted, and when so adopted, recommends the same DO PASS and BE PLACED ON THE CONSENT CALENDAR, which motion prevailed.

HCR 3066 was placed on the consent calendar for the succeeding legislative day.

MOTIONS

SEN. HEIGAARD MOVED that SB 2033 and SB 2339 be moved to the foot of the Twelfth order on the calendar, which motion prevailed.

SEN. HEIGAARD MOVED that SB 2533 be moved to the head of the Twelfth order on the calendar, which motion prevailed.

CONSIDERATION OF MESSAGE FROM THE HOUSE

SEN. LANGLEY MOVED that the Senate do concur in the House amendments to SB 2533 as printed on pages 1572-1573 of the Senate Journal, which motion prevailed.

MOTION

SEN. MUTCH MOVED that SB 2533, which is on the Eleventh order, be laid over two legislative days.

REQUEST

SEN. MUTCH REQUESTED a recorded roll call vote on the motion that SB 2533 be laid over two legislative days, which request was granted.

ROLL CALL

The question being on the motion that SB 2533 be laid over two legislative days, the roll was called and there were 26 YEAS, 27 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; David; Freborg; Holmberg; Ingstad; Kelly; Lips; Lodoen; Meyer, D.; Moore; Mutch; Naaden; Nalewaja; Nelson; Nething; Olson; Peterson; Reiten; Stenehjem; Streibel; Tennefos; Thane; Todd; Wright; Yockim

NAYS: Axtman; Dotzenrod; Heigaard; Heinrich; Hilken; Keller; Kelsh; Krauter; Langley; Lashkowitz; Maixner; Mathern; Maxson; Meyer, J.; Meyer, W.; Mushik; Redlin; Richard; Satrom; Schoenwald; Shea; Stromme; Tallackson; Tweten; Vosper; Waldera; Wogsland

ABSENT AND NOT VOTING: None

The motion that SB 2533 be laid over two legislative days lost.

SECOND READING OF SENATE BILL

SB 2533: A BILL for an Act to amend and reenact section 19-10-03.1 and subsection 2 of section 57-43.1-02 of the North Dakota Century Code, relating to required disclosure of certain contents of gasoline and to taxes on motor vehicle fuels containing alcohol.

Which has been read.

MOTION

SEN. MAIXNER MOVED the previous question, which motion prevailed.

ROLL CALL

The question being on the final passage of the bill, as amended, the roll was called and there were 19 YEAS, 34 NAYS, 0 ABSENT AND NOT VOTING.

YEAS: Adams; Bakewell; David; Freborg; Holmberg; Ingstad; Langley; Lodoen; Meyer, D.; Meyer, J.; Meyer, W.; Moore; Mutch; Naaden; Nalewaja; Nelson; Peterson; Stenehjem; Tennefos

NAYS: Axtman; Dotzenrod; Heigaard; Heinrich; Hilken; Keller; Kelly; Kelsh; Krauter; Lashkowitz; Lips; Maixner; Mathern; Maxson; Mushik; Nething; Olson; Redlin; Reiten; Richard; Satrom; Schoenwald; Shea;

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

ABSENT AND NOT VOTING: None

SB 2533 lost.

MOTION

SEN. MAIXNER MOVED that the vote by which SB 2533 lost be reconsidered and the motion to reconsider be laid on the table, which motion prevailed.

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President Pro Tem signed the following:

HB 1607, HB 1622, HB 1626, HB 1637, HB 1653, HB 1672,
HCR 3001, HCR 3004, HCR 3006, HCR 3018, HCR 3023, HCR 3024,
HCR 3031, HCR 3047, HCR 3048, HCR 3049, HCR 3051, HCR 3053,
HCR 3056, HCR 3058, HCR 3059, HCR 3077

PERRY GROTBORG, Secretary

MESSAGE TO THE HOUSE
SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith the following which the President Pro Tem has signed:

HB 1607, HB 1622, HB 1626, HB 1637, HB 1653, HB 1672,
HCR 3001, HCR 3004, HCR 3006, HCR 3018, HCR 3023, HCR 3024,
HCR 3031, HCR 3047, HCR 3048, HCR 3049, HCR 3051, HCR 3053,
HCR 3056, HCR 3058, HCR 3059, HCR 3077

PERRY GROTBORG, Secretary

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President Pro Tem signed the following:

SB 2380

PERRY GROTBORG, Secretary

MESSAGE TO THE HOUSE
SENATE CHAMBER

MR. SPEAKER: I have the honor to transmit herewith the following which the President Pro Tem has signed and your signature is respectfully requested:

SB 2380

PERRY GROTBORG, Secretary

MESSAGE FROM THE HOUSE
HOUSE CHAMBER

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

SB 2380

ROY GILBREATH, Chief Clerk

MOTIONS

SEN. HEIGAARD MOVED that the Senate stand in recess until 4:25 p.m., which motion prevailed.

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

SEN. HEIGAARD MOVED that HB 1652 be moved to the head of the Fourteenth order on the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1652: A BILL for an Act to create and enact a new section to chapter 6-03, a new section to chapter 57-35, and a new section to chapter 57-35.2 of the North Dakota Century Code, relating to maintaining houses, offices, and services of merged banks and to taxation of merged banks.

Which has been read and is placed on the calendar without recommendation.

ROLL CALL

The question being on the final passage of the bill, the roll was called and there were 26 YEAS, 26 NAYS, 2 ABSENT AND NOT VOTING.

YEAS: Adams; David; Dotzenrod; Heigaard; Heinrich; Holmberg; Ingstad; Lips; Lodoen; Moore; Mushik; Mutch; Nalewaja; Nething; Olson; Peterson; Reiten; Satrom; Tallackson; Tennefos; Thane; Todd; Tweten; Vosper; Waldera; Yockim

NAYS: Axtman; Bakewell; Freborg; Hilken; Keller; Kelly; Kelsh; Krauter; Langley; Lashkowitz; Maixner; Mathern; Maxson; Meyer, D.; Meyer, J.; Naaden; Nelson; Redlin; Richard; Schoenwald; Shea; Stenehjem; Streibel; Stromme; Wogsland; Wright

ABSENT AND NOT VOTING: Meyer, W.; Madam President

HB 1652 lost for want of a Constitutional majority.

**MESSAGE FROM THE HOUSE
HOUSE CHAMBER**

MADAM PRESIDENT: I have the honor to transmit herewith the following which the Speaker has signed and your signature is respectfully requested:

HB 1410, HCR 3087, HCR 3090

ROY GILBREATH, Chief Clerk

SECOND READING OF HOUSE BILL

HB 1034: A BILL for an Act to amend and reenact subsection 4 of section 14-09-09.8, sections 14-13-03, 23-16-08, 25-01-01, 25-10-01, 25-11-02, 25-15-03, 25-15-08, subsection 2 of section 25-16-01, sections 25-16-02, 25-16-03, 25-16-04, 25-16-06, 25-16-08, 25-16-09, 25-16-10, 25-16-12, 50-06-01.4, subsection 1 of section 50-19-01, sections 50-19-02, 50-19-03, 50-19-03.1, 50-19-04, 50-19-06, 50-19-07, 50-19-09, 50-19-10, 50-19-12, 50-19-13, 50-19-14, 50-20-01, 50-20-02, subsections 3 and 7 of section 50-25.1-02, sections 50-25.1-03, 50-25.1-03.1, 50-25.1-04, 50-25.1-04.1, 50-25.1-05, subsection 2 of section 50-25.1-05.2, sections 50-25.1-05.3, 50-25.1-06, 50-25.1-07, 50-25.1-11, and 54-38-01 of the North Dakota Century Code, relating to the structure of the department of human services; and to repeal sections 25-01-02.1, 25-10-02, and 54-38-02 of the North Dakota Century Code, relating to the authority of the state health council to investigate the mental health of persons admitted to the state hospital, the state children's psychiatric outpatient clinic, and the alcoholism and drug abuse division.

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.; 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: Meyer, W.

HB 1034 passed and the title was agreed to.

SIGNING OF BILLS AND RESOLUTIONS

THE SECRETARY ANNOUNCED that the President Pro Tem signed the following:

HB 1044, HB 1077, HB 1086, HB 1118, HB 1193, HB 1214,
 HB 1271, HB 1280, HB 1281, HB 1282, HB 1283, HB 1284,
 HB 1297, HB 1360, HB 1378, HB 1381, HB 1393, HB 1421,
 HB 1439, HB 1459, HB 1471, HB 1497, HB 1609, HCR 3016

PERRY GROTEBERG, Secretary

MESSAGE TO THE HOUSE
SENATE CHAMBER

MR. SPEAKER: I have the honor to return herewith the following which the President Pro Tem has signed:

HB 1044, HB 1077, HB 1086, HB 1118, HB 1193, HB 1214,
 HB 1271, HB 1280, HB 1281, HB 1282, HB 1283, HB 1284,
 HB 1297, HB 1360, HB 1378, HB 1381, HB 1393, HB 1421,
 HB 1439, HB 1459, HB 1471, HB 1497, HB 1609, HCR 3016

PERRY GROTEBERG, Secretary

SECOND READING OF HOUSE BILL

HB 1233: A BILL for an Act to provide a formula for allocating North Dakota's private activity bond ceiling under federal law among the governmental units in North Dakota having authority to issue private activity bonds; and to provide an effective date.

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.;
 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: Meyer, W.

HB 1233 passed and the title was agreed to.

FIRST READING OF HOUSE BILL

HB 1676: A BILL for an Act to create and enact section 57-38-58.1 of the North Dakota Century Code, relating to definitions for purposes of withholding from wages of nonresident employees; to amend and reenact sections 57-38-01.7 and subsection 2 of section 57-38-31 of the North Dakota Century Code, and section 57-38-29, subsection 2 of section 57-38-30.3, sections 57-38-59, 57-38-60, 57-38-60.1, 57-38-61, and 57-38-62 of the North Dakota Century Code, as contained in sections 1 through 7 of House Bill No. 1901, as approved by the fiftieth legislative assembly, relating to the rate of income tax for individuals, income withholding, income deductions, income tax returns, and payment of estimated tax for income tax purposes; to repeal sections 57-38-01.2, 57-38-01.8, 57-38-01.13, 57-38-01.14, 57-38-01.15, 57-38-06.1, 57-38-07, 57-38-29, 57-38-30.4, subsection 2 of section 57-38-31, sections 57-38-34.2, 57-38-67, 57-38-68, 57-38-69, 57-38-70, 57-38-71, 57-38-72, 57-38-73, and 57-38-74 of the North Dakota Century Code, relating to long form individual income tax filing; and to provide an effective date.

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

MOTION

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 Sixteenth order of business, and at the conclusion of the Sixteenth order of business, and after the reading of SB 2546, HB 1062, HB 1192, HB 1278, HB 1288, HB 1303, HB 1325, HB 1408, HB 1463, HB 1525, HB 1530, HB 1560, HB 1567, HB 1577, HB 1578, HB 1606, HB 1621, HB 1623, HB 1636, HB 1661, HCR 3027, HCR 3035, HCR 3046, HCR 3066, HCR 3068, HCR 3078, and HCR 3079, the Senate adjourn and convene at 12:30 p.m., Thursday, March 19, 1987, which motion prevailed.

PERRY GROTEBERG, Secretary