

JOURNAL OF THE HOUSE

Fifty-fifth Legislative Assembly

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Bismarck, February 7, 1997

The House convened at 8:30 a.m., with Speaker Timm presiding.

The prayer was offered by Pastor Ron Rich, Riverwood Baptist Church, Bismarck.

The roll was called and all members were present except Representatives Kliniske, Lloyd, and Nicholas.

A quorum was declared by the Speaker.

HOUSE ENGROSSING REPORT

The following bills were engrossed: HB 1033, HB 1035, HB 1036, HB 1308, HB 1414, and HB 1418.

MOTION

REP. BERG MOVED that HB 1330, which is on the Eleventh order, be rereferred to the **Industry, Business and Labor Committee**, which motion prevailed. Pursuant to Rep. Berg's motion, HB 1330 was rereferred.

SIXTH ORDER OF BUSINESS

REP. DORSO MOVED that the amendments on the Sixth order of business to HB 1037 be adopted, which motion prevailed.

HB 1037, as amended, was rereferred to the **Appropriations Committee**.

SIXTH ORDER OF BUSINESS

REP. DORSO MOVED that the amendments on the Sixth order of business to HB 1316, HB 1384, and HB 1419 be adopted, which motion prevailed.

HB 1316, HB 1384, and HB 1419, as amended, were placed on the Eleventh order of business on the calendar.

SECOND READING OF HOUSE BILL

HB 1190: A BILL for an Act to create and enact a new section to chapter 20.1-03 of the North Dakota Century Code, relating to hunting by nonresident and foreign exchange students; to amend and reenact sections 20.1-03-07 and 20.1-03-07.1 of the North Dakota Century Code, relating to hunting by nonresidents and nonresident waterfowl hunting licenses; and to provide an expiration date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 52 YEAS, 43 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Axtman; Berg; Boucher; Brandenburg; Brusegaard; Callahan; Christenson; Coats; DeKrey; Delmore; Fairfield; Galvin; Gerntholz; Glassheim; Gorder; Grumbo; Gulleon; Gunter; Hawken; Huether; Jensen; Johnson, D.; Kelsh, S.; Kunkel; Mahoney; Maragos; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Olson; Poolman; Rennerfeldt; Sabby; Sandvig; Schmidt; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wilkie

NAYS: Belter; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson; Christopherson; Clark; Dalrymple; Delzer; Devlin; Dorso; Drovdal; Freier; Froseth; Grande; Grosz; Hanson; Hausauer; Henegar; Jacobs; Johnsen, C.; Keiser; Kelsch, R.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Martin; Martinson; Mickelson; Oban; Price; Renner; Rose; Skarphol; Soukup; Wentz; Speaker Timm

ABSENT AND NOT VOTING: Kliniske; Lloyd; Nicholas

Engrossed HB 1190 passed and the title was agreed to.

MOTION

REP. DORSO MOVED that HB 1072 be placed at the top of the calendar, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1072: A BILL for an Act to provide a contingent plan for construction of an outlet from Devils Lake to the Sheyenne River; to provide a contingent appropriation; and to provide for limited continuation of appropriation authority.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 2 YEAS, 93 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Kempenich; Oban

NAYS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grande; Grosz; Grumbo; Guleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsch, S.; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Kliniske; Lloyd; Nicholas

HB 1072 was declared lost.

SECOND READING OF HOUSE BILL

HB 1196: A BILL for an Act to amend and reenact section 20.1-08-04.5 of the North Dakota Century Code, relating to hunting deer with muzzleloading firearms.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 2 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grande; Grosz; Grumbo; Guleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsch, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

NAYS: Delzer; Murphy

ABSENT AND NOT VOTING: Jacobs; Kliniske; Lloyd; Nicholas; Schmidt

Engrossed HB 1196 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1210: A BILL for an Act to create and enact a new section to chapter 43-04 of the North Dakota Century Code, relating to continuing education of barbers; and to amend and reenact sections 43-04-07 and 43-04-42 of the North Dakota Century Code, relating to the state board of barber examiners and fees.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 72 YEAS, 23 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Axtman; Belter; Berg; Bernstein; Brandenburg; Callahan; Carlson; Christenson; Christopherson; Coats; Dalrymple; DeKrey; Delmore; Devlin; Dorso; Drovda; Fairfield; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kilzer; Klein; Koppelman; Kretschmar; Kroepelin; Kunkel; Mahoney; Maragos; Martin; Mickelson; Murphy; Nelson; Nottestad; Oban; Price; Rose; Sabby; Sandvig; Skarphol; Soukup; Stenehjelm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Speaker Timm

NAYS: Aarsvold; Boehm; Boucher; Brown; Brusegaard; Byerly; Carlisle; Clark; Delzer; Freier; Grosz; Guleson; Kerzman; Martinson; Monson; Nichols; Niemeier; Olson; Poolman; Renner; Rennerfeldt; Schmidt; Wilkie

ABSENT AND NOT VOTING: Kliniske; Lloyd; Nicholas

Engrossed HB 1210 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1285: A BILL for an Act to amend and reenact section 57-20-07.1 of the North Dakota Century Code, relating to contents of real estate tax statements; and to provide an effective date.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 24 YEAS, 71 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Boucher; Brandenburg; Callahan; Christenson; Coats; Dalrymple; Delmore; Fairfield; Glassheim; Grumbo; Guleson; Hanson; Huether; Kelsh, S.; Kerzman; Nichols; Niemeier; Oban; Rose; Sandvig; Schmidt; Thorpe; Warner

NAYS: Axtman; Belter; Berg; Bernstein; Boehm; Brown; Brusegaard; Byerly; Carlisle; Carlson; Christopherson; Clark; DeKrey; Delzer; Devlin; Dorso; Drovda; Freier; Froseth; Galvin; Gerntholz; Gorder; Grande; Grosz; Gunter; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kempenich; Kilzer; Klein; Koppelman; Kretschmar; Kroepelin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nottestad; Olson; Poolman; Price; Renner; Rennerfeldt; Sabby; Skarphol; Soukup; Stenehjelm; Svedjan; Sveen; Thompson; Thoreson; Tollefson; Torgerson; Wald; Wardner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Kliniske; Lloyd; Nicholas

Engrossed HB 1285 was declared lost.

SECOND READING OF HOUSE BILL

HB 1341: A BILL for an Act to amend and reenact section 57-15-01.1 of the North Dakota Century Code, relating to establishing values for property exempt from property taxes.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 93 YEAS, 2 NAYS, 0 EXCUSED, 3 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovda; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grande; Grumbo; Guleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroepelin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson;

Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

NAYS: Byerly; Keiser

ABSENT AND NOT VOTING: Kliniske; Lloyd; Nicholas

Engrossed HB 1341 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1033: A BILL for an Act to amend and reenact sections 43-19.1-28 and 48-01.1-04 of the North Dakota Century Code, relating to plans and specifications for public improvement contracts.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 91 YEAS, 2 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grande; Grosz; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kempenich; Kerzman; Kilzer; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

NAYS: Kelsh, S.; Klein

ABSENT AND NOT VOTING: Drovdal; Kliniske; Lloyd; Maragos; Nicholas

Engrossed HB 1033 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1054: A BILL for an Act to appropriate funds for teacher learning centers.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 18 YEAS, 76 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Boucher; Brandenburg; Callahan; Christenson; Coats; Delmore; Fairfield; Glassheim; Grumbo; Gulleson; Hawken; Kelsh, S.; Mahoney; Niemeier; Nottestad; Oban; Rose

NAYS: Axtman; Belter; Berg; Bernstein; Boehm; Brown; Brusegaard; Byerly; Carlisle; Carlson; Christopherson; Clark; Dalrymple; DeKrey; Delzer; Devlin; Dorso; Freier; Froseth; Galvin; Gerntholz; Gorder; Grande; Grosz; Gunter; Hanson; Hausauer; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Olson; Poolman; Price; Renner; Rennerfeldt; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Drovdal; Kliniske; Lloyd; Nicholas

Engrossed HB 1054 was declared lost.

SECOND READING OF HOUSE BILL

HB 1308: A BILL for an Act to create and enact a new section to chapter 14-09 of the North Dakota Century Code, relating to postjudgment custody modifications.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 3 YEAS, 91 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: DeKrey; Gorder; Murphy

NAYS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; Delmore; Delzer; Devlin; Dorso; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grande; Grosz; Grumbo; Gulletson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Drovdal; Kliniske; Lloyd; Nicholas

Engrossed HB 1308 was declared lost.

SECOND READING OF HOUSE BILL

HB 1414: A BILL for an Act to amend and reenact section 48-01.1-04 of the North Dakota Century Code relating to plans and specifications for public improvement contracts.

ROLL CALL

The question being on the final passage of the amended bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 13 YEAS, 80 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Callahan; Christenson; Coats; Kelsch, R.; Kelsh, S.; Klein; Maragos; Nichols; Oban; Rose; Thoreson; Warner; Wentz

NAYS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Carlisle; Carlson; Christopherson; Clark; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grande; Grosz; Grumbo; Gulletson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kempenich; Kerzman; Kilzer; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Niemeier; Nottestad; Olson; Poolman; Price; Renner; Rennerfeldt; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Thompson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Weisz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Drovdal; Kliniske; Lloyd; Nicholas; Sveen

Engrossed HB 1414 was declared lost.

SECOND READING OF HOUSE BILL

HB 1418: A BILL for an Act relating to the relationship between health care providers and patients.

ROLL CALL

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

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Fairfield; Freier; Froseth;

Galvin; Gerntholz; Glassheim; Gorder; Grande; Grosz; Grumbo; Guleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Drovdal; Kliniske; Lloyd; Nicholas; Sveen

Engrossed HB 1418 passed and the title was agreed to.

MOTION

REP. DORSO MOVED that HB 1019, which is on the Eleventh order, be laid over one legislative day, which motion prevailed.

SECOND READING OF HOUSE BILL

HB 1031: A BILL for an Act to amend and reenact subsection 2 of section 28-32-03 of the North Dakota Century Code, relating to the effective date of administrative rules; and to provide an effective date.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 68 YEAS, 25 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Axtman; Belter; Berg; Bernstein; Boehm; Brown; Byerly; Carlisle; Carlson; Christopherson; Clark; Dalrymple; DeKrey; Delzer; Devlin; Dorso; Freier; Froseth; Galvin; Gerntholz; Gorder; Grande; Grosz; Gunter; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kempenich; Kilzer; Klein; Koppelman; Kretschmar; Kunkel; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nottestad; Olson; Poolman; Price; Renner; Rennerfeldt; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Thompson; Thoreson; Tollefson; Torgerson; Wald; Wardner; Weisz; Wentz; Speaker Timm

NAYS: Aarsvold; Boucher; Brandenburg; Brusegaard; Callahan; Christenson; Coats; Delmore; Fairfield; Glassheim; Grumbo; Guleson; Hanson; Kelsh, S.; Kerzman; Kroeplin; Mahoney; Nelson; Nichols; Niemeier; Oban; Rose; Thorpe; Warner; Wilkie

ABSENT AND NOT VOTING: Drovdal; Kliniske; Lloyd; Nicholas; Sveen

HB 1031 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1110: A BILL for an Act to amend and reenact section 54-10-14 of the North Dakota Century Code, relating to audits of public and nonprofit entities by the state auditor.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 1 NAY, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grande; Grosz; Grumbo; Guleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

NAYS: Keiser

ABSENT AND NOT VOTING: Drovdal; Kliniske; Lloyd; Nicholas; Sveen

HB 1110 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1144: A BILL for an Act to create and enact a new section to chapter 15-39.1 of the North Dakota Century Code, relating to postretirement benefit adjustments under the teachers' fund for retirement; to amend and reenact subsection 2 of section 15-39.1-10 of the North Dakota Century Code, relating to the computation of benefits under the teachers' fund for retirement; and to provide for application.

ROLL CALL

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

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grande; Grosz; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjelm; Svedjan; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Drovdal; Kliniske; Lloyd; Nicholas; Sveen

HB 1144 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1154: A BILL for an Act to create and enact sections 15-27.3-07.5 and 15-27.3-13.5 of the North Dakota Century Code, relating to voting on the issuance of bonds by school districts contemplating reorganization; and to amend and reenact sections 15-27.1-10, 15-27.1-11, subsection 2 of section 15-27.2-01, sections 15-27.3-10, 15-27.3-12, 15-27.3-20, 15-27.4-02, and 15-47-39 of the North Dakota Century Code, relating to the annexation, reorganization, and dissolution of school districts.

ROLL CALL

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

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grande; Grosz; Grumbo; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjelm; Svedjan; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Drovdal; Gulleson; Kelsh, S.; Kliniske; Lloyd; Nicholas; Sveen

HB 1154 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1165: A BILL for an Act to provide for the regulation of the practice of medicine across state lines; and to provide a penalty.

ROLL CALL

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

NAYS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grande; Grosz; Grumbo; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Drovdal; Gulleson; Kliniske; Lloyd; Nicholas; Sveen

HB 1165 was declared lost.

SECOND READING OF HOUSE BILL

HB 1179: A BILL for an Act to amend and reenact section 15-10-12.1 of the North Dakota Century Code, relating to budget section approval of the acceptance of buildings and campus improvements at the institutions of higher education.

ROLL CALL

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

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Gorder; Grande; Grosz; Grumbo; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Drovdal; Gulleson; Kliniske; Lloyd; Nicholas; Sveen

HB 1179 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1192: A BILL for an Act to amend and reenact subsection 9 of section 39-06.1-06 and section 39-21-41.5 of the North Dakota Century Code, relating to safety belt violations.

ROLL CALL

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

YEAS: Boehm; Brown; Brusegaard; Byerly; Carlson; Clark; Dalrymple; DeKrey; Delzer; Freier; Galvin; Gerntholz; Grande; Grosz; Jacobs; Kerzman; Kilzer; Maragos; Martin; Monson; Murphy; Olson; Poolman; Renner; Sabby; Skarphol; Soukup; Thoreson; Tollefson; Wald; Weisz; Speaker Timm

NAYS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boucher; Brandenburg; Callahan; Carlisle; Christenson; Christopherson; Coats; Delmore; Devlin; Dorso; Fairfield; Froseth; Glassheim; Gorder; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Martinson; Mickelson; Nelson; Nichols; Niemeier; Nottestad; Oban; Price; Rennerfeldt; Rose; Sandvig; Schmidt; Stenehjøm; Svedjan; Sveen; Thompson; Thorpe; Torgerson; Wardner; Warner; Wentz; Wilkie

ABSENT AND NOT VOTING: Drovda; Kliniske; Lloyd; Nicholas

HB 1192 was declared lost.

MOTION

REP. DORSO MOVED that House Rule 329(4), with reference to the deadline date for rereferring House bills to the **Appropriations Committee** be suspended until February 12, 1997, for HB 1340, which motion prevailed.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2162, SB 2164, SB 2172, SB 2184, SB 2185, SB 2195, SB 2199, SB 2205, SB 2215, SB 2285, SB 2288, SB 2312.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)

MR. SPEAKER: The President has signed: HB 1059, HB 1108, HB 1113, HB 1126, HB 1148, HCR 3003, HCR 3004, HCR 3005, HCR 3007.

MESSAGE TO THE HOUSE FROM THE SENATE (WILLIAM C. PARKER, SECRETARY)

MR. SPEAKER: The Senate has passed and your favorable consideration is requested on: SB 2347.

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following resolutions were delivered to the Secretary of State for his filing at the hour of 10:42 a.m., February 7, 1997: HCR 3003, HCR 3004, HCR 3005, HCR 3007.

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

MADAM PRESIDENT: The House has passed and your favorable consideration is requested on: HB 1028, HB 1103, HB 1134, HB 1160, HB 1482.

MOTION

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

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

SECOND READING OF HOUSE BILL

HB 1205: A BILL for an Act to provide for an appropriation for the maintenance and repair of city-owned armories.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 21 YEAS, 71 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Brandenburg; Byerly; Christenson; Coats; Gerntholz; Glassheim; Grumbo; Gulleson; Huether; Keiser; Kelsh, S.; Kerzman; Maragos; Martinson; Murphy; Niemeier; Oban; Rose; Schmidt; Wald

NAYS: Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Brusegaard; Callahan; Carlisle; Carlson; Christopherson; Clark; Dalrymple; Delmore; Delzer; Devlin; Dorso; Fairfield; Freier; Froseth; Galvin; Grande; Grosz; Gunter; Hanson; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Kelsch, R.; Kempenich; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Martin; Mickelson; Monson; Nelson; Nichols; Nottestad; Olson; Poolman; Price; Renner; Rennerfeldt; Sabby; Sandvig; Skarphol; Soukup; Stenehjøm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: DeKrey; Drovda; Gorder; Kliniske; Lloyd; Nicholas

HB 1205 was declared lost.

SECOND READING OF HOUSE BILL

HB 1213: A BILL for an Act to create and enact two new sections to chapter 51-07 of the North Dakota Century Code, relating to succession to ownership of an automobile, truck, or farm equipment dealership.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 74 YEAS, 20 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Callahan; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Drovda; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grande; Grosz; Grumbo; Gulleon; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnson, D.; Kelsch, R.; Kelsh, S.; Kempenich; Klein; Koppelman; Kroeplin; Kunkel; Martin; Martinson; Monson; Murphy; Nelson; Nichols; Niemeier; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Sabby; Sandvig; Skarphol; Soukup; Sveen; Thompson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wilkie; Speaker Timm

NAYS: Brusegaard; Byerly; Carlisle; Dorso; Gunter; Johnsen, C.; Keiser; Kerzman; Kilzer; Kretschmar; Mahoney; Maragos; Mickelson; Nottestad; Rose; Schmidt; Stenehjem; Svedjan; Thoreson; Wentz

ABSENT AND NOT VOTING: Gorder; Kliniske; Lloyd; Nicholas

HB 1213 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1214: A BILL for an Act to amend and reenact subsection 8 of section 20.1-03-11 of the North Dakota Century Code, relating to landowner preference moose hunting licenses.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 94 YEAS, 0 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovda; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grande; Grosz; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Gorder; Kliniske; Lloyd; Nicholas

HB 1214 passed and the title was agreed to.

MOTION

REP. DORSO MOVED that HB 1233, which is on the Eleventh order, be rereferred to the **Political Subdivisions Committee**, which motion prevailed. Pursuant to Rep. Dorso's motion, HB 1233 was rereferred.

SECOND READING OF HOUSE BILL

HB 1235: A BILL for an Act to amend and reenact sections 54-09-02 and 54-09-04 of the North Dakota Century Code, relating to the duties of and fees charged by the secretary of state.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 93 YEAS, 1 NAY, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grande; Grosz; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

NAYS: Delzer

ABSENT AND NOT VOTING: Gorder; Kliniske; Lloyd; Nicholas

HB 1235 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1236: A BILL for an Act to create and enact a new subsection to section 39-06.1-05 of the North Dakota Century Code, relating to criminal traffic violations; to amend and reenact sections 39-06.1-09 and 39-10-21.1 of the North Dakota Century Code, relating to knowingly entering a road closed due to hazardous conditions; and to provide a penalty.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 35 YEAS, 58 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Berg; Bernstein; Christenson; Clark; Dorso; Drovdal; Grande; Grumbo; Hausauer; Hawken; Henegar; Huether; Jensen; Keiser; Kelsch, R.; Kempenich; Kilzer; Klein; Koppelman; Kretschmar; Kunkel; Maragos; Oban; Poolman; Price; Rose; Sandvig; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thoreson; Wentz

NAYS: Axtman; Belter; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christopherson; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grosz; Gulleon; Gunter; Hanson; Jacobs; Johnsen, C.; Johnson, D.; Kelsh, S.; Kerzman; Kroeplin; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Olson; Renner; Rennerfeldt; Sabby; Schmidt; Thompson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Gorder; Kliniske; Lloyd; Mahoney; Nicholas

HB 1236 was declared lost.

SECOND READING OF HOUSE BILL

HB 1240: A BILL for an Act to amend and reenact sections 40-49-21 and 40-49-22 and subsection 1 of section 57-15-12.2 of the North Dakota Century Code, relating to park district pension plans.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 1 NAY, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grande; Grosz; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.;

Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Speaker Timm

NAYS: Wilkie

ABSENT AND NOT VOTING: Gorder; Kliniske; Lloyd; Mahoney; Nicholas

HB 1240 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1247: A BILL for an Act to amend and reenact section 11-28.2-02 of the North Dakota Century Code, relating to compensation of members of boards of recreation service district commissioners.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 1 NAY, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grande; Grosz; Grumbo; Gulletson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Speaker Timm

NAYS: Wilkie

ABSENT AND NOT VOTING: Gorder; Kliniske; Lloyd; Mahoney; Nicholas

HB 1247 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1250: A BILL for an Act to amend and reenact section 47-06-04.1 of the North Dakota Century Code, relating to the maintenance responsibilities of mobile home storm shelter owners.

ROLL CALL

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

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grande; Grosz; Grumbo; Gulletson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Dorso; Gorder; Kliniske; Lloyd; Mahoney; Nicholas

HB 1250 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1272: A BILL for an Act to amend and reenact section 50-24.1-02.3 and subsection 1 of section 50-24.1-07 of the North Dakota Century Code, relating to funeral expenses in claims against the estates of former medicaid recipients.

ROLL CALL

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

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grande; Grosz; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Gorder; Kliniske; Lloyd; Mahoney; Nicholas

HB 1272 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1273: A BILL for an Act to create and enact a new section to chapter 26.1-41 of the North Dakota Century Code, relating to termination of basic no-fault benefits by basic no-fault insurers.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 29 YEAS, 64 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Boucher; Brandenburg; Callahan; Christenson; Clark; Coats; Delmore; Fairfield; Glassheim; Grumbo; Gulleson; Hanson; Henegar; Jensen; Kelsh, S.; Kerzman; Kroeplin; Maragos; Nichols; Niemeier; Oban; Rose; Sandvig; Schmidt; Thorpe; Warner; Wentz; Wilkie

NAYS: Axtman; Belter; Berg; Bernstein; Boehm; Brown; Brusegaard; Byerly; Carlisle; Carlson; Christopherson; Dalrymple; DeKrey; Delzer; Devlin; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Grande; Grosz; Gunter; Hausauer; Hawken; Huether; Jacobs; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kempenich; Kilzer; Klein; Koppelman; Kretschmar; Kunkel; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nottestad; Olson; Poolman; Price; Renner; Rennerfeldt; Sabby; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Tollefson; Torgerson; Wald; Wardner; Weisz; Speaker Timm

ABSENT AND NOT VOTING: Gorder; Kliniske; Lloyd; Mahoney; Nicholas

HB 1273 was declared lost.

SECOND READING OF HOUSE BILL

HB 1276: A BILL for an Act to create and enact a new section to chapter 59-04.1 of the North Dakota Century Code, relating to allocation of receipts and expenditures of charitable trusts to principal or income.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 92 YEAS, 1 NAY, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grande; Grosz; Grumbo; Gulleeson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

NAYS: Tollefson

ABSENT AND NOT VOTING: Gorder; Kliniske; Lloyd; Mahoney; Nicholas

HB 1276 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1280: A BILL for an Act to amend and reenact subsection 15 of section 57-02-08 of the North Dakota Century Code, relating to the property tax exemption for farm residences and buildings; and to provide an effective date.

ROLL CALL

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

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Brusegaard; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grande; Grosz; Grumbo; Gulleeson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Maragos; Martin; Martinson; Mickelson; Monson; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

NAYS: Byerly; Keiser; Murphy; Soukup; Tollefson

ABSENT AND NOT VOTING: Gorder; Kliniske; Lloyd; Mahoney; Nicholas

HB 1280 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1283: A BILL for an Act to provide for rights of organization and representation of state employees, collective bargaining negotiations between the state of North Dakota and its employees, establishment of a state employment relations board, and public employment relations.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 25 YEAS, 68 NAYS, 0 EXCUSED, 5 ABSENT AND NOT VOTING.

YEAS: Aarsvold; Boucher; Brandenburg; Callahan; Christenson; Coats; Delmore; Fairfield; Glassheim; Grumbo; Gulleeson; Hanson; Huether; Kelsh, S.; Kerzman; Kretschmar; Mahoney; Maragos; Niemeier; Oban; Rose; Sandvig; Schmidt; Thorpe; Warner

NAYS: Axtman; Belter; Berg; Bernstein; Boehm; Brown; Brusegaard; Byerly; Carlisle; Carlson; Christopherson; Clark; Dalrymple; DeKrey; Delzer; Devlin; Dorso; Drovdal; Freier; Froseth; Galvin; Gerntholz; Grande; Grosz; Gunter; Hausauer; Hawken; Henegar; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kempenich; Kilzer; Klein; Kroeplin; Kunkel; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols;

Nottestad; Olson; Poolman; Price; Renner; Rennerfeldt; Sabby; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Tollefson; Torgerson; Wald; Wardner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Gorder; Kliniske; Koppelman; Lloyd; Nicholas

HB 1283 was declared lost.

SECOND READING OF HOUSE BILL

HB 1286: A BILL for an Act to amend and reenact section 57-43.1-03.1 of the North Dakota Century Code, relating to assignment of motor vehicle fuel tax refunds; to repeal section 57-43.1-12 of the North Dakota Century Code, relating to assignment of motor vehicle fuel tax refunds; to provide an effective date; and to declare an emergency.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 80 YEAS, 14 NAYS, 0 EXCUSED, 4 ABSENT AND NOT VOTING.

YEAS: Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brandenburg; Brown; Callahan; Carlisle; Christenson; Christopherson; Clark; Coats; Dalrymple; Delmore; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grumbo; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Monson; Murphy; Nelson; Nichols; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Wentz; Speaker Timm

NAYS: Aarsvold; Brusegaard; Byerly; Carlson; DeKrey; Delzer; Grande; Grosz; Gulleeson; Kerzman; Mickelson; Niemeier; Weisz; Wilkie

ABSENT AND NOT VOTING: Gorder; Kliniske; Lloyd; Nicholas

HB 1286 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1288: A BILL for an Act to amend and reenact section 57-14-08 of the North Dakota Century Code, relating to property reassessments.

ROLL CALL

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

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Boucher; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grande; Grosz; Grumbo; Gulleeson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjerm; Svedjan; Sveen; Thompson; Thoreson; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Brandenburg; Gorder; Kliniske; Lloyd; Nicholas; Thorpe

HB 1288 passed and the title was agreed to.

SECOND READING OF HOUSE BILL

HB 1290: A BILL for an Act to amend and reenact section 21-03-07 and subsection 3 of section 21-03-10.1 of the North Dakota Century Code, relating to the vote required to approve issuance of bonds by political subdivisions.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 15 YEAS, 77 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Callahan; Delmore; Glassheim; Hawken; Jensen; Keiser; Kunkel; Maragos; Nottestad; Olson; Sandvig; Sveen; Thoreson; Wardner; Wentz

NAYS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Brown; Brusegaard; Byerly; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delzer; Devlin; Dorso; Drovda; Fairfield; Freier; Froseth; Galvin; Gerntholz; Grande; Grosz; Grumbo; Gulleon; Gunter; Hanson; Hausauer; Henegar; Huether; Jacobs; Johnsen, C.; Johnson, D.; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Mahoney; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Oban; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Thompson; Thorpe; Tollefson; Torgerson; Wald; Warner; Weisz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Boucher; Brandenburg; Gorder; Kliniske; Lloyd; Nicholas

HB 1290 was declared lost.

SECOND READING OF HOUSE BILL

HB 1292: A BILL for an Act to create and enact two new sections to chapter 57-19 of the North Dakota Century Code, relating to the control and use of school district special reserve funds; to amend and reenact section 57-19-02 of the North Dakota Century Code, relating to school district special reserve funds; to repeal sections 57-19-06, 57-19-07, and 57-19-08 of the North Dakota Century Code, relating to school district special reserve funds, the use of vouchers, and the liability of school district officers and county treasurers in connection with school district special reserve funds; and to declare an emergency.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO PASS, the roll was called and there were 74 YEAS, 18 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Axtman; Belter; Berg; Bernstein; Brusegaard; Byerly; Callahan; Carlisle; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Devlin; Dorso; Drovda; Fairfield; Froseth; Galvin; Gerntholz; Glassheim; Grande; Grumbo; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nottestad; Oban; Olson; Poolman; Price; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Tollefson; Torgerson; Wald; Wardner; Weisz; Speaker Timm

NAYS: Aarsvold; Boehm; Brown; Carlson; Delzer; Freier; Grosz; Gulleon; Jacobs; Kerzman; Nichols; Niemeier; Renner; Skarphol; Thorpe; Warner; Wentz; Wilkie

ABSENT AND NOT VOTING: Boucher; Brandenburg; Gorder; Kliniske; Lloyd; Nicholas

HB 1292 passed, the title was agreed to, and the emergency clause was declared carried.

SECOND READING OF HOUSE BILL

HB 1296: A BILL for an Act to amend and reenact section 54-03-01.5 of the North Dakota Century Code, relating to legislative redistricting requirements.

ROLL CALL

The question being on the final passage of the bill, which has been read, and has committee recommendation of DO NOT PASS, the roll was called and there were 6 YEAS, 86 NAYS, 0 EXCUSED, 6 ABSENT AND NOT VOTING.

YEAS: Bernstein; Clark; Kelsh, S.; Kretschmar; Maragos; Sveen

NAYS: Aarsvold; Axtman; Belter; Berg; Boehm; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grande; Grosz; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kroeplin; Kunkel; Mahoney; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Boucher; Brandenburg; Gorder; Kliniske; Lloyd; Nicholas

HB 1296 was declared lost.

SECOND READING OF HOUSE BILL

HB 1297: A BILL for an Act to amend and reenact subsection 1 of section 32-03.2-11 of the North Dakota Century Code, relating to exemplary damages.

ROLL CALL

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

YEAS: Aarsvold; Axtman; Belter; Berg; Bernstein; Boehm; Brown; Brusegaard; Byerly; Callahan; Carlisle; Carlson; Christenson; Christopherson; Clark; Coats; Dalrymple; DeKrey; Delmore; Delzer; Devlin; Dorso; Drovdal; Fairfield; Freier; Froseth; Galvin; Gerntholz; Glassheim; Grande; Grosz; Grumbo; Gulleson; Gunter; Hanson; Hausauer; Hawken; Henegar; Huether; Jacobs; Jensen; Johnsen, C.; Johnson, D.; Keiser; Kelsch, R.; Kelsh, S.; Kempenich; Kerzman; Kilzer; Klein; Koppelman; Kretschmar; Kroeplin; Kunkel; Mahoney; Maragos; Martin; Martinson; Mickelson; Monson; Murphy; Nelson; Nichols; Niemeier; Nottestad; Oban; Olson; Poolman; Price; Renner; Rennerfeldt; Rose; Sabby; Sandvig; Schmidt; Skarphol; Soukup; Stenehjem; Svedjan; Sveen; Thompson; Thoreson; Thorpe; Tollefson; Torgerson; Wald; Wardner; Warner; Weisz; Wentz; Wilkie; Speaker Timm

ABSENT AND NOT VOTING: Boucher; Brandenburg; Gorder; Kliniske; Lloyd; Nicholas

HB 1297 passed and the title was agreed to.

MOTION

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

MOTION

REP. FREIER MOVED that the House be on the Fifth and Thirteenth orders of business and at the conclusion of those orders, the House stand adjourned until 8:30 a.m., Monday, February 10, 1997, which motion prevailed.

REPORT OF STANDING COMMITTEE

HB 1016: Appropriations Committee (Rep. Dalrymple, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (21 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HB 1016 was placed on the Sixth order on the calendar.

Page 1, line 18, replace "\$2,898,663" with "\$324,991"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 512 - DIVISION OF EMERGENCY MANAGEMENT

HOUSE - This amendment corrects the amount of estimated income to come from the state hazardous material preparedness and response fund. The bill as introduced included other estimated income in the amount to come from this fund.

REPORT OF STANDING COMMITTEE

HB 1022: Appropriations Committee (Rep. Dalrymple, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (18 YEAS, 3 NAYS, 2 ABSENT AND NOT VOTING). HB 1022 was placed on the Sixth order on the calendar.

Page 1, line 19, replace "1,142,063" with "1,227,227"

Page 1, line 20, replace "4,943,318" with "4,858,154"

Page 1, after line 22, insert:

"Capital improvements \$55,000"

Page 2, line 1, replace "\$364,583" with "364,583"

Page 2, line 2, replace "364,583" with "419,583"

Page 2, line 3, replace "5,307,901" with "5,277,737"

Renumber accordingly

STATEMENT OF PURPOSE OF AMENDMENT:

DEPARTMENT 701 - HISTORICAL SOCIETY

HOUSE - This amendment makes the following changes:

	1997-99 EXECUTIVE RECOMMENDATION	PUBLIC INFORMATION PROGRAM	VOLUNTEER/FACILITY PROGRAM	TOTAL CHANGES	HOUSE VERSION
Salaries and wages	\$4,101,499				\$4,101,499
Operating expenses	917,905				917,905
Equipment	81,244				81,244
Capital improvements	494,197				494,197
Grants	485,559				485,559
Yellowstone-Missouri- Ft. Union Comm.	4,977				4,977
Total	\$6,085,381	\$0	\$0	\$0	\$6,085,381
General fund	\$4,943,318	\$(67,772)	\$(17,392)	\$(85,164)	\$4,858,154
Special funds	<u>1,142,063</u>	<u>67,772</u>	<u>17,392</u>	<u>85,164</u>	<u>1,227,227</u>
Total	\$6,085,381	\$0 ¹	\$0 ²	\$0	\$6,085,381
FTE	54.00	0.00	0.00	0.00	54.00

¹ Replaces the general fund increase for the salaries and wages of the public information program with special funds as included in the 97 percent budget request of the Historical Society.

² Replaces the general fund increase for the salaries and wages of the volunteer/facility program with special funds as included in the 97 percent budget request of the Historical Society. The executive recommendation provided 60 percent of the salaries and wages for this position from the general fund. This amendment changes the general fund portion to 30 percent.

DEPARTMENT 704 - INTERNATIONAL PEACE GARDEN

HOUSE - This amendment provides \$55,000 from the general fund for capital improvements at the International Peace Garden. The funding of up to \$55,000 is provided to match the Canadian contribution for constructing a maintenance building and for sidewalk replacement at the International Peace Garden.

REPORT OF STANDING COMMITTEE

HB 1074: Transportation Committee (Rep. Skarphol, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1074 was placed on the Sixth order on the calendar.

Page 1, line 1, replace "two" with "three"

Page 2, line 25, replace "Sixty-five" with "Sixty" and replace "104.61" with "96.57"

Page 2, line 27, after "highways" insert "and paved and divided, multilane highways if within the time period of one-half hour after sunset to one-half hour before sunrise"

Page 2, line 30, replace "Two" with "Three"

Page 3, line 1, replace "Seventy" with "Sixty-five", replace "112.65" with "104.61", and replace "and divided multilane," with "two-lane"

Page 3, line 2, after "highways" insert "if within the time period of one-half hour before sunrise to one-half hour after sunset"

Page 3, after line 2, insert:

"Seventy miles [112.65 kilometers] an hour on paved and divided, multilane highways if within the time period of one-half hour before sunrise to one-half hour after sunset, unless otherwise permitted, restricted, or required by conditions."

Page 3, line 3, replace "Seventy-five" with "Seventy" and replace "120.70" with "112.65"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1146, as engrossed: Education Committee (Rep. R. Kelsch, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). Engrossed HB 1146 was placed on the Sixth order on the calendar.

Page 1, line 1, remove "create and enact a new section to chapter 15-40.1 of the North Dakota"

Page 1, line 2, remove "Century Code, relating to per student payments; and to"

Page 1, line 3, after the first comma insert "15-40.1-07.4,", replace the fourth comma with "and", and remove ", and"

Page 1, line 4, remove "57-19-09"

Page 1, line 9, remove "special reserve fund discontinuation,"

Page 1, line 10, after "withdrawals" insert "; and to declare an emergency"

Page 1, line 16, remove the overstrike over "~~section~~"

Page 1, line 17, remove the overstrike over "~~15-40.1-07~~" and remove "this chapter"

Page 1, line 20, remove the overstrike over "~~high school~~"

Page 1, line 21, remove the overstrike over "~~high school~~"

Page 1, line 22, after "2." insert:

"If any school district receiving per student payments calculated under this chapter reorganizes with another school district under chapter 15-27.3 or 15-27.6 on or after July 1, 1997, the school district resulting from the reorganization is entitled to receive the same per student payments for each high school and elementary student as each separate school district received for each high school and elementary student prior to the reorganization, for a period of four years."

3."

Page 1, line 23, after "1" insert "or 2"

Page 2, replace lines 3 through 10 with:

"SECTION 2. AMENDMENT. Section 15-40.1-07.4 of the North Dakota Century Code is amended and reenacted as follows:

15-40.1-07.4. ~~High school per~~ Per student payments - Cooperating districts.

1. If any school district receiving payments under section 15-40.1-07 cooperates with another school district for the joint provision of education services under a plan approved by the superintendent of public instruction, each cooperating district is entitled to receive, for a period of four years, at least the same per student payment for each high school student as the district received prior to initiation of the cooperative plan.
2. If, on or after July 1, 1997, any school district receiving payments under this chapter cooperates with another school district for the joint provision of education services under a plan approved by the superintendent of public instruction, each cooperating district is entitled to receive, for a period of four years, at least the same per student payment for each high school and elementary student as the district received prior to initiation of the cooperative plan."

Page 4, remove lines 25 through 31

Page 5, remove lines 1 through 10

Page 5, after line 16, insert:

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

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1237: Industry, Business and Labor Committee (Rep. Berg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1237 was placed on the Sixth order on the calendar.

Page 1, line 1, after the semicolon insert "to provide an expiration date;"

Page 1, line 5, remove "sale, and" and after "transmission" insert ", and distribution"

Page 1, line 8, remove "sale, and" and after "transmission" insert ", and distribution"

Page 1, line 12, remove "sale, and" and after "transmission" insert ", and distribution"

Page 1, line 17, remove "sale, and"

Page 1, line 18, after "transmission" insert ", and distribution"

Page 3, line 25, remove "sale, and" and after "transmission" insert ", and distribution"

Page 5, line 19, remove "sale, and" and after "transmission" insert ", and distribution"

Page 5, after line 19, insert:

"**SECTION 4. EXPIRATION DATE.** This Act is effective through August 1, 2003, and after that date is ineffective."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1289: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (11 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1289 was placed on the Sixth order on the calendar.

Page 1, line 18, after the underscored period insert "For purposes of this subsection:

- a. "Acquired" means the purchase of property that was subject to ad valorem taxes immediately preceding the purchase.
- b. "Constructed" or "improved" means construction of a new structure or addition to an existing structure or improvement of an existing structure if the construction or improvement has a total cost of fifty thousand dollars or more."

Page 2, line 10, after the underscored period insert "For purposes of this subsection:

- a. "Acquired" means the purchase of property that was subject to ad valorem taxes immediately preceding the purchase.
- b. "Constructed" or "improved" means construction of a new structure or addition to an existing structure or improvement of an existing structure if the construction or improvement has a total cost of fifty thousand dollars or more."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1307: Political Subdivisions Committee (Rep. Poolman, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (9 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1307 was placed on the Sixth order on the calendar.

Page 1, line 10, remove "and any employee of"

Page 1, line 11, remove the first "the city"

Page 1, line 12, remove "or employee" and replace "charges" with "allegations of fact sufficient to justify termination for cause, if found true,"

Page 1, line 13, remove the first "or employee" and remove the second "or employee"

Page 1, line 14, replace "ten" with "twenty", replace "charges" with "allegations", and remove "or"

Page 1, line 15, remove "employee"

Page 1, line 17, remove "or employee" and replace "charges" with "allegations"

Page 1, line 18, replace "charges" with "allegations"

Page 1, line 20, replace "charges" with "allegations"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1326: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (10 YEAS, 3 NAYS, 1 ABSENT AND NOT VOTING). HB 1326 was placed on the Sixth order on the calendar.

Page 1, line 1, after "57-15-06.7" insert "and section 57-15-26.5"

Page 1, line 2, after "county" insert "and rural"

Page 1, line 7, replace "thirteen" with "eight"

Page 1, after line 7, insert:

"SECTION 2. AMENDMENT. Section 57-15-26.5 of the North Dakota Century Code is amended and reenacted as follows:

57-15-26.5. General tax levy of rural ambulance service districts. A rural ambulance service district may levy, in accordance with chapter 11-28.3, a tax not exceeding ~~five~~ eight mills on the taxable value of property within the district."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1361: Human Services Committee (Rep. Price, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1361 was placed on the Sixth order on the calendar.

Page 1, line 15, after the underscored period insert "The clerk shall prescribe and furnish the form that is to be completed by the person who certifies that the applicant has completed the premarital counseling."

Page 2, replace lines 6 through 17 with:

"counseling. For the purposes of this section, "premarital counseling" means one or more meetings, totaling at least six hours, between two parties who are eligible to enter into a marriage contract and have either made application for a marriage license or intend to apply for a marriage license, and one or more neutral parties, for purposes of discussing the rights, expectations, needs, obligations, and other commitments incident to the marriage contract, including discussion about children, finances, relationships with new family members and friends, time management, goal setting, and communication and conflict resolution skills.

2. In the course of premarital counseling, the parties and the counselor shall evaluate the parties' compatibility as a couple and their commitment to one another.
3. Premarital counseling may be provided by any of the following:
 - a. A member of the clergy;
 - b. Staff of a church, including a church volunteer sponsoring couple, or other religious organization with training in premarital counseling; or
 - c. A trained or certified counselor.
4. The completion of the certificate required under section 14-03-22 by the person performing the counseling constitutes a certification that the parties have been counseled."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1412: Industry, Business and Labor Committee (Rep. Berg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO PASS** (14 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1412 was placed on the Sixth order on the calendar.

Page 1, line 1, after "A BILL" replace the remainder of the bill with "for an Act to create and enact a new subsection to section 10-04-06 of the North Dakota Century Code, relating to a "test the waters" exemption to registration of securities.

BE IT ENACTED BY THE LEGISLATIVE ASSEMBLY OF NORTH DAKOTA:

SECTION 1. A new subsection to section 10-04-06 of the North Dakota Century Code is created and enacted as follows:

The distribution of a prospectus or similar disclosure document by an issuer to "test the waters" with an offer of a security for the sole purpose of discussing possible business strategies or economic development or soliciting potential indications of interest from prospective purchasers if the issuer:

- a. Is organized under the laws of this state and operates its principal place of business in this state or is a person who is a member of the North Dakota private capital investment network or multistate angel capital electronic network who has registered with the commissioner and who offers, sells, purchases, or exchanges only securities that are registered with the commissioner or the securities and exchange commission.
- b. Does not engage in or propose activities for petroleum exploration, oil production, extractive mining, or any blind pool offering without a specific business purpose.
- c. Discusses potential business strategies and economic development or solicits indications of potential interest in a project or business only within a period of twelve months after receiving approval from the commissioner and does not pay a commission or fee to any person for soliciting a potential investor or prospective purchaser in this state or involving a resident of this state unless the person who receives the commission or fee is registered as a dealer or sales agent in this state.
- d. Intends to file an application to register securities in this state or to receive approval for an exemption under subsection 9 and the issuer intends to offer and sell securities described in section 3(a)11 of the federal Securities Act of 1933, in regulation A or rule 504 of regulation D of the securities and exchange commission, in a small corporate offering registration, or in a state or federal securities registration for a private placement involving only accredited investors as defined by the securities and exchange commission.
- e. Files a solicitation of interest form and copies of any advertising or marketing materials, including scripts for use in telephone, television, electronic, or computer publications, for approval by the commissioner at least ten business days before the issuer begins soliciting indications of interest from potential purchasers and at least ten business days before publishing or distributing any materials or information to any person.
- f. Obtains approval of the commissioner for any amendments or changes in filed forms, marketing materials, or advertisements at least ten business days before distributing the amended marketing materials or amended advertising information to any person.
- g. Stops all communications with prospective investors made in reliance on this exemption immediately after filing an application to register or qualify the securities with the commissioner or with the securities and exchange commission.
- h. Does not accept money or sign completed contracts for sales of securities with any person while soliciting indications of interest and does not complete any sales of securities until at least ten business days after completing a securities registration in this state.
- i. Includes the name, address, and telephone number of the chief executive officer of the issuer, a general description of the business and products, and the following statements in any published notice, marketing materials, or broadcast scripts:

NO MONEY OR OTHER CONSIDERATION IS BEING SOLICITED AND NONE WILL BE ACCEPTED UNTIL AFTER THESE SECURITIES ARE REGISTERED OR QUALIFIED WITH THE SECURITIES COMMISSIONER OF THIS STATE AND WITH THE SECURITIES AND EXCHANGE COMMISSION.

NO SALES OF THESE SECURITIES WILL BE MADE OR COMMITMENT TO PURCHASE ACCEPTED UNTIL AFTER DELIVERY OF A PROSPECTUS THAT INCLUDES ADDITIONAL INFORMATION ABOUT THE OFFERING.

A PROSPECTIVE INVESTOR WHO EXPRESSES AN INTEREST IN THIS INVESTMENT OR PROJECT IS NOT OBLIGATED OR COMMITTED TO INVEST MONEY OR PURCHASE SECURITIES.

- j. Does not know and, in the exercise of reasonable care, could not have know that the issuer or any officer, director, ten percent shareholder, promoter, partner, manager or agent of the issuer has:
 - (1) Been the subject of or filed a registration statement that is the subject of a stop order, administrative enforcement order, judgment, injunction, or restraining order issued by any federal or state securities agency, any court of competent jurisdiction, or the United States postal service and which prohibits, denies, or revokes the registration, offer, sale, or purchase of a security, franchise, commodity, or other financial transaction or which involves fraud, deceit, misstatements of material facts, forgery, embezzlement, obtaining money under false pretenses, larceny, conspiracy to defraud, or similar deceptive acts; or
 - (2) Been convicted of any felony or misdemeanor involving the offer, purchase, or sale of a security, franchise, commodity, or financial transaction, or any felony or misdemeanor involving fraud, deceit, forgery, embezzlement, obtaining money under false pretenses, larceny, conspiracy to defraud, or a similar financial crime."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1449: Finance and Taxation Committee (Rep. Belter, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (10 YEAS, 4 NAYS, 0 ABSENT AND NOT VOTING). HB 1449 was placed on the Sixth order on the calendar.

Page 1, line 2, remove "office furniture and"

Page 1, line 10, remove "office furniture," and remove the second comma

Page 2, remove lines 4 through 6

Page 2, line 7, replace "c" with "b"

Page 2, line 8, replace "which" with "that has been determined by the director of the department of economic development and finance to be a business that,"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1452: Human Services Committee (Rep. Price, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1452 was placed on the Sixth order on the calendar.

Page 1, line 6, after "establish" insert "two" and after "programs" insert ", one"

Page 1, line 7, after the first "in" insert "a", after "rural" insert "school district", after "and" insert "one in an", and replace "districts" with "district,"

Page 1, line 8, after "board" insert "or consortium"

Page 1, line 9, replace "is authorized by" with "meets the licensing requirements of", replace "to provide" with "board of", and replace "services or" with "and"

Page 1, line 10, after "is" insert "a registered nurse" and replace "licensed to provide" with "that provides"

Page 1, line 11, replace "the provision of" with "providing"

Page 1, line 12, after the first comma insert "providing", after the second comma insert "being a resource for", remove "education", and after the third comma insert "providing"

Page 1, line 13, after "and" insert "providing"

Page 1, line 16, replace the second comma with "and" and remove ", and nutrition"

Page 1, line 17, replace "is considered to be an employee or agent of a public" with "shall abide by the provisions of"

Page 1, line 18, remove "school district for purposes of", after "15-47-50" insert ", as stated in the nurse's contract", after "Each" insert "local", and after "district" insert "or consortium"

Page 1, line 19, after "program" insert "is responsible for providing office supplies, restocking medical supplies, and for the monthly cost of a cellular telephone. Each participating school district or consortium"

Page 1, line 20, after the period insert "The local school board or consortium and the nurse shall report, as requested, to the department of health. The department of health shall report its findings regarding the pilot program to the 1999 legislative assembly."

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1464: Industry, Business and Labor Committee (Rep. Berg, Chairman) recommends **AMENDMENTS AS FOLLOWS** and when so amended, recommends **DO NOT PASS** (12 YEAS, 3 NAYS, 0 ABSENT AND NOT VOTING). HB 1464 was placed on the Sixth order on the calendar.

Page 1, line 16, after "residence" insert "unless a medical evaluation by a specialist is required and a specialist is not available in the state of residence"

Renumber accordingly

REPORT OF STANDING COMMITTEE

HB 1180: Judiciary Committee (Rep. Kretschmar, Chairman) recommends **DO PASS** and **BE REREFERRED** to the **Appropriations Committee** (13 YEAS, 0 NAYS, 1 ABSENT AND NOT VOTING). HB 1180 was rereferred to the **Appropriations Committee**.

REPORT OF STANDING COMMITTEE

HB 1225: Industry, Business and Labor Committee (Rep. Berg, Chairman) recommends **DO PASS** (15 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1225 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1227: Industry, Business and Labor Committee (Rep. Berg, Chairman) recommends **DO PASS** (10 YEAS, 4 NAYS, 1 ABSENT AND NOT VOTING). HB 1227 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1271: Political Subdivisions Committee (Rep. Poolman, Chairman) recommends **DO NOT PASS** (9 YEAS, 5 NAYS, 0 ABSENT AND NOT VOTING). HB 1271 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1294: Transportation Committee (Rep. Skarphol, Chairman) recommends **DO PASS** (8 YEAS, 5 NAYS, 1 ABSENT AND NOT VOTING). HB 1294 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1300: Transportation Committee (Rep. Skarphol, Chairman) recommends **DO NOT PASS** (11 YEAS, 2 NAYS, 1 ABSENT AND NOT VOTING). HB 1300 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1319: Transportation Committee (Rep. Skarphol, Chairman) recommends **DO NOT PASS** (8 YEAS, 4 NAYS, 2 ABSENT AND NOT VOTING). HB 1319 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1358: Political Subdivisions Committee (Rep. Poolman, Chairman) recommends **DO PASS** (14 YEAS, 0 NAYS, 0 ABSENT AND NOT VOTING). HB 1358 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1404: Transportation Committee (Rep. Skarphol, Chairman) recommends **DO NOT PASS** (11 YEAS, 0 NAYS, 3 ABSENT AND NOT VOTING). HB 1404 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1423: Political Subdivisions Committee (Rep. Poolman, Chairman) recommends **DO NOT PASS** (13 YEAS, 1 NAY, 0 ABSENT AND NOT VOTING). HB 1423 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HB 1435: Political Subdivisions Committee (Rep. Poolman, Chairman) recommends **DO NOT PASS** (8 YEAS, 6 NAYS, 0 ABSENT AND NOT VOTING). HB 1435 was placed on the Eleventh order on the calendar.

REPORT OF STANDING COMMITTEE

HCR 3012: Transportation Committee (Rep. Skarphol, Chairman) recommends **DO PASS** and **BE PLACED ON THE CONSENT CALENDAR** (12 YEAS, 0 NAYS, 2 ABSENT AND NOT VOTING). HCR 3012 was placed on the Tenth order on the calendar.

FIRST READING OF SENATE BILLS

SB 2162: A BILL for an Act to repeal section 34-06.1-08 of the North Dakota Century Code, relating to posting of copies of the equal pay law by the commissioner of labor. Was read the first time and referred to the **Industry, Business and Labor Committee**.

SB 2164: A BILL for an Act to amend and reenact section 24-05-04 of the North Dakota Century Code, relating to purchases and agreements for the use of road machinery; and to declare an emergency. Was read the first time and referred to the **Political Subdivisions Committee**.

SB 2172: A BILL for an Act to amend and reenact sections 4-22-17, 4-22-22, and 4-22-48 of the North Dakota Century Code, relating to the election of soil conservation district supervisors and consolidation of soil conservation districts. Was read the first time and referred to the **Agriculture Committee**.

SB 2184: A BILL for an Act to amend and reenact subsection 2 of section 16.1-08.1-03.1 of the North Dakota Century Code, relating to campaign contribution statements required of persons promoting passage or defeat of initiated or referred measures. Was read the first time and referred to the **Judiciary Committee**.

SB 2185: A BILL for an Act to create and enact a new section to chapter 51-07 of the North Dakota Century Code, relating to pawnbrokers and secondhand stores; and to provide a penalty. Was read the first time and referred to the **Political Subdivisions Committee**.

SB 2195: A BILL for an Act to amend and reenact subsection 5 of section 57-15-28.1 of the North Dakota Century Code, relating to the old-age and survivor insurance system tax levy. Was read the first time and referred to the **Finance and Taxation Committee**.

SB 2199: A BILL for an Act to create and enact a new section to chapter 40-47 and a new section to chapter 40-48 of the North Dakota Century Code, relating to conditions for approval of an amendment or modification of a zoning regulation or approval of a plat. Was read the first time and referred to the **Political Subdivisions Committee**.

SB 2205: A BILL for an Act to amend and reenact section 34-06-12 of the North Dakota Century Code, relating to wage, hour, and conditions of labor orders issued by the commissioner of labor.

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

SB 2215: A BILL for an Act to amend and reenact section 34-14-02 of the North Dakota Century Code, relating to the direct deposit of wages by employers.

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

SB 2285: A BILL for an Act to amend and reenact subdivision b of subsection 1 of section 12.1-20-03, subdivision c of subsection 1 of section 12.1-20-07, subsection 6 of section 19-03.1-05, subsection 4 of section 19-03.1-07, and subsection 4 of section 19-03.1-11 of the North Dakota Century Code, relating to controlled substances in sex crimes and the categorizing of controlled substances.

Was read the first time and referred to the **Human Services Committee**.

SB 2288: A BILL for an Act to amend and reenact section 6-03-49.1 of the North Dakota Century Code, relating to associations of state and national banks becoming shareholders in bank service corporations; and to declare an emergency.

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

SB 2312: A BILL for an Act to amend and reenact sections 15-62.2-00.1 and 15-62.2-03.3 of the North Dakota Century Code, relating to scholarships for postsecondary students.

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

SB 2347: A BILL for an Act to authorize the adjutant general to borrow funds to respond to disasters; to create and enact a new section to chapter 54-16 of the North Dakota Century Code, relating to authorizing state agencies to borrow funds for disasters; to amend and reenact section 54-16-08 of the North Dakota Century Code, relating to state contingencies appropriation; to provide an appropriation; and to declare an emergency.

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

DELIVERY OF ENROLLED BILLS AND RESOLUTIONS

The following bills were delivered to the Governor for his approval at the hour of 2:46 p.m., February 7, 1997: HB 1059, HB 1060, HB 1091, HB 1108, HB 1113, HB 1126, HB 1130, HB 1148.

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

ROY GILBREATH, Chief Clerk