

## JOURNAL OF THE HOUSE

## Fifty-first Legislative Assembly

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Bismarck, March 28, 1989

The House convened at 1:00 p.m., with Speaker Kretschmar presiding.

The prayer was offered by Rev. Hensel Hendrickson, Trinity Lutheran Church, Bismarck.

The roll was called and all Representatives were present, except Representatives Clayburgh, V. Olson, and Shaft.

A quorum was declared by the Speaker.

## REQUEST

REP. KLOUBEC REQUESTED that the record show that Rep. Shaft is in Chicago being interviewed as a candidate to be a White House Fellow, which request was granted.

## CORRECTION and REVISION of the JOURNAL (Rep. V. Olson, Chairman)

MR. SPEAKER: Your Committee on Correction and Revision of the Journal has carefully examined the Journal of the Fifty-sixth Day and finds it to be correct.

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

## MOTIONS

REP. MARTINSON MOVED that SB 2524 be returned to the House floor from the Committee on State and Federal Government and be rereferred to the Committee on Industry, Business and Labor, which motion prevailed. Pursuant to Rep. Martinson's motion, SB 2524 was rereferred.

REP. MARTINSON MOVED that SB 2030, which is on the Fourteenth order, be rereferred to the Committee on State and Federal Government, which motion prevailed. Pursuant to Rep. Martinson's motion, SB 2030 was rereferred.

## DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

THE SPEAKER ANNOUNCED that the following bills were delivered to the Governor for his approval at the hour of 10:05 a.m., March 28, 1989: HB 1094, HB 1131, HB 1240, HB 1347, HB 1371, HB 1009, HB 1084, HB 1140, HB 1182, HB 1212, HB 1256, HB 1275, HB 1287, HB 1290, HB 1331, HB 1344, HB 1425, HB 1440, HB 1607, HB 1651, HB 1014, HB 1032, HB 1145, HB 1163, HB 1342, HB 1304, HB 1343, HB 1364, HB 1400, HB 1411, HB 1419, HB 1456, HB 1463, HB 1468, HB 1472, HB 1473, HB 1505, HB 1586, HB 1642, HB 1665.

## HOUSE ENROLLING REPORT

The following bill was enrolled: HB 1061.

## HOUSE ENROLLING REPORT

The following bill was enrolled: HB 1184.

## HOUSE ENGROSSING AND ENROLLING REPORT

The following bills were engrossed and enrolled: HB 1050, HB 1051, HB 1062, HB 1106, HB 1119, HB 1142, HB 1146, HB 1178, HB 1192.

## HOUSE ENROLLING REPORT

The following bill and resolutions were enrolled: HB 1434, HCR 3003, HCR 3009, HCR 3023, HCR 3032, HCR 3035, HCR 3037, HCR 3049, HCR 3059, HCR 3060, HCR 3069.

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

MR. PRESIDENT: The House has passed with the emergency clause failing to pass: SB 2372.

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

MR. PRESIDENT: The House has amended and subsequently failed to pass: SB 2313.

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

MR. PRESIDENT: The House has failed to pass: SB 2355.

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

MR. PRESIDENT: The House has passed unchanged: SB 2223, SB 2336, SB 2473.

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

MR. PRESIDENT: The House has amended and subsequently passed: SB 2240, SB 2262, SB 2291, SB 2296, SB 2314, SB 2320, SB 2398, SB 2475.

THE HOUSE RECOGNIZED THE PRESENCE OF:

Former Representative Emil Riehl

## APPOINTMENT OF CONFERENCE COMMITTEES

THE SPEAKER ANNOUNCED the following appointment to a Conference Committee on SB 2192: Reps. Aas, Shaft, Ulmer.

THE SPEAKER ANNOUNCED the following appointment to a Conference Committee on SB 2193: Reps. Aas, Shaft, Ulmer.

THE SPEAKER ANNOUNCED the following appointment to a Conference Committee on SB 2213: Reps. R. Berg, V. Olson, Aarsvold.

THE SPEAKER ANNOUNCED the following appointment to a Conference Committee on SB 2278: Reps. Christman, Myrdal, L. Hanson.

THE SPEAKER ANNOUNCED the following appointment to a Conference Committee on SB 2514: Reps. Stenehjelm, Howard, Kolbo.

MESSAGE to the HOUSE from the SENATE (Patricia Conrad, Secretary)

MR. SPEAKER: The Senate has amended and subsequently passed: HB 1041, HB 1076, HB 1205, HB 1266, HB 1281, HB 1292, HB 1295, HB 1368, HB 1369, HB 1455, HB 1462, HB 1481, HB 1494, HB 1526, HB 1527, HB 1564, HB 1621, HB 1660, HCR 3045, HCR 3058.

## SENATE AMENDMENTS TO ENGROSSED HB 1041

Page 1, line 6, after the second "facilities" insert "; to provide an appropriation; and to declare an emergency"

Page 2, after line 24, insert:

"9. A school board member, appointed by the governor.

10. A school administrator, appointed by the governor.

11. A school teacher, appointed by the governor"

- Page 3, line 5, overstrike the first "two" and insert immediately thereafter "three" and overstrike the second "two" and insert immediately thereafter "three"
- Page 3, line 6, remove "and" and overstrike "two" and insert immediately thereafter "and three"
- Page 3, line 8, after the period insert "At all times either the school board member or the school administrator must be from a school with an enrollment of less than five hundred students."
- Page 3, line 10, replace "of the council" with ", the school board member, the school administrator, and the school teacher"
- Page 3, line 16, replace "divided among" with "paid by" and remove ", the"
- Page 3, remove line 17
- Page 3, line 18, remove "budget, and the board of higher education"
- Page 5, after line 21, insert:

"SECTION 7. APPROPRIATION. There is hereby appropriated out of any moneys in the general fund in the state treasury, not otherwise appropriated, the sum of \$2,500, or so much thereof as may be necessary, to the superintendent of public instruction for the purpose of reimbursing the necessary expenses of certain members of the North Dakota educational telecommunications council, for the biennium beginning July 1, 1989, and ending June 30, 1991.

SECTION 8. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HB 1076

- Page 1, line 21, replace "is governed by section 23-07-01.1" with "need not be filed if there is a suspected violation of section 39-08-01 and there are no persons injured, other than the driver"

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HB 1205

- Page 1, line 1, after "Act" insert "to create and enact a new section to chapter 50-26 of the North Dakota Century Code, relating to a committee on protection and advocacy;"
- Page 1, after line 6, insert:

"SECTION 1. If Senate Bill No. 2357 does not become effective, a new section to chapter 50-26 of the North Dakota Century Code is hereby created and enacted to read as follows:

Committee on protection and advocacy. The governor shall appoint a committee on protection and advocacy. The committee must consist of seven members who broadly represent or are knowledgeable about the

needs of the persons served by the protection and advocacy project. The committee is responsible for the administrative supervision and direction and for the planning, design, implementation, and functioning of the state's protection and advocacy project. The committee in its capacity of supervising and directing the protection and advocacy project shall operate independently of the governor or any state agency that provides treatment, services, or habilitation to persons with developmental disabilities or mental illness."

Page 3, line 6, overstrike "the handicapped" and insert immediately thereafter "persons with disabilities" and replace "committee" with "commission"

Page 3, line 16, overstrike "executive"

Page 3, line 27, overstrike the second "the"

Page 3, line 28, overstrike "handicapped" and insert immediately thereafter "persons with disabilities, the commission on the status of women"

Page 4, line 24, remove "Each committee of the governor's"

Page 4, remove lines 25 and 26

Page 4, line 27, remove "independent of the governor or any other state entity."

Renumber accordingly

#### SENATE AMENDMENTS TO ENGROSSED HB 1266

Page 1, line 2, remove "and" and after "43-44-06" insert ", and subsection 10 of section 43-44-10"

Page 1, line 3, remove "and"

Page 1, line 4, after "nutritionists" insert ", and persons exempt from licensure as dietitians and nutritionists"

Page 1, line 15, after "nutrition" insert "assessment and nutrition"

Page 3, line 12, overstrike the first comma and overstrike the second comma

Page 3, line 13, overstrike "licensed registered"

Page 3, line 20, replace "or use" with "using"

Page 3, after line 23, insert:

"SECTION 4. AMENDMENT. Subsection 10 of section 43-44-10 of the 1987 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

10. A person who markets or distributes food, food materials, or dietary supplements, or any person who engages in the explanation advising of the use of those products, or the preparation of those products, or the counseling of individuals or groups in the selection of products to meet normal nutritional needs, if that person does not represent

that that person is a licensed registered dietitian or licensed nutritionist."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HB 1281

Page 1, line 2, remove "damage caused from" and after "placing" insert "and operating"

Page 1, line 3, after "near" insert ", on, or over" and after "roadways" insert "; to provide a penalty; and to declare an emergency"

Page 1, line 7, after "prohibited" insert " - Penalty"

Page 1, line 8, replace "or" with a comma and after "erect" insert ", or operate"

Page 1, line 9, after "equipment" insert "upon or across any highway, street, or road or"

Page 1, line 10, replace "cause" with "flow or fall upon"

Page 1, line 11, remove "damage to" and replace "A person violating this section is" with "This section does not apply to the transportation of irrigation works or equipment upon a highway, street, or road. A person violating this section is guilty of an infraction.

SECTION 2. EMERGENCY. This Act is declared to be an emergency measure."

Page 1, remove lines 12 through 20

Renumber accordingly

SENATE AMENDMENTS TO REENGROSSED HB 1292

Page 1, line 3, remove the first "and"

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

Page 2, after line 19, insert:

"SECTION 4. EMERGENCY. This Act is declared to be an emergency measure."

Renumber accordingly

SENATE AMENDMENTS TO HB 1295

Page 1, line 9, after "services" insert "if the rollers are cleaned and sanitized after each use in conformity with rules adopted by the board"

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HB 1368

Page 1, line 13, replace "during the official school year" with ", except Saturday and Sunday,"

Page 1, line 14, after "session" insert "during the official school year"

Renumber accordingly

SENATE AMENDMENTS TO HB 1369

Page 1, line 1, after "23-06-03" insert "and section 50-24.1-02.3"

Page 1, line 2, after "burial" insert "and pre-need funeral service plans; and to provide an effective date"

Page 1, line 16, after "~~six~~" insert "eight", remove the overstrike over "~~hundred~~", and remove "one thousand"

Page 2, line 13, remove "The county social service board must be the contracting"

Page 2, replace lines 14 through 18 with:

"SECTION 2. AMENDMENT. Section 50-24.1-02.3 of the 1987 Supplement to the North Dakota Century Code is hereby amended and reenacted to read as follows:

50-24.1-02.3. When pre-need funeral plan not to be considered in eligibility determination. In determining eligibility for medical assistance, the department of human services may not consider as an available resource any prepayments or deposits which total three thousand dollars or less, and the interest accrued thereon, made under a pre-need funeral service contract by an applicant for or recipient of medical assistance. A pre-need funeral service contract deposit is not a multiple-party account for purposes of chapter 30.1-31. No claim for payment of funeral expenses may be made against the estate of a deceased medical assistance recipient except to the extent that prepayments or deposits on pre-need funeral service contracts total less than one thousand four hundred dollars.

SECTION 3. EFFECTIVE DATE. This Act becomes effective on January 1, 1990."

Renumber accordingly

SENATE AMENDMENTS TO HB 1455

Page 1, line 18, replace "November" with "January"

Page 1, line 19, after "year" insert ". A teacher hired after January first has all the rights provided in section 15-47-27.1"

Renumber accordingly

SENATE AMENDMENTS TO HB 1462

Page 1, line 1, after "Act" insert "to amend and reenact section 22-01-06.3 of the North Dakota Century Code, relating to a guaranty of delivery; and" and remove "22-01-06.3,"

Page 1, after line 4, insert:

"SECTION 1. AMENDMENT. Section 22-01-06.3 of the North Dakota Century Code is hereby amended and reenacted to read as follows:

22-01-06.3. ~~When account furnished surety or guarantor. In every case in which the~~ When a manufacturer, wholesaler, or distributor

is furnishing furnishes merchandise to any agent, salesman, or dealer whose execution of bond or obligation to such the manufacturer, wholesaler, or distributor has been joined in by any a surety or guarantor, such the manufacturer, wholesaler, or distributor shall each month during the life of such bond or obligation upon written request by the surety or guarantor, shall furnish each such surety or guarantor either by mail or personal delivery a statement each month during the life of the bond or obligation showing the debit and credit items incurred and made in the account between the manufacturer, wholesaler, or distributor and such the agent, salesman, or dealer during the immediately preceding month and the exact balance owing from the agent, salesman, or dealer thereon at the date of such the notice."

Page 1, line 5, remove "22-01-06.3,"

Re-number accordingly

SENATE AMENDMENTS TO ENGROSSED HB 1481

Page 2, line 7, after the period insert "The term does not include the provision of appropriate nutrition and hydration or the performance of any medical procedure necessary to provide comfort, care, or alleviate pain."

Page 4, remove lines 15 and 16

Page 5, remove lines 22 and 23

Page 6, line 28, replace "of sound mind" with "competent"

Page 7, remove lines 10 through 17

Page 7, line 23, replace "Treatment" with "Management"

Page 7, line 25, replace "of sound mind" with "competent"

Page 11, line 2, after "valid" insert "for five years from the effective date of this Act unless the declarant becomes incompetent within five years after the execution of the declaration and remains incompetent at the time of the determination of a terminal condition under section 4 of this Act, in which case the declaration continues in effect. When the declaration expires, a new declaration must be executed if the declarant wishes to make a written declaration under this Act"

Re-number accordingly

SENATE AMENDMENTS TO HB 1494

Page 5, line 29, replace "five" with "three"

Page 6, line 20, after the underscored period insert "The levy under this section does not apply to any property located in a city in which park district taxes are levied, unless the governing body of the city in which the property is located consents, by resolution, to the levy."

Re-number accordingly

SENATE AMENDMENTS TO HB 1526

Page 1, line 12, after "if" insert "the presentation for payment is"

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HB 1527

Page 1, line 3, remove "certain"

Page 1, line 8, remove "agricultural"

Page 1, line 9, remove "agricultural"

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HB 1564

Page 1, line 13, replace "shall" with "may"

Page 1, line 21, replace "shall" with "may"

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HB 1621

Page 1, line 4, after "sale" insert "; to repeal chapter 194 of the 1987 Session Laws of North Dakota, relating to redemption of separate known lots or parcels of property"

Page 3, line 5, replace "separate" with "separately"

Page 4, after line 21, insert:

"SECTION 9. Right of certain debtors to purchase homesteads acquired by lenders. Any lender required under section 108 of the Agricultural Credit Act of 1987 [Pub. L. 100-233; 101 Stat. 1582; 12 U.S.C. 2219a] to offer a debtor the right to purchase property acquired by the lender shall offer the debtor the right to purchase the property in at least two separate parcels, one of which must be a compact contiguous tract of up to one hundred sixty acres [64.75 hectares] which includes the debtor's dwelling and does not unreasonably diminish the access, use, or value of the remaining property. Any payment made to the lender by the debtor to purchase a parcel must be considered in any determination of whether the parcel unreasonably diminishes the access, use, or value of the remaining property. The offer must be made prior to any lease or sale of the tract including the dwelling to a third party and, in addition, at the time as required or permitted by the Agricultural Credit Act of 1987, but duplicative offers are not required. Failure of a lender to offer a debtor the right to purchase the property under the Agricultural Credit Act of 1987 does not give the debtor a claim for relief under this section.

SECTION 10. REPEAL. Chapter 194 of the 1987 Session Laws of North Dakota is hereby repealed."

Renumber accordingly

SENATE AMENDMENTS TO ENGROSSED HB 1660

Page 1, line 3, replace "; to" with a period

Page 1, remove line 4

Page 2, line 18, after "~~vehicle~~" insert "with the additional limitation that reimbursement for travel by common carrier may not exceed thirty-five cents per mile based upon air mileage"

Page 3, remove lines 17 through 20

Re-number accordingly

SENATE AMENDMENTS TO ENGROSSED HCR 3045

Page 1, line 1, after "Dakota" insert "to join with the President of the United States"

Page 1, line 19, after "Dakota" insert "to join with the President of the United States"

Re-number accordingly

SENATE AMENDMENTS TO HCR 3058

Page 1, line 2, after "devoted" insert "and the laws governing charitable gaming"

Page 1, line 11, after "devoted" insert "and a Legislative Council study of the status and impact of charitable gaming has not been conducted since the 1985-86 interim and since that interim substantial changes have been made in the laws governing charitable gaming"

Page 1, line 15, after "gaming" insert "and to determine whether the laws in place adequately govern the conduct of charitable gaming"

Page 1, line 19, after "devoted" insert "and the laws governing charitable gaming, with emphasis on charitable gaming laws enacted since 1987"

Re-number accordingly

MESSAGE to the HOUSE from the SENATE (Patricia Conrad, Secretary)

MR. SPEAKER: The President has signed and your signature is respectfully requested: SB 2047, SB 2049, SB 2059, SB 2119, SB 2146, SB 2175, SB 2203, SB 2219, SB 2246, SB 2268, SB 2307, SB 2356, SB 2363, SB 2486, SB 2493, SCR 4030, SCR 4048, SCR 4049, SCR 4050, SCR 4052, SCR 4053, SCR 4054, SCR 4056, SCR 4057, SCR 4058, SCR 4060.

MESSAGE to the HOUSE from the SENATE (Patricia Conrad, Secretary)

MR. SPEAKER: The President has signed: HB 1018, HB 1083, HB 1110, HB 1169, HB 1238, HB 1272, HB 1324, HB 1330, HB 1357, HB 1362, HB 1427, HB 1493, HB 1515, HB 1522, HB 1544, HB 1545, HB 1562, HB 1565, HB 1576, HB 1577, HB 1595, HB 1596, HB 1622, HB 1652, HB 1654, HCR 3020, HCR 3025, HCR 3028, HCR 3029, HCR 3036, HCR 3048, HCR 3055, HCR 3064, HCR 3065, HCR 3066, HCR 3073, HCR 3074, HCR 3078, HCR 3079.

MESSAGE to the HOUSE from the SENATE (Patricia Conrad, Secretary)

MR. SPEAKER: The President has signed and your signature is respectfully requested: SB 2428, SB 2464.

MESSAGE to the HOUSE from the SENATE (Patricia Conrad, Secretary)

MR. SPEAKER: The Senate has passed unchanged: HB 1413.

MESSAGE to the HOUSE from the SENATE (Patricia Conrad, Secretary)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2526, SB 2530.

#### MOTION

REP. KLOUBEC MOVED that the rules be suspended and that the committee reports on SB 2212, SB 2260, SB 2332, SB 2357, SB 2389, SB 2399, SB 2400, SB 2416, and SB 2424 recommending amendments on the Sixth order of business on the legislative calendar of the Fifty-seventh Day be adopted, which motion prevailed.

#### SIXTH ORDER OF BUSINESS

REP. WENTZ MOVED that the amendments to Engrossed SB 2212 as recommended by the Committee on Judiciary as printed on pages 1662-1667 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

Engrossed SB 2212, as amended, was placed on the Fourteenth order of business on the calendar.

REP. GATES MOVED that the amendments to Engrossed SB 2260 as recommended by the Committee on Education as printed on page 1667 of the House Journal be adopted, and when so adopted, recommends the same DO NOT PASS.

Engrossed SB 2260, as amended, was placed on the Fourteenth order of business on the calendar.

REP. WENTZ MOVED that the amendments to SB 2332 as recommended by the Committee on Judiciary as printed on pages 1667-1668 of the House Journal be adopted, and when so adopted, recommends the same DO PASS and be rereferred to the Committee on Appropriations.

SB 2332 was rereferred to the Committee on Appropriations.

REP. HAUGLAND MOVED that the amendments to Reengrossed SB 2357 as recommended by the Committee on Human Services and Veterans Affairs as printed on pages 1668-1670 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

Reengrossed SB 2357, as amended, was placed on the Fourteenth order of business on the calendar.

REP. WENTZ MOVED that the amendments to Engrossed SB 2389 as recommended by the Committee on Judiciary as printed on page 1670 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

Engrossed SB 2389, as amended, was placed on the Fourteenth order of business on the calendar.

REP. A. OLSON MOVED that the amendments to Reengrossed SB 2399 as recommended by the Committee on Natural Resources as printed on page 1671 of the House Journal be adopted, and when so adopted, recommends the same DO NOT PASS and be rereferred to the Committee on Appropriations.

Reengrossed SB 2399, as amended, was rereferred to the Committee on Appropriations.

REP. MARTINSON MOVED that the amendments to SB 2400 as recommended by the Committee on State and Federal Government as printed on pages 1671-1672 of

the House Journal be adopted, and when so adopted, recommends the same DO PASS.

SB 2400, as amended, was placed on the Fourteenth order of business on the calendar.

REP. HAUGLAND MOVED that the amendments to Engrossed SB 2416 as recommended by the Committee on Human Services and Veterans Affairs as printed on pages 1672-1673 of the House Journal be adopted, and when so adopted, recommends the same DO PASS.

Engrossed SB 2416, as amended, was placed on the Fourteenth order of business on the calendar.

REP. LINDGREN MOVED that the amendments to SB 2424 as recommended by the Committee on Political Subdivisions as printed on page 1673 of the House Journal be adopted, and when so adopted, recommends the same DO NOT PASS.

SB 2424, as amended, was placed on the Fourteenth order of business on the calendar.

#### MOTION

REP. KLOUBEC MOVED that the House waive the reading of the title to Engrossed SB 2212, which motion prevailed.

#### SECOND READING OF SENATE BILL

SB 2212: A BILL for an Act to create and enact a new chapter to title 54 of the North Dakota Century Code, relating to establishing a department of corrections and rehabilitation within the office of the director of institutions; to amend and reenact sections 12-44.1-04, 12-44.1-06, 12-44.1-22, 12-44.1-23, 12-44.1-24, 12-44.1-25, 12-44.1-26, 12-44.1-27, 12-46-03, 12-46-04, 12-46-06, 12-46-09, 12-46-10, 12-46-10.1, 12-46-17, 12-46-18, 12-47-06, 12-47-08, 12-47-11, 12-47-12, 12-47-13, 12-47-15, 12-47-18, 12-47-32, 12-47-34, 12-48-02, 12-48-03, 12-48-03.1, 12-48-03.2, 12-48-06.1, 12-48-07, 12-48-14, 12-48-15, 12-48-22, 12-48.1-01, 12-48.1-02, 12-51-02, 12-51-04, 12-51-05, 12-51-06, 12-51-09, 12-52-01, 12-52-02, 12-52-03, 12-52-04, 12-52-05, 12-52-07, 12-55-07, 54-23-01, 54-23-02, 54-23-22, and 54-23-26 of the North Dakota Century Code, relating to giving authority for the state's corrections agencies to the director of the department of corrections and rehabilitation; and to repeal sections 12-47-33, 12-48-04, 12-48-05, 12-55-06, 54-21-13, 54-23-19, 54-23-20, 54-23-23, 54-23-27, and 54-23-28 of the North Dakota Century Code, relating to parole and probation and to the authority and various requirements of the director of institutions.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 100 YEAS, 0 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Graba; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kingsbury; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson;

Melby; Mertens; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; O'Shea; Payne; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Stofferahn; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: None

ABSENT AND NOT VOTING: Clayburgh; Hausauer, R.; Kloubec; Olson, V.; Peterson; Shaft

SB 2212 passed and the title was agreed to.

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#### MOTION

REP. R. ANDERSON MOVED that the House waive the reading of the title to Engrossed SB 2260, which motion prevailed.

#### SECOND READING OF SENATE BILLS

SB 2260: A BILL for an Act to create and enact a new subsection to section 15-60-01 and a new section to chapter 15-60 of the North Dakota Century Code, relating to definitions and to loans from the Bank of North Dakota and interest rate buydowns on the loans from the state school construction fund for energy efficiency improvements in public school buildings; to amend and reenact sections 15-60-03, 15-60-06, and 15-60-07 of the North Dakota Century Code, relating to the use of the state school construction fund; and to repeal sections 15-60-04, 15-60-05, and 15-60-09 of the North Dakota Century Code, relating to construction contracts with the board of public school education and the power of the board to acquire lands.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 15 YEAS, 84 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Aas; Anderson, R.; Berg, G.; DeMers, P.; Enget; Gates; Gerl; Graba; Halmrast; Hoffner; Laughlin; Oban; Scherber; Schneider; Wilkie

NAYS: Aarsvold; Anderson, B.; Belter; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Dalrymple; DeMers, J.; Dorso; Flaagan; Frey; Gerhardt; Gertholz; Gilmore; Goetz; Gorman; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kingsbury; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Olsen, D.; Olson, A.; O'Shea; Payne; Ring; Rydell; Schatz; Schindler; Schmidt; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Stofferahn; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Williams, A.; Williams, W.; Speaker Kretschmar

ABSENT AND NOT VOTING: Clayburgh; Gunsch; Hausauer, R.; Kloubec; Olson, V.; Peterson; Shaft

SB 2260 lost.

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SB 2357: A BILL for an Act to provide for a department of protection and advocacy for persons with developmental disabilities or mental illnesses; and to provide a penalty.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 52 YEAS, 47 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Berg, G.; Brokaw; Carlson; DeMers, J.; DeMers, P.; Enget; Flaagan; Frey; Gerhardt; Gerl; Gilmore; Halmrast; Hanson, L.; Haugland; Hausauer, R.; Hoffner; Hokana; Huether; Kaldor; Kelly; Kolbo; Laughlin; Marks; Mertens; Nelson; Ness; Nowatzki; Oban; Olsen, D.; O'Shea; Ring; Scherber; Schneider; Shide; Shockman; Solberg; Soukup; Starke; Stenehjem; Stofferahn; Thompson, V.; Trautman; Ulmer; Vander Vorst; Watne; Wentz; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Aas; Anderson, R.; Belter; Berg, R.; Bernstein; Christman; Dalrymple; Dorso; Gates; Gerntholz; Goetz; Gorman; Graba; Gunsch; Hanson, O.; Haugen; Hausauer, A.; Howard; Jensen; Kingsbury; Kloubec; Knell; Kouba; Lang; Larson, D.; Larson, R.; Lindgren; Martin; Martinson; Melby; Murphy; Myrdal; Nicholas; Olson, A.; Payne; Rydell; Schatz; Schindler; Schmidt; Skjerven; Smette; Sorensen; Timm; Tokach; Tollefson; Urlacher; Whalen

ABSENT AND NOT VOTING: Clayburgh; Olson, V.; Peterson; Shaft; Thompson, K.; Tomac; Wald

SB 2357 lost for want of a Constitutional majority.

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MOTION

REP. KINGSBURY MOVED that the vote by which SB 2357 lost be reconsidered and the motion to reconsider be laid on the table.

REQUESTS

REP. HALMRAST REQUESTED a Call of the House, which request was granted.

REP. KINGSBURY REQUESTED that the motion to reconsider the action whereby SB 2357 lost for want of a Constitutional majority be reconsidered and the motion to reconsider be laid on the table be withdrawn, which request was granted.

MOTIONS

REP. KLOUBEC MOVED that the House dispense with the Call of the House, which motion prevailed.

REP. R. ANDERSON MOVED that the House waive the reading of the title to Engrossed SB 2389, which motion prevailed.

## SECOND READING OF SENATE BILLS

SB 2389: A BILL for an Act to create and enact a new section to chapter 25-03.1 of the North Dakota Century Code, relating to combination of preliminary and treatment hearings; and to amend and reenact sections 25-03.1-01, 25-03.1-02, 25-03.1-04, 25-03.1-06, 25-03.1-07, 25-03.1-08, 25-03.1-09, 25-03.1-11, 25-03.1-13, 25-03.1-14, 25-03.1-17, 25-03.1-18, 25-03.1-19, 25-03.1-21, 25-03.1-22, 25-03.1-25, 25-03.1-26, 25-03.1-27, subsection 5 of section 25-03.1-30, sections 25-03.1-34, 25-03.1-42, 25-03.1-43, and 25-03.1-46, relating to civil commitment of mentally ill and chemically dependent persons.

## ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 84 YEAS, 15 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Berg, G.; Carlson; Christman; Dalrymple; DeMers, J.; DeMers, P.; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gilmore; Goetz; Graba; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Huether; Jensen; Kelly; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; O'Shea; Payne; Ring; Rydell; Schatz; Scherber; Schindler; Schmidt; Schneider; Shide; Shockman; Skjerven; Solberg; Sorensen; Starke; Stenehjem; Stofferahn; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Anderson, R.; Belter; Berg, R.; Bernstein; Brokaw; Dorso; Gerntholz; Gorman; Gunsch; Kaldor; Kingsbury; Murphy; Smette; Soukup; Vander Vorst

ABSENT AND NOT VOTING: Clayburgh; Olson, A.; Olson, V.; Peterson; Shaft; Thompson, K.; Wald

SB 2389 passed and the title was agreed to.

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SB 2400: A BILL for an Act to amend and reenact sections 5-02-05 and 5-02-05.1 of the North Dakota Century Code, relating to the dispensing of alcoholic beverages on certain days and alcoholic beverage permits; to provide a penalty; and to declare an emergency.

## ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 57 YEAS, 42 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, R.; Berg, G.; Berg, R.; Bernstein; Carlson; Christman; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Flaagan; Frey; Gates; Gerhardt; Gerl; Gilmore; Goetz; Gorman; Halmrast; Hanson, L.; Haugen; Haugland; Hausauer, R.; Hoffner; Hokana; Huether; Jensen; Kelly; Kolbo; Larson, R.; Lindgren; Martin; Martinson; Mertens; Murphy; Nicholas; Nowatzki; Oban; Payne; Ring; Rydell; Schatz; Schneider; Sorensen; Starke; Stenehjem; Stofferahn; Thompson, V.; Timm; Ulmer; Urlacher; Watne; Wentz; Whalen; Williams, W.; Speaker Kretschmar

**NAYS:** Aarsvold; Aas; Belter; Brokaw; Enget; Graba; Gunsch; Hanson, O.; Howard; Kaldor; Kingsbury; Knell; Kouba; Lang; Larson, D.; Laughlin; Marks; Melby; Myrdal; Nelson; Ness; Olsen, D.; Olson, A.; O'Shea; Scherber; Schindler; Schmidt; Shide; Shockman; Skjerven; Smette; Solberg; Soukup; Thompson, K.; Tokach; Tollefson; Tomac; Trautman; Vander Vorst; Wald; Wilkie; Williams, A.

**ABSENT AND NOT VOTING:** Clayburgh; Gertholz; Hausauer, A.; Kloubec; Olson, V.; Peterson; Shaft

SB 2400 passed, the title was agreed to, and the emergency clause lost.

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#### MOTION

REP. R. ANDERSON MOVED that SB 2416, which is on the Fourteenth order, be laid over one legislative day, which motion prevailed.

#### SECOND READING OF SENATE BILL

SB 2424: A BILL for an Act to amend and reenact section 11-15-12 of the North Dakota Century Code, relating to sheriff's mileage.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 11 YEAS, 88 NAYS, 7 ABSENT AND NOT VOTING.

**YEAS:** Flaagan; Gerl; Gunsch; Hokana; Knell; Kolbo; Laughlin; Nelson; Ness; O'Shea; Schatz

**NAYS:** Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Frey; Gates; Gerhardt; Gertholz; Gilmore; Goetz; Gorman; Graba; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, R.; Hoffner; Howard; Huether; Jensen; Kaldor; Kelly; Kouba; Lang; Larson, D.; Larson, R.; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Murphy; Myrdal; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; Payne; Ring; Rydell; Scherber; Schindler; Schmidt; Schneider; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Stofferahn; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

**ABSENT AND NOT VOTING:** Clayburgh; Hausauer, A.; Kingsbury; Kloubec; Olson, V.; Peterson; Shaft

SB 2424 lost.

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#### MOTIONS

REP. R. ANDERSON MOVED that SB 2324 and SB 2263 be placed at the head of the calendar, which motion prevailed.

REP. R. ANDERSON MOVED that SB 2009 be laid over one legislative day, which motion prevailed.

## SECOND READING OF SENATE BILLS

SB 2324: A BILL for an Act to amend and reenact sections 21-10-01, 28-32-08, subsection 1 of section 54-07-01.2, sections 65-01-02, 65-01-12, 65-02-01, 65-02-02, 65-02-05, 65-02-06, 65-02-09, 65-02-12, 65-04-11, 65-04-13, 65-04-31, 65-05-17, 65-05.1-03, 65-05.1-06, 65-08-04, 65-11-01, and 65-12-01 of the North Dakota Century Code, relating to the establishment of the director of the workers compensation bureau; and to repeal sections 65-02-03 and 65-02-04 of the North Dakota Century Code, relating to the commissioners of the workers compensation bureau.

## ROLL CALL

The question being on the final passage of the bill, which has been read, the roll was called and there were 83 YEAS, 18 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Aas; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Christman; Dalrymple; DeMers, P.; Dorso; Enget; Flaagan; Gates; Gerhardt; Gerntholz; Gilmore; Goetz; Gorman; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Hausauer, A.; Hausauer, R.; Hokana; Howard; Huether; Jensen; Kelly; Kingsbury; Kloubec; Knell; Kolbo; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Mertens; Murphy; Myrdal; Nelson; Nicholas; Nowatzki; Olsen, D.; Olson, A.; Payne; Rydell; Schatz; Schindler; Schmidt; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Stofferahn; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Trautman; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Aarsvold; Anderson, B.; Carlson; DeMers, J.; Frey; Gerl; Graba; Haugland; Hoffner; Kaldor; Ness; Oban; O'Shea; Ring; Scherber; Schneider; Tomac; Ulmer

ABSENT AND NOT VOTING: Clayburgh; Olson, V.; Peterson; Shaft; Urlacher

SB 2324 passed and the title was agreed to.

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SB 2263: A BILL for an Act to provide for domestic and foreign nonprofit corporation report filings; and to amend and reenact sections 10-28-01, 43-07-07, 43-07-10, and 44-06-02 of the North Dakota Century Code, relating to fees charged by the secretary of state.

## ROLL CALL

The question being on the final passage of the bill, which has been read, the roll was called and there were 12 YEAS, 87 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Brokaw; DeMers, P.; Enget; Gerl; Gilmore; Graba; Hokana; Kolbo; Starke; Stofferahn; Thompson, V.; Ulmer

NAYS: Aarsvold; Aas; Anderson, B.; Belter; Berg, G.; Berg, R.; Bernstein; Carlson; Christman; Dalrymple; DeMers, J.; Dorso; Flaagan; Frey; Gates; Gerhardt; Gerntholz; Goetz; Gorman; Gunsch; Halmrast; Hanson, L.; Hanson, O.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Howard; Huether; Jensen; Kaldor; Kelly; Kingsbury; Kloubec; Knell; Kouba; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Melby; Murphy; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; O'Shea; Payne; Ring; Rydell; Schatz;

Scherber; Schindler; Schmidt; Schneider; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Stenehjem; Thompson, K.; Timm; Tokach; Tollefson; Tomac; Trautman; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

ABSENT AND NOT VOTING: Anderson, R.; Clayburgh; Mertens; Olson, V.; Peterson; Shaft; Urlacher

SB 2263 lost.

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

MR. PRESIDENT: The Speaker has appointed as a conference committee to act with a like committee from the Senate on:

SB 2192: Reps. Aas, Shaft, Ulmer  
 SB 2193: Reps. Aas, Shaft, Ulmer  
 SB 2213: Reps. R. Berg, V. Olson, Aarsvold  
 SB 2278: Reps. Christman, Myrdal, L. Hanson  
 SB 2514: Reps. Stenehjem, Howard, Kolbo

#### SECOND READING OF SENATE BILLS

SB 2237: A BILL for an Act to amend and reenact sections 65-05-01, 65-05-02, 65-05-09.1, 65-05-15, 65-05-17, 65-05-25, 65-05-28, 65-05-29, 65-05-30, 65-05-32, 65-05-33, and 65-08-01 of the North Dakota Century Code, relating to workers' compensation and utilization review, reinsurance, financial and management consultation, filing on behalf of an injured worker, physician's certificate of physical examinations, offset in cases of social security overpayment, aggravation law application, death benefits, bureau ordered independent medical evaluations, offset in cases of overpayment, medical information available to the bureau, privacy rights of claimants, definition of a false claim, providing a penalty for filing a false claim, bureau authority to compromise and settle disputed claims, and out-of-state jobsites; and to provide a penalty.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 61 YEAS, 38 NAYS, 7 ABSENT AND NOT VOTING.

YEAS: Aas; Anderson, R.; Belter; Berg, R.; Bernstein; Christman; Dalrymple; Dorso; Enget; Flaagan; Gates; Gerhardt; Gerntholz; Goetz; Gorman; Gunsch; Hanson, O.; Haugen; Hoffner; Howard; Jensen; Kloubec; Knell; Kouba; Lang; Larson, D.; Larson, R.; Lindgren; Martinson; Melby; Mertens; Myrdal; Nelson; Nicholas; Nowatzki; Oban; Olsen, D.; Olson, A.; O'Shea; Payne; Rydell; Schatz; Schindler; Schmidt; Shide; Smette; Solberg; Sorensen; Soukup; Stenehjem; Thompson, K.; Timm; Tokach; Tollefson; Trautman; Vander Vorst; Wald; Wentz; Whalen; Williams, A.; Speaker Kretschmar

NAYS: Aarsvold; Anderson, B.; Berg, G.; Brokaw; Carlson; DeMers, J.; DeMers, P.; Frey; Gerl; Gilmore; Graba; Halmrast; Hanson, L.; Haugland; Hausauer, R.; Hokana; Huether; Kaldor; Kelly; Kingsbury; Kolbo; Laughlin; Marks; Murphy; Ness; Ring; Scherber; Schneider; Shockman; Skjerven; Starke; Stofferahn; Thompson, V.; Tomac; Ulmer; Watne; Wilkie; Williams, W.

ABSENT AND NOT VOTING: Clayburgh; Hausauer, A.; Martin; Olson, V.; Peterson; Shaft; Urlacher

SB 2237 passed and the title was agreed to.

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SB 2322: A BILL for an Act to amend and reenact section 57-19-06 of the North Dakota Century Code, relating to school district authority to withdraw from special reserve funds.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 65 YEAS, 35 NAYS, 6 ABSENT AND NOT VOTING.

YEAS: Anderson, B.; Anderson, R.; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; DeMers, J.; Dorso; Flaagan; Frey; Gates; Gerhardt; Gerntholz; Goetz; Gorman; Graba; Halmrast; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Huether; Kelly; Kloubec; Kolbo; Larson, R.; Laughlin; Lindgren; Marks; Martinson; Mertens; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; O'Shea; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schneider; Shockman; Skjerven; Sorensen; Soukup; Starke; Stenehjem; Thompson, K.; Thompson, V.; Tomac; Trautman; Wald; Watne; Wentz; Williams, W.; Speaker Kretschmar

NAYS: Aarsvold; Aas; Belter; Dalrymple; DeMers, P.; Enget; Gilmore; Gunsch; Hanson, O.; Howard; Jensen; Kaldor; Kingsbury; Kneil; Kouba; Lang; Martin; Melby; Murphy; Olsen, D.; Olson, A.; Schindler; Schmidt; Shide; Smette; Solberg; Stofferahn; Timm; Tokach; Tollefson; Urlacher; Vander Vorst; Whalen; Wilkie; Williams, A.

ABSENT AND NOT VOTING: Clayburgh; Gerl; Larson, D.; Olson, V.; Shaft; Ulmer

SB 2322 passed and the title was agreed to.

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SB 2354: A BILL for an Act to establish an economic feasibility institute and to specify the purpose, powers, and duties of the institute.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 88 YEAS, 13 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Berg, R.; Bernstein; Brokaw; Carlson; Christman; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Graba; Halmrast; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hausauer, R.; Hoffner; Hokana; Howard; Huether; Jensen; Kaldor; Kelly; Kloubec; Kneil; Kolbo; Larson, D.; Larson, R.; Laughlin; Lindgren; Martin; Martinson; Mertens; Myrdal; Nelson; Ness; Nowatzki; Oban; Olsen, D.; Olson, A.; O'Shea; Payne; Peterson; Ring; Rydell; Schatz; Scherber; Schneider; Shide; Shockman; Skjerven; Smette; Solberg; Sorensen; Soukup; Starke; Stenehjem; Thompson, V.; Tokach;

Tollefson; Tomac; Trautman; Ulmer; Vander Vorst; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Gunsch; Hanson, O.; Kingsbury; Kouba; Lang; Marks; Melby; Murphy; Schindler; Schmidt; Stofferahn; Timm; Urlacher

ABSENT AND NOT VOTING: Clayburgh; Nicholas; Olson, V.; Shaft; Thompson, K.

SB 2354 passed and the title was agreed to.

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SB 2361: A BILL for an Act to establish a grant program for students enrolled in adult education and training programs.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 83 YEAS, 18 NAYS, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Aas; Anderson, B.; Anderson, R.; Belter; Berg, G.; Brokaw; Carlson; Dalrymple; DeMers, J.; DeMers, P.; Dorso; Enget; Flaagan; Frey; Gates; Gerhardt; Gerl; Gerntholz; Gilmore; Goetz; Gorman; Graba; Halmrast; Hanson, L.; Haugen; Haugland; Hausauer, A.; Hoffner; Hokana; Huether; Jensen; Kaldor; Kelly; Kolbo; Lang; Larson, D.; Larson, R.; Laughlin; Lindgren; Marks; Martin; Martinson; Mertens; Myrdal; Nelson; Ness; Nicholas; Nowatzki; Oban; O'Shea; Payne; Ring; Rydell; Scherber; Schindler; Schmidt; Schneider; Shockman; Skjervén; Smette; Solberg; Sorensen; Soukup; Starke; Stofferahn; Thompson, K.; Thompson, V.; Timm; Tokach; Tollefson; Tomac; Trautman; Ulmer; Urlacher; Wald; Watne; Wentz; Whalen; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

NAYS: Berg, R.; Bernstein; Christman; Gunsch; Hanson, O.; Hausauer, R.; Howard; Kingsbury; Knell; Kouba; Melby; Murphy; Olsen, D.; Olson, A.; Schatz; Shide; Stenehjelm; Vander Vorst

ABSENT AND NOT VOTING: Clayburgh; Kloubec; Olson, V.; Peterson; Shaft

SB 2361 passed and the title was agreed to.

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SB 2393: A BILL for an Act to create and enact a new section to chapter 52-04 of the North Dakota Century Code, relating to a job service special finance fund; to provide an appropriation; and to provide an effective date.

#### ROLL CALL

The question being on the final passage of the amended bill, which has been read, the roll was called and there were 42 YEAS, 60 NAYS, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Anderson, B.; Anderson, R.; Brokaw; Carlson; DeMers, J.; DeMers, P.; Flaagan; Gerhardt; Gerl; Gilmore; Graba; Hanson, L.; Haugland; Hoffner; Hokana; Kelly; Kolbo; Laughlin; Lindgren; Marks; Murphy; Nelson; Ness; Nowatzki; Oban; O'Shea; Ring; Scherber; Schneider; Shockman; Starke; Stofferahn; Thompson, V.; Tomac; Ulmer; Watne; Wentz; Wilkie; Williams, A.; Williams, W.; Speaker Kretschmar

**NAYS:** Aas; Belter; Berg, G.; Berg, R.; Bernstein; Christman; Dalrymple; Dorso; Enget; Frey; Gates; Gertholz; Goetz; Gorman; Gunsch; Halmrast; Hanson, D.; Haugen; Hausauer, A.; Hausauer, R.; Howard; Huether; Jensen; Kaldor; Kingsbury; Kloubec; Knell; Kouba; Lang; Larson, D.; Larson, R.; Martin; Martinson; Melby; Myrdal; Nicholas; Olsen, D.; Olson, A.; Payne; Peterson; Rydell; Schatz; Schindler; Schmidt; Shide; Skjerven; Smette; Solberg; Sorensen; Soukup; Stenehjelm; Thompson, K.; Timm; Tokach; Tollefson; Trautman; Urlacher; Vander Vorst; Wald; Whalen

**ABSENT AND NOT VOTING:** Clayburgh; Mertens; Olson, V.; Shaft

SB 2393 lost.

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#### CONSIDERATION OF MESSAGE FROM THE SENATE

**REP. WENTZ MOVED** that the House do not concur in the Senate amendments to HB 1210 as printed on pages 1638-1639 of the House Journal and that a conference committee be appointed to meet with a like committee from the Senate, which motion prevailed.

#### APPOINTMENT OF A CONFERENCE COMMITTEE

**THE SPEAKER APPOINTED** as a Conference Committee on HB 1210: Reps. Shaft, Howard, Ulmer.

#### MOTION

**REP. KLOUBEC MOVED** that the rules be suspended and that all Senate bills on which final action has been taken, with the exception of SB 2357, be messaged to the Senate immediately, which motion prevailed.

#### SIGNING OF BILLS and RESOLUTIONS (Roy Gilbreath, Chief Clerk)

**THE CHIEF CLERK ANNOUNCED** that the Speaker signed the following enrolled bills and resolutions: SB 2047, SB 2049, SB 2059, SB 2119, SB 2146, SB 2175, SB 2203, SB 2219, SB 2246, SB 2268, SB 2307, SB 2356, SB 2363, SB 2428, SB 2464, SB 2486, SB 2493, SCR 4030, SCR 4048, SCR 4049, SCR 4050, SCR 4052, SCR 4053, SCR 4054, SCR 4056, SCR 4057, SCR 4058, SCR 4060.

#### DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

**THE SPEAKER ANNOUNCED** that the following resolutions were delivered to the Secretary of State for his filing at the hour of 3:50 p.m., March 28, 1989: HCR 3020, HCR 3025, HCR 3028, HCR 3029, HCR 3036, HCR 3048, HCR 3055, HCR 3064, HCR 3065, HCR 3066, HCR 3073, HCR 3074, HCR 3078, HCR 3079.

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

**MR. PRESIDENT:** The Speaker has signed: SB 2047, SB 2049, SB 2059, SB 2119, SB 2146, SB 2175, SB 2203, SB 2219, SB 2246, SB 2268, SB 2307, SB 2356, SB 2363, SB 2428, SB 2464, SB 2486, SB 2493, SCR 4030, SCR 4048, SCR 4049, SCR 4050, SCR 4052, SCR 4053, SCR 4054, SCR 4056, SCR 4057, SCR 4058, SCR 4060.

#### MESSAGE to the HOUSE from the SENATE (Patricia Conrad, Secretary)

**MR. SPEAKER:** The Senate has passed and your favorable consideration is requested on: SCR 4066, SCR 4067, SCR 4068, SCR 4069.

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

**MR. PRESIDENT:** The House does not concur in the Senate amendments to HB 1210 and the Speaker has appointed as a conference committee to act with a like committee from the Senate on:

HB 1210: Reps. Shaft, Howard, Ulmer

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)  
MR. PRESIDENT: The House has amended and subsequently passed, with the emergency clause failing to pass: SB 2400.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)  
MR. PRESIDENT: The House has amended and subsequently failed to pass: SB 2260, SB 2393, SB 2424.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)  
MR. PRESIDENT: The House has failed to pass: SB 2263.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)  
MR. PRESIDENT: The House has passed unchanged: SB 2324.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)  
MR. PRESIDENT: The House has amended and subsequently passed: SB 2212, SB 2237, SB 2322, SB 2354, SB 2361, SB 2389.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)  
MR. PRESIDENT: The House has amended and subsequently failed to pass: SB 2373.

MESSAGE to the SENATE from the HOUSE (Roy Gilbreath, Chief Clerk)  
MR. PRESIDENT: The House has amended and subsequently passed: SB 2129, SB 2152, SB 2172, SB 2222, SB 2231, SB 2242, SB 2304, SB 2365, SB 2468, SB 2497.

MESSAGE to the HOUSE from the SENATE (Patricia Conrad, Secretary)  
MR. SPEAKER: The President has appointed as a conference committee to act with a like committee from the House on:

HB 1039: Sens. Kelsh, Heinrich, Peterson  
HB 1123: Sens. Schoenwald, Krauter, Mutch  
HB 1124: Sens. Keller, Krauter, Todd  
HB 1152: Sens. Hanson, Maxson, Stenehjem  
HB 1294: Sens. Keller, Krauter, Nething

#### DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

THE SPEAKER ANNOUNCED that the following bills were delivered to the Governor for his approval at the hour of 3:54 p.m., March 28, 1989: HB 1018, HB 1083, HB 1110, HB 1169, HB 1238, HB 1272, HB 1324, HB 1330, HB 1357, HB 1362, HB 1427, HB 1493, HB 1515, HB 1522, HB 1544, HB 1545, HB 1562, HB 1565, HB 1576, HB 1577, HB 1595, HB 1596, HB 1622, HB 1652, HB 1654.

#### MOTIONS

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

REP. KLOUBEC MOVED that the House be on the Fifth order of business, and at the conclusion of the Fifth order, the House be on the Thirteenth order of business, and at the conclusion of the Thirteenth order, the House stand adjourned until 9:00 a.m., Wednesday, March 29, 1989, which motion prevailed.

#### REPORTS OF STANDING COMMITTEES

MR. SPEAKER: Your Committee on Joint Constitutional Revision (Rep. Martin, Chairman) to which was rereferred HCR 3011 has had the same under

consideration and recommends by a vote of 6 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO NOT PASS:

Page 1, line 1, after "resolution" replace the remainder of the resolution with "for the amendment of subsection 1 of section 6 of article VIII and sections 12 and 13 of article IX of the Constitution of North Dakota, relating to the missions of the institutions of higher education.

#### STATEMENT OF INTENT

This amendment removes references to the missions of the institutions of higher education and continues the requirement that an amendment to the constitution is necessary to close any of the state institutions of higher education listed in the constitution.

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

That the following proposed amendments to subsection 1 of section 6 of article VIII and sections 12 and 13 of article IX of the Constitution of North Dakota are agreed to and must be submitted to the qualified electors of North Dakota at the primary election to be held in 1990, in accordance with section 16 of article IV of the Constitution of North Dakota.

SECTION 1. AMENDMENT. Subsection 1 of section 6 of article VIII of the Constitution of North Dakota is hereby amended and reenacted to read as follows:

1. A board of higher education, to be officially known as the state board of higher education, is hereby created for the control and administration of the ~~following~~ state educational institutions, ~~to wit:~~
  - a. ~~The state university and school of mines, at Grand Forks, with their substations;~~
  - b. ~~The state agricultural college and experiment station, at Fargo, with their substations;~~
  - c. ~~The school of science, at Wahpeton;~~
  - d. ~~The state normal schools and teachers colleges, at Valley City, Mayville, Minot, and Dickinson;~~
  - e. ~~The school of forestry, at Bottineau;~~
  - f. And located at Grand Forks, Fargo, Wahpeton, Valley City, Mayville, Minot, Dickinson, and Bottineau and such other state institutions of higher education as may hereafter be established.

SECTION 2. AMENDMENT. Section 12 of article IX of the Constitution of North Dakota is hereby amended and reenacted to read as follows:

Section 12. The following public institutions of the state are permanently located at the places hereinafter named, each to have the lands specifically granted to it by the United States in the Act of Congress approved February 22, 1889, to be disposed of and used in such manner as the legislative assembly may prescribe subject to the limitations provided in the article on school and public lands contained in this constitution this section and section 13.

1. The seat of government at the city of Bismarck in the county of Burleigh.
2. ~~The state university and the school of mines at the city of Grand Forks, in the county of Grand Forks.~~
3. ~~The North Dakota state university of agriculture and applied science at the city of Fargo, in the county of Cass.~~
4. ~~A state normal school at the city of Valley City, in the county of Barnes, and the legislative assembly, in apportioning the grant of eighty thousand acres of land for normal schools made in the Act of Congress referred to shall grant to the said normal school at Valley City, as aforementioned, fifty thousand (50,000) acres, and said lands are hereby appropriated to said institution for that purpose.~~
5. The school for the deaf and dumb of North Dakota at the city of Devils Lake, in the county of Ramsey.
6. 3. A state training industrial school at the city of Mandan, in the county of Morton.
7. ~~A state normal school at the city of Mayville, in the county of Traill, and the legislative assembly in apportioning the grant of lands made by Congress in the Act aforesaid for state normal schools shall assign thirty thousand (30,000) acres to the institution hereby located at Mayville, and said lands are hereby appropriated for said purpose.~~
8. 4. A state hospital for the insane mentally ill at the city of Jamestown, in the county of Stutsman. And the The legislative assembly shall appropriate twenty thousand acres of the grant of lands made by the Act of Congress aforesaid for other educational and charitable institutions to the benefit and for the endowment of said institution, and there shall be located.
5. An institution for the mentally deficient, on the grounds purchased by the secretary of the interior for a penitentiary building, at or near the city of Grafton, in the county of Walsh, an institution for the feebleminded, on the grounds purchased by the secretary of the interior for a penitentiary building.

SECTION 3. AMENDMENT. Section 13 of article IX of the Constitution of North Dakota is hereby amended and reenacted to read as follows:

Section 13. The following public institutions are located as provided, each to have so much of the remaining grant of one hundred seventy thousand acres of land made by the United States for "other educational and charitable institutions" as is allotted by law:

1. A ~~soldiers'~~ <sup>veterans'</sup> home, when located, or such other charitable institution as the legislative assembly may determine, at the city of Lisbon in the county of Ransom, with a grant of forty thousand acres of land.
2. The school for the blind at the city of Grand Forks in the county of Grand Forks or at such other location as may be determined by the legislative assembly to be in the best interests of the students of such institution and the state of North Dakota.
3. ~~A school of forestry, or such other institution as the legislative assembly may determine, at such place in one of the counties of McHenry, Ward, Bottineau, or Rolette, as the electors of said counties may determine by an election for that purpose, to be held as provided by the legislative assembly.~~
4. ~~A school of science or such other educational or charitable institution as the legislative assembly may prescribe, at the city of Wahpeton in the county of Richland, with a grant of forty thousand acres.~~
5. ~~A state college at the city of Minot in the county of Ward.~~
6. ~~A state college at the city of Dickinson in the county of Stark.~~
7. A state hospital for the mentally ill at such place within this state as shall be selected by the legislative assembly.

No other institution of a character similar to any one of those located by article IX, section 12, or this section ~~shall~~ may be established or maintained without an amendment of this constitution. Every state institution of higher education is to have the lands specifically granted to it by the United States in the Act of Congress approved February 22, 1889, or as apportioned to the institution by the legislative assembly pursuant to that Act. The lands are to be disposed of and used in such manner as the legislative assembly may prescribe subject to limitations provided in that Act."

Renumber accordingly

HCR 3011 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Joint Constitutional Revision (Rep. Martin, Chairman) to which was referred HCR 3022 has had the same under consideration and recommends by a vote of 6 YEAS, 2 NAYS, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

Page 1, replace lines 6 and 7 with "This measure authorizes the legislative assembly to dedicate a percentage of oil tax revenues to a special fund

to be known as the resources trust fund, to be expended for water projects and energy conservation programs. This measure will become effective July 1, 1991."

Page 1, line 12, replace "general" with "primary"

Page 1, replace lines 16 and 17 with "The legislative assembly may provide by law for a percentage of revenue from taxes imposed on the extraction or production of oil to be allocated and credited to a special trust fund, to be known as the resources trust fund. The principal and income of the resources trust fund may be expended only pursuant to legislative appropriation for:"

Page 1, line 18, replace "The state water commission for planning for and construction of" with "Constructing"

Page 1, line 20, remove "development of" and replace "and" with a period

Page 1, remove lines 21 through 23

Page 2, remove lines 1 and 2

Page 2, line 9, replace "January" with "July"

Renumber accordingly

HCR 3022 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Judiciary (Rep. Wentz, Chairman) to which was referred SB 2308 has had the same under consideration and recommends by a vote of 14 YEAS, 1 NAY, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

Replace the following amendments adopted by the House:

Page 1, line 3, after "mediation" insert "; and to repeal section 14-09.1-06 of the North Dakota Century Code, relating to contested child proceedings mediation"

Page 1, line 12, after "proceeding" insert "except as provided in this section"

Page 1, line 13, after "the" insert "compulsion nor the" and replace "all" with:

- "1. The evidence relates to a crime, civil fraud, or a violation under the Uniform Juvenile Court Act;
2. The evidence relates to a breach of duty by the mediator;
3. The validity of the mediated agreement is in issue; or
4. All"

Page 1, after line 15, insert:

"SECTION 2. REPEAL. Section 14-09.1-06 of the 1987 Supplement to the North Dakota Century Code is hereby repealed."

with:

Page 1, line 2, remove "and"

Page 1, line 3, remove "information"

Page 1, line 7, replace "information" with "evidence"

Page 1, line 10, remove "or any document, or copy"

Page 1, line 11, remove "of a document, prepared for the purpose of the mediation"

Page 1, line 12, replace "court" with "subsequent civil" and after "proceeding" insert "except as provided in this section"

Page 1, line 13, after "the" insert "compulsion nor the", remove "or documents", after "if" insert a colon, and replace "all" with:

1. The evidence relates to a crime, civil fraud, or a violation under the Uniform Juvenile Court Act;
2. The evidence relates to a breach of duty by the mediator;
3. The validity of the mediated agreement is in issue; or
4. All"

Renumber accordingly

SB 2308 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary (Rep. Wentz, Chairman) to which was referred Engrossed SB 2321 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

Page 1, line 8, overstrike "he" and insert immediately thereafter "the guarantor"

Page 1, line 10, after the underscored period insert "If the contract does not so state, an oral attempt to revoke is not effective if at the time of the oral communication the guaratee requests delivery of a written revocation and confirms the request in writing."

Renumber accordingly

Engrossed SB 2321 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Judiciary (Rep. Wentz, Chairman) to which was referred Engrossed SB 2483 has had the same under consideration and recommends by a vote of 13 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING that the same DO PASS.

SB 2483 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Finance and Taxation (Rep. A. Hausauer, Chairman) to which was referred Engrossed SB 2499 has had the same under consideration and recommends by a vote of 9 YEAS, 6 NAYS, 2 ABSENT AND NOT VOTING that the same DO NOT PASS.

Engrossed SB 2499 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Agriculture (Rep. Nicholas, Chairman) to which was referred Engrossed SB 2528 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS.

Engrossed SB 2528 was placed on the Fourteenth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on State and Federal Government (Rep. Martinson, Chairman) to which was referred SB 2532 has had the same under consideration and recommends by a vote of 13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

Page 1, line 2, after "land" insert "; and to declare an emergency"

Page 1, after line 13, insert:

"SECTION 2. EMERGENCY. This Act is declared to be an emergency measure."

Re-number accordingly

SB 2532 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

MR. SPEAKER: Your Committee on Joint Constitutional Revision (Rep. Martin, Chairman) to which was rereferred SCR 4022 has had the same under consideration and recommends by a vote of 7 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING that the same BE AMENDED AS FOLLOWS and when so amended, recommends the same DO PASS:

Page 1, line 15, remove "the first"

Page 1, line 16, replace "the first" with "a"

Page 2, line 5, replace "The first one-half" with "One-half"

Page 2, line 6, after "taxes" insert ", not including any revenue allocated by law for distribution or grants to political subdivisions,"

Page 3, line 1, replace "The first one" with "One"

Page 3, line 2, after "taxes" insert ", not including any revenue allocated by law for distribution or grants to political subdivisions," and after "allocated" insert "as"

Re-number accordingly

SCR 4022 was placed on the Sixth order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Natural Resources (Rep. A. Olson, Chairman) to which was referred SCR 4061 has had the same under consideration and recommends by a vote of 14 YEAS, 1 NAY, 2 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SCR 4061 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Transportation (Rep. Timm, Chairman) to which was referred SCR 4062 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SCR 4062 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Transportation (Rep. Timm, Chairman) to which was referred SCR 4063 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SCR 4063 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

**MR. SPEAKER:** Your Committee on Agriculture (Rep. Nicholas, Chairman) to which was referred SCR 4064 has had the same under consideration and recommends by a vote of 16 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING that the same DO PASS and BE PLACED ON THE CONSENT CALENDAR.

SCR 4064 was placed on the Tenth order of business on the calendar for the succeeding legislative day.

#### FIRST READING OF SENATE BILLS

SB 2526: A BILL for an Act to amend and reenact subsection 1 of section 57-02-01 of the North Dakota Century Code, relating to the definition of agricultural property for assessment purposes; and to provide an effective date.

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

SB 2530: A BILL for an Act to repeal chapter 32-07 of the North Dakota Century Code, relating to claim and delivery proceedings.

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

#### FIRST READING OF SENATE CONCURRENT RESOLUTIONS

SCR 4066: A concurrent resolution directing the Legislative Council to study the economic and social impact to North Dakota political subdivisions, agriculture, and businesses resulting from the increasing number of acres of land acquired by the federal and state governments.

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

SCR 4067: A concurrent resolution directing the Legislative Council to study the feasibility and desirability of authorizing tribal courts to order

involuntary commitments to state-operated facilities in accordance with the state's mental health commitment laws.

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

SCR 4068: A concurrent resolution requesting the United States Congress to provide funds to construct bank protective works on the Missouri River downstream from the Garrison Dam and other Pick-Sloan dams.

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

SCR 4069: A concurrent resolution directing the Legislative Council to study state employee compensation levels and practices.

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

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

ROY GILBREATH, Chief Clerk